

REPORTS FROM OFFICERS

8. REPORT OF GENERAL MANAGER

No reports this round

9. REPORT OF DIRECTOR BUSINESS SERVICES

9.1 Submission Local Government Acts Taskforce - A New Local Government Act for NSW

Attachments

Council submission - *A New Local Government Act for NSW*

Report

The Local Government Acts Taskforce recently released their stage two discussion paper, A New Local Government Act for NSW. The paper is designed to promote discussion on how the legislation can be rewritten with the view of making the Act more flexible and modern for the long term sustainability of local government in NSW.

Council has prepared a submission which was subject to a Briefing on 4 June 2013 where Council indicated their acceptance of the responses to the questions posed in the discussion paper prepared by the Taskforce. Council supports the approach the Taskforce has taken in the discussion paper and has provided responses as indicated to Council.

Although the rewrite of the Act cannot be finalised until the Independent Local Government Review Panel has reported to the State Government in September 2013, the Taskforce has made great inroads towards developing an Act which is streamlined, written in plain language and reduces unnecessary red tape.

Submissions to the Taskforce close on 28 June 2013.

Officer's Recommendation

1. That the final draft submission by Campbelltown City Council on the Local Government Acts Taskforce discussion paper - A New Local Government Act for NSW be adopted.
2. That the final draft submission by Campbelltown City Council on the Local Government Acts Taskforce discussion paper - A New Local Government Act for NSW be forwarded to the Local Government Acts Taskforce for consideration.

Council Meeting 18 June 2013 (Hawker/Matheson)

That the Officer's Recommendation be adopted.

Council Resolution Minute Number 123

That the Officer's Recommendation be adopted.

ATTACHMENT 1

<p>Name: Paul Tosi</p>	<p>Title: General Manager</p>	<p>Contact Campbelltown City Council Details: PO Box 57 CAMPBELLTOWN NSW 2560</p>
<p>Question</p> <p>1) Do you support the proposed approach to the construction of the new Act and why? If not, why not?</p>	<p>Response</p> <p>Overall, Campbelltown City Council supports the approach to a new Local Government Act as proposed by the Taskforce. Although the rewrite cannot be finalised until the Independent Local Government Review Panel has reported to the State Government in September 2013, the Taskforce has made great inroads to address concerns within the current Act.</p> <p>The proposed approach of rewriting the Act to be a more flexible, modern piece of legislation makes sense. Written in plain English in a logical order, the new Act needs to be more flexible with less prescription to allow councils a degree of autonomy, while also ensuring the governance framework councils operate in is sound and transparent.</p> <p>The Act needs to mandate what local government 'must do', with regulations and guidelines outlining the 'how to'. It is important that the strategic direction of local government is at the forefront of the new Act, the goal is enable local government and help councils better serve their local communities.</p> <p>It is encouraging that the Taskforce proposals highlight the importance of the Integrated Planning and Reporting (IPR) framework to the new Act. IPR helps ensure the local community is provided with the opportunity to become involved in the direction of the council, and in the provision of the types of services that the residents want. The level of reporting required under IPR also ensures that council and other agencies involved in the delivery of services are held to account by the community.</p> <p>The importance of technology in the delivering of efficient and effective services to the community is also highlighted in the proposal in a number of areas. It is vital that the new Act takes into account future technology developments and how councils may apply them to show local government to be forward thinking.</p> <p>The challenge will be in the rewrite of the Act, and how those principles can be consistently applied when a "one size fits all" approach clearly does not work.</p>	

<p>Proposals supported</p> <p>1.3 – approach and principles for the development of the new Act.</p> <ul style="list-style-type: none"> • Flexible, principles based legislative framework, avoiding prescription, written in plain language and in a logical form. • IPR should form the central theme of the new Act and be the primary strategic tool that supports councils delivering services to their communities. • The Taskforce views as essential that the new Act recognises the importance of technology to connect with communities to more efficiently and effectively to deliver services. • An underlying principle in the governance framework for local government ensures the Act facilitates councils acting fairly, responsibly, ethically and in the public interest. • A more consistent approach for the use and naming of the regulatory and other functions. 	<p>Why?</p> <p>This proposal is supported. The Taskforce recognises that the new Act should be written in such a way that it is easy to understand, in a logical order and less prescriptive.</p> <p>The new Act should enable local government to be responsible to the community, rather than the State Government, while also providing a strong governance structure to ensure transparency and consistent approaches to regularly functions.</p>
<p>2) What proposals do you support and why?</p>	

3.1.1 – purposes of the Local Government Act

- A legal framework for the NSW local government system.
- The nature and extent of the responsibilities and powers.
- A system of local government that is accountable, effective, efficient and sustainable.

3.2.1 – IPR

- This proposal elevates IPR to form a central plank of the new Act.
- It states the provisions will be simplified to increase flexibility.

3.2.3 – technology

- Promotes innovative use of technology.
- Flexibility in allowing Council to determine the use of technology taking into account the principles of community engagement through IPR.

This proposal is supported as it explains the role of local government, but more detail is required regarding the extent of the powers and responsibilities of local government.

This proposal is supported. The new Act should support working with the State Government and other agencies to deliver appropriate services to the local community, as under IPR. Removing duplications of other provisions by incorporating them into IPR ties in with the desire of the Taskforce to simplify the new Act. To ensure effective working relationships with other agencies and increase the flexibility of councils to deliver the services required by the community, it is important that the IPR provisions also be simplified.

This proposal is supported. Technology has come a long way in the last 20 years, and it is imperative that the new Act considers the next 20 years. The challenge will be in the rewriting of the new Act which allows councils to take a broad view of requirements where technology will achieve the outcome required. The new Act must also take into account any implications with other Acts in regards to the use and

	<p>3.3.1 – elections</p> <ul style="list-style-type: none"> • The choice of postal voting to increase efficiency and voter participation. • The most appropriate voting system. • The option of using electronic voting. • Mechanisms for removing the need for by elections when a vacancy occurs. 	<p>application of technology for this purpose, such as the Government Information (Public Access) Act 2009 (NSW) and the Privacy and Personal Information Protection Act 1998 (NSW).</p> <p>This proposal is supported. The use of postal voting will increase voter participation and reduce council election costs.</p> <p>The type of voting system to be used should be mandated, as different councils have different ideas of what is democratic.</p> <p>The option of using electronic voting is supported. It shows local government to be forward thinking and moving with the times, although privacy concerns would need to be addressed.</p> <p>The proposal to include mechanisms for removing the need for by-elections when a vacancy occurs is supported. By-elections can be costly, especially as a whole election (and not wards). We support replacing with next past the post from that group, although the challenge would be how to replace if the candidate was ungrouped (perhaps with the next independent).</p> <p>There are not many options for a popularly elected Mayor, other than another election. If a Mayor resigns in the year of an election, the Council could elect a Mayor for the remainder of the term.</p>
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<ul style="list-style-type: none"> • Half term elections for Councillors similar to Senate elections. • The ward system being abolished. • Improving access to candidate information. • The enrolment process and maintenance of the non-residential roll. 	<p>This proposal is not supported as stated, as it requires further clarification. Half term elections would be disruptive, expensive and not conducive to forming relationships.</p> <p>This proposal does not affect Campbelltown City Council.</p> <p>This proposal is supported. The more people are informed about candidates, the more likely they are to want to work with local government to better the community.</p> <p>This proposal is supported.</p>
<p>3.3.2 – meetings</p> <ul style="list-style-type: none"> • Provisions be reviewed and modernised. • Facilitate councils using current and emerging technologies. • Model Code of Meeting Practice supplemented to meet local requirements. 	<p>This proposal is supported. There would be a consistent approach to meetings across local government if a Model Code of Meeting Practice was developed, with the necessary flexibility for each council to add their own provisions as appropriate.</p> <p>The proposal to utilise technology is also supported, including looking at video as a means of enhancing participation by absent councillors and community participation (where appropriate).</p>
<p>3.3.3 – appointment and management of staff</p>	<p>These proposals are supported. They aim to clarify the operational role of the General Manager in</p>

	<ul style="list-style-type: none"> • A number of proposals are set out here aimed at clarifying the roles of the Council and the General Manager. • The proposals strengthen the council's strategic role and separate it from the operational role of the General Manager. <p>3.3.7 – pecuniary interests</p> <ul style="list-style-type: none"> • The pecuniary interest provisions be reviewed in rewritten in line with the principles of the rewrite of the Act. • Technology be used to facilitate submission and maintenance of disclosures. <p>3.3.8 – delegations</p> <ul style="list-style-type: none"> • Provisions relating to delegations be 	<p>ensuring that day-to-day tasks are completed, as opposed to the strategic role of the councillors in determining the direction of the council.</p> <p>However, this appears to be in contrast to the Independent Panel's thoughts on the council retaining the power to approve the organisation structure on the advice of the General Manager. The Panel also proposes some protection to the General Manager (eg a six month cooling off period after an election in which the summary dismissal provisions of the General Manager's contract should not be applied).</p> <p>The proposal to move the advertising of positions and appointments to regulations is also supported, as would be a proposal which states local government does not need to advertise in papers to the detail currently expected, as it is a costly exercise over a year.</p> <p>This proposal is supported as it is in line with the thoughts behind the rewriting of the Act to make it simpler, remove red tape and add the use of technology where appropriate.</p> <p>This proposal is supported. Again, it is consistent with rewriting of the Act and it will also help clarify the roles</p>
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	<p>streamlined and reflective of the roles and responsibilities set out in the new Act.</p> <p>3.3.9 – financial governance</p> <ul style="list-style-type: none"> • Greater scope for focus on principles and definition of financial management and a legislative framework in line with IPR. • A rebalance of the regulatory focus towards systems and risk management. • Await Independent Panel work on associated fiscal issues. <p>3.3.10 – procurement</p> <ul style="list-style-type: none"> • Adoption of a more principles based enabling approach to procurement to support value for money outcomes. • A more flexible principles based approach to councils setting a threshold on risk assessment. • The delegations section of the Act be reviewed to facilitate councils entering into collaborative arrangements such as ROCS and enabling delegations to General Managers with report back 	<p>of the council and the General Manager as mentioned in 3.3.3.</p> <p>This proposal is supported, although the Independent Panel is also reviewing associated fiscal issues. The proposal is in the direction of the rewriting of the Act in relation to better alignment with IPR, which will mean more effective monitoring of council performance.</p> <p>This proposal is supported, but there needs to be a balance between procurement principles and best practice, and any legislation changes must clearly define accountability. The use of technology is also supported, as it is line with the rewriting of the Act and the ROC principles support the working together theme.</p>
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	<p>provisions.</p> <ul style="list-style-type: none"> • Any changes to regulations on procurement support utilising available technology. <p>3.3.11 – capital expenditure framework</p> <ul style="list-style-type: none"> • A capital expenditure monitoring framework be introduced. <p>3.3.12 – public private partnerships</p> <ul style="list-style-type: none"> • PPP projects continue to be subject to regulation, provisions be reviewed to streamline and simplify and be subject to IPR framework. <p>3.3.13 – acquisition of land</p> <ul style="list-style-type: none"> • No change to the acquisition of land provisions as they are essential to a council's service delivery and the delivery of infrastructure. • Councils plans for the acquisition of 	<p>This proposal is supported as the current provisions in the Act and relevant guidelines are not well integrated, with enablement in the Act on one hand and further prescription in the other. The framework should focus on a two to three year capital expenditure program, as many capital projects are constructed over this timeframe. This would allow better reporting.</p> <p>The proposal to simplify this process is supported, but the Taskforce needs to ensure it ties in with both the White Paper and Independent Panel reviews. This proposal does not affect Campbelltown City Council or local government generally in the current environment, but if the changes proposed by the Taskforce are achieved, PPPs will likely be used more frequently.</p> <p>This proposal is supported, especially the linkage to the IPR process (as per the Act rewrite) to ensure transparency and community involvement. The option to allow resale in a broader range of circumstances should also be further investigated.</p>
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land be linked to the IPR process.

3.3.14 – public land

- The Taskforce recognises that the current processes for council land management are complex and inconsistent with the Crown Lands regime and should be simplified and complementary

3.3.15 – approvals, orders and enforcement

- Suggested changes relating to regulatory functions, as well as any areas which currently require approval that can be made redundant.

This proposal is supported, especially with the linkage to the IPR and simplifying the process. It is important to note that consistency and better integration with the Crown Lands Act in relation to public land is required, not duplication.

This proposal is supported, particularly in regards to statutory minimum standards to ensure a level of consistency and increased flexibility in implementation, although the IPART Red Tape (while not inconsistent with the Taskforce's streamlining approach), will greatly influence the Taskforce's proposal direction.

Part of the current proposals is to remove from the Act those Approval and Orders functions that would better fit under other Acts of a similar nature that regulate the function. This appears to be a sensible approach particularly where there is a direct correlation with the function (eg approval to operate an on-site system of sewage management or install a domestic oil or solid fuel heating appliance are uses associated with development on land that would fit better under the approvals provisions in Environmental Planning and Assessment legislation).

Similarly this approach is reflected in respect to the

	<p>Orders provisions, although the reference to 'companion animals' at page 55 dot point 3 is confusing, given companion animals are defined to usually mean a dog or a cat. If the Taskforce is referring to 'animals' generally rather than 'companion animals' specifically, there does not appear to be a correlation with the <i>Companion Animals Act 1998</i>, so the regulatory provisions relating to the keeping of animals should remain under the <i>Local Government Act</i>.</p> <p>The proposal to review the penalties provisions is supported. The time limit for commencing summary proceedings should also be increased to at least 12 months, in line with the relevant provisions of the <i>Protection of the Environment Operations Act 1997</i> or the <i>Environmental Planning and Assessment Act 1979</i>.</p> <p>This proposal is supported in principle, but the Taskforce is waiting on recommendations from the Independent Panel. It fits in with rewrite of the Act by ensuring different agencies are consistent with their approach.</p>	<p>Orders provisions, although the reference to 'companion animals' at page 55 dot point 3 is confusing, given companion animals are defined to usually mean a dog or a cat. If the Taskforce is referring to 'animals' generally rather than 'companion animals' specifically, there does not appear to be a correlation with the <i>Companion Animals Act 1998</i>, so the regulatory provisions relating to the keeping of animals should remain under the <i>Local Government Act</i>.</p> <p>The proposal to review the penalties provisions is supported. The time limit for commencing summary proceedings should also be increased to at least 12 months, in line with the relevant provisions of the <i>Protection of the Environment Operations Act 1997</i> or the <i>Environmental Planning and Assessment Act 1979</i>.</p> <p>This proposal is supported in principle, but the Taskforce is waiting on recommendations from the Independent Panel. It fits in with rewrite of the Act by ensuring different agencies are consistent with their approach.</p>
<p>3) What proposals do you think could be improved, modified and strengthened and how?</p>	<p>3.3.16 – water management</p> <ul style="list-style-type: none"> The Taskforce will await the report from the Independent Panel on water management so that regulation of water by local government can be further considered. 	<p>3.1.1 – purposes of the Local Government Act Although the proposal explains the role of local government, more detail and clarification is required regarding the extent of the powers and responsibilities of local government.</p> <p>3.2.2 – community consultation and engagement</p>

	<p>This set of principles guides councils in how consultation and engagement might occur. The provisions need to go further by guiding councils and the community on how community input is considered by councils when making decisions, otherwise what happens when decisions are made by councils that do not meet the needs of the more vocal sections of the community?</p> <p>There needs to be some regulation around this to ensure transparency for the sake of councils and their communities. It is also important that the proposed engagement principles are consistent with other recently released reviews, such as the White Paper.</p> <p>3.3.18 – performance of local government</p> <p>The principles of key performance indicators for local government could be included in the Act to help with performance monitoring, as well as hold non-performing councils to account. The idea of earned autonomy through reporting mechanisms of the IPR framework should also be further investigated.</p> <p>Local government should be more responsible to its community rather than the state government. The recently signed Intergovernmental Agreement to Guide NSW State-Local Government Relations on Strategic Partnerships refers to both levels of government working together more efficiently and effectively for the benefit of the community, so should be further explored.</p>
<p>4) What proposals do not have your support and why?</p>	<p>Proposals not supported</p> <p>3.1.2 – role and principles of LG</p> <ul style="list-style-type: none"> Proposes the current charter be replaced by a definition of the role of local government and a statement of the principles of local government (in other words, how local government will carry out its role). The role emphasises a change from councils acting as individual entities to acting in partnership with other councils, communities and state and <p>Why?</p> <p>Although the principles are sound, it is important to have a reference to, and clarity of, local leadership.</p> <p>There is reference to working with the state government and other agencies through IPR and this is supported, but the leadership expectations of local government needs clarity. Otherwise, how can the community trust that their council is looking after their best interests if they are not viewed as an equal partner by other levels of government?</p> <p>As the level of government closest to the community,</p>

	<p>commonwealth governments to achieve outcomes based on community priority as established through IPR.</p>	<p>there is an expectation that this is what local government is doing.</p>
<p>5) Do you have any alternative proposals for the new Local Government Act that you think the Taskforce should consider? What are they and what is the reason supporting your proposal(s)?</p>	<p>Overall, the suggested proposals are a sound start to a challenging process of rewriting an Act which covers a diverse range of councils and ensuring the principles can be consistently applied.</p>	

9.2 Submission Local Government Review Panel - Future Directions Report

Attachments

Draft Submission Local Government Review Panel - Future Directions Report

Report

A draft of Council's submission on the Local Government Review Panels – Future Directions Report was considered at a briefing of Council on 4 June 2013.

The suggestions made by Councillors at the briefing have been included and appear highlighted in the attached document.

Changes that have been made to the submission include formatting to improve readability and the removal of background information. This has not altered the intent of the original submission.

Officer's Recommendation

1. That the final draft submission by Campbelltown City Council on the Local Government Review Panel – Future Directions Report be adopted.
2. That the final draft submission by Campbelltown City Council on the Local Government Review Panel - Future Directions report be forwarded to the Independent Local Government Review Panel for consideration.

Council Meeting 18 June 2013 (Borg/Matheson)

That the Officer's Recommendation be adopted.

Amendment: (Chanthivong/Brticevic)

1. That the final draft submission by Campbelltown City Council on the Local Government Review Panel – Future Directions Report be adopted.
2. That the final draft submission by Campbelltown City Council on the Local Government Review Panel - Future Directions report be forwarded to the Independent Local Government Review Panel for consideration.
3. That Council modify its submission to express support for the Panel's recommendation of popularly elected Mayors for Local Government Areas with populations in excess of 20,000.

LOST

Council Resolution Minute Number 124

That the Officer's Recommendation be adopted.

ATTACHMENT 1

Campbelltown City Council comments on the

Local Government Review Panel - Future Directions Report

Overview

Campbelltown City Council is generally supportive of the work of the Review Panel. It provides an opportunity to place NSW local government on a long term sustainable footing and secure its place in the system of government into the 21st century. However, caution should be exercised in the mandating of change as there are varied models of council across the state and not one model would fit all circumstances.

Sustainability and finance

Develop a standard set of sustainability benchmarks; require all councils to appoint a qualified Chief Financial Officer; strengthen the guidelines for councils' four year Delivery Programs; and place local government audits under the oversight of the Auditor General

Campbelltown City Council supports

- a set of sustainability benchmarks. Data collection is extremely important and integral to local government being innovative and making the most of the collective knowledge of the industry
- the concept of all councils employing a Chief Financial Officer. However, while there may be a suitable pool of qualified people for metropolitan Sydney and larger outer metropolitan councils, this may be difficult for smaller regional and remote councils
- the suggested guidelines for Delivery Programs. Properly applied, the Integrated Planning and Reporting (IPR) Framework will help Council and management focus on the strategic aspects of Council's business, and not the day to day running of Council. The Delivery Program provides a program of works for a term of Council that addresses the needs of the community. The program is reported on annually and adjustments are made when required. The development of the IPR documentation is resource intensive at the outset and will peak at times when the documents require review, this has and may continue to have implications for smaller councils
- the Auditor General's involvement in financial audits. Audits performed by the Auditor-General will provide consistency of approach and add another level of transparency to the financial management of councils. It also has the potential to strengthen the case for greater revenue raising opportunities.

Improve the rating system and streamline rate-pegging to enable councils to generate essential additional revenue

Campbelltown City Council is supportive of a majority of the potential improvements identified for the NSW rating system. Council notes that while rate-pegging continues to feature as a system of revenue capping for local government, there appears to be no suggestion that there would be a cap on the amount of cost and service shifting from other levels of government.

Campbelltown City Council supports

- migrating to capital value valuations for strata schemes. The current unimproved capital land value is old fashioned and inequitable for the owners of strata units, resulting in penthouse apartments paying minimum rates or very low base amount rates. This is not a significant issue for Campbelltown but it is for many councils, particularly with high valued apartments. It should be recognised that moving to capital value for strata schemes will not increase the yield of rating income, but only shift the rating burden from other rateable properties
- retaining special rates. If used properly, they complement a well-structured rating system. There has always been a consultation process as part of the implementation of a special rate, with the IPR framework only strengthening the consultation process.
- a review of the extent to which ratepayers are granted exemptions from contributing towards the community through rate relief
- a review of how social welfare is distributed, with respect to local government's role. Some concessions for disadvantaged ratepayers are justified, but social welfare should not be the responsibility of local government. Arrangements for pensioner concessions should be reviewed. In years past, the government subsidised Councils for pensioner rate concessions.

The proposal to defer land rates against the property could affect all councils quite differently. For some councils, this could result in significant outstanding rate liabilities. For others, such as the eastern suburbs and north shore properties, it may be appropriate. Campbelltown City Council could support this if it was discretionary rather than mandatory, and then it becomes a matter of policy.

Campbelltown City Council supports the Panel's proposal to allow council's to increase rates by up to three per cent (for up to 4 years) before the need to be independently assessed by IPART, and that Section 509 of the *Local Government Act 1993* is amended accordingly. In addition, Council supports the concept of lifting the rate cap for high performing councils.

Progressively redistribute grant funding to provide greater assistance to rural-remote councils with limited rating potential

A review of the current process is supported. While reform can address many of the issues raised, it cannot go as far as addressing some of the financial issues for rural and remote council's. In the absence of more grant funds being available, a review of the methodology adopted by the NSW Grants Commission could consider a redirection of the FAG grant allocation away from the high performing councils to rural and remote councils. However, it should not be the intention to subsidise poor performing rural and remote council's. The current method of assessing disability factors is still relevant given a number of larger council's and the different demographics and socio economic distribution within their communities.

Establish a State-wide local government Finance Agency to bring down interest costs and assist councils to make better use of borrowings

Campbelltown City Council supports the approach if, when applied, it takes into consideration a council's operational framework. Large scale borrowing like the state government is able to do is dependent on the state's credit rating. If this agency was to act as an agent on behalf of local government to achieve a critical mass in negotiating with finance institutions, then it may add value. Certainly, assisting council's make better use of borrowing is supported. In previous years, a body called the Local Government Investment Service did a similar job. Ultimately, it was closed down because individual council's could achieve better results through traditional sources.

Council's will continue to benefit from other borrowing schemes established by the state government such as the Local Infrastructure Renewal Scheme, which provides reduced interest rates for borrowings.

Ongoing examination of supplementary revenue options

Campbelltown City Council supports the proposal to examine supplementary revenue options, however fees and charges are restricted by the requirement to adopt the basis for the charging. Most council facilities are for the benefit of the community and to impose commercial charges is unlikely to sit well with the community, especially as in most cases they are community provided assets. Campbelltown's modelling has shown that an increase in the fees and charges of the Council for services provided to the community will not contribute significantly to its revenue base. There is a need however, to identify other options for supplementing revenue to improve Council's financial position.

Infrastructure

Maintain the Local Infrastructure Renewal Scheme (LIRS) for at least five years, with a focus on councils facing the most severe problems

Campbelltown City Council supports the maintenance of the LIRS. This initiative should be implemented as a longer term solution. Council's Long Term Financial Plans are 10 years, so the scheme could run for a rolling 10 year term. Guidelines on how 'most severe' would be assessed could be identified.

Create a Strategic Projects Fund for roads and bridges to help reduce the infrastructure backlog

Campbelltown City Council supports the creation of a Strategic Projects Fund for roads and bridges to help reduce the infrastructure backlog. Consideration would need to be given to the rules around such a fund. Would such a fund be newly identified money for work, or existing money rebadged?

Investigate the Queensland model of Regional Roads Groups, as well as options for cost savings through strategic procurement initiatives

Campbelltown City Council supports the investigation of the Queensland model of Regional Roads Groups. This model would provide a much larger united voice to seek out financial

assistance for infrastructure required. It also lends itself to the Panel's ideas about regionally focused activities.

Require asset and financial management assessments of councils seeking special assistance

Campbelltown City Council supports requiring asset and financial management assessments of council's seeking special assistance.

Productivity and improvement

Introduce a requirement for regular 'best value' service reviews

Campbelltown City Council supports

- the development of a NSW Local Government Workforce Strategy. It should include a strategy for addressing the needs of the existing workforce in a time of mass change
- the requirement for 'best value' service reviews. Continuous improvement of any of Council's functions is necessary to remain competitive and provide the best services to the community. They are however, resource intensive regardless of the model adopted, be they run centrally via a section of Council or with the business units running the review and supported centrally

There are also resource implications for any recommendations that may result from the reviews. The Panel indicates that in large councils the skilled resources should be available and it may not be an issue. However in Campbelltown's case, it will add extra responsibilities as no change is proposed to the current operating model for Campbelltown. Without a change the extent of economies of scale that could be achieved would be limited. This could limit the ability to conduct these reviews and implement any recommendations. Consideration should also be given to the linkage with another proposal of the Panel to move internal audit to a value add and improvement function.

The Panel should also consider how the reviews could possibly duplicate the Division of Local Government's Promoting Better Practice reviews.

Develop a consistent data collection and performance measurement system for NSW councils, and strengthen internal and performance audit processes

Campbelltown City Council supports

- the development of a consistent data collection and performance measurement system for council. With the amount of data that is currently required by state government, the development of any further data sets should be collected from current requirements
- the concept of moving internal audit to value add and improvement. The function is already established at Campbelltown in this manner. This is closely monitored to ensure that the function of 'auditing' of controls to manage risks is not lessened by the process of identifying improvements.

Council currently has an Audit Committee that has been established in line with the current guidelines, which includes two independent members and three Councillor representatives and reports annually to Council on the performance of the function. The Committee considers reports presented by the internal audit function which cover a wide range of financial, governance and process issues. Management regularly report to Council on performance in implementing the Community Strategic Plan and Delivery Program. Council's Innovation and Performance Sub Committee consider continuous improvement initiatives which contribute to the long term sustainability of Council.

Campbelltown City Council supports the concept of an Annual General Meeting. One is already held at Campbelltown. Consideration will be given to the suggestions made by the Panel.

Commission a review by IPART of the regulatory and compliance burden on NSW local government

Campbelltown City Council supports a review of the regulation of local government. This review should closely assess the reporting requirements of local government to ensure that they value add.

Better governance

Mandate ongoing professional development for councillors

Campbelltown City Council supports

- professional development for Councillors, which should include all governance responsibilities such as appropriate use of tools and technology and also record keeping. All the models proposed would be subject to the size and complexity of the council. It should also be designed to take into account the length of tenure of Councillors and their professional capacity outside of their role as a Councillor. Consideration would also need to be given to whether Councillors would be expected to be fulltime and paid accordingly
- the provision of adequate administrative and technical support for Councillors to undertake their role. This could be in the form of staff that are specifically hired to provide support to all members of the Council. However this would add extra financial burden to some Council's.

The Panel proposes changes to the roles and responsibilities of Councillors. With this should come consideration of the appropriate remuneration and whether there should be a reduced number of Councillors if they become fulltime.

Strengthen the authority and responsibilities of Mayors and require popular election of Mayors in all councils with a population of 20,000 or more

Campbelltown City Council agrees with the concept of a Mayor being fulltime and paid according to the responsibilities. This raises the question of the payment of Councillors in a more general sense as well. There may be difficulty in attracting high calibre people to take on a Mayor's role as it is envisaged by the Panel. The responsibilities outlined may also be difficult to enact under the current governance arrangements.

In some large councils, Mayors already act in the fashion proposed without legislation to support this type of role. It can only work with the goodwill of the Mayor and General Manager, with boundaries clearly defined. It has the potential to be very damaging to a council if the relationship breaks down and it is a huge risk to the council and the community. There have been many examples of General Manager sackings in recent times that can be caused by this issue. On the other hand, if it can maintain the focus on the Council's role of development of strategy, policy development and allocation of resources in the context of the IPR framework, then the proposals are supported.

The other areas that the report appears silent on, include the process if a Mayor decides to stand down and also the role of Deputy Mayors. There does not appear to be any transition arrangement if a Mayor stands down suddenly. For example, would this lead to a by-election or would a system be adopted that is in line with that utilised in the Senate. In some areas the Deputy Mayor plays a critical support role to the Mayor.

Campbelltown City Council does not support the suggestion that all councils with a population of 20,000 or more, should have a popularly elected Mayor. Campbelltown has a population of more than 150,000 and has, and continues to, operate well without a popularly elected Mayor. There are numerous risks associated with this model, one being the political context of a Council. There is also the danger that a Mayor operates in a manner that is heavy handed.

Popularly elected "heads of government" is not a concept that is mandated or adopted at other levels of government. There should be sufficient flexibility in the *Local Government Act 1993*, to allow councils to operate in a model that suits the circumstances that they operate within.

Provide additional governance options for larger councils, including a mix of ward and 'at large' councillors and a 'civic cabinet' model

Campbelltown City Council has and continues to operate successfully with 'at large' Councillors and not wards. There has continued to be good outcomes delivered for the community. In Campbelltown's experience, the best avenues for communication with the community is in the form of issue specific activities. Council has held community forums and stalls at major events and this continues to provide the most thoughtful and useful information from the community.

As indicated above in relation to the mandating of popularly elected Mayors, Campbelltown City Council does not support the mandating of one model of council, but recommends there should be sufficient flexibility in the *Local Government Act 1993*, to allow councils to operate in a model that suits the circumstances that they operate within.

The report does not appear to mention the roles of Regional Organisations of Councils (ROCs) in representing the regional views of the member councils. Instead, the report talks of other governance models for councils. Does this mean that the government's position on the ROCs playing a broader role as an advocate for regional issues will now be superseded by the new models suggested in the report?

Take steps to improve Council-Mayor-General Manager relations

Campbelltown City Council supports clarity around the provisions related to the roles of the Mayor and the General Manager.

The Panel proposes that the Mayor has clear responsibility for dealing with major issues. The Mayor should also have clear accountability and responsibilities for decision making and what decisions remain with the council.

Council should retain its current power to approve the organisation structure, however this appears at odds with the Local Government Act Taskforce who indicate that the General Manager has responsibility only for implementation of Council approved structures.

While the Panel favours the Mayor and General Manager working more closely together, ultimately someone has to have ultimate accountability. The Panel poses a number of strategic areas of responsibility for the General Manager and the Mayor. In the case of organisational structures and strategic plans, final approval should rest with the Council. It also proposes that the General Manager and Mayor jointly select executive staff. However, accountability can only rest with one person and in this case Council suggests, it should be the General Manager.

Campbelltown City Council supports the provisions around hiring and dismissing of General Managers. A 'cooling off' period where a council cannot dismiss a General Manager within six months of a new council is a sensible proposal **and strongly supported**. The imposing of restrictions on the reappointment of a General Manager six months before an election without a full merit process is supported and they should face a full merit process after 10 years. This proposal is in line with state government where there is a moratorium on reappointing staff to Senior Executive Services contracts in the year of an election and Senior Executive Services staff facing a full merit process after two terms.

Structural reform

Establish a network of around 20 'new look', multi-purpose county councils to undertake regional-level functions outside the Sydney metropolitan area

In the plan for Metropolitan Sydney, the creation of large councils will facilitate many of the objectives to meet the Panel's *Case for Change*. Economies of scale, stronger financial position, improvement to service delivery and increased influence in partnerships with community and state and federal government, are all direct benefits from the creation of larger councils. There may still be value in forming county councils to represent regional issues. There could be a case for county councils to be formed for a shared service approach where a business case justifies it. This doesn't need to be regionally based.

Introduce the option of local boards to service small communities and to ensure local identity and representation in very large urban councils

In very large areas, the Panel proposes that Councillors take a greater role in local issues which reinforces the case for fulltime and **possibly paid** Councillors.

Seek to reduce the number of councils in the Sydney basin to around 15, and create major new cities of Sydney, Parramatta and Liverpool, each with populations of 600-800,000

Campbelltown City Council supports

- the notion that if Sydney is to remain Australia's preeminent global city, change is needed. Without change, there is an imbalance in the structures of local government between the eastern and western suburbs of Sydney. Inner and eastern Sydney would continue to be characterised by a large number of small councils, unable to contribute to strategic governance and struggle to present any form of united voice on behalf of their communities
- that the number of councils in the Sydney basin be reduced
- the expansion of the major cities, particularly a major expansion of Parramatta
- a greatly expanded City of Sydney that will anchor metropolitan local government and typify 'global Sydney'.

Macarthur Region

The proposed boundary adjustments between Liverpool and Camden to strengthen the South West Growth Centre appear sound.

However, Campbelltown City Council is concerned that these proposals would lessen the significance of Macarthur as a region and place more pressure on the facilities and infrastructure of Campbelltown.

Campbelltown is a regional gateway to the Sydney metropolitan area and has many of the characteristics of a regional centre, despite not being identified as a regional centre in the Draft Metropolitan Strategy for Sydney. Campbelltown Council in a submission on the Metropolitan Strategy has requested government recognition of Campbelltown as a regional centre and this should be acknowledged by all current reviews presently being undertaken. Campbelltown possesses all infrastructure requirements such as heavy rail, M5 motorway, university campus and major public hospital that meet government criteria for a regional centre. Campbelltown will experience its own growth that will place pressure on its facilities and infrastructure that support the greater region.

The continued focus on strengthening Liverpool and Camden Councils will place additional pressure on the facilities and infrastructure that Campbelltown ratepayers fund. The communities of Liverpool and Camden will continue to come to Campbelltown to use the facilities and infrastructure, more specifically, transport nodes such as Glenfield station (and car parking) and other services such as the medical, retail and education services.

To retain Campbelltown as is, will not resolve the financial capacity issues in the short term. Consideration should be given to some boundary changes to create a stronger Macarthur region, to enable a strong governance structure to form over the next 30 to 50 years.

Introduce a package of incentives for voluntary mergers that offers a higher level of support to 'early movers'.

While incentives to promote change are welcomed, local government has been in a position to take up voluntary amalgamations for some time, with little being achieved in a large scale way voluntarily.

There are some suggestions in the report that should also be made available to councils that are not in a position where amalgamation is an option. For example, the suggestion that “conditional exemption from rate pegging, with a promise of “permanent” exemption if a new council demonstrates a high standard of financial planning and management and community engagement”. This disadvantages council’s that are already planning, managing and undertaking community engagement well.

Implementation

Appoint a Local Government Development Board for a maximum period of four years with a brief to drive and support a concerted program of reform

Campbelltown City Council supports the Panels suggestion for the establishment of the Board is on the basis of voluntary reform and the Board offering incentives to amalgamate. However, if the state government’s position changes to introduce compulsory amalgamations, then this concept to manage the reform process in four years has merit.

Build on the new State-Local government agreement to secure increased collaboration and joint planning between councils and State agencies

Campbelltown City Council supports increasing the opportunities for collaboration and joint planning between councils and state agencies. An area that needs further work is the disconnect between Community Strategic Plans and the planning that the state undertakes.

Strengthen recognition of elected local government in the NSW Constitution

Campbelltown City Council supports the Panel’s proposal to strengthen recognition of elected local government in the NSW Constitution.

Focus Local Government NSW (the new single association of councils) and the Division of Local government on sector improvement

Campbelltown City Council supports the role proposed for Local Government NSW, but in any reformed local government, the new councils will be strong enough to represent themselves. Therefore the role of Local Government NSW would need to be reviewed, although it may still have a role in representing smaller regional councils but in a diminished capacity.

9.3 Progress Report: Amounts Expended on Providing Facilities and Payment of Expenses - Mayor, Deputy Mayor and Councillors May 2013

Attachments

Nil

Report

On 19 February 2013, Council reviewed its policy concerning payment of expenses and provision of facilities to the Mayor, Deputy Mayor and Councillors.

Section 217 (a1) of the *Local Government (General) Regulation 2005* requires councils to include additional information for inclusion in annual report:

(a1) details of the total cost during the year of the payment of the expenses of, and the provision of facilities to, councillors in relation to their civic functions (as paid by the council, reimbursed to the councillor or reconciled with the councillor), including separate details on the total cost of each of the following:

- (i) the provision during the year of dedicated office equipment allocated to councillors on a personal basis, such as laptop computers, mobile telephones and landline telephones and facsimile machines installed in councillors' homes (including equipment and line rental costs and internet access costs but not including call costs),
- (ii) telephone calls made by councillors, including calls made from mobile telephones provided by the council and from landline telephones and facsimile services installed in councillors' homes,
- (iii) the attendance of councillors at conferences and seminars,
- (iv) the training of councillors and the provision of skill development for councillors,
- (v) interstate visits undertaken during the year by councillors while representing the council, including the cost of transport, the cost of accommodation and other out-of-pocket travelling expenses,
- (vi) overseas visits undertaken during the year by councillors while representing the council, including the cost of transport, the cost of accommodation and other out-of-pocket travelling expenses,
- (vii) the expenses of any spouse, partner (whether of the same or the opposite sex) or other person who accompanied a councillor in the performance of his or her civic functions, being expenses payable in accordance with the *Guidelines for the payment of expenses and the provision of facilities for Mayors and Councillors for Local Councils in NSW* prepared by the Director-General from time to time,

(viii) expenses involved in the provision of care for a child of, or an immediate family member of, a councillor, to allow the councillor to undertake his or her civic functions,

These expenses are calculated on a monthly basis and reported to Council. Expenses as at May 2013 were as follows:

Expenses

1.	Training Seminars and Conferences Cost for May 2013.	\$1,567
2.	Staff Personal Secretary for the Mayor on a shared basis with the General Manager, together with Receptionist shared with Corporate Services. Apportioned cost for May 2013.	\$4,908
3.	Stationery and Postage Cost of Mayoral and Councillors' stationery, business cards and postage expenses. Approximate cost for May 2013.	Nil
4.	Periodicals Cost of annual subscriptions. Cost for May 2013.	\$330
5.	Meals Provision of meals in conjunction with Council and Committee Meetings and Inspections. Cost for May 2013.	\$3,765
6.	Refreshments Provision of refreshments in the Mayor's Suite and Councillors' Lounge and Civic Receptions. Cost for May 2013.	\$913
7.	Insignia of Office Replacement costs Mayoral robes, chain, badge and name plates. Cost for May 2013.	Nil
8.	Travelling Expenses for Use of Private Vehicle Reimbursement of travelling expenses on authorised Council business. Claims submitted for May 2013.	\$23

Provision of Facilities

1.	Accommodation Office located on the Third Floor of the Administration Building - costs are included in total maintenance and operating expenses of the Administration Building and apportioned on an area basis (3.5%). Cost for May 2013.	\$6,340
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2.	Communication System Mobile telephone, personal computer or a laptop, personal digital assistant and combined printer, copier, scanner, facsimile machine and telephone answering machine provided for the Mayor and Councillors. Cost of equipment for May 2013 in accordance with Councillors Policy.	\$2,373
3.	Office Equipment Facsimile machines, photocopier and telephone facilities for the Mayor and Councillors at the Civic Centre. Cost for May 2013.	\$420
4.	Council Vehicle Costs associated with the use of Council vehicles by the Mayor and Councillors on authorised Council business. All usage is subject to the prior approval of the Mayor. Cost for May 2013.	\$1,101
5.	Internet Facilities Costs associated with the provision of internet facilities in accordance with Council's Policy. Cost for May 2013.	\$681
6.	Care Expenses Costs associated with care arrangements including childcare expenses and the care of elderly, disabled and/or sick immediate family members. Cost for May 2013.	\$103

The total cost for the payment of expenses and provision of facilities to the Mayor, Deputy Mayor and Councillors for May 2013 amounted to \$22,524.

Officer's Recommendation

That the information be noted.

Council Meeting 18 June 2013 (Greiss/Kolkman)

That the Officer's Recommendation be adopted.

Council Resolution Minute Number 125

That the Officer's Recommendation be adopted.

9.4 Reports Requested

Attachments

Status list of reports requested

Report

Attached for the information of Councillors is a status list of reports requested of Council as at 21 May 2013.

Officer's Recommendation

That the information be noted.

Council Meeting 18 June 2013 (Lake/Borg)

That the Officer's Recommendation be adopted.

Council Resolution Minute Number 126

That the Officer's Recommendation be adopted.

ATTACHMENT 1

Reports Requested as at 21 May 2013

*Date of Decision *Mover *Doc No	Item/Comments	Div.Resp	Comp Date
14.2.12 RK 3494184	SF20.1 - Report on the proposal to establish a Trust to facilitate future bequests and donations to the Campbelltown Arts Centre.	CS	July 2013
16.10.12 MO 3197216	CS6.2 - Report investigating the feasibility of selected entries of the Festival of Fisher's Ghost Art Award that did not make it to the final stage of judging being displayed at a secondary location.	CS	July 2013
26.2.13 PH 3326065	CG8.2 - Report on the feasibility of renaming the Macquarie Fields Swimming Centre (when all works are complete) or other places of significance in honour of Kevin Wheatley VC or Ray Simpson VC.	CS	Nov 2014
26.3.13 MO 3330737	CS4.2 - Further report on the outcome of the grant applications once they have been announced under round Two of the 2012-2013 Participation and Facility Program by the Office of Community Sport and Recreation	CS	Sept 2013
26.3.13 BT 3355998	CS6.3 - Report investigating the feasibility of providing an alternative drop off point closer to the main entrance of the Campbelltown Arts Centre to accommodate the elderly and disabled.	CS	July 2013
26.3.13 PL 3356012	CS6.4 - That a detailed report be presented outlining the quality and possible need for an upgrade on the current lighting (including current environmental lighting) of all sporting fields in the Campbelltown LGA and that the report include total costing.	CS	Sept 2013

*Date of Decision *Mover *DocNo	Item/Comments	Div.Resp	Comp Date
13.12.11 SD 3422090	CW5.1 - Report examining appropriate ways in which Council can memorialise the landscaping works of Mr Lilleman. Comment: Listed for Briefing	CW	September 2013
10.4.12 RM 3562944	CG8.2 - Report on the viability of establishing a skate park within Airds. Comment: Awaiting direction on Airds project development.	CW	October 2013
31.7.12 PL 3120705	CW5.1 - Report on the status of the proposed traffic management within Parkside and Centennial Crescents, Park central to address traffic flow and parking in the area. Listed for further Briefing Comment: reported Item 1.6 City Works Committee 18 June 2013	CW	
16.10.12 PL 3197155	CG8.4 - Report examining the feasibility of installing CCTV capabilities in the Campbelltown CBD, with installation locations to be determined in conjunction with Campbelltown Police. The report to also outline the costs associated with the installation, maintenance and monitoring of the system and detail any government grants available to assist in the installation of ta CCTV system. Comment : Submission forwarded for Government Grant	CW	October 2013
20.11.12 WG 3224685	NM15.4 - Report detailing the cost of new paving for Queen Street Campbelltown. Comment: Listed for Briefing	CW	October 2013
18.12.12 BT	CS6.2 - Report examining the need for a standard to be established to regulated height limits for planting/landscaping on roundabouts throughout the LGA. Comment: Briefing Information currently being prepared.	CW	August 2013
21.5.13 WG	CW5.2 - Report investigating the implementation of new signage detailing Council contact telephone numbers and incorporating area reference numbers for its parks and recreation areas along with the cost and timeframe to implement it..	CW	September 2013
21.5.13 FB	CW1.3 - Report following meeting with Minister for roads regarding proposed widening of Campbelltown Road at Denham Court. Comment: reported Director City works report 18 June 2013	CW	

*Date of Decision *Mover *Doc No	Item/Comments	Div.Resp	Comp Date
10.5.11 RM 3102591	PE5.4 - Report outlining the feasibility of establishing a Sub Committee to coordinate celebrations and identify a suitable memorial for the 100 years of Anzac Day celebrations in 2015.	BS	August 2013
31.7.12 RK 320927	PE5.3 - Report examining the feasibility of constructing an external storage and rock wall climbing facility at the Ambarvale community centre.	BS	Sept 2013
26.2.13 PL 3326067	CCG21.2 - Report in regard to a Licence Agreement with the Town Hall Theatre Group Incorporated for the use of the Town Hall Theatre	BS	July 2013
26.3.13 GB 3349952	NofM15.1 - Report providing options for a review of MACROC's functions, responsibilities, key performance indicators and Charter.	BS	Sept 2013
23.4.13 AC 3386553	Nof M 15.1 - Report outlining ways to appropriately recognise the contribution made by the Late Former Mayor, Brenton Banfield, to the City of Campbelltown.	BS	Sept 2013
23.4.13 GB 3386563	NofM15.5 - Report outlining the feasibility (and Statutory Requirements) of a proposal for council to establish a monetary /Financial deposit Scheme for the safe removal and disposal of all asbestos related materials during building demolition work and other relevant activities.	BS	Sept 2013
23.4.13 GG 3386559	NofM15.7 - Report on progress of Economic Working Group established to attract small business to the Campbelltown LGA and enhance the economic development of existing businesses. The report to be presented no later than December 2013.	BS	Dec 2013

*Date of Decision *Mover *Doc No	Item/Comments	Div.Resp	Comp Date
13.12.11 BT 3421776	2.4PE - Further Report detailing the outcome of all submissions received as a result of the public exhibition of all Menangle Park documentation.	PE (EP)	July 2013
13.12.11 RK 3421767	2.5PE - Report following the exhibition period detailing all submissions and the outcomes of the exhibition - Draft Macarthur Precinct DCP.	PE (EP)	August 2013
13.12.11 JB 3421758	3.3PE - Further report on the terms and conditions of the Draft Voluntary Planning Agreement on the Airds/Bradbury Renewal Project.	PE (DS)	July 2013
5.6.12 RK 3068270	PE5.2 - Report outlining the role, procedures and limits of authority of the Land and Environment Court in so far as they affect amendments to development applications made as part of the Court proceedings.	PE (DS)	July 2013
20.11.12 TR 3211517	PE2.10 - Further report detailing the administrative and assessment procedures associated with Pre-Gateway and Gateway Reviews - re amendments to the Local Environment Plan making process.	PE (EP)	August 2013
18.12.12 AM	PE2.5 - Further report on outcome of the public exhibition of proposal to name reserve within the 'Vista' development, Glenfield.	PE (EP)	August 2013
26.2.13 TR 3289658	PE4.3 - Further report following exhibition period for the Boarding Houses Act 2012. Comment: Reported Item 4.3 planning and Environment Committee 11.6.13	PE (CS)	
26.2.13 PH 3317889	Report on the outcome of the four Coal Seam Gas Community Information Forums held in February 2013 for consideration for public distribution and referral to the NSW Government.	PE (EP)	August 2013
23.4.13 RK 3386990	PE4.2 - Further report following Public Exhibition to consider adopting and periodic review of the Draft Swimming Pool Barrier Inspection Program, associated fees and resources, implications and comments on any submission received.	PE (CS)	August 2013
23.4.13 GB 3386863	CW5.1 - Report outlining feasibility of conducting Council's Chemical Cleanout event more frequently.	PE (WS)	August 2013

10. REPORT OF DIRECTOR CITY WORKS

10.1 Campbelltown Road Upgrade - Status Report

Attachments

Nil

Report

At Council's meeting of 21 May 2013, a number of recommendations were adopted, including that the Mayor and General Manager make an urgent request to meet with the Minister for Roads and Ports and report back to Council as soon as possible.

On 29 May 2013, a meeting was arranged where the Mayor outlined a number of concerns regarding the upgrade of the Campbelltown Road project with the Minister for Roads and Ports. As a result of the meeting, Council was successful in obtaining an extension for submissions to Friday 28 June 2013.

A further recommendation of the Council meeting of 21 May was that Council facilitate a community consultation meeting, with invitations being extended to the Roads and Maritime Services and Liverpool City Council. Accordingly, a community information meeting is proposed for Monday 24 June 2013 at the Ingleburn Community Centre from 6.00pm to 8.00pm. This meeting will be advertised in local newspapers on 18 and 19 June 2013 together with a letterbox drop in the area. Representatives from Liverpool City Council, Roads and Maritime Services and Planning NSW have indicated their attendance at this meeting.

Officer's Recommendation

That the information be noted.

Council Meeting 18 June 2013

Having declared an interest in regard to Item 10.1, Councillor Chanthivong left the Chamber and did not take part in debate nor vote on this item.

Council Meeting 18 June 2013 (Thompson/Lake)

That the Officer's Recommendation be adopted.

Council Resolution Minute Number 126

That the Officer's Recommendation be adopted.

At the conclusion of the discussion regarding Item 10.1, Councillor Chanthivong returned to the Chamber for the remainder of the meeting.

10.2 City Works Activity Report

Attachments

Activity Report.

Report

Works activities are proceeding to program and on demand and are outlined in the Activity Report. Statistics on graffiti are also presented in the Activity Report. It should be noted that the Activity Report continues to be reviewed to better reflect the areas and program/projects being undertaken by Council.

Officer's Recommendation

That the information be noted.

Council Meeting 18 June 2013 (Borg/Lake)

That the Officer's Recommendation be adopted.

Council Resolution Minute Number 128

That the Officer's Recommendation be adopted.

ATTACHMENT 1

GRAFFITI

The schedule below provides details of the number of square metres of graffiti removed from Council's public facilities in the various suburbs by Council's contractor.

Facility	Jul to Sept 2011	Oct to Dec 2011	Jan to Mar 2012	Apr to June 2012	Jul to Sept 2012	Oct to Dec 2012	Jan to Mar 2013	Apr 2013	May 2013
Campbelltown	242	172	263	225	138	211	137	159	46
Ruse	22	0	154	96	114	5	169	1	0
Kentlyn	0	0	0	0	0	0	0	0	0
Airds	281	347	243	618	902	724	851	148	70
St Helens Park	17	43	31	0	0	56	0	0	0
Rosemeadow	70	0	11	0	293	37	45	9	7
Ambarvale	0	88	0	5	0	58	23	0	34
Woodbine	0	0	0	1	0	0	70	0	0
Claymore	34	94	70	74	16	38	12	0	59
Eschol Park	0	0	36	20	7	8	59	0	0
Kearns	0	0	0	0	0	0	0	0	0
Raby	36	105	1	1	159	0	116	0	0
St Andrews	0	0	0	23	1	0	22	0	0
Bow Bowling	0	0	0	0	0	0	0	0	0
Minto	275	188	40	114	44	190	766	73	33
Ingleburn	20	300	459	200	207	229	738	120	330
Macquarie	40	160	145	171	124	186	253	26	47
Glenfield	91	126	274	310	289	361	397	93	242
Blair Athol	0	0	0	0	0	0	0	0	0
Bradbury	31	4	78	6	166	0	0	0	41
Total m ²	1159	1627	1805	1864	2460	2110	3658	630	909

During the reporting period, Council received no additional requests for removal of graffiti. Three Graffiti Removal Kits have been requested by the Community.

Jul to Sept 2011	Oct to Dec 2011	Jan to Mar 2012	Apr to June 2012	Jul to Sept 2012	Oct to Dec 2012	Jan to Mar 2012	Apr 2013	May 2013
36	26	37	17	25	16	26	13	3

Council's Graffiti Action Teams have undertaken a number of tasks in addition to the above activity information. In reference to the Operational Maintenance Area map in this report, the Graffiti Action Team has for the period undertaken the following graffiti tasks to various Council assets. These statistics demonstrate a reduction in graffiti incidents by vandals in selected high profile areas.

Area	Jul to Sept 2011	Oct to Dec 2011	Jan to Mar 2012	Apr to June 2012	Jul to Sept 2012	Oct to Dec 2012	Jan to Mar 2013	Apr 2013	May 2013
Area 1	851	897	1382	1118	1422	1139	1290	801	416
Area 2	875	797	917	1281	1463	790	1254	794	683
Area 3	864	856	647	1364	1081	671	585	303	109
Area 4	650	717	1965	1407	1967	1422	1660	467	776
Total	3240	3267	4911	5240	5933	4022	4789	236	198

OPERATIONAL SERVICES SECTION (Reporting period 6 May – 31 May 2013)

OPEN SPACE

Activity	Area 1	Area 2	Area 3	Area 4
Servicing of Parks and Reserves Sites	49	48	35	36
Road Verges – Sites	24	27	7	29
Community/Childcare Centre's - Sites	8	8	6	0
Servicing Laneways – Sites	102	25	87	0
Litter/Rubbish Pickup	167.5	162	50	65
Herbicide Spraying (hrs)	85.5	34.5	0	8.5
Mulching (cm ³)	0	0	0	0
Garden Maintenance	0	0	0	0
Garden Refurbishment	0	0	0	0
Top Dressing (hrs)	0	0	0	0
Aeration of Fields	0	0	0	0
Sharps Pickup	0	0	0	0
Pathway Requests	13	8	0	0
Tractor Road Verge (Sites)	14	14	6	14
Tractor Servicing Parks & Reserves (Sites)	45	32	33	27
Cemetery	0	0	0	0
Fire Hazard Reduction	0	0	1	0
Road Crews Servicing Parks	0	0	0	0
Refilling of Sandpits	0	0	0	0

HORTICULTURE

Activity	Area 1	Area 2	Area 3	Area 4
Servicing of Parks and Reserves Sites	37	36	33	32
Road Verges – Sites	11	26	5	8
Community/Childcare Centre's – Sites	4	8	3	7
Cemetery	0	0	0	0
Tractors Servicing Sporting Fields	32	17	13	9
Litter/Rubbish Pickups (hrs)	36	37	35	34
Herbicide Spraying (hrs)	29	33	28	30
Mulching – Quantity M ³	0	160	80	0
Garden Maintenance – Sites	34	26	46	49
Garden Refurbishment – Sites	0	3	4	0
Top Dressing – Sites (tonne)	2	5	1	4
Aeration of Fields – Sites	2	2	2	1
Sharps Pickups – Quantity	0	0	0	0
Miscellaneous Requests (hrs)	0	0	0	0
Refilling of Sandpits	0	0	0	0
Plumbing	53	36	32	19
Fit Goal post sleeves	0	0	0	0
Cricket Wicket Maintenance	27	17	24	28

HORTICULTURE ACTIVITIES

Raby Road Replacement Planting

Horticulture staff have been involved in replanting three garden beds situated within the median areas at the intersection of Raby Road and Eagle Vale Drive. Approximately 1450 plants were used for the replanting of the garden areas.

Eagle Vale Drive Stage One Landscaping

Landscape planting has been carried out on the western side of Eagle Vale Drive in front of Eschol Park Sporting Complex. The planting involved the use of 77 super advanced native species comprising of Melaleuca decora (White Feather Honey Myrtle), Tristaniopsis laurina (Water gum) and Syzygium Resilience (Lilly Pilli).

OPEN SPACE ACTIVITIES

Tree Gully Reserve Blair Athol

Open Space staff from the southern area have been involved in target weeding of African Olive within the reserve and the mulching of proposed planting areas as part of their Winter Works program.

National Tree Day Site Bow Bowing

Council's weed control staff have been involved in the spraying out of the proposed planting area, prior to the soil preparation works for the above area.

National Tree Seedlings

An order has been placed with Council's current nursery contractor for the supply of 3000 assorted native species for school donations and a further 1500 assorted native tree species for the Council planting sites at Bow Bowing (Minto Basin) and the Farrow Road / Blaxland Road sites.

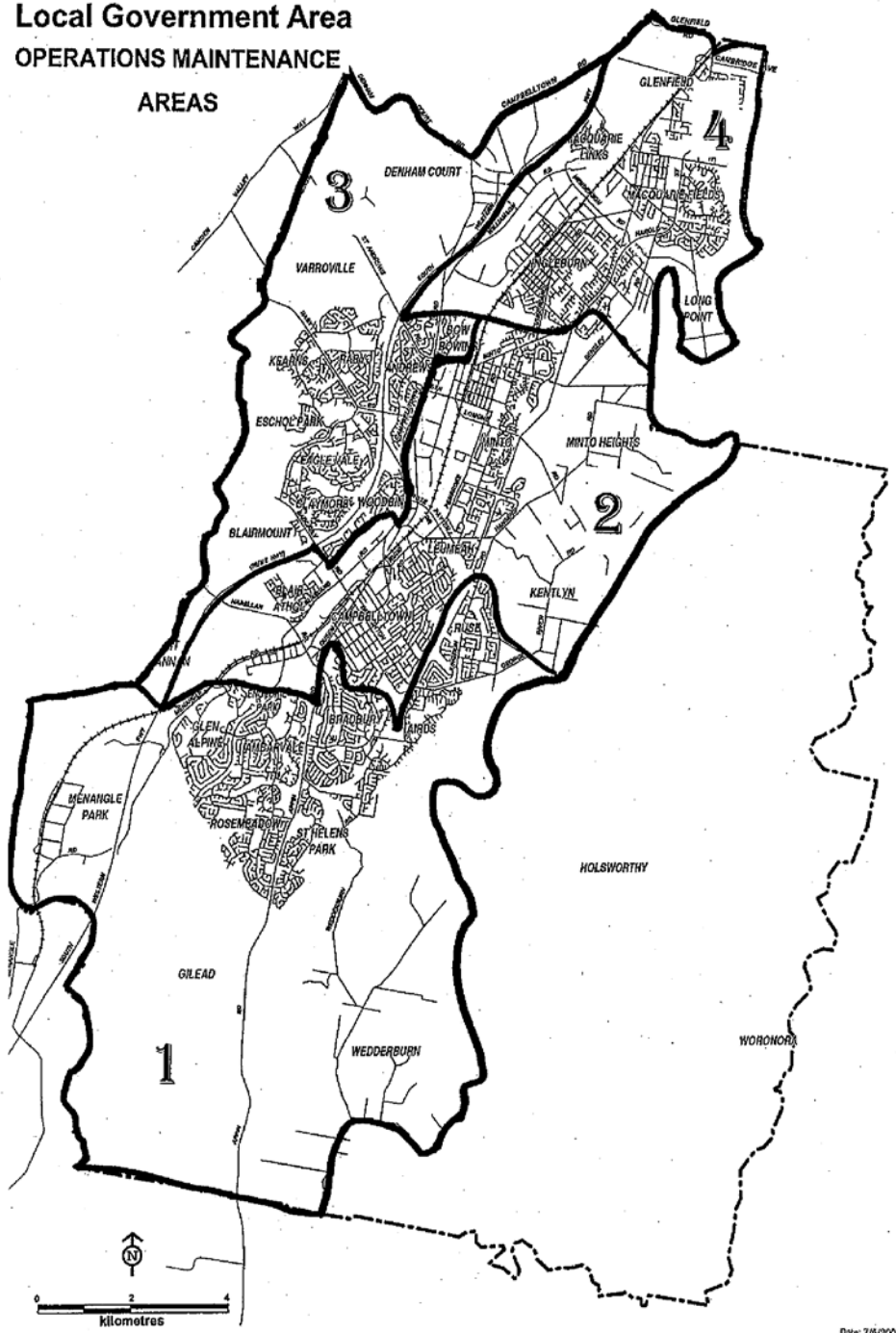
Council Tree Inspections

Activity	Area 1	Area 2	Area 3	Area 4	Total
Contract	13	14	8	7	42
Council	58	50	30	50	188
Termites	0	1	1	0	2
Plumber - Sewer Chokes	0	0	0	0	0
N/A	9	10	1	6	26
HOLD	1	1	3	2	7
Total	81	76	43	65	265

Private Property Tree Inspections

Activity	Area 1	Area 2	Area 3	Area 4	Total
Private Trees	17	30	7	25	79

**Campbelltown City Council
Local Government Area
OPERATIONS MAINTENANCE
AREAS**



Sign Erection Areas 1 to 4

Activity	Area 1	Area 2	Area 3	Area 4	Total
Works orders (traffic)	0	0	1	0	1
Bollards replacement and repair	17	17	9	5	48
Street signs	22	24	13	8	67
Community signs	8	14	0	0	22
Ordinance	12	5	3	1	21
Regulatory	77	104	34	55	270
Graffiti Removal m ²	4	4	2	0	10
Warning Signs	36	38	4	10	88
Install various banners	12	3	0	2	17
Line Marking / Car Park	0	17	0	0	17
Directional	21	6	3	64	94
Total	209	232	69	145	655

Minor Patching

Activity	Area 1	Area 2	Area 3	Area 4	Total
Pot holes (number)	215	898	135	89	1337
Edge breaks m ²	30	53	0	7	90
Restorations m ²	0	0	0	0	0
Car parks pot holes	4	60	6	0	70
Trip Hazard Footpaths	0	0	0	0	0
Total	249	1011	141	96	1497

E. FOOTPATH RECONSTRUCTION PROGRAM 2012 - 2013

95% complete. Estimated completion of program June 2013

F. KERB AND GUTTER RECONSTRUCTION PROGRAM 2012 - 2013

70% complete. Estimated completion of program June 2013

G. OPERATIONS MINOR WORKS**Maryfields Reserve - Desilting of Waterway**

90% complete

Footpath Grinding Risk Management Program

50% complete

Annual Pit Lid Replacement Program 2012 - 2013

100 % complete

Bridge and Culvert Maintenance Program

100% complete

Pit Lintel Lid and Frame Reconstruction

90% complete

Drainage and Culvert Project Endeavour Street Ruse

65% complete

Marsden Park Remediation Maintenance Works

85% complete - De-silting waterway, removal of debris, rock lining installation

Tack-tiles Program Stage 2
100% complete

H. CAPITAL WORKS

Eagle Vale Drive - Stage 2 Road Widening
40% complete - Bulk earthworks, sub base pavement and drainage works in progress

Cleopatra Bio Retention Ambarvale
90% complete

Cleopatra Reserve Cycleway Construction Stage 2
100% complete

PLUMBERS ACTIVITIES REPORT

Irrigation Works - Council's irrigation team has been involved in maintenance activities and system checks across the LGA, works have involved changing sprinkler heads, repairing leaks, pump systems, damaged pipes, and wiring problems and testing of systems.

WORKSHOP ACTIVITIES REPORT

Vehicles/Plant and Equipment, reported here, are items that have accrued abnormal downtime due to awaiting parts/service from suppliers or priorities.

Plant No	Item	Reason - Area of Repair	Repairer	Down Time Hrs
9624.01	Grader	Water leak in engine	CCC Workshops and Supplier	40hrs
9915.02	Mower trailer	Brakes	CCC Workshops	40 hrs
9823.01	Hino Tipper	Clutch repairs	CCC Workshops	32 hrs
9611.02	K-Line mower	Wing idler pulleys and mounts	CCC Workshops and Supplier	40 hrs

The following is a breakdown of the work performed since the last report **6 May – 31 May 2013**

9624	Caterpillar Grader developed a water leak around the water pump and engine. The units were dismantled and fitted with replacement parts. The Grader is back in service.
9915	Mower trailer was grounded due to lack of brakes. The mower is back in service.
9823	Hino tipper has problems with the clutch control mechanics in the bell housing. Currently scheduled for repairs.
9611	K-line mower has a broken idler pulley and mounting. Delays with part availability from supplier.

All previous reported repairs have been completed and vehicles/plant are back in service.

Tyre Repairs	90
Services carried out	34
Repairs to trucks	101
Repairs to heavy plant	13
Repairs to trailers	42
Tractors/implements	38
SES repairs	4
RFS repairs	13
Small plant repairs	75
Repair to cars	23
Repairs to mowers	49
Repairs to sweepers	7
Pathway requests (completed)	19

Of the reported repairs above 42 were out in the field.

The Workshop has also carried out the following duties:

- Manufacturing and repair of various gates, locks and lock boxes around Campbelltown
- Various pit cover manufacture & repairs
- Repairs to various signs
- Various fire trail gate repairs
- Manufacture and repairs netball goal posts
- BBQ door repairs at Park Central
- Manufacture of bag holders at Leash Free Parks
- Bus shelter repairs
- Repairs to various fences
- Repairs to hockey posts

HAZARD REDUCTION PROGRAM

Hazard Reduction Burning

No hazard reduction burning has been conducted in the reporting period.

Mechanical Works

52 hazard reduction slashing sites were completed in the reporting period, totalling an area of 61.155 hectares with over 899 assets protected.

ASSET AND SUPPLY SERVICES

Procurement and Contract Management Services

Tenders/Quotes/Expressions of Interest and Agreements:

Currently being prepared

- T12/08 Park Central Grounds Maintenance
- Q13/03 Private Properties Enforcement Orders
- Q13/04 Supply of Corporate Uniforms

Currently Advertised

- T13/01 Management of Minto Indoor Sports Centre (Selective tender following request for Expression of Interest)
- T13/09 Amusement Rides and Carnival Activities at Fishers Ghost
- T13/16 Saw Cutting and Coring
- T13/17 Channel Mowing
- T13/18 Wide Area Network
- EOI13/02 Design and Construct Aquatic Play Park for Macquarie Fields Swimming Centre

Currently Under Evaluation

- T13/11 Alarm and CCTV Maintenance
- T13/12 Concrete Works Panel
- T13/19 Bridge Expansion and Fixed Joint Replacement
- T12/22 General Trades – Miscellaneous

ASSET MANAGEMENT

Roads

- Road visual and roughness condition surveys for 2013-2014 modelling is 25% completed and expected to be 42% completed by the end of June, 2013.
- Updating the road segment mapping is in progress and expected to be completed by the end of June 2013.

Kerb and Gutter

- 42 kerb and gutter segments have been inspected.
- Kerb and gutter assets from Rosemeadow and Glen Alpine suburbs are being added to Council's Asset Management system and mapping in mapping system.

Bridges and Culverts

- Level 2 Inspection for all pedestrian bridges is 100% completed.
- Level 2 Inspection for all culverts is 94% completed.

Parks and Public Spaces

- Work's order has been issued for three timber floodlight poles for reinstatement (large metal support spikes) at Bradbury Oval and Macquarie Fields Park.
- One timber floodlight pole is to be removed from Kevin Wheatley Reserve based on condition report.

Playground Equipment

- Playground repairs have been carried out at Eschol Park Sports Complex, Hallinan Park, Kenny Reserve and Marsden Park.

Internal Assets – Electrical Testing and Tagging

- Electrical Equipment Risk Identification/Assessment and Inspection Records has been carried out by the Work, Health and Safety unit at the following locations:

Eagle Vale Central, Bradbury Oval Horticulture Shed, Macarthur Community Options, Minto Early Learning Centre and Kabbarli Early Learning Centre.

All items have been entered into Council's Asset Management system and have been tested and tagged.

- Stormwater data collection is in progress with 98 new pits and 97 new pipes added to Council's Asset Management System and Mapping System. These assets are from Rosemeadow, Glenfield and Glen Alpine suburbs.

Asset Management System, Grants and Reports

- The car park database is currently being restructured in Council's Asset Management system with the new condition assessment method.
- Photographs have been taken for all 24 completed Roads to Recovery program. The photographs have been sent to Roads to Recovery Program Managers.
- 11.89Km newly constructed roads have been identified. All the data will be added to Council's Asset Management system.

BUILDING MAINTENANCE/ CONSTRUCTION PROGRAM

Campbelltown Showground

- A new roller shutter and grill have been ordered to secure the groundsmen's shed.
- A lock audit will be conducted on all change rooms towards the end of June to replace existing system with Abloy.

Building Program

Old Staff Training Centre

- Works are still continuing and should be finalised by late June. New brickwork was erected and will be rendered shortly and a new roller door, grill and single entry door are due to be installed once rendering has been completed.

Civic Centre

- Recently the front forecourt and joint sealing under-went pressure cleaning. All works are now completed.

Art Centre

- New joint expansion cover seals have been installed throughout the main gallery floor area. All works are now completed.
- Specialist consultants have been systematically testing and identifying each smoke detector throughout the centre in order to correctly identify locations. Once this has been achieved. A new fire block plan for the fire panel will be installed to assist both staff and the fire brigade in the event of an emergency.

Reactive Maintenance Requests

- 315 Building maintenance request were received and actioned during the months of June/ July 2013.

FACILITIES SUPPORT

Customer Requests	
Sporting Clubs with overdue keys	24 clubs with 168 keys outstanding
Key extension, issues, alarm codes and access	745
Request for access to Council Reserves	7

11. REPORT OF DIRECTOR COMMUNITY SERVICES

No reports this round

12. REPORT OF DIRECTOR PLANNING AND ENVIRONMENT

12.1 Delegation to Council of Certain Functions under the Plumbing and Drainage Act 2012

Attachments

1. Instrument of delegation (under section 21 of the *Plumbing and Drainage Act 2011*)
2. Acknowledgement of delegation

Report

The purpose of this report is to advise Council of the implementation of the *Plumbing and Drainage Act 2011* (the Act) and to seek Council's adoption and endorsement of the attached instrument of delegation which delegates the plumbing regulators functions under this Act to Council.

As a way of background, the Act was created to establish a single scheme of regulation for on-site plumbing and drainage work in NSW and to establish NSW Fair Trading as the NSW plumbing regulator. The Act was passed by Parliament on 9 November 2011.

Importantly, and having regard to the purpose of this report, section 21 of the Act provides that the regulator can delegate any of its functions to a local council.

With respect to the above, Council has now been advised that NSW Fair Trading seeks to invoke the provisions of section 21 of the Act, in order to delegate certain functions back to local councils.

In this regard, NSW Fair Trading has now written to all councils that fall within the area of operations of the Sydney Water Corporation (SWC), that are also involved in the regulation of plumbing and drainage works not connected to services or assets of the SWC (eg on-site effluent disposal systems), asking them to accept the proposed delegation of functions which include:

- the monitoring of compliance with the *Plumbing and Drainage Act 2011*
- ensuring that any plumbing and drainage work carried out does not threaten public health or safety

- undertake any other functions conferred or imposed on the plumbing regulator by the Act.

The requirement to delegate these functions to Council has only come about as a result of the adoption of the new Act and does not alter the way in which Council will conduct its daily business. In addition, it should be noted that Council inspectors have been carrying out inspections of plumbing and drainage works on unsewered properties for many years and (by way of the Council sub-delegating its regulatory functions) will continue to do the same under the new delegations.

There will be no additional functions required of Council as a result of the adoption of the proposed delegations.

It is noted that acceptance of the delegation is required to enable Council to continue to undertake activities in the regulation of on-site plumbing and drainage work for plumbing and drainage works not connected to services or assets of the Sydney Water Corporation.

The attached delegation is submitted for Council's consideration.

Officers Recommendation

1. That Council accept the delegation of functions subject of the Instrument of Delegation under section 21 of the *Plumbing and Drainage Act 2011*.
2. That Council execute the Instrument of Delegation (attachment 1 to this report).
3. That Council sub-delegates the plumbing and drainage regulation functions to Council staff employed to carry out health, waste water and/or building inspections/regulation functions.
4. That on execution of the Instrument of Delegation, the 'Acknowledgment of Delegation' (attachment 2 to this report), be executed and that NSW Fair Trading be advised of Council's decision, by way of forwarding the executed 'Acknowledgment of Delegation' to NSW Fair Trading.

Council Meeting 18 June 2013 (Kolkman/Matheson)

That the Officer's Recommendation be adopted.

Council Resolution Minute Number 129

That the Officer's Recommendation be adopted.

ATTACHMENT 1

Instrument of delegation

under section 21 of the *Plumbing and Drainage Act 2011*

Section 21 of the *Plumbing and Drainage Act 2011* (Plumbing and Drainage Act) provides that:

- (1) The plumbing regulator may delegate any of the plumbing regulator's functions under this Act, other than this power of delegation, to:
 - (a) a local council, or
 - (b) any other person whom the regulator considers has the necessary skills, knowledge or experience to exercise the function.
- (2) A local council may sub-delegate any function delegated to it by the plumbing regulator to:
 - (a) the general manager of the council, or
 - (b) a person engaged as a contractor by the local council whom the council considers has the necessary skills, knowledge or experience to exercise the function.

In accordance with section 21(1)(a), I, Rod Stowe Commissioner for Fair Trading, the plumbing regulator for the purposes of the Plumbing and Drainage Act, hereby delegate the exercise of the following functions to Campbelltown City Council in the council's area of operations but only for plumbing and drainage work that is not connected to services or assets of the Sydney Water Corporation or the Hunter Water Corporation. These functions are to be undertaken by an officer or employee of council holding the necessary skills, knowledge or experience to exercise the functions.

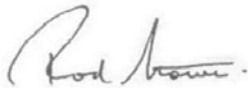
Function	Conditions
To monitor compliance with the Plumbing and Drainage Act (s19 (a))	This function is to be exercised in accordance with the requirements of the Plumbing and Drainage Act, <i>Plumbing and Drainage Regulation 2012</i> (Plumbing and Drainage Regulation) and guidelines (if any) issued by the plumbing regulator but only for plumbing and drainage work that is not connected to services or assets of the Sydney Water Corporation or the Hunter Water Corporation
To ensure that any plumbing and drainage work carried out does not threaten public health or safety (s19 (b))	This function is to be exercised in accordance with the requirements of the Plumbing and Drainage Act, <i>Plumbing and Drainage Regulation</i> and guidelines (if any) issued by the plumbing regulator but only for plumbing and drainage

	work that is not connected to services or assets of the Sydney Water Corporation or the Hunter Water Corporation
<p>To undertake any other functions conferred or imposed on the plumbing regulator by the Plumbing and Drainage Act (s19 (c)) other than:</p> <ul style="list-style-type: none"> • Receiving notices of work and other documentation required to be submitted to the plumbing regulator concerning proposed alternative solutions (s9 (3) of the Plumbing and Drainage Act and clause 10 of the Plumbing and Drainage Regulation), • Authorising fittings for use in plumbing and drainage work (s20), and • Initiating criminal or other proceedings as provided for in Part 5 of the Plumbing and Drainage Act. 	<p>The exercise of any function by the council as a delegate of the plumbing regulator under the Plumbing and Drainage Act is to be in accordance with the requirements of the Plumbing and Drainage Act, Plumbing and Drainage Regulation and guidelines (if any) issued by the plumbing regulator.</p>

Commencement:

This delegation commences on the date of signing and affixing of the Common Seal; or the date of resolution made by Council; as indicated on the acknowledgement below (whichever is the earliest) and continues until revoked or replaced by the Commissioner for Fair Trading.

SIGNED



Rod Stowe
COMMISSIONER FOR FAIR TRADING
 Date: 21 December 2012

ATTACHMENT 2

Acknowledgment of Delegation

The Campbelltown City Council hereby acknowledges the delegated responsibilities and agrees to act in accordance with the delegation.

The Common Seal of the)
Campbelltown City Council(signature)
was hereunto affixed on the)
day of.....2013(title of position)
in pursuance of a resolution made by the)
Council on the(signature)
day of2013)
.....(title of position)