

# Kogarah City Council

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17 February 2016

## REGULAR COUNCIL MEETING

Council will hold its next Regular Council Meeting in the Council Chambers, 2 Belgrave Street, Kogarah on Monday, 22 February 2016, commencing at 7:00pm.

I enclose your Agenda for the Meeting.



Paul Woods  
**General Manager**

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### National Anthem

Opening Prayer 6.55pm – Pastor Haloti Kailahi – Oatley Uniting Church

### AGENDA:

- A. Apologies
  - B. Disclosures of Interest
  - C. Adjournment for Public Forum [Ordinary Public Forum will be dealt with here]
  - D. Development Assessment Reports [Including Speakers for Development Assessment]
  - E. Confirmation of Minutes
    - E1. Regular Council Meeting 14 December 2015
  - F. Mayoral Reports
  - G. Consideration of Working Party and Committee Recommendations
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**K. Reports from Council Delegates**

**L. General Business**

**M. Closed Session**

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**Item G1:**                    **Adoption of the Minutes of the Council Community Services Working Party Meeting of 1 February 2016**

**Author:**                    Evan Hutchings - Director Governance and Corporate Services (CT)

**Reason for report:**    Consideration of Minutes.

**Recommendation:**

That the Minutes of the Council Community Services Working Party Meeting held on 1 February 2016 be adopted.

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**End of Report**

## Council Community Services Working Party Minutes

Commenced 6:05pm

MONDAY, 1 FEBRUARY 2016

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Present: Cr George Katsabaris (Chairperson), Cr Nick Aroney, Cr Nick Katris, Cr Jacinta Petroni, Evan Hutchings (Acting General Manager) and Alison Murphy (Executive Manager Community Services)

In Attendance: Wilma Bancroft (Manager Library and Cultural Services) and Marisa Rodriguez (Manager Children's Services).

### A. Apologies

Apologies were received and accepted on behalf of Cr Annie Tang (Deputy Mayor), Cr Kathryn Landsberry and Paul Woods (General Manager).

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### B. Disclosures of Interest

There were no Disclosures of Interest.

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### C. Reports from Officers

- Subject:** Events Report  
**Author:** Paul Woods - General Manager (BK)  
**Reason for Report:** To provide a quarterly update on the progress of events.

**Recommendation:** (Katris/Aroney)

That the report on recent and upcoming events (November 2015- February 2016) be received and noted.

**Item G1 (cont.)**

2.     **Subject:**                    **Children's Services**  
       **Author:**                    Alison Murphy - Executive Manager Community Services (MR)  
       **Reason for Report:**       To provide a quarterly update on Children's Services activities and programs.

**Recommendation:**       (Aroney/Katris)

That the report on Children's Services activities and programs for the period November 2015 to January 2016 be received and noted.

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3.     **Subject:**                    **Library Programs and Events**  
       **Author:**                    Alison Murphy - Executive Manager Community Services (WB)  
       **Reason for Report:**       To provide an update on programs and events delivered to the community across the Council's three libraries.

**Recommendation:**       (Katris/Petroni)

That the report on the activities provided by Kogarah Library and Cultural Services from 1 November 2015 to 31 January 2016 be received and noted.

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4.     **Subject:**                    **Economic Development**  
       **Author:**                    Paul Woods - General Manager (AM)  
       **Reason for Report:**       To provide an update on current Economic Development projects.

**Recommendation:**       (Aroney/Petroni)

That the report on Economic Development projects for the period of December 2015 to February 2016 be received and noted.

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The meeting closed at 6.24 pm.

**Item G2:**                    **Adoption of the Minutes of the Assets and Services Working Party Meeting of 1 February 2016**

**Author:**                    Evan Hutchings - Director Governance and Corporate Services (CT)

**Reason for report:**    Consideration of Minutes.

**Recommendation:**

That the Minutes of the Assets and Services Working Party held on 1 February 2016 be adopted.

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**End of Report**

**Assets and Services Working Party Meeting**  
**Minutes**

**Commenced 6:32pm**

**MONDAY, 1 FEBRUARY 2016**

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Present: Cr Jacinta Petroni (Chairperson), Cr Nick Aroney, Cr Nick Katris, Cr George Katsabaris, Evan Hutchings (Acting General Manager) and Andrew Sharp (Director Assets and Services).

**A. Apologies**

Apologies were received and accepted on behalf of Cr Annie Tang (Deputy Mayor), Cr Kathryn Landsberry, Cr Lachlan McLean and Paul Woods (General Manager).

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**B. Disclosures of Interest**

There were no Disclosures of Interest.

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**C. Reports from Officers**

- Subject:** **Asset Management Progress of Matters Report**  
**Author:** Andrew Sharp - Director Assets and Services  
**Reason for Report:** Monthly update report on the progress of Asset Management Projects and Programs for the 2015 - 2016 financial year.

**Recommendation:** (Aroney/Katris)

That the February 2016 Asset Management Progress of Matters Report be received and noted.

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## Item G2 (cont.)

2. **Subject:** **Dover Park West Foreshore Remediation Project**  
**Author:** Andrew Sharp - Director Assets and Services  
**Reason for Report:** To advise of grant funding offered by NSW Office of Environment and Heritage (OEH) under the Estuary Management Program to remediate the Dover Park West foreshore.
- Recommendation:** (Katsabaris/Katris)
- a) That the offered grant funding of \$120,000 for the remediation of the Dover Park West foreshore be accepted and the General Manager be authorised to enter into the funding agreement with NSW Office of Environment and Heritage (OEH).
- b) That \$120,000 be voted from the Section 94A Development Contributions Plan 2014 to supplement the grant funding referred to in (a) above.
- 
3. **Subject:** **Tender T7/2015 - Oatley Bay Boat Ramp Design and Construction, Hurstville Grove**  
**Author:** Andrew Sharp - Director Assets and Services (TH)  
**Reason for Report:** To consider Tender T7/2015 submissions for the design and construction of the Oatley Bay boat ramp, Hurstville Grove.
- Recommendation:** (Katsabaris/Katris)
- a) That the tender submitted by Land and Marine Ocean Engineering Pty Ltd for the construction of a three-lane boat ramp at Oatley Bay, in the amount of \$289,370 (excl. GST) be accepted.
- b) That the unsuccessful tenderers be notified of Council's decision.
- 
4. **Subject:** **Poulton Park Revegetation, Connells Point**  
**Author:** Andrew Sharp - Director Assets and Services (TH)  
**Reason for Report:** To advise of grant funding offered under the Greater Sydney Local Land Services (GSLLS) Biodiversity and Coastal Waterways Projects program to revegetate a portion of Poulton Park.
- Recommendation:** (Katsabaris/Aroney)
- That the offered grant funding of \$15,000 for the revegetation of a portion of Poulton Park be accepted and the General Manager be authorised to enter into the funding agreement with GSLLS.
-

## Item G2 (cont.)

5. **Subject:** **St George Men's Shed Construction**  
**Author:** Andrew Sharp - Director Assets and Services  
**Reason for Report:** To advise of grant funding offered under the NSW Government's Community Building Partnership (CBP) program for the construction of the Men's Shed building at Carss Park.

**Recommendation:** (Aroney/Katris)

That the offered grant funding of \$34,676 for construction of St. George Men's Shed be accepted and the General Manager be authorised to enter into the funding agreement with the NSW State Government.

6. **Subject:** **New Toilet Facility - Oatley Bay Boat Ramp**  
**Author:** Andrew Sharp - Director Assets and Services (DD)  
**Reason for Report:** To advise of grant funding offered by NSW Government under its Community Building Partnership (CBP) Program for the new toilet facility at Oatley Bay boat ramp and to seek approval to invite tenders for its construction.

**Recommendation:** (Katsabaris/Aroney)

- a) That the offered grant funding of \$40,000 for the construction of a new toilet facility at Oatley Bay boat ramp be accepted and the General Manager be authorised to enter into the funding agreement with the NSW Government under its Community Building Partnership (CBP) program.
- b) That in accordance with the Local Government Act 1993 and (General) Regulation 2005, tenders be invited for the construction of a new toilet facility at Oatley Bay boat ramp using the Open Tendering method.

The meeting closed at 6.48 pm.

**Item G3:**                    **Adoption of the Minutes of the Traffic Committee Meeting of  
2 February 2016**

**Author:**                    Evan Hutchings - Director Governance and Corporate Services (CT)

**Reason for report:**    Consideration of Minutes.

**Recommendation:**

That the Minutes of the Traffic Committee held on 2 February 2016 be adopted.

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**End of Report**

## Traffic Committee Meeting Minutes

Commenced 9:35am

TUESDAY, 2 FEBRUARY 2016

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Present: Andrew Sharp (Chairperson / Council Representative - Director Assets and Services), Ryan Horne (Roads and Maritime Services), Senior Constable Kate Ferguson (St George Local Area Command) and George Perivolarellis (Representing Stephen Kamper MP, Member for Rockdale).

In Attendance: Obi Thomas (Manager Asset Planning and Services), Paul Croft (Traffic Engineer), Samuel Lindsay (Assistant Traffic Engineer) and Aaron AhTong (Coordinator Regulatory Services).

### A. Apologies

Apologies were received and accepted on behalf of Peter Whitney (State Transit Authority) and Haemish Bongers (Compliance Officer).

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### B. Reports from Officers

- Subject:** 1425 - Progress of Matters Report  
**Author:** Andrew Sharp - Director Assets and Services (PC)  
**Reason for Report:** Monthly update report on Traffic Committee items and projects.

**Recommendation:** (Unanimous Support)

That the February 2016 Progress of Matters Report be received and noted.

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## Item G3 (cont.)

2. **Subject:** 2838 - Premier Street, Kogarah - Proposed "Works Zone" - UBD 294 H4

**Author:** Andrew Sharp - Director Assets and Services (SL)

**Reason for Report:** To consider the installation of a "Works Zone" in Premier Street, Kogarah.

**Recommendation:** (Unanimous Support)

- a) That 18m of the existing "2P, 6am – 6pm, Mon – Fri, Permit Holders Excepted, Area 1" zone on the eastern side of Premier Street, Kogarah, adjacent to No. 's 26 – 30, be converted to a "Works Zone, 7am – 5pm, Mon – Sat", for a period of twelve weeks commencing in early February 2016, as shown on plan TC1518 attached to the report.
- b) The should the "Works Zone" be required for a period longer than twelve weeks, authority be delegated to Council's Director Assets and Services to grant an extension to the operation of the "Works Zone".
- c) That the parking be returned to its current status at the completion of the "Works Zone" period.

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3. **Subject:** 2839 - Connells Point Road, Connells Point - Proposed "Bus Zone" - UBD 293 G16

**Author:** Andrew Sharp - Director Assets and Services (SL)

**Reason for Report:** To consider the installation of a "Bus Zone" on Connells Point Road, Connells Point.

**Recommendation:** (Unanimous Support)

- a) That a 20m "Bus Zone, 6am – 10pm, Mon – Fri, 7.30am – 7.30pm, Sat - Sun" be installed on the eastern side of Connells Point Road, Connells Point, adjacent to Connells Point Reserve near the intersection of Terry Street.
  - b) That the statutory 10m "No Stopping" zone be installed on the eastern side of Connells Point Road, south of the intersection of Terry Street, as shown on plan TC1514 attached to the report.
-

## Item G3 (cont.)

4. **Subject:** 2840 - Targo Road, Ramsgate - Proposed "No Parking" zone - UBD 294 H13  
**Author:** Andrew Sharp - Director Assets and Services (PC)  
**Reason for Report:** To consider the installation of a "No Parking" zone in Targo Road, Ramsgate.

**Recommendation:** (Unanimous Support)

- a) That a 45m "No Parking, 5am – 3pm Wed" zone be installed on the northern side of Targo Road, Ramsgate, west of it's intersection with Rocky Point Road.
- b) That signage for the mandatory 10m "No Stopping" zone be installed on the northern side of Targo Road, west of the intersection with Rocky Point Road, as shown on plan TC1522 attached to the report.

5. **Subject:** 2841 - Woids Avenue, Carlton - Proposed extension of "No Stopping" zone - UBD 294 B11  
**Author:** Andrew Sharp - Director Assets and Services (SL)  
**Reason for Report:** To consider the extension of the "No Stopping" zone in Woids Avenue, Carlton.

**Recommendation:** (Unanimous Support)

That the current "No Stopping" zone on the eastern side of Woids Avenue, Carlton, south east of the intersection with Waterview Street, be extended 50m south as shown on Plan TC1519 attached to the report.

The meeting closed at 9.44 am.

**Item G4:**                    **Adoption of the Minutes of the Governance and Corporate Services Working Party Meeting of 15 February 2016**

**Author:**                    Evan Hutchings - Director Governance and Corporate Services (CT)

**Reason for report:**    Consideration of Minutes.

**Recommendation:**

That the Minutes of the Governance and Corporate Services Working Party held on 15 February 2016 be adopted.

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**End of Report**

## Governance and Corporate Services Working Party Meeting Minutes

Commenced 6:00pm

MONDAY, 15 FEBRUARY 2016

Present: Cr Nathaniel Smith (Chairperson), Cr Nick Katris, Cr Kathryn Landsberry, Cr Lachlan McLean, Cr Michael Platt, Cr Sam Stratikopoulos, Evan Hutchings (Acting General Manager) and John Maunder (Chief Financial Officer).

In Attendance: Rod Logan (Director Planning and Environmental Services), Alison Murphy (Executive Manager Community Services) and Alison Hester (Manager Human Resources).

### A. Apologies

Apologies were received and accepted on behalf of Cr Annie Tang (Deputy Mayor), Cr Jacinta Petroni and Paul Woods (General Manager).

### B. Disclosures of Interest

There were no Disclosures of Interest.

### C. Reports from Officers

1. **Subject:** **Monthly Budget Review to 31 December 2015 and Quarterly Budget Review Statement to 31 December 2015**  
**Author:** Evan Hutchings - Director Governance and Corporate Services (JM)  
**Reason for Report:** To provide an update on the status of the monthly budget review conducted to 31 December 2015 and to provide a Quarterly Budget Review Statement to 31 December 2015.  
**Recommendation:** (Katris/Platt)
  - a) That the proposed budget variations described in this report be adopted with the variations decreasing unrestricted working funds by \$1,041 and increasing restricted working funds by \$27,463.
  - b) That the Quarterly Budget Review Statement be received and noted.



## Item G4 (cont.)

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2.     **Subject:**                     **Monthly Budget Review for January 2016**  
       **Author:**                     Evan Hutchings - Director Governance and Corporate Services (JM)  
       **Reason for Report:**       To provide an update on the status of the monthly budget review conducted for the month to 31 January 2016.
- Recommendation:**       (Stratikopoulos/Platt)
- That the proposed budget variations, described in the report, be adopted with the variations having no net impact on Council's working funds.
- 
3.     **Subject:**                     **Quarterly Investment Report to 31 December 2015**  
       **Author:**                     Evan Hutchings - Director Governance and Corporate Services (JM)  
       **Reason for Report:**       To review the independent investment advisors quarterly report on Council's investment portfolio.
- Recommendation:**       (Katris/Platt)
- That the quarterly investment report to 31 December 2015 from CPG Research and Advisory Pty Ltd be received and noted.
- 
4.     **Subject:**                     **St George Men's Shed - Lease Agreement**  
       **Author:**                     Andrew Sharp - Director Assets and Services  
       **Reason for Report:**       To seek endorsement for the establishment of a lease agreement between Kogarah City Council and St George Men's Shed for the use of the observation deck building at Carss Bush Park.
- Recommendation:**       (Platt/Stratikopoulos)
- That a lease be granted to the St. George Men's Shed for a period of ten years for the use of the observation deck building at Carss Bush Park, subject to compliance with the requirements of the Local Government Act.
-

## Item G4 (cont.)

5. **Subject:** **Review of Council's Policies**  
**Author:** Evan Hutchings - Director Governance and Corporate Services (CB)  
**Reason for Report:** To review and update Council's policies.

**Recommendation:** (Landsberry/Stratikopoulos)

That the Library Membership Policy annexed to the report be adopted.

6. **Subject:** **Oatley Senior Citizens Centre - Request for Assignment of Licence**  
**Author:** Evan Hutchings - Director Governance and Corporate Services  
**Reason for Report:** To consider a request from the Oatley Senior Citizens Centre for assignment of the licence over the clubhouse building.

**Recommendation:** (Katris/McLean)

- a) That subject to the concurrence of RailCorp, the licence over the building located on the land leased by Council from Railcorp, and known as the Oatley Senior Citizens Centre (No. 161 Hurstville Road), be assigned to 3Bridges Community Limited subject to an annual payment of \$5200 (ex GST) which amount would also cover the annual rent in addition to the annual reimbursement of the building insurance premium.
- b) That the Deed of Assignment incorporate the undertakings of 3Bridges Community Limited detailed in its letter to Oatley Seniors dated 5 February 2016.
- c) That Council's legal costs in granting the assignment of the lease be met by 3Bridges Community Limited.

#### D. Closed Session

1. **Subject:** Confidential Item - **Staff Movements**  
**Author:** Paul Woods - General Manager (AH)  
**Reason for Report:** To advise of staff movements from 11 November 2015 to 9 February 2016.

**Recommendation:** (Katris/Stratikopoulos)

That the report on the November 2015 – February 2016 staff movements be received and noted.

The meeting closed at 6.48 pm.

**Item G5:**                    **Adoption of the Minutes of the Planning and Environmental Services Working Party Meeting of 15 February 2016**

**Author:**                    Evan Hutchings - Director Governance and Corporate Services (CT)

**Reason for report:**    Consideration of Minutes.

**Recommendation:**

That the Minutes of the Planning and Environmental Services Working Party held on 15 February 2016 be adopted.

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**End of Report**

## Planning and Environmental Services Working Party Meeting Minutes

Commenced 7:40pm

MONDAY, 15 FEBRUARY 2016

Present: Cr Sam Stratikopoulos (Chairperson), Cr Nick Katris, Cr Kathryn Landsberry, Cr Lachlan McLean, Cr Michael Platt, Cr Nathaniel Smith, Evan Hutchings (Acting General Manager) and Rod Logan (Director Planning and Environmental Services).

In Attendance: Rita Vella (Coordinator Strategic Planning / Minute Secretary).

### A. Apologies

Apologies were received and accepted on behalf of Councillor Annie Tang (Deputy Mayor), Councillor Jacinta Petroni and Paul Woods (General Manager).

### B. Disclosures of Interest

There were no Disclosures of Interest.

### C. Reports from Officers

- Subject:** Planning and Development Legal Costs 2014-2015  
**Author:** Rod Logan - Director Planning and Environmental Services (GA)  
**Reason for Report:** To provide an update on the costs associated with legal matters for Planning and Development activities during the 2014-2015 financial year.

**Recommendation:** (Katris/Smith)

That the report on the costs associated with legal matters for Planning and Development activities during 2014-2015 be received and noted.

## Item G5 (cont.)

2.     **Subject:**                    **Development Application Statistics for January - June 2015**
- Author:**                     Rod Logan - Director Planning and Environmental Services (GA)
- Reason for Report:**    To provide an update on the number of Development Applications received, determined and processing times for 1 January to 30 June 2015.
- Recommendation:**       (Smith/Landsberry)
- That the report on the number of Development Applications received, determined and processing times for 1 January to 30 June 2015 be received and noted.
- 
3.     **Subject:**                    **Proposed Changes to Complying Development - Expanding Complying Development to include low rise medium density housing types**
- Author:**                     Rod Logan - Director Planning and Environmental Services (RV)
- Reason for Report:**    To seek endorsement of a submission to the Department of Planning and Environment (the Department) on the proposed amendments to the policy to expand complying development to include two storey medium density housing types.
- Recommendation:**       (Platt/McLean)
- That the issues raised in this report be included in Council's submission to the exhibited *Discussion Paper – Options for Low Rise Medium Density Housing as Complying Development*.

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The meeting closed at 9.10 pm.

**Item II: Petitions Received****Author:** Evan Hutchings - Director Governance and Corporate Services (CT)**Reason for report:** Council has adopted a policy that a schedule of petitions received be submitted to each Council Meeting.**Recommendation:**

That the schedule of petitions received since the last Council Meeting be received and noted.

**Background**

1. The following petitions have been received since the last Council Meeting.

<b>Subject</b>	<b>Date of Receipt</b>	<b>No. of Signatures</b>	<b>Action</b>
Petition to Kogarah City Council objecting to Development Application No. 234/2015 for No. 849 King Georges Road, South Hurstville.	16 December 2015	8	The Development Application is subject to an Appeal which has been lodged by the applicant to the Land and Environment Court of NSW. Any submissions will be forwarded to the Court and considered as part of the evidence given to the case.
Petition to Kogarah City Council objecting to Development Application No. 234/2015 for No. 849 King Georges Road, South Hurstville.	16 December 2015	24	The Development Application is subject to an Appeal which has been lodged by the applicant to the Land and Environment Court of NSW. Any submissions will be forwarded to the Court and considered as part of the evidence given to the case.
Petition to Kogarah City Council concerning access to the Princes Highway, Blakehurst from Stuart Street, Blakehurst.	25 January 2016	8	A letter has been sent to the Roads and Maritime Services (RMS) advising of Council's concerns with the proposal and requesting additional time for the response period. The RMS has responded and advised that the response period has been extended until the end of January 2016.

## Item II (cont.)

Petition to Kogarah City Council requesting removal of a tree at Connells Point Reserve, Connells Point.	1 February 2016 and 8 February 2016 (Follow up petition)	6  6	A letter was sent to the primary petitioner stating Council officers had conducted a visual tree assessment and it was determined that removal was not warranted at this time. However the tree will be pruned within two weeks. Council also advised it will continue to monitor the health, condition and structure of the tree.
Petition to Kogarah City Council objecting to Development Application No. 6/2016 for No. 70 Carwar Avenue, Carss Park	16 February 2016	31	Development Application No. 6/2016 is currently being assessed. The issues raised in the petition will be considered in the assessment of the application.
Petition to Kogarah City Council objecting to Development Application No. 234/2015 for No. 849 King Georges Road, South Hurstville.	16 February 2016	22	The Development Application is subject to an Appeal which has been lodged by the applicant to the Land and Environment Court of NSW. Any submissions will be forwarded to the Court and considered as part of the evidence given to the case.

**Operational Plan Budget**

- No budget impact for this report.

**Attachments/Annexures**

Nil.

**End of Report**

- Item I2:** **Delivery Program 2013 - 2017 - Operational Plan 2015/16 - Half Yearly Review (1 July 2015 - 31 December 2015).**
- Author:** Evan Hutchings - Director Governance and Corporate Services (CB)
- Reason for report:** To provide an update on the progress of the principal activities detailed in the Operational Plan and Delivery Program in accordance with reporting requirements outlined in s404 (5) of the Local Government Act 1993.

**Recommendation:**

That the Delivery Program 2013-2017 incorporating the Operational Plan 2015/16 (Year 3) half yearly review (1 July – 31 December 2015) be received and noted.

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**Background**

1. At its meeting of 24 February 2013 Council adopted its Integrated Planning documents (including the Community Strategic Plan – Bright Future, Better Lifestyle, the Resourcing Strategy, the Delivery Program 2013 – 2017, and the Operational Plans 2013 – 2017) incorporating the option of a Special Rate Variation (SRV).
2. In this regard, Council at its meeting of 24 February 2013 resolved, in part, the following:-
  - “d) *That the Delivery Program (2013 – 2017) incorporating the 2013/14 Operational Plan and the Statement of Revenue Policy (Section 5 – Financial Information) excluding the draft Schedule of Fees and Charges 2013/14, annexed to the report, be adopted.*”
3. Section 405 (5) of the Local Government Act 1993 requires that “*The general manager must ensure that regular progress reports are provided to the council reporting as to its progress with respect to the principal activities detailed in its delivery program. Progress reports must be provided at least every 6 months.*”
4. Accordingly, annexed to this report is a half yearly review outlining the extent to which performance measures and targets set out in the Delivery Program and Operational Plan have been achieved during the first half of the year.
5. The descriptions for the Status/Outcome Column of the half yearly report are as follows:
  - **Achieved** – with comments on status in relation to the performance measure and target columns previously identified.
  - **Commenced** – with comments on status in relation to the performance measure and target columns previously identified.
  - **Not yet commenced** – with comments on status in relation to the performance measure and target columns previously identified.
  - **Not Achieved** – with comments on status in relation to the performance measure and target columns previously identified.



**Item I2 (cont.)**

6. Attached is the Delivery Program 2013 – 2017 - Operational Plan 2015/16 (Year 3) - Half Yearly Review (1 July 2015 – 31 December 2015) for review. A hard copy of this document has also been provided to Councillors separately.

**Operational Plan Budget**

7. No budget impact for this report.

**Attachments/Annexures**

<b>1</b>	Delivery Program 2013 - 2017 - Operational Plan 2015/16 (Year 3) - Half Yearly Review ( 1 July 2015 - 31 December 2015)	218 Pages	Annexure
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**End of Report**