



**ORDINARY MEETING OF COUNCIL  
TO BE HELD ON TUESDAY, 10 MARCH 2009 AT 7.00PM  
LEVEL 3, COUNCIL CHAMBERS**

**A G E N D A**  
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NOTE: For Full Details, See Council's Website –  
[www.kmc.nsw.gov.au](http://www.kmc.nsw.gov.au) under the link to business papers

**APOLOGIES**

**DECLARATIONS OF INTEREST**

**CONFIRMATION OF REPORTS TO BE CONSIDERED IN CLOSED MEETING**

**ADDRESS THE COUNCIL**

**NOTE:** Persons who address the Council should be aware that their address will be tape recorded.

**DOCUMENTS CIRCULATED TO COUNCILLORS**

**CONFIRMATION OF MINUTES**

**Minutes of Ordinary Meeting of Council**

File: S02131

Meeting held 24 February 2009

Minutes numbered 23 to 51

## MINUTES FROM THE MAYOR

### MM.1 Victorian Bushfires

1

File: S06373

It was with incredible shock and sadness that we witnessed the unfolding of the horrific bushfire disaster in Victoria earlier this month.

These fires caused a massive trail of destruction with a loss of life and property far exceeding any other bushfire disaster in the nation's history.

As we in Ku-ring-gai also live with the constant threat of bushfire, it was truly frightening to see entire townships destroyed by this massive fire.

In recent weeks, the Ku-ring-gai community's thoughts and sympathies have been with the Victorian families who have lost loved ones and property in the tragedy.

These communities now face a long and difficult road to recovery. Rebuilding homes and community infrastructure will take a lot of time and money, and residents will also have to deal with the large emotional toll of what they have experienced.

One of the great things about the Australian spirit is the way we dig deep to help those most in need during times of crisis.

This generosity has come to the fore all around Australia in recent weeks with numerous fundraising activities to help the bushfire victims.

Council staff have organised their own fundraiser, collecting more than \$1,000. There have been generous donations from right across our community to a wide range of appeals including those organised by the Red Cross, the Salvation Army, local service clubs such as Rotary and our own State and Federal MPs.

I would like to take this one step further by proposing to donate \$10,000 of Council funds to the bushfire relief effort.

We are of course in tough economic times, but there is an absolutely compelling need to help these Victorian communities recover from this terrible disaster.

I know how much our community would appreciate such assistance if the tables were turned and we were the ones dealing with such tragedy.

I also believe the donation would be widely supported by our ratepayers – many of whom have contacted Council to inquire about how they can best help the bushfire victims.

I would also like to pay tribute to the fire-fighters – many of them volunteers - who worked in such terrible conditions to bring the Victorian bushfires under control.

Here in Ku-ring-gai, we regularly witness the invaluable role played by fire-fighters in protecting lives and property from bushfire.

The scale of the Victorian disaster would have been even greater without the efforts of the hundreds of fire-fighters who risked their own lives to help others.

## MM.2 **Queen's Portrait**

3

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File: S06915

Last year Council resolved to consult with residents about a preferred location within Council to hang a portrait of Her Majesty Queen Elizabeth II.

This consultation was done through a Poll Question on Council's website and in the January edition of Ku-ring-gai Update, which is sent to all Ku-ring-gai households.

A total of 256 responses were received as part of this process, or less than half a percent of Ku-ring-gai's eligible voters.

Of these, 223 were in favour of leaving the portrait in its current position in the Chamber behind the Mayor's chair, with 33 wanting it moved.

This equates to 87.2% of respondents wanting the portrait to stay where it is.

After being elected Mayor last September, I had moved the portrait to the Councillors' Board Room to allow Council's logo to be given a place of prominence in the Chamber.

However, as the vast majority of those who took the trouble to respond wished to retain the portrait in its position of prominence, then it shall remain. The logo representing Ku-ring-gai will remain in its position of lesser prominence.

I am completely satisfied that we have now fully consulted our residents on this issue, and I accept that this should have occurred before the portrait was moved. This was an omission on my part.

I am grateful to those who participated in the survey who obviously felt very strongly on the matter. I hope that now it can be put to rest.

## MM.3 **Report on Bushfire Issues**

4

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File: S06373

The Victorian bushfire disaster is certain to prompt authorities throughout Australia to carefully assess how well they are prepared for bushfires of such magnitude.

Like all communities in bushfire-prone areas, Ku-ring-gai has a detailed disaster plan to prepare for all contingencies and coordinate emergency response operations for bushfires.

Planning is developed through the Hornsby Ku-ring-gai Local Emergency Management Committee which includes a wide range of agencies such as the Rural Fire Service, SES, NSW Police, RTA, public utilities and local councils.

We also have a local Bushfire Management Committee which focuses on reducing bushfire threats, mainly by regular hazard reduction burns.

Both these committees meet several times a year to discuss procedures and debrief on incidents. In fact they each last met the week before the Victorian disaster.

We also have a very capable local Rural Fire Service whose volunteers are second to none in job fighting bushfires.

Council has updated its planning policies to restrict or ban development in bushfire prone areas, but there are many cases where such development has been approved by the NSW Government or the Land and Environment Court.

All these measures are designed to firstly reduce bushfire risks and secondly to protect lives and property in the event of a bushfire occurring.

But the communities in Victoria had in place similar measures yet these were not enough to spare them from the terrible impacts of this massive bushfire.

The Victorian Government has announced a Royal Commission into the disaster and hopefully we will all be able learn from its findings to better protect our communities.

In the interim, I believe it would be worthwhile for Council to review all our policies and operations in relation to bushfires to determine possible areas for improvement.

This Mayoral Minute proposes a report from staff addressing the following questions:

- How well prepared are emergency services and other agencies for a major bushfire disaster in Ku-ring-gai?
- Could co-ordination for bushfire response between the various agencies including Council be further improved?
- Can advice be sought through the Emergency Management Committee on the effectiveness of current operational plans to evacuate residents in the event of a major bushfire?
- How effective are the current measures for controlled hazard reduction burns? Are there any ways this could be improved?
- What educational material is currently provided to residents on how to reduce bushfire risks and prepare for a bushfire emergency? Could this information be improved, expanded or provided in more effective forms?
- How well do our planning policies incorporate bushfire safety and how could this be further improved? In 2007, Council asked the State Government to expand our gazetted bushfire emergency evacuation zones, but no action has yet been taken. Can Council assess which other parts of Ku-ring-gai need to be included in bushfire emergency evacuation zones with a view to submitting a new proposal to the Government?

## PETITIONS

### GENERAL BUSINESS

- i. *The Mayor to invite Councillors to nominate any item(s) on the Agenda that they wish to have a site inspection.*
- ii. *The Mayor to invite Councillors to nominate any item(s) on the Agenda that they wish to adopt in accordance with the officer's recommendation and without debate.*

#### GB.1 **2009 Future of Local Government Summit** **6**

File: S02049

To advise Councillors of the 2009 Future of Local Government (FOLG) Summit.

##### **Recommendation:**

That Council determine if it wishes to send delegates to the 2009 Future of Local Government (FOLG) Summit.

#### GB.2 **St Ives Showground - Proposed Licence to Heritage Craft Fair Pty Ltd** **13**

File: S02195

For Council, as Reserve Trust Manager for the St Ives Showground, to consider the cessation of the existing operator's licence to the Heritage Craft Fair Pty Ltd and replacing with a licence to Welcome Enterprises Pty Ltd for the continued operation of the Heritage Craft Fair at the St Ives Showground.

##### **Recommendation:**

That Council, as Reserve Trust Manager, grant a 3 year licence and 2 year option to the Welcome Enterprises Pty Ltd for the operation of a Heritage Craft Fair at St Ives Showground under the conditions outlined in this report.

## EXTRA REPORTS CIRCULATED AT MEETING

### MOTIONS OF WHICH DUE NOTICE HAS BEEN GIVEN

### BUSINESS WITHOUT NOTICE - SUBJECT TO CLAUSE 241 OF GENERAL REGULATIONS

### QUESTIONS WITHOUT NOTICE

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## MAYORAL MINUTE

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### VICTORIAN BUSHFIRES

It was with incredible shock and sadness that we witnessed the unfolding of the horrific bushfire disaster in Victoria earlier this month.

These fires caused a massive trail of destruction with a loss of life and property far exceeding any other bushfire disaster in the nation's history.

As we in Ku-ring-gai also live with the constant threat of bushfire, it was truly frightening to see entire townships destroyed by this massive fire.

In recent weeks, the Ku-ring-gai community's thoughts and sympathies have been with the Victorian families who have lost loved ones and property in the tragedy.

These communities now face a long and difficult road to recovery. Rebuilding homes and community infrastructure will take a lot of time and money, and residents will also have to deal with the large emotional toll of what they have experienced.

One of the great things about the Australian spirit is the way we dig deep to help those most in need during times of crisis.

This generosity has come to the fore all around Australia in recent weeks with numerous fundraising activities to help the bushfire victims.

Council staff have organised their own fundraiser, collecting more than \$1,000. There have been generous donations from right across our community to a wide range of appeals including those organised by the Red Cross, the Salvation Army, local service clubs such as Rotary and our own State and Federal MPs.

I would like to take this one step further by proposing to donate \$10,000 of Council funds to the bushfire relief effort.

We are of course in tough economic times, but there is an absolutely compelling need to help these Victorian communities recover from this terrible disaster.

I know how much our community would appreciate such assistance if the tables were turned and we were the ones dealing with such tragedy.

I also believe the donation would be widely supported by our ratepayers – many of whom have contacted Council to inquire about how they can best help the bushfire victims.

I would also like to pay tribute to the fire-fighters – many of them volunteers - who worked in such terrible conditions to bring the Victorian bushfires under control.

Item 1

**S06373**  
**13 February 2009**

Here in Ku-ring-gai, we regularly witness the invaluable role played by fire-fighters in protecting lives and property from bushfire.

The scale of the Victorian disaster would have been even greater without the efforts of the hundreds of fire-fighters who risked their own lives to help others.

## **RECOMMENDATION**

- A. That Council donates \$10,000 to the Victorian bushfire relief effort.
- B. That Council give consideration to providing further funding for the relief effort from its 2009/10 Budget relating to assisting with rebuilding efforts in future months.
- C. That Council liaise with the NSW Local Government and Shires Association to see what additional aid might be needed.

Cr Elaine Malicki  
**Mayor**

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## MAYORAL MINUTE

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### QUEEN'S PORTRAIT

Last year Council resolved to consult with residents about a preferred location within Council to hang a portrait of Her Majesty Queen Elizabeth II.

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I am completely satisfied that we have now fully consulted our residents on this issue, and I accept that this should have occurred before the portrait was moved. This was an omission on my part.

I am grateful to those who participated in the survey who obviously felt very strongly on the matter. I hope that now it can be put to rest.

### RECOMMENDATION

That Council receive and note this Mayoral Minute.

Cr Elaine Malicki  
Mayor

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## MAYORAL MINUTE

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### REPORT ON BUSHFIRE ISSUES

The Victorian bushfire disaster is certain to prompt authorities throughout Australia to carefully assess how well they are prepared for bushfires of such magnitude.

Like all communities in bushfire-prone areas, Ku-ring-gai has a detailed disaster plan to prepare for all contingencies and coordinate emergency response operations for bushfires.

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But the communities in Victoria had in place similar measures yet these were not enough to spare them from the terrible impacts of this massive bushfire.

The Victorian Government has announced a Royal Commission into the disaster and hopefully we will all be able learn from its findings to better protect our communities.

In the interim, I believe it would be worthwhile for Council to review all our policies and operations in relation to bushfires to determine possible areas for improvement.

This Mayoral Minute proposes a report from staff addressing the following questions:

- How well prepared are emergency services and other agencies for a major bushfire disaster in Ku-ring-gai?

Item 3

**S06373**  
**23 February 2009**

- Could co-ordination for bushfire response between the various agencies including Council be further improved?
- Can advice be sought through the Emergency Management Committee on the effectiveness of current operational plans to evacuate residents in the event of a major bushfire?
- How effective are the current measures for controlled hazard reduction burns? Are there any ways this could be improved?
- What educational material is currently provided to residents on how to reduce bushfire risks and prepare for a bushfire emergency? Could this information be improved, expanded or provided in more effective forms?
- How well do our planning policies incorporate bushfire safety and how could this be further improved? In 2007, Council asked the State Government to expand our gazetted bushfire emergency evacuation zones, but no action has yet been taken. Can Council assess which other parts of Ku-ring-gai need to be included in bushfire emergency evacuation zones with a view to submitting a new proposal to the Government?

## **RECOMMENDATION**

That Council Staff prepare a report addressing the issues outlined in the Mayoral Minute.

Elaine Malicki  
Mayor

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## PETITION

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### **WERONA AVENUE, GORDON OPPOSITE GORDON RAILWAY STATION - TRAFFIC SIGNAGE - (ONE HUNDRED & THIRTY-FIVE [135] SIGNATURES)**

**The following Petition was presented by Councillor Elise Keays:**

"As local residents and commuters, it has come to our attention that on Werona Avenue, adjacent to Gordon Station it has become chaotic and dangerous to the public, especially school children, during peak hours times.

Currently from 6:30am - 9:30am & 3:30pm - 6:30pm (Monday - Friday), it is illegal to park on the street of Werona Avenue, adjacent to the Station. Nonetheless many commuters use the area to park and drop off their passengers illegally.

We, as local residents, would like to propose that the current no parking zone, from 6:30am - 9:30am & 3:30pm - 6:30pm (Monday - Friday) to be changed to a **2 MINUTE, DROP OFF ZONE**.

This will increase the efficiency of Gordon Station, in an accommodating environment for the many local residents that use Gordon Station."

## **RECOMMENDATION**

That the Petition be received and referred to the appropriate officer of Council for attention.

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## 2009 FUTURE OF LOCAL GOVERNMENT SUMMIT

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### EXECUTIVE SUMMARY

<b>PURPOSE OF REPORT:</b>	To advise Councillors of the 2009 Future of Local Government (FOLG) Summit.
<b>BACKGROUND:</b>	The Summit is to be held from 6 to 7 May 2009 in Melbourne.
<b>COMMENTS:</b>	The Summit Program is <b>attached</b> .
<b>RECOMMENDATION:</b>	That Council determine if it wishes to send delegates to the 2009 Future of Local Government (FOLG) Summit.

## PURPOSE OF REPORT

To advise Councillors of the 2009 Future of Local Government (FOLG) Summit.

## BACKGROUND

The Summit will be held on 6 & 7 May 2009 at the Spring Street Conference Centre, Melbourne.

## COMMENTS

The 2009 Summit is run by the Municipal Association of Victoria for local government with the objective of providing a strategic focus for the sector.

The aim being to assess the implications of the following for local government:

- \* The global financial crisis.
- \* Peak oil.
- \* Climate change (including water and energy).
- \* New governments and policies.

For all information on the Summit, visit [www.mav.asn.au/folg5](http://www.mav.asn.au/folg5).

The Summit Program is **attached**.

## CONSULTATION

Not applicable.

## FINANCIAL CONSIDERATIONS

The cost of attending the Summit is \$490.00 per delegate. Accommodation and travel expenses are additional.

The Conferences budget for Councillors is currently overspent. Should any Councillor wish to attend, funds will have to be re-allocated to this Cost Centre in the next quarterly review.

## CONSULTATION WITH OTHER COUNCIL DEPARTMENTS

Not applicable.

## SUMMARY

Not applicable.

## **RECOMMENDATION**

That Council determine if it wishes to send delegates to the 2009 Future of Local Government (FOLG) Summit.

Geoff O'Rourke  
**Senior Governance Officer**

John McKee  
**General Manager**

**Attachments:**        **2009 Future of Local Government Summit Program - 2009/022013**

**2009**

# FUTURE OF LOCAL GOVERNMENT SUMMIT

**SUDDENLY, THE WORLD HAS CHANGED.  
IT'S TIME TO REVIEW THE ROADMAP.**

**Wednesday, May 6 and Thursday, May 7, 2009**

**Spring Street Conference Centre Theatrette, corner Spring and Flinders Streets, Melbourne**

## The Future of Local Government (FOLG) journey to date:

**FOLG 1 (2005):** the **vision** for local government: to facilitate the building of strong and successful communities

**FOLG 2 (2006):** local government has a choice: to **drive change** and reform internally or have it imposed

**FOLG 3 (2007):** Agree to develop 3 **Frameworks for action:**

1. Accountability to communities
2. Shared services
3. Measure performance

**FOLG 4 (2008):** Shared Services Conference: let's do it together.

These frameworks have been progressed. But now local government has to assess the implications of:

- **The global financial crisis**
- **Climate change (incl. water and energy)**
- **Peak oil**
- **New governments and policies**

## What is the role of local government in this new world environment?

**What are the threats and opportunities? What is happening in local government overseas?**

**It is time to review the roadmap.**

## The learnings from the Future of local Government program to date include the following matters:

1. Local government should be the cornerstone of our society's capacity to function democratically.
2. As global forces significantly impact on community life, citizens need to have the opportunity to influence matters in their local area/neighbourhood.
3. Local Government needs to drive reform and change if it wishes to gain the respect of other stakeholders and achieve a degree of self-determination in the future.
4. 'Prospective' accountability, involving the community at the start of the strategic planning cycle is an empowering and sustaining process whereby local government *listens* to the voice of the community, who feel they have a 'hand on the steering wheel'.
5. The role of local government is changing to focus more on improving overall community well-being (not only managing 'rates roads and rubbish'): this involves councils acting as facilitators and brokers, attracting resources and strategic partners, rather than

trying to do everything themselves.

6. The more Councils listen to the community and document their priorities, the more power they will derive from other levels of government who need this knowledge for policy and planning purposes.
7. For local government to be respected by other levels of government, it needs to be able to demonstrate:
  - a. a knowledge of community priorities
  - b. it is effective and efficient. This includes collaboration in back office and service delivery, and also in performance measurement.

For FOLG 5, an impressive array of internationally recognised authorities on local government has been assembled to discuss and debate the way forward, and engage with attendees. The Summit will provide key strategic knowledge to Councillors, CEOs, and senior managers. It's your opportunity to influence the future of local government. An inclusive communiqué will be developed at the Summit and circulated to all Australian Councils.

**We all work in local government, but we also have a responsibility to work on local government's future**  
***If you plan to have a future in local government, you should plan to be at this Summit.***

**Hosted by the MAV on behalf of local government nationally**

**Program: Day 1 – Wednesday, May 6, 2009**

8.30	Registration
9.00	<b>Geoff Lake, President of the Australian Local Government Association</b> , will launch the event.
9.20	<p><b>'The Future of Local Government journey to date', Peter McKinlay, Director, McKinlay Douglas (New Zealand).</b></p> <p>Peter is the director of the Local Government Centre at Auckland University and is leading its work with the Royal Commission on the future of metropolitan governance in Auckland. He represents New Zealand on the Research Advisory Group of the Commonwealth Local Government Forum. Peter has been involved with the MAV Future of Local Government program since its inception and will provide an overview of the progress since 2005.</p>
9.50	<p><b>'Local Government: Where to from here?' Professor Gerry Stoker, Professor of Politics and Governance at the University of Southampton, England.</b></p> <p>Gerry was the founding Chair of the New Local Government Network that was the 'think tank of the year' in the UK in 2004. He has acted as an advisor to the UK government and the Council of Europe on local government issues over the last decade and more. He has written extensively on the management, strategic direction, finance and organisation of local and regional government. Gerry has also focussed on the issues of citizen participation, social capital and civil renewal. He has promoted the need for a rethinking of the purpose and focus of local government. Gerry Stoker's recent research has championed the idea of public value management as an alternative to new public management. He argued at the United Nations 6th Global Forum on Reinventing Government in 2005 for a new vision of local government as a community governor.</p>
10.30	Morning tea
11.00	<p><b>'Community Capitalism', Ron Kitchens, Chief Executive Officer of Southwest Michigan First (USA).</b></p> <p>Ron has had a long career in economic development and has worked with more than 200 Fortune 500, international or regional corporations as diverse as Citi Group, GE Capital, Boeing, Exxon Mobil and Ryan Sanders Baseball. He was elected as a city councilman at the age of 21 in his hometown of Ozark, Missouri, and served as a staff member to United States Senator John Danforth. Ron also hosts a weekly television program, 'Business First'. 'Community Capitalism' is a fascinating book about how Kalamazoo, Michigan has leveraged community resources and spirit to revitalize its economy in the face of the massive forces of globalization. Weaving in compelling stories from around the world, the book outlines a revolutionary new economic development strategy that leaders of all stripes can embrace to re-imagine a better future for their communities and organizations. This book describes a new, synergistic approach to economic development, anchored by the success of Kalamazoo, Michigan's refusal to participate in the state and national recession.</p>
11.50	<p><b>'Change is the only constant in New Zealand local government' Rodger Kerr-Newell, CEO, Rodney District Council (New Zealand).</b></p> <p>Rodger is Deputy Chair of Business New Zealand and Chair of the Employers and Manufacturing Association. He is also a Director of Yachting New Zealand and has held senior appointments both in government and the private sector. He was educated at London University and Harvard and chose to leave the UK when Thatcherism took hold. Rodger has been involved in the Future of Local Government Summit process and has strong views on the role and future of local government.</p>
12.45	Lunch
1.45	<p><b>'Local Government can achieve real change', Clare O'Neil (Australia), McKinsey &amp; Co.</b></p> <p>Clare has been a councillor in the City of Greater Dandenong in Melbourne and finished her term in November 2005. In 2004, at the age of 23, Clare was elected Mayor, making her the youngest Australian woman ever elected to such a position of leadership. Clare has also won a Fulbright Award and has completed a Masters in Public Policy at the John F. Kennedy School of Government, Harvard University. Clare's Masters in Public Policy focussed on two policy areas of significance to both the Australian and American communities: firstly, a study of how to create an innovative environment within government, and secondly, an exploration of fresh solutions to intense, systemic poverty. Clare has also worked as a Policy Advisor for the Municipal Association of Victoria,</p>
2.30	<p><b>'Cities and the Future', Roger Kemp, Senior Professor, Golden Gate University, San Francisco.</b></p> <p>Roger has served as a municipal Chief Executive Officer (CEO) of cities located in California, Connecticut, and New Jersey and Senior Adjunct Professor in four states during his career. He has authored, edited, and been a contributing author to nearly 50 books dealing with cities and the future. In addition, Roger has been a professor at major public and private universities. The annual royalties from Roger's books are donated to public non-profit professional organizations.</p>
3.15	Afternoon tea
3.40	<p><b>'Local Government can be a rocky road', Greg Hallam, CEO, Local Government Association of Queensland</b></p> <p>Greg has held the role of the Executive Director of the Local Government Association of Queensland for the past 15 years. Greg was awarded the Public Service Medal in 2000 for his contribution to Local Government. He also received the International Olympic Committees Merit Award in 2005 which was personally presented by the IOC President, Jacques Rogge in Brisbane.</p>
4.20	<b>Speakers Panel:</b> open discussion and dialogue with attendees.
4.45	Close

## Program: Day 2 – Thursday, May 7, 2009

9.00	<p><b>'Sustainable Development and the Future of Local Government', Judy Corbett, Executive Director of the Local Government Commission (USA).</b></p> <p>Judy Corbett is the founder and for the past 25 years has served as Executive Director of the US Local Government Commission. She was co-developer of the highly acclaimed Village Homes, a model for sustainable development located in Davis, California. Judy has co-authored three books on resource efficient land use and building design, most recently <i>Designing Sustainable Communities: Learning from Village Homes</i>. The <i>Ahwahnee Land Use Principles</i> forecast the Smart Growth movement. Judy was named by Time Magazine as a "Hero for the Planet" for making a difference in our time and in 2005 received the National Leadership in Planning Award from the American Institute of Planning. She serves as a Board member for the Rail-Volution Conference and was a member of the Board of Directors of the Congress for the New Urbanism for the past 15 years.</p>
9.50	<p><b>'Globalism and Local Democracy', Robin Hambleton, Professor of City Leadership, University of the West of England.</b></p> <p>Robin has had very significant experience in local government in both Europe and America. He has worked in local government in senior management. He has also been an adviser to Ministers in UK central government and has advised 10 Downing Street as well as Committees in the House of Commons and the House of Lords. Robin has written several national guidance documents for UK local government and is a sought after speaker on public policy, urban change and city leadership. He is President of the of the European Urban Research Association and a Specialist Adviser to the European Union Committee of the Regions. Robin has also been Special Adviser to the Joint Committee of the House of Commons and the House of Lords on the Local Government Bill. He has recently been Dean of the College of Urban Planning and Public Affairs at the University of Illinois at Chicago. Robin has authored ten books on local government.</p>
10.35	Morning tea
11.05	<p><b>'Is there scope for ongoing improvement in local government?', Dr Bob Bish, Professor of Public Administration/Economics, University of Victoria, British Columbia, Canada.</b></p> <p>Bob also co-directs the Local Government Institute, a well-known clearinghouse for research on the innovative delivery of local government services. He has researched, consulted and published on local government in both the U. S. and Canada. His major works include <i>The Public Economy of Metropolitan Areas</i>; <i>Understanding Urban Government: Metropolitan Reform Reconsidered</i>. The C.D. Howe institute recently published his review of evidence on amalgamations in North America in <i>Local Government Amalgamations: Discredited Nineteenth-Century Ideals Alive in the Twenty-First</i>. Dr. Bish is one of 19 economists in Canada included in the Who's Who in Economics.</p>
11.50	<p><b>'New Directions in New Zealand Local Government' Peter McKinley (see above)</b></p> <p>Peter will discuss a number of initiatives in New Zealand including one which combines community banking and the rating powers of local government to look at creating a new, very cost-effective and safe way of allowing older people to draw down the equity in their homes to support the cost of ageing in place services. Another involves the involvement of community-based organisations in service delivery for Councils, as a community-strengthening strategy. In a number of these matters there is the potential for trans-Tasman collaboration.</p>
12.20	Lunch
1.20	<p><b>'Sustainable Communities: the role of local government in building social capital' Glenys Butler, Manager Community Strengthening, Wellington Shire Council.</b></p> <p>Glenys has undertaken postgraduate research into community strengthening. She has concluded there are many, varied ways Local Governments can support communities to build social capital. From a community development perspective, as the social capital of communities grows, so should their desire and capacity to take more control of their future, with less dependence / reliance on government as the driver or instigator of projects and initiatives. There is a role for local government to provide support to communities wanting to take more control of their future. Ultimately for community building initiatives to be successful (and sustainable) they must be developed and implemented by the community.</p>
1.50	<p><b>'What the Auckland Royal Commission Recommended and Why', Peter Salmon, QC, Chair, Royal Commission on Auckland Governance (RCAG).</b></p> <p>The RCAG Terms of Reference direct the Commissioners to inquire into and report upon the local government arrangements (including institutions, mechanisms and processes) that are required in the Auckland region over the foreseeable future in order to maximise, in a cost effective manner:</p> <ul style="list-style-type: none"> <li>• the current and future well-being of the region and its communities; and</li> <li>• the Auckland region's contribution to wider national objectives and outcomes.</li> </ul> <p>Prior to his appointment to the bench, Peter had extensive experience in Local Government, Environmental and Resource Management Law. He was appointed Queen's Counsel in 1983. He was a founding member and the first President of the Resource Management Law Association. Peter has recently completed, with two Commissioners, a review of the Draft National Policy Statement on NZ Electricity Reticulation.</p>
2.20	<b>Breakout session:</b> this is your opportunity to engage with speakers.
3.15	Afternoon tea
3.35	<b>Report back from breakout groups and finalisation of the Summit Communique.</b>
4.10	<b>Speakers Panel</b>
4.30	<b>Close</b>

**2009**

## FUTURE OF LOCAL GOVERNMENT SUMMIT

SUDDENLY, THE WORLD HAS CHANGED. IT'S TIME TO REVIEW THE ROADMAP.

### **Conference cost:**

The Summit cost is \$490 plus GST.

### **Registration: for online registration go to:**

**[www.mav.asn.au/folg5](http://www.mav.asn.au/folg5)**

(or fax a registration request to 03 9667 5550)

Cancellations will only have payments refunded if received by April 30, 2009.

No single day registrations are available.

### **Accommodation (suggested):**

- Mercure Hotel, 13 Spring Street, Melbourne. (Toll free: 1800 813 442)

### **Conference Contact:**

John Hennessy at the MAV by email: **[jhennessy@mav.asn.au](mailto:jhennessy@mav.asn.au)**

or phone: 03 9667 5525 or fax: 03 9667 5550.

Please note the program is subject to variation. : check MAV web site for updates **[www.mav.asn.au](http://www.mav.asn.au)**

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## ST IVES SHOWGROUND - PROPOSED LICENCE TO HERITAGE CRAFT FAIR PTY LTD

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### EXECUTIVE SUMMARY

**PURPOSE OF REPORT:**

For Council, as Reserve Trust Manager for the St Ives Showground, to consider the cessation of the existing operator's licence to the Heritage Craft Fair Pty Ltd and replacing with a licence to Welcome Enterprises Pty Ltd for the continued operation of the Heritage Craft Fair at the St Ives Showground.

**BACKGROUND:**

The Heritage Craft Fair Pty Ltd has operated at the St Ives Showground site since October 1998.

Due to personal reasons the current licensee has advised Council they are unable to continue with the operations of the Heritage Craft Fair and have proposed a new operator for the markets.

**COMMENTS:**

As the licence agreement is non transferable the new operator, Welcome Enterprises Pty Ltd, require a new licence to be prepared. Council Officers have met on a number of occasions with the previous and new operator and have agreed, in principle, upon new terms and conditions for the proposed licence, subject to Council approval and the Department of Lands' consent.

**RECOMMENDATION:**

That Council, as Reserve Trust Manager, grant a 3 year licence and 2 year option to the Welcome Enterprises Pty Ltd for the operation of a Heritage Craft Fair at St Ives Showground under the conditions outlined in this report.

## PURPOSE OF REPORT

For Council, as Reserve Trust Manager for the St Ives Showground, to consider the cessation of the existing operator's licence to the Heritage Craft Fair Pty Ltd and replacing with a licence to Welcome Enterprises Pty Ltd for the continued operation of the Heritage Craft Fair at the St Ives Showground.

## BACKGROUND

### Property

The St Ives Showground is an area of Crown land dedicated for the purpose of "showground and public recreation". The Showground site is covered by a Plan of Management, which was adopted by Council on 29 June 1999 (and subsequently approved by the Minister on 9 September 1999). It represents one of Ku-ring-gai's most popular facilities and caters for a wide range of community interests.

The Showground currently caters for activities including: markets, equestrian activities, model aeroplane flying, mini wheels motor bike training, dog training, Model Car Club radio control car activities, agricultural and horticultural shows, soccer training and games, a variety of commercial business casual hirers, and general picnic and playground usage by the wider community.

### Previous Licence

The Heritage Craft Fair (HCF) has operated at the Showground site since October 1998, initially on a casual booking basis, then on temporary licence arrangements and the last 5 years on a licence agreement.

The licence agreement is currently between The St Ives Showground Reserve Trust, managed by Ku-ring-gai Council (Licensor) and Elizabeth Pratt trading as the Heritage Craft Fair Pty Ltd (Licensee) for the operation of a Craft Fair. Council resolved on 28 August 2007 to grant to the Heritage Craft Fair Pty Ltd a new 3 year licence with an option of a further 2 years to operate at the Showground.

Staff had been negotiating a licence renewal with the existing operator since 2007 and reached final agreement in November 2008. However, on agreement, the current operator has advised Council that they are unable to continue to adequately manage the day to day operation of the Fair due to personal issues and requested that the licence and operation of the Fair be transferred to Welcome Enterprises Pty Ltd.

The Licensee is operating under a development consent dated 14 August 1998 (DA no. 5775/98). The licence allows the licensee to operate 13 Fairs in a year. Generally, the HCF has been operating on the first Sunday of each month excluding the month of January, and two night Fairs, one in the month of November and another in the month of December.

## COMMENTS

### Operator's Experience

Gary Israelsohn has extensive experience in managing fairs and markets in South Africa (Attachment 1). Council Officers have met with Mr Israelsohn and the current operator Elizabeth Pratt to ensure the smooth transition and current operation of the event. Mr Israelsohn has committed to improving the community development role of the event, this will include opening the

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27 February 2009**

event to local craft groups, schools and users that may not be able to afford the stall hire fees. The finer details will be addressed in the licence agreement, but will include at least access to the Louise Lennon Pavilion for these groups at no fee paid to the Fair operator.

**Proposed New Licence**

Council's Solicitor, Mr Boland of Matthews Folbigg, has advised that under the terms of the current licence Clause 5(b) prohibits any assignment of the licence. To formalise the operator's requirements to directly manage the licence, it has been agreed to work towards a new licence agreement under similar terms.

In the meantime the market can continue under the licence as approved by Council in 2007 to the Heritage Craft Fair Pty Ltd. The proposed term of the new licence to Welcome Enterprises Pty Ltd is basically the same as that agreed to by Elizabeth Pratt, with some minor changes proposed.

The proposed licensed area is to consist of:

- the major events area;
- the area between the Louise Lennon Pavilion and Douglas Pickering Pavilion for food stalls;
- parking located in Picnic Area 7;
- Louise Lennon Pavilion;
- Douglas Pickering Pavilion
- sheltered area outside of the Rotary Kiosk - provided this area is not being used by the Northern Suburbs Agricultural and Horticultural Society on the same day as the HCF.

The licensee has agreed to hire the Douglas Pickering Pavilion on a permanent basis rather than a casual basis under the previous licence. This option is supported by staff, as the Craft Fair has consistently hired the pavilion and the operation of the Fair restricts other hirers. The cost of the hire will be consistent with the current standard fees and charges.

**Showground Bookings**

Applications will be submitted each year as part of the Showground annual allocation.

**Car Parking**

It has been negotiated to have Car Park Picnic Area No.7 dedicated to car parking for patrons of the HCF and to direct overflow parking when required to the trotting track, where a separate fee will be payable when used. The licensee has an event management plan and engages Gieves Valet Parking and Event Traffic Management (also known as Grimes) to administer traffic flow and management of the Showground on Craft Fair days. Compliance with approved traffic plan and development conditions relating to traffic management is required as a licence condition.

**Financial Components of Licence:**

**Licence Fee**

Full details are provided in the confidential financial considerations (Attachment 3).

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In addition to the licence fee, the licensee is to pay the Public Reserve Management Fund Levy to Council. Council collects this levy on behalf of the Department of Lands and the rate is currently 15% of the pre GST rental income.

Reviews of licence fee - annually to the Consumer Price Index.

Proposed number of Fairs - 13 Fairs per year, first Sundays of the month, excluding January, between 7.00am and 5.00pm and specified activity shall be restricted to between 9.00am and 3.00pm. Two additional days, one in November and December of each year, with dates to be determined by agreement between Council and Welcome Enterprises Pty Ltd and between 11.00am and 11.00pm and specified activity be restricted to between 1.00pm and 9.00pm.

**Power Supply**

Council will supply electricity for the HCF as part of the licence fee.

**Cancellation Fees**

Should the Fair be cancelled for any reason, including wet weather, the licence fee and Public Reserve Management Fund Levy is still payable.

**Other Terms**

The proposed new licence is to contain standard terms and conditions of the expired licence agreement, including but not limited to:

- Public liability insurance cover of \$10 million per event.
- Compliance with the original consent conditions of Development Application No 5775/98 and any further amended DAs.
- To comply with Council's Open Space Special Event Booking Guideline per event.
- The Fair organiser to comply with the recommendations and conditions of the Sydney Regional Development Advisory Committee and the strategies of the Roads and Traffic Authority Traffic Management Plan submitted in the licence application at the Fair operator's cost.
- The Fair to operate in the area shown in the attached map (Attachment 2). Any proposed change from these areas must be approved by Council's authorised representatives and in accordance with Council's Fees and Charges.
- The designated car parking area will be picnic area 7.
- A \$2,000 bond will be held for the proposed 13 events per year in the event of damage to the Showground site.
- After each event, the licensee and Council's Head Ranger will review the state of the licensed area to discuss costs to repair any damage caused to the designated areas used for the site, including area surfaces, environmental qualities and infrastructure. Should any part of the \$2,000 bond be used to repair the Showground, the licensee will be required to ensure that the total bond equals \$2,000 for the remainder of the events.

Item 2

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27 February 2009

- The Heritage Craft Fair organiser has agreed to undertake the cleaning of the toilet facilities and amenities adjacent to the Louise Lennon and Douglas Pickering Pavilions (between picnic areas 1 & 2).
- Welcome Enterprises Pty Ltd will supply and empty garbage bins throughout the day, as required, and at the conclusion of the Fair put refuse into a lockable disposal bin supplied by the Fair organiser and leave the site clean, tidy, and in a safe state.

Welcome Enterprises Pty Ltd has agreed in principle upon the terms and conditions as outlined in this report.

## CONSULTATION

Staff have advised the Department of Lands and the proposed licence requires the approval of Council and the Minister.

## FINANCIAL CONSIDERATIONS

Full details are provided in the confidential financial considerations (Attachment 3).

## CONSULTATION WITH OTHER COUNCIL DEPARTMENTS

Staff from Strategy and Development and Regulation have been consulted in the preparation of this report.

## SUMMARY

The Heritage Craft Fair has operated at the St Ives Showground for the last 9 years. The Craft Fair is a well run event and this has been demonstrated by the high attendances at the Showground.

The new operator has demonstrated the necessary skills and experience to continue the Fair to the existing standards. In addition, the new operator has demonstrated a strong desire to work with the existing Showground users and relevant community groups, to ensure the Fair continues to be a quality event for the region.

Given the ongoing success of the Fair at the Showground to date and the fact that it is an event that is consistent with the use of the Showground, it is recommended that Council, as Reserve Trust Manager, grant Welcome Enterprises Pty Ltd a 3 year licence with a 2 year option to operate the Craft Fair at the St Ives Showground, subject to formal consent from the Department of Lands.

## RECOMMENDATION

- A. That Council, as Reserve Trust Manager for the St Ives Showground, grant a licence to Gary Israelsohn of Welcome Enterprises Pty Ltd to continue the current operation of the Heritage Craft Fair under the terms and conditions outlined in this report.
- B. That the Mayor and General Manager be authorised to execute all necessary licence documents.
- C. That the Common Seal of Council be affixed to the licence.
- D. That subsequent to Council approval, the terms and conditions of the licence be submitted to the Department of Lands for the Minister's consent.

Mark Taylor  
**Manager Community & Recreation Property**

Danny Houseas  
**Acting Director Community**

**Attachments:**

- 1. Letter from Welcome Enterprises - 2009/024902**
- 2. Map of Events Area - 2009/025708**
- 3. Financial Considerations - Confidential**

# **WELCOME ENTERPRISES PTY LTD**

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Attention Mr Mark Taylor  
Manager Community & Recreation Properties  
Ku-Ring gai Council

3<sup>rd</sup> February 2009

Dear Mr Taylor

## **Council File Number S02195**



The Heritage Craft Fair has been in existence for over 10 years , and has operated at the ST Ives Show Grounds for many years.

The Fair takes place on the first Sunday of every month at the St Ives Showground's , 450 Mona Vale rd St Ives.

The current owner of the fair is Heritage Craft Fair Pty Ltd owned by Elizabeth Pratt.

Welcome Enterprises Pty Ltd has entered into an agreement to purchase the Heritage Craft Fair and all rights pertaining thereto , from Ms Pratt , subject to the Ku Ring gai council entering into a suitable license agreement with Welcome Enterprises Pty Ltd.

It is important at the outset to set out that I , Gary Israelsohn , am employed by Welcome Enterprises and will be employed to operate the Heritage Craft Fair on a day to day basis.

I am suitably qualified to operate the Fair as my I have spent the last 19 years of my business career engaged , as director and owner , in the management of events , exhibitions , Fairs and markets .

I have set out a brief summary below of my work experience on pages 4 and 5 hereunder

It is my intention to nurture and grow the Heritage Craft Fair and ensure that it retains its position as one of Sydney's premier events.

I have set out a summation of my strategy for managing the heritage Craft Fair which I trust will meet with your approval.

### **Strategy for the heritage Craft Fair**

I believe in the genre of Australian Made products. It is my intention to continue the course of action that the Fair has, which is to maintain the genre of "Australian Made" products, as the main theme of the fair.

To this objective the Fair shall remain home to the Australian Made entrepreneur who wishes to exhibit. Exhibitors with Australian Made or designed products will always receive priority in terms of allocation of space. The majority of the Fair is dedicated to Australian Made or designed products and Australian grown products.

### **Community Development**

The Heritage Craft fair embraces the greater community of Ku Ring gai. It is my intention to nurture and develop community events and relationships that bring the Ku ring gai community into the Fair and I intend to invite the local community to make use of the fair for their own benefits.

I view the heritage Craft Fair as a platform for local community events and activities to showcase themselves and nurture their successes.

These events seek to involve all local clubs, societies, and other events.

Themes will include arts, culture, music, skills development, Schools and Universities, health and environment to name a few.

We further wish to engage with all of the appropriate users of the St Ives showground's to encourage them to work with the heritage Craft Fair for the benefit of their clubs and societies on a win win basis.

In this instance the model Car Club, The Equestrian events and Pony club and the Dog clubs are most suitable at this time.

### **Sub Category – Fresh Foods and growers:**

I have identified that within the existing fair there are already many exhibitors who bring fresh foods and homegrown product to the Fair, and have done so for many years. Products have included Fresh produce, Home industries, Baking, Sauces etc..

The category of home grown is naturally synergistic and symbiotic with the Australian Made theme of the Fair. Australian Made and Australian grown are one and the same theme.

The Fair markets and promotes the existing Sub-category of Fresh foods and growers as a separate sub-category designed to further enhance the image of the fair and it's marketability.

### **Live Entertainment Events**

We will continue with the theme of having live entertainment performance at the Fair. We will also market the entertainment events

Entertainment includes live performances by local artists ranging from Folk music to more contemporary music, Theatre, and events.

The Fair will also encourage the community to make use of the Fair as a platform for their activities to showcase the efforts of the community and allow the community a stage and a voice from which they can reach the people.

### **Kids activities**

Kids activities include Blow up jumping castles , Pony Rides , Animal petting farm , painting , ceramic painting , story telling , and various other Kids activities. The Kids activities are similarly marketed independently to attract the attention of visitors.

### **Live performing arts and crafts**

Often Crafters and artists are able to bring their crafts to the fair and perform for the visitors. Examples are the woodworking society who come to the Fair and have live carving on the site , or the weavers who bring a loom and demonstrate the age old art of weaving fabrics.

These events are educational and entertaining to visitors.

### **In summary**

It is my intention to operate a well run professional event that will add value to the St Ives Showground's , The Ku Ring gai community and the Exhibitors that show their wares.

I therefore request that the Ku Ring gai council grants to Welcome enterprises Pty Ltd a license to continue to operate the business of the heritage Craft Fair at the St Ives Show Grounds

Thanking you

Yours sincerely



Gary Israelsohn  
( Director)

Mobile : 0424 850 157

## **Work experience – Gary Israelsohn**

**2004 – 2008**

### **Welcome enterprises Pty Ltd**

As Owner and CEO , I developed a chain of Markets called the Welcome Markets group.

We were located in various large metropolitan centre's including:

- Kempton Park
- Krugersdorp
- Hartebeespoort dam
- Melville

The Welcome group was home to over 1000 small micro and emerging businesses and entrepreneurs. We provided retail housing, infra structure , marketing and business development skills training and support.

**2004-2006**

### **The International Trade Bureau**

I was employed as a consultant to develop an international trade bureau at the Oliver Thambo International airport. The project was a success and was opened in 2006.

**2003-2004**

Developed Chameleon Village Theme park at Hartebeespoort dam for Leadwoods tourist properties

**2002 - 2008**

### **The Inventive Network**

As CEO and owner I developed The Inventive Network which was an organization that developed relationships between small and emerging entrepreneurs ,and between corporations and these smme's. The project was developed to facilitate the growth of the small business sector. It was successful and succeeded in assisting the department of trade and industry to develop a program called the co-operative business development strategy.

Which included skills transfer and co operative trading strategies for smme's.

**1990 to 2002**

### **Global Village Holdings Ltd)**

1990 to 1993	Director of Operations , Logistics , Sales , Development
1993 to 1998	Director of Operations, Logistics , Sales , Development
1998 to 2000	Director of Markets division and developments director
2000 to 2002	Chief Operating Officer and New Developments director
Additional Roles	Deputy Chairman of the company Director on the Main board of Global Village Holdings Ltd Executive director of Global Village Leisure Retail Pty Ltd the wholly owned subsidiary of Global Village Holdings Ltd.

Company History:

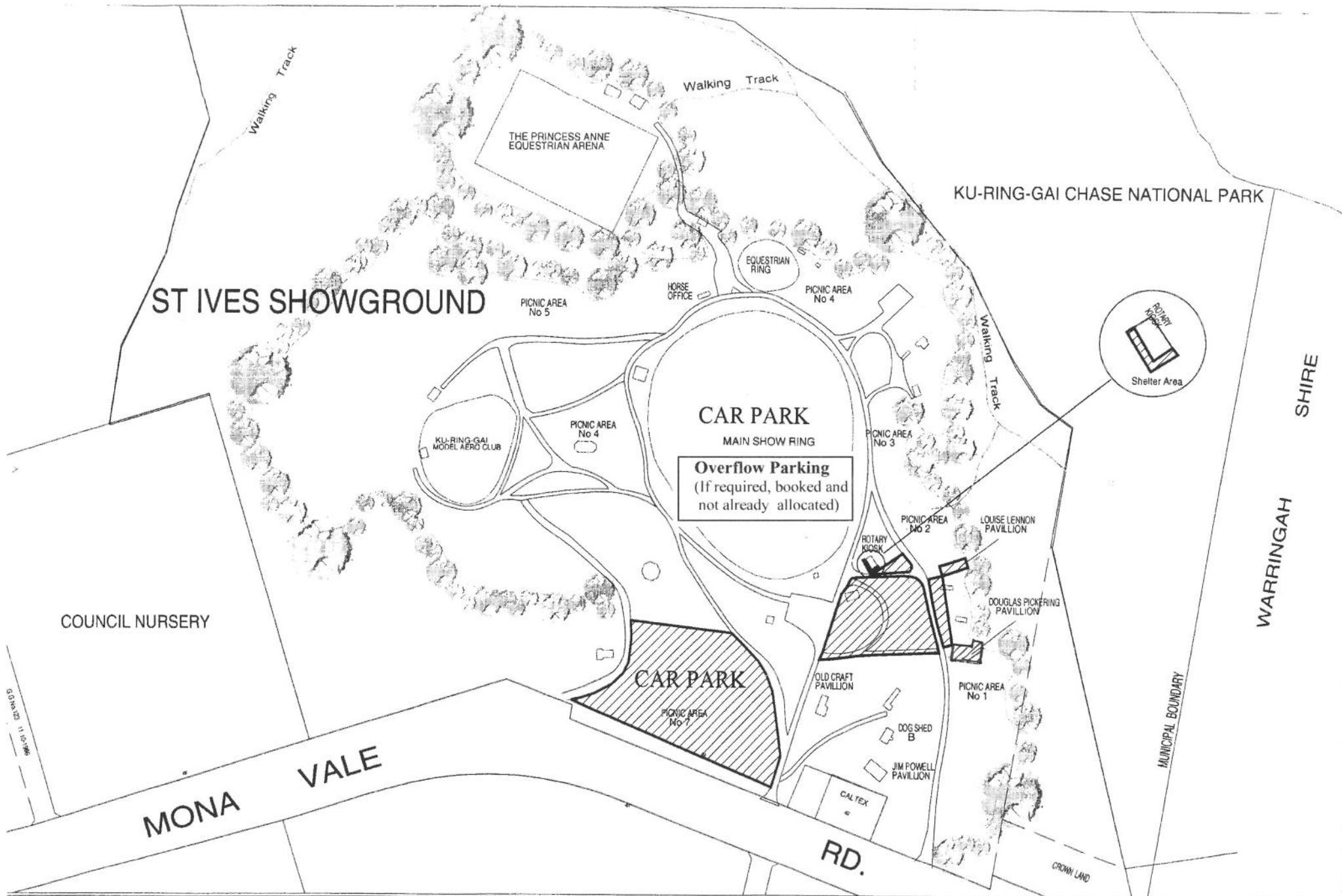
- I co founded the company and started the Bruma Lake Flea Market in May 1990.

- The company grew rapidly and by 1991 the market represented the largest group of markets in South Africa.
- In 1991 we conceived of building in South Africa the first ever Market Theme Park which we successfully built and opened in September 1993 named Bruma Market World.
- The market is highly regarded world wide as one of the best markets in the world and continues to trade very successfully and is the largest and most sophisticated market in South Africa.
- The company now employs over 300 people
- Bruma Market enjoys the status as the number one tourist destination in Johannesburg and in excess of 2,5 million people a year visit the complex.
- In 1998 Global Village Holdings Ltd was listed on the Johannesburg Stock Exchange (it was 53 times oversubscribed).

I have Developed Conceptualized and Launched the following developments and Projects:

- The Bay City Market (P.E) Over 200 tenants.
- The Emporium (Cape Town) 150 tenants
- The Point Waterfront Durban) 300 tenants
- The Stables Market acquisition and redevelopment (Durban) 150 tenants
- The South Plaza Market Acquisition (Durban) 450 tenants
- The Car Bin Market Acquisition (Durban) 450 tenant
- The Bruma Flea Market (Bruma ) 400 tenants
- The Bruma market World (Johannesburg ) 600 tenants
- The redevelopment of the Bruma Market world
- The Hatfield Market (Pretoria) 310 tenants
- The Hammanskraal Traders Market (Hammanskraal (250 tenants)
- The Norwood Mardi Gras (Johannesburg ) Over 400 tenants
- The Horwoods Farm Craft Market ( Edenvale) 350 tenants
- The Rocky Street People Market ( Yeoville) 250 tenants
- The International Fashion Sale Exhibition (Johannesburg and Cape Town)
- Acquisition 200 tenants
- The Toys for Boys and Goodie's for girl show (acquisition)200 tenants
- The ultimate Lifestyle show 250 tenants
- The South African Council of shopping centers retail exhibition 50 tenants
- The Benoni CBD market (Benoni)150 tenants
- The JHB Bank city Market (Johannesburg ) 200 tenants
- The Market at Montecasino (Fourways ) 500 tenants
- The Randpark ridge Market (Randpark Ridge) 400 tenants
- The Urban Adventure Lifestyle Store

I have also developed from start to finish the Annual Norwood Mardi Gras an extremely successful street event covering 10 city blocks and filled with entertainment , stalls and various other events exchange ( a first in SA)



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20-01-2003



PROPOSED AREA FOR  
HERITAGE CRAFT FAIR LICENCED AREA

HERITAGE CRAFT FAIR  
AT ST IVES SHOWGROUND

