

7.2. Governance and Finance Committee - Minutes 9 May 2022

AUTHOR: Ian Curry, Manager Council & Committee Services

ENDORSED BY: Shane Sullivan, Executive Manager Governance

ATTACHMENTS:

1. Minutes 9 May 2022 [7.2.1 - 15 pages]

PURPOSE:

Council is required to consider the Minutes of this Committee under the Code of Meeting Practice.

EXECUTIVE SUMMARY:

This report presents the recommendations of the last meeting of the Governance and Finance Committee held on Monday 9 May 2022 for Council adoption. The minutes are attached for information.

FINANCIAL IMPLICATIONS:

Nil.

RECOMMENDATION:

1. **THAT** the Quarterly Budget Review Statement – March 2022 report be received. (4.1)
2. **THAT** Council acknowledges the budget amendments in the Quarterly Budget Review Statement – March 2022 report. (4.1)
3. **THAT** the Quarterly Review of the Operational Plan - January to March 2022 be received. (4.2)
4. **THAT** Council notes the remedial action for those projects that were not on track for the period ending 31 March 2022. (4.2)
5. **THAT** Council resolve to exercise the option of making superannuation contributions to Councillors pursuant to Section 254B of the Local Government Act 1993. (4.3)
6. **THAT** the advice regarding the Emergency Services Levy Council Contributions be received. (4.4)
7. **THAT** the Outdoor Dining Licences - Waiving Fees during COVID-19 report be received. (4.5)
8. **THAT** the Corporate Policy Framework be noted. (4.6)
9. **THAT** Council endorse the adoption of the attached Code of Conduct - Councillors and Staff and Procedures for the Administration of the Model Code of Conduct for Local Councils in NSW for the purpose of public exhibition for a period of 42 days. (4.7)
10. **THAT** Council adopts the attached *Councillor and Staff Interaction Policy*, with an amended Schedule 1 to incorporate appropriate managers. (4.8)

11.THAT Council note the report on participation in the Councillor Induction Program following the conduct of the 2021 Local Government Election. (4.9)

12.THAT Council endorse for adoption the attached Councillor Induction and Professional Development Policy drafted in accordance with the Office of Local Government Model Policy. (4.9)

13.THAT the NSOP Redevelopment Governance Report be deferred to a Councillor briefing. (5.1)

LINK TO COMMUNITY STRATEGIC PLAN

The relationship with the Community Strategic Plan is as follows:

5. Our Civic Leadership

5.1 Council leads the strategic direction of North Sydney

BACKGROUND

In accordance with Council's Code of Meeting Practice:

20.24 The minutes of meetings of each Committee of the Council must be confirmed at a subsequent meeting of the committee.

The Charter of the Governance and Finance Committee states:

11.3 The recommendations arising at Committee meetings are to be submitted to the next available Council meeting for adoption. Any Councillor, irrespective of whether that Councillor is a member that Committee may be the mover or seconder of such recommendations.

CONSULTATION REQUIREMENTS

Community engagement is not required.

DETAIL

This report presents the recommendations of the last meeting of the Governance and Finance Committee held on Monday 9 May 2022 for Council adoption. The minutes are attached for information.

MINUTES

The Minutes of the Governance & Finance Committee held at the Council Chambers, North Sydney at 6:00 PM on Monday 9 May 2022.

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1. Attendance

Chair:

The Mayor, Councillor Baker in the Chair.

Members:

Councillor Beregi
Councillor Bourke
Councillor Drummond (present remotely)
Councillor Gibson (present remotely)
Councillor Mutton (present remotely).
Councillor Santer
Councillor Spenceley (present remotely)
Councillor Welch

Staff:

Shane Sullivan, Acting General Manager
Margaret Palmer, Director Corporate Services
Rob Emerson, Director Open Space & Environment Services
Christian Menday, Manager Financial Services
Darren Goode, Manager Accounting Services
Jenny Gleeson, Manager Integrated Planning & Special Projects
Ian Curry, Manager Council & Committee Services
Linda Forbes, EA to the General Manager (Minutes)

Apologies: Councillor Lamb.

At the commencement of business 6:08pm those present were:

Councillor Beregi
Councillor Bourke
Councillor Santer
Councillor Welch

Councillor Mutton (present remotely at the commencement of business.

The meeting was opened by the Mayor

2. Disclosures of Interest

There were no disclosures of interest

3. Confirmation of Minutes

The Minutes of the previous meeting held on 10 May 2021, copies of which had been previously circulated, were taken as read and confirmed.

The Motion was put and **Carried**

Voting was as follows:

Voting was as follows: For/Against 6 / 0

For: Councillor Baker, Councillor Beregi, Councillor Bourke, Councillor Mutton, Councillor Santer, and Councillor Welch

Against: Nil

Absent: Councillor Drummond, Councillor Gibson, Councillor Lamb and Councillor Spenceley

Resolved to recommend:

The Minutes of the previous meeting held on 10 May 2021, copies of which had been previously circulated, were taken as read and confirmed.

Councillor Gibson joined the meeting at 6.16pm

Councillor Drummond joined the meeting remotely at 6.13pm.

4. Committee Reports

4.1. Quarterly Budget Review - March 2022

AUTHOR: Christian Munday, Manager Financial Services

This report should be read in conjunction with Item 4.2 Q3 Review of the Operational Plan 2021/22. The purpose of this report is to inform Council of the results of the review of the budget for the quarter ended 31 March 2022 and to seek approval to make the necessary adjustments to the 2021/22 budget to reflect the current projected estimates of income and expenditure for the year.

The 2021/22 Original Budget forecast a net operating surplus of \$5.05 million before capital grants and contributions of \$25.68 million and a net operating surplus of \$30.73 million after capital grants and contributions.

Adjustments to the budget were made at the end of the September quarter. These were reported to the Council on 25 October 2021 (Item 8.08). After adjustments, the forecast net operating result before capital grants and contributions was a deficit of \$2.54 million, which was a deterioration of \$7.59 million from the \$5.05 million surplus forecast in the Original Budget. The forecast net operating result after capital grants and contributions was a surplus

of \$18.94 million, a deterioration of \$11.79 million from the \$30.73 million surplus forecast in the Original Budget.

Further adjustments were made to the budget at the end of the December quarter. These were reported to the Council on 21 February 2022 (Item 8.08). After these adjustments, the forecast net operating result before capital grants and contributions was a deficit of \$1.96 million, which was a deterioration of \$7.02 compared to the Original Budget. The forecast net operating result after capital grants and contributions was a surplus of \$16.73 million, a deterioration of \$14.00 million from the Original Budget.

At the end of the March quarter, actual operating income was \$2.9 million (2.7%) above the year-to-date current budget. Actual operating expenditure was \$6.2 million (8.8%) below the year-to-date current budget.

Materials and Services were \$4.1 million dollar below year-to-date budget. Managers expect to utilise most of these funds by year end.

Budget review at the end of the March quarter has identified additional adjustments. After these proposed adjustments, the forecast net operating result for 2021/22 before capital grants and contributions is a deficit of \$5.18 million which is a deterioration of \$3.22 million from the \$1.96 million deficit forecast in the December Budget Review. The forecast operating result for the financial year after capital grants and contributions is now a surplus of \$14.17 million, a deterioration of \$2.56 million from the \$16.73 million surplus forecast in the December Budget Review. \$2.70 million of this deterioration is due to reduction in the non-cash revaluation increment to Investment Properties.

COVID and weather delays have resulted in the deferral of payment on the North Sydney Olympic Pool redevelopment. As a result, it has been necessary to transfer \$36.69 million from the 2021/22 budget to 2022/23.

The adjustments to the budget outlined in this report have decreased the drawdown from reserves by \$35.56 million to \$5.03 million. The forecast balance of cash reserves at 30 June 2022 is \$87.28 million.

After the budget adjustments proposed in this report, the net operating result for 2021/22 is forecast to be a deficit of \$5,184,294 before capital grants and contributions and a surplus of \$ 14,169,327 after capital grants and contributions.

The adjustments to the budget outlined in this report have decreased the drawdown from reserves by \$35.56 million to \$5.03 million. This amount includes funds carried forward from 2020/21 to complete capital projects still in progress at 30 June 2021 and funds reallocated from the 2021/22 to the 2022/23 due the deferral of payment on the North Sydney Olympic Pool redevelopment. The forecast balance of cash reserves at 30 June 2022 is \$87.28 million.

RECOMMENDATION:

1. **THAT** the Quarterly Budget Review Statement – March 2022 report be received.
2. **THAT** Council acknowledges the budget amendments in this report.

The Recommendation was moved by Councillor Beregi and seconded by Councillor Mutton.

The Motion was put and carried.

Voting was as follows:

For/Against 8 / 0

For: Councillor Baker, Councillor Beregi, Councillor Bourke, Councillor Drummond, Councillor Gibson, Councillor Mutton, Councillor Santer, and Councillor Welch

Against: Nil

Absent: Councillor Lamb and Councillor Spenceley

Resolved to Recommend:

- 1. THAT** the Quarterly Budget Review Statement – March 2022 report be received.
- 2. THAT** Council acknowledges the budget amendments in this report.

Councillor Spenceley joined the meeting remotely at 6.16pm.

4.2. Q3 Review of the Operational Plan 2021/22

AUTHOR: Sarah Malcolm, Corporate Planning Coordinator

This Quarterly Review of the Operational Plan 2021/22 gives a status update for projects scheduled to commence, or in progress in Q3 2021/22.

The Operational Plan 2021/22, i.e. Year 4 of the Delivery Program 2018/19-2021/22, was adopted by Council on 27 June 2021 and commenced 1 July 2021.

The Quarterly Review (Attachment 1) gives a status update for the projects adopted in the Delivery Program/Operational Plan 2021/22 by Division for the period 1 January to 31 March 2022. There were 216 projects scheduled to commence or continue in Q3. 90.3% of projects were on track (green and blue status) and 9.7% projects were behind schedule/delayed (red and amber status). The primary drivers of the delays were the impacts of COVID, the impacts flowing from delay in the conduct of the Local Government election and the prolonged periods of wet weather. Attachment 1 includes further detail outlining the key drivers of the delays.

Financial performance information is detailed in the Quarterly Budget Review Statement (QBRS) presented separately to Council (refer Item 4.1).

RECOMMENDATION:

- 1. THAT** the Quarterly Review of the Operational Plan - January to March 2022 be received.
- 2. THAT** Council notes the remedial action for those projects that were not on track for the period ending 31 March 2022.

The Recommendation was moved by Councillor Beregi, seconded by Councillor Bourke.

The Motion was put and carried.

Voting was as follows:

For/Against 9 / 0

For: Councillor Baker, Councillor Beregi, Councillor Bourke, Councillor Drummond, Councillor Gibson, Councillor Mutton, Councillor Santer, Councillor Spenceley and Councillor Welch

Against: Nil

Absent: Councillor Lamb

Resolved to recommend:

1. **THAT** the Quarterly Review of the Operational Plan - January to March 2022 be received.
2. **THAT** Council notes the remedial action for those projects that were not on track for the period ending 31 March 2022.

Councillor Drummond left the meeting at 6.16pm

4.3. Councillor Superannuation

AUTHOR: Christian Menday, Manager Financial Services and Jenny Gleeson, Manager Corporate Planning and Engagement

The purpose of this report is for Council to consider whether to exercise the option to make superannuation contribution payments for Councillors from 1 July 2022. A Council Resolution is required to action this option.

Following an amendment to the *Local Government Act 1993* (the Act) made on 13 May 2021, councils may make payments as a contribution to a superannuation account nominated by their councillors, commencing from 2022/23.

The making of superannuation payments for councillors requires a Resolution of the elected body.

It's a matter for each councillor as to whether they wish to receive the payment by nominating an eligible superannuation account. Councillors are also able to opt out of, or reduce the amount of the payment, at any time by lodging a written request.

On 26 July 2021, following public exhibition, the Council adopted amendments to its Long Term Financial Plan (LTFP), that included provision for the superannuation contributions to be paid to councillors from 1 July 2022.

The contributions have been calculated at \$40,000 for 2022/23; based on draft budget figures for Mayor and Councillor fees and the Super Guarantee Rate of 10.5%.

Commonwealth Legislation will see the Super Guarantee Percentage increase by 0.5% each year to a maximum of 12% in 2025/26. Assuming Councillor fees rise by 2.5% each year the following amounts would need to be provided in future years:

Financial Year	Forecast Contributions
2023/24	\$42,700
2024/25	\$45,800
2025/26	\$49,000

Councillor and Mayoral fee are determined by May of each year by the NSW Local Government Remuneration Tribunal determines and the permitted fees increase is allowable from 1 July each year. Fees are paid in accordance with the established categorisation system. North Sydney Council is categorised as Metropolitan Medium.

RECOMMENDATION:

1. **THAT** Council resolve to exercise the option of making superannuation contributions to Councillors pursuant to Section 254B of the Local Government Act 1993.

The Recommendation was moved by Councillor Welch, seconded by Councillor Gibson.

The Motion was put and carried.

Voting was as follows:

For/Against 8 / 0

For: Councillor Baker, Councillor Bourke, Councillor Gibson, Councillor Mutton, Councillor Santer, Councillor Spenceley and Councillor Welch

Against: Nil

Absent: Councillor Drummond and Councillor Lamb

Resolved to recommend:

1.THAT Council resolve to exercise the option of making superannuation contributions to Councillors pursuant to Section 254B of the Local Government Act 1993.

4.4. Emergency Services Levy Council Contributions

AUTHOR: Christian Menday, Manager Financial Services

To advise Council of the New South Wales Government's ongoing Covid 19, natural disaster and other related assistance to councils for the Emergency Service Levy (ESL).

New South Wales Councils contribute to the costs of running Fire and Rescue NSW via the Emergency Services Levy. Councils contribute 11.7% of the cost that is calculated by the relevant Minister using a statutory formula. Each council's apportionment within a Fire District is calculated with reference to land values of rateable properties within its Local Government Area.

In recent years, the NSW Government has provided grants to offset increases in their contributions to minimise the effects of large one-off increases, the COVID-19 emergency and natural disasters. These measures have, in effect, delayed the date at which councils pay the full portion of the legislatively mandated cost of running Fire and Rescue NSW.

The following table summarizes the ESL contributions and grants for Council in recent years:

Summary of Contributions and Grants (\$)			
Financial Year	Contribution	Grant	Net
2021/22	1,499,062	84,682	1,414,380
2020/21	1,613,927	199,547	1,414,380
2019/20	1,414,380	86,765	1,327,615
2018/19	1,273,852	-	1,273,852

The NSW Government has allocated \$43 million to offset the increases in the ESL for Financial Year 2022-23. The final grant to each council has not been calculated. Final advice of the contribution and grant is pending.

RECOMMENDATION:

1. THAT the advice regarding the Emergency Services Levy Council Contributions be received
The Recommendation was moved by Councillor Beregi, seconded by Councillor Bourke.

The Recommendation was moved by Councillor Beregi, seconded by Councillor Bourke.

The Motion was put and carried.

Voting was as follows:

For/Against 8 / 0

For: Councillor Baker, Councillor Bourke, Councillor Gibson, Councillor Mutton, Councillor Santer, Councillor Spenceley and Councillor Welch

Against: Nil

Absent: Councillor Drummond and Councillor Lamb

Resolved to recommend:

1. THAT the advice regarding the Emergency Services Levy Council Contributions be received.

Councillor Drummond re-joined the meeting remotely at 6.19pm

4.5. Report to Council on Outdoor Dining Licences - Waiving Fees during COVID-19

AUTHOR: Albert Lo, Property Asset Manager

The purpose of this report is to inform Council of the cost implications of extending the fee waiving period of Outdoor Dining Licences.

As part of North Sydney Council's response to assist businesses through the COVID-19 pandemic (Delta Strain), Council resolved to waive all Outdoor Dining Licence Fees payable from 1 July 2021. This waiver applied to 171 Outdoor Dining Licences that were active at the time and was to be in place until such time as the NSW Government lifts the Public Health Orders in force preventing outdoor dining.

Council at its 27 September 2021 meeting also resolved to extend the period of waiver for Outdoor Dining Licences to 30 January 2022 while also introducing a new "Temporary Outdoor Licence" initiative.

On 10 February 2022 the NSW Government lifted all restrictions for outdoor dining and advised that no density limits would apply.

After the expiry of the 27 September 2021 resolution whereby it was resolved to extend the waiver of outdoor dining licence fees to 30 January 2022, a report was brought to Council recommending that all existing Outdoor Dining Licences and temporary outdoor licence fees continue to be waived until 31 March 2022 and after that date normal fees and charges would apply.

Council resolved at its 21 February meeting to extend the waiver to 30 June 2022 and that a report should also be brought to the next Council meeting in relation to the cost of this extension.

As resolved on by Council this report provides Council with the cost implications of extending the fee waiving period of Outdoor Dining Licences to 30 June 2022.

As reported to the February 2022 meeting of Council, the total actual revenue foregone over a seven-month period from 1 July 2021 to 31 January 2022 amounts to \$461,927 which equates to \$65,989 per month.

The projected revenue lost to Council over a further five-month period from 1 February to 30 June 2022 is expected to be \$325,000.

The original recommendation to the February 2022 Council Meeting was to extend the fee waiving period to 31 March 2022. To extend the fee waiving period further from 1 April 2022

until 30 June 2022 (3-month period), will cost Council an estimated \$197,000 in revenue forgone.

As reported to Council in February 2022, the revenue foregone as a result of Council's initiative of the "Temporary Outdoor licences" based on the combined size of areas permitted to be licenced was \$28,900 for a five-month period from November 2021 to March 2022 or \$5,780 per month.

The projected revenue lost to Council on "Temporary Outdoor licences" for the period from 1 April 2022 to 30 June 2022 (3-month period) is \$17,340.

The total Revenue foregone for Council by extending the waving of both the Outdoor Dining Licences and "Temporary outdoor licence" fees and charges from 1 April to 30 June 2022 (3-month period) combined is \$197,000 + \$17,340= \$214,340.

RECOMMENDATION:

1. THAT the report be received.

The Recommendation was moved by Councillor Gibson, seconded by Councillor Spenceley.

The Motion was put and carried.

Voting was as follows:

For/Against 9 / 0

For: Councillor Baker, Councillor Bourke, Councillor Drummond, Councillor Gibson, Councillor Mutton, Councillor Santer, Councillor Spenceley and Councillor Welch

Against: Nil

Absent: Councillor Lamb

Resolved to recommend:

1. THAT the Outdoor Dining Licences - Waiving Fees during COVID-19 report be received.

4.6. Corporate Policy Framework

AUTHOR: Jenny Gleeson, Manager Corporate Planning & Engagement

The purpose of this report is to inform the Council of the establishment of a four-tiered Policy Framework, to improve the management of Council's policies, including the review and readoption of individual corporate policies.

As part of continuous improvement of Council's governance practices, a policy framework has been established to improve the management of Council's Corporate Policy Manual, including the periodic review and readoption of individual policies. The framework includes a four-tiered categorisation system, indicating whether a policy requires Council endorsement or not. This will streamline the quadrennial review of Council's corporate policies.

Past practice has been for all corporate policies to be reported to the Council in the period following the Local Government election for the purposes of readoption. This is not a requirement under the *Local Government Act 1993* (the Act), which only requires that Local Approvals Policies be reported (which Council does not have) and that specific governance related policies be reviewed within designated timeframes per each term.

The practice of reporting corporate policies to Council in the period following the Local

Government election will continue. However only Statutory, Strategic and selected Operational policies need to be reported to Council for re-adoption, as required by legislation and/or where 'significant' amendments are proposed i.e. typographical/administrative errors and/or legislation changes such as Act title changes do not need to be reported to Council for endorsement throughout the term.

There are no financial implications arising from the new Corporate Policy Framework.

RECOMMENDATION:

1. THAT the Corporate Policy Framework be noted.

The Recommendation was moved by Councillor Beregi, seconded by Councillor Santer.

The Motion was put and carried.

Voting was as follows:

For/Against 9 / 0

For: Councillor Baker, Councillor Bourke, Councillor Drummond, Councillor Gibson, Councillor Mutton, Councillor Santer, Councillor Spenceley and Councillor Welch

Against: Nil

Absent: Councillor Lamb

Resolved to recommend:

1.THAT the Corporate Policy Framework be noted.

4.7. Code of Conduct for Councillors and Staff

AUTHOR: Shane Sullivan, Executive Manager Governance

The purpose of this report is for Council to adopt the Code of Conduct for Councillors and Staff in accordance with the Local Government Act 1993. |

Council must, within 12 months after each ordinary election, review its adopted Code of Conduct and make such adjustments as it considered appropriate and are consistent with the Model Code of Conduct (section 440 Local Government Act 1993).

Council must adopt a Code of Conduct that incorporates the provisions of the model Code of Conduct made by the Office of Local Government (OLG). A Code of Conduct has no effect to the extent that it is inconsistent with the Model Code of Conduct in force at the time.

One supplementary provision is proposed for inclusion in the Code of Conduct. This provision articulates council's obligations under the *Children's Guardian Act 2019* and commitment to those obligations.

Councillors and staff must comply with the applicable provisions of the Code of Conduct. |

There are no financial implications as a result of adoption of the Code of Conduct. |

RECOMMENDATION:

1. THAT Council endorse the adoption of the attached Code of Conduct – Councillors and Staff and Procedures for the Administration of the Model Code of Conduct for Local Councils in NSW for the purpose of public exhibition for a period of no less than 28 days. |

A Motion was moved by Councillor Welch, seconded by Councillor Spenceley.

1. THAT Council endorse the adoption of the attached Code of Conduct - Councillors and Staff and Procedures for the Administration of the Model Code of Conduct for Local Councils in NSW for the purpose of public exhibition for a period of 42 days.

The Motion was put and carried.

Voting was as follows: For/Against 9 / 0

For: Councillor Baker, Councillor Bourke, Councillor Drummond, Councillor Gibson, Councillor Mutton, Councillor Santer, Councillor Spenceley and Councillor Welch

Against: Nil

Absent: Councillor Lamb

Resolved to recommend:

1. THAT Council endorse the adoption of the attached Code of Conduct - Councillors and Staff and Procedures for the Administration of the Model Code of Conduct for Local Councils in NSW for the purpose of public exhibition for a period of 42 days.

4.8. Councillor and Staff Interaction Policy

AUTHOR: Shane Sullivan, Executive Manager Governance

The purpose of this report is for Council to consider a revised *Councillor and Staff Interaction Policy* as attached.

On 25 June 2018, Council re-adopted a *Councillor Access to Information and Interaction with Staff Policy*. This Policy has now been reviewed as a *Councillor and Staff Interaction Policy* based upon the Model Policy issued by the Office of Local Government.

While not mandatory the Model Policy reflects best practice and all councils are encouraged to adopt it. In doing so, council is free to adapt the policy to suit local requirements, circumstances and operating environments as well as supplement it with its own provisions. The attached revision incorporates the provisions of the model Policy and retains some elements of the former North Sydney Council Policy.

There are no financial implications as a result of this Policy or the recommendation.

RECOMMENDATION:

1. THAT Council adopts the attached *Councillor and Staff Interaction Policy*.

A Motion was moved by Councillor Beregi, seconded by Councillor Gibson.

1. THAT Council adopts the attached *Councillor and Staff Interaction Policy*, with an amended Schedule 1 to incorporate appropriate managers.

The Motion was put and carried.

Voting was as follows: For/Against 9 / 0

For: Councillor Baker, Councillor Bourke, Councillor Drummond, Councillor Gibson, Councillor Mutton, Councillor Santer, Councillor Spenceley and Councillor Welch

Against: Nil

Absent: Councillor Lamb

Resolved to recommend:

1.THAT Council adopts the attached *Councillor and Staff Interaction Policy*, with an amended Schedule 1 to incorporate appropriate managers.

4.9. Councillor Induction and Professional Development Policy

AUTHOR: Shane Sullivan, Executive Manager Governance

The purpose of this report is to report on Councillor participation in the Councillor Induction and for Council to consider the adoption of a Councillor Induction and Professional Development Policy.

In December 2018, the Office of Local Government issued Councillor Induction and Professional Development Guidelines under section 23A of the Local Government Act 1993. The Guidelines were issued to assist councils to develop, deliver, evaluate and report on the induction and professional development programs they are required to provide mayors and councillors under the Local Government (General) Regulation 2005.

In preparing the Councillor Induction following the 2021 election, consideration was given to the Guidelines as required.

With the Induction program having now been delivered for Council it is appropriate to move to planning for ongoing professional development for Councillors both as a group and individually. To support this, a *Councillor Induction and Professional Development Policy* has been drafted in accordance with the Office of Local Government Model Policy.

As part of the Quarter 2 Budget review additional provision was made for the purpose of Councillor Professional Development bringing the provision to a total of \$25,000. As at the time of preparing this report, this budget amount had been spent or fully allocated for professional development for Councillors.

The ongoing budget provision for Councillor training and professional development will be determined as part of the 2022/2023 Budget process and in accordance with the Councillor Expenses and Facilities Policy.

RECOMMENDATION:

1.THAT the Committee note this report on participation in the Councillor Induction Program following the conduct of the 2021 Local Government Election

2.THAT the Committee endorse for adoption the attached Councillor Induction and Professional Development Policy drafted in accordance with the Office of Local Government Model Policy.

The Recommendation was moved by Councillor Beregi, seconded by Councillor Santer.

The Motion was put and carried.

Voting was as follows:

For/Against 9 / 0

For: Councillor Baker, Councillor Bourke, Councillor Drummond, Councillor Gibson, Councillor Mutton, Councillor Santer, Councillor Spenceley and Councillor Welch

Against: Nil

Absent: Councillor Lamb

Resolved to recommend:

1.THAT the Committee note the report on participation in the Councillor Induction Program following the conduct of the 2021 Local Government Election

2.THAT the Committee endorse for adoption the attached Councillor Induction and Professional Development Policy drafted in accordance with the Office of Local Government Model Policy.

5. Confidential Reports

5.1. NSOP Redevelopment Governance Report

AUTHOR: John Thomson, Corporate Contracts Manager

The purpose of this report is to provide Council with a detailed report on the progress of the redevelopment of the North Sydney Olympic Pool in accordance with the Governance Structure outlined to Council at the meeting of 22 February 2021.

The Contract for the Construction of the pool was signed with Icon SI (Aust) Pty Ltd on 31 December 2020 and re-executed as a deed on 18 January 2021. The Contractor took possession of the site on 9 March 2021. In accordance with the Project Governance structure, the Project Superintendent (Manager Corporate Contracts) liaises with the Project Director (Director Engineering and Property Services) on an ongoing basis, provides detailed reports to the Project Control Group, chaired by the General Manager, on a monthly basis and provides quarterly reports to the full Council via the Governance and Finance Committee. These reports address the financial status of the project, including contractual claims and contentions, as they emerge. This includes commercial in confidence matters that remain under assessment.

The associated Confidential Report to this item addresses commercial information of a confidential nature. If the Council wishes to discuss the report, the meeting should be closed to the public to do so in accordance with s10A(2)(d) of the Local Government Act (LGA), commercial information of a confidential nature that would, if disclosed prejudice the commercial position of the person who supplied it and because consideration of the matter would, on balance be contrary to the public interest as publication of all tendered amounts would discourage potential tenderers from submitting commercial information in future and would affect Council's ability to obtain value for money services.

This report provides a detailed progress report to Council on the North Sydney Olympic Pool Redevelopment. It includes information related to Progress to date, Budget, Expenditure to date, Variations, Extensions of Time, Planned activities for next month, Stakeholder Management, Regulatory issues, Consultants, Grant Funding and includes photographs.

The Financial implications are detailed in the Confidential Report.

RECOMMENDATION:

1.THAT the meeting be closed to the public in accordance with Section 10A(2 (d)(i) commercial information of a confidential nature that would, if disclosed prejudice the commercial position of the person who supplied it and because consideration of the matter would, on balance be contrary to the public interest as publication of all tendered amounts

would discourage potential tenderers from submitting commercial information in future and would affect Council's ability to obtain value for money services.

2.THAT the report be treated as confidential and remain confidential until Council determines otherwise.

A Motion was moved by Councillor Beregi, seconded by Councillor Welch.

1.THAT this matter be deferred to a Councillor briefing.

The Motion was put and carried.

Voting was as follows: For/Against 9 / 0

For: Councillor Baker, Councillor Bourke, Councillor Drummond, Councillor Gibson, Councillor Mutton, Councillor Santer, Councillor Spenceley and Councillor Welch

Against: Nil

Absent: Councillor Lamb

Resolved to recommend:

1.THAT this matter be deferred to a Councillor briefing.

6. Closure

The Meeting concluded at 6.32pm.