

STATUTORY RETURNS

Local Government Act 1993

Section 428 (2) (a) Financial Statements

Warringah Council's audited financial reports for the 2005/06 year are presented in the Appendix on page 43.

Section 428 (2) (b) Performance of Principal Activities in Management Plan

Warringah Council's performance against Principal Activities of the 2005/06 Management Plan is presented on pages 8-35.

Section 428 (2) (c) Environment Report

Warringah Council's State of the Environment Report 2005/06 is published as a separate document available to view at www.warringah.nsw.gov.au. For a summary of our environmental management activities see Living Environment on pages 20-25 .

Section 428 (2) (d) (i) (ii) (iii) Public Works Report

Warringah Council's public buildings, roads and drainage infrastructure assets include:

- › 244 public buildings
- › 480km of sealed local road pavement
- › 560km of kerb and gutter
- › 260km of footpath
- › 23 car parks
- › 53 road and pedestrian bridges
- › 15,000 stormwater pits
- › 440km of stormwater pipes, culverts and channels
- › 100 gross pollutant traps
- › 20 stormwater detention basins

(\$million)	Buildings	Roads	Drainage
Estimated cost to bring assets to satisfactory condition	4.57	8	15.87
Estimated annual maintenance expense	2.8	6.67	2.01
Actual maintenance expense	1.4	3.06	4.9

See Special Schedule 7 on page 87 of Appendix A

Public Buildings

Warringah Council's public buildings are used for civic responsibilities and administration, child care, community facilities, libraries, surf clubs, sporting facilities, rented buildings as well as recycling and waste facilities. During 2005/06 the estimated replacement value of these public buildings was \$165.5 million.

Warringah Council has developed a ten year program to rectify backlog, replacement and rehabilitation work and to identify increased funding levels needed for planned maintenance to buildings. Council's maintenance of public buildings includes activities such as cleaning, repairing vandalism and graffiti, painting, emergency callouts, security, and other minor plumbing, electrical and carpentry repairs.

Condition of Public Buildings 2005/06

- › Good 6%
- › Satisfactory 42%
- › Fair 45%
- › Poor 7%

Public Roads

Warringah Council manages the local public road network and associated infrastructure including paved footpaths and stormwater drainage. The RTA manages and maintains Pittwater Road, Warringah Road, Forest Way, Wakehurst Parkway, Condamine Street and Mona Vale Road. Warringah's local public road system includes 480km of local roads, traffic facilities, footpaths, car parks, street name signs and associated street furniture.

Warringah Council uses a Pavement Management System to manage the condition of the local road network, collecting and analysing data on the road surface roughness and traffic volumes to determine the most cost effective maintenance treatment to be applied. Footpaths are inspected for defects monthly, six-monthly and annually depending on their location, and a risk management process is used to prioritise works.

Condition of Public Roads 2005/06

- › Excellent 13%
- › Good 19.2%
- › Satisfactory 32%
- › Fair 28.8%
- › Poor 7%

Stormwater Drainage

Warringah Council's extensive drainage network is valued \$328.3million. Part of the annual drainage maintenance budget funds inspection of underground facilities with closed-circuit television camera to help prioritise maintenance and improvement programs. An inspection regime identifies defects in the drainage network and a risk management process is used to prioritise works. The inspection cycle is undertaken at least annually but more often in higher risk areas allowing Council to develop a prioritised work program based on the assessment of risk. Council's maintenance programs include clearing blockages from pits and pipes, replacement of damaged or failed assets, removal of obstructions from watercourses and channels as well as the cleaning of gross pollutant traps.

Condition of Stormwater Drainage 2005/06

- › Excellent 11%
- › Good 26%
- › Satisfactory 52%
- › Poor 1%

Section 428 (2) (e)

Summary of Legal Proceedings

During 2005/06 expenses incurred by Warringah Council in relation to legal proceedings were as follows:

› Proceedings favourably finalised	\$336,698.08
› Discontinued	\$113,681.70
› Decision against Council	\$386,852.24
› Proceedings not finalised	\$48,085.31

Proceedings favourably finalised

Council ats Christopoulos
Council v R&D Nigro
Council ats Franks
Council ats Franks
Council v Sahade
Council v Petra Pty Ltd
Council v Kazi & Goni
Council v Harbord Bakery
Council v GC Lowe
Council v G Miletic
Council v R Burns
Council v L Stewart
Council v S Cameron
Council v C King
Council v D Good
Council ats L Matthews
Council ats Australian Native Landscapes
Council ats Freedom Health & Happiness
Council ats Arepo Properties Pty Ltd
Council ats Vigor Master Pty Ltd
Council ats Merrag Pty Ltd
Council ats Montego Cay Pty Ltd
Council ats Alexander & Dwyer Group
Council ats German School
Johannes Gutenberg
Council ats Vera Milanja
Council ats Alan Kempster Architects
Council ats ALH Group Limited
Council ats Gary Hartcher
Council ats Luxury Homes Pty Ltd
Council ats Retirement by Design Pty Ltd
Council ats BSHA
Council ats Falvo
Council ats Wardle

Discontinued

Council v Lenjade Pty Ltd
Council v Hovagimian/Zorian
Council v Leah Stewart
Council ats R Greinert
Council ats Kingsford Car Wash
Council ats Maxwell & Corbett
Council ats Vigor Master Pty Ltd
Council ats Dee Why Dev. Pty Ltd
Council ats Thiessen Architects
Council ats Dogild Pty Ltd
Council ats Delhove Blennerhassett
Council ats Anthony Mete
Council ats Manly Warringah Rugby Club Pty Ltd
Council ats Warwick Davis
Council ats Warwick Davis
Council ats Marchese & Partners
Council ats Vatera Pty Ltd
Council ats GB Jones Invest. Pty Ltd
Council ats Sue Walter
Council ats Mortli Pty Ltd
Council ats Baka Organic Design

Decision Against Council

Council v R Moy
Council v Santo Severino & Horst Koch
Council ats Farah
Council v ISDN Pty Ltd
Council v Kent McCourt
Council ats Koumana Holdings Pty Ltd
Council ats Sharon Joy Thomlinson
Council ats Optus

Proceedings Not Finalised

Council v Jays Hand Car Wash
Council v Peter Mustaca
Council v Ramon Khawam
Council ats Project Venture Management
Council ats Franks
Council ats S Figgis

STATUTORY RETURNS

Section 428 (2) (f) Mayor/Councillor Fees & Expenses

Between 1 July 2005 and 30 June 2006 the Mayor and Councillors fees were paid to the NSW Premier's Department as an Administrator was appointed. The total paid was \$219,362.00.

Mayoral Allowance	\$199,600
Seminars & Conferences	\$1,670
Travel Allowance	\$1,473
Mobile Phones	\$2,409
Motor Vehicle	\$14,208

In February 2006 Warringah Council reviewed and adopted a policy on the Payment and Re-Imbursement of Expenses Incurred by, and Provision of Facilities to the Mayor, Deputy Mayor and Councillors. The policy is available at Council's website www.warringah.nsw.gov.au

Section 428 (2) (g) Senior Staff Salaries

Between 1 July 2005 and 30 June 2006 the following senior staff salaries were paid:

General Manager	\$254,858
Director, Corporate Services	\$201,190
Director, Planning & Assessment Services	\$214,222.
Director, Customer & Community Services	\$195,455
TOTAL:	\$865,727

For details on salary packages and associated fringe benefits please refer to page 40.

Section 428 (2) (h) Contracts over \$150,000

Contracts awarded in 2005-2006 for goods or services in excess of \$150,000:

Contractor	Goods or Services Provided	Value \$
Mac Donald Engineering	1 unit truck mounted street sweeper	249,920
Concrete Skates Park Pty	Miller Reserve Skate Park construction	265,800
	Additional amount	160,400
Connor Electrical Pty Ltd	Brookvale Oval lighting upgrade	924,000
GMW Urban Pty Ltd	Streetscape improvement Pittwater	685,000
	Dee Why	
Firedam Civil Engineering	Drainage Improvement, Forestville	211,125
Kelbon Concrete & Paving	Miscellaneous Civil Works	309,034
Geotechnical Engineering	P/L Erosion Protection, Curl Curl Beach	630,465

Contracts awarded in 2005-2006 with a commitment into future years:

Contractor	Goods or Services Provided	Value \$
Key Equipment Finance Australia Pty Ltd	Office equipment (rental) financing Facility	967,872.82
T E Peck Excavation Pty Ltd	Miscellaneous Civil Infrastructure work	Schedule of rate
Kelbon Concrete & Paving	Miscellaneous Civil Infrastructure work	Schedule of rate
Kingston Industries	Miscellaneous Civil Infrastructure work	Schedule of rate

Section 428 (2) (i) Bushfire Hazard Reduction

Warringah Council is a member of the Warringah Pittwater District Bush Fire Management Committee with a hazard reduction program involving hazard and ecological burns and manual reduction works. The Committee also coordinates the Bush Fire Risk Management Plan for the district. Some 12 hazard reduction and ecological burns approved by the Warringah Pittwater District Bush Fire Management Committee were undertaken over 118 hectares and 11 Fire Regime Management Plans for major bushland reserves within Warringah were adopted this year.

Warringah Council, NSW Rural Fire Service, NSW Fire Brigade, and professional bush regeneration contractors worked closely on the Urban Bushland Boundary Program at 38 fire management access zone sites within Warringah. Weeds and fuel material were removed and refuse burnt by local fire management agencies and Council with professional contractors maintaining the sites.

Section 428 (2) (j) Multicultural Services Activities

For a summary of Warringah Council's multicultural services activities in 2005/06 see Living Communities on pages 11.

Section 428 (2) (k) Council Works on Private Land

Nil

Section 428 (2) (l) Grants and Donations

Recipients of Council Grants and Donations for 2005/06	Amount
Northern Beaches Neighbourhood Service	\$32,400
Artability	\$500
Aunties and Uncles	\$800
Belrose and Terrey Hills Computer Pals	\$800
Co-As-It	\$500
DARTS	\$500
Forest Computer Pals for Seniors	\$400
Hyperactivity Attention Deficit Association	\$830
Kaddy Transport	\$1,000
Learning Links	\$800
Learning Links	\$1,000
Lone Parent Family Support Service	\$500
Manly Warringah Pittwater Community Aid	\$400
Manly Warringah Pittwater Animal Welfare League	\$380
Narrabeen Lakes Sailing Club	\$500
Northern Beaches Child at Risk Committee	\$1,000
Northern Beaches Multiple Birth Club	\$1,940
Northside Enterprise	\$750
Peninsula Senior Toy Repair Group	\$1,000
The Spastic Centre	\$750
Triton Owners Club	\$400
Youth Reach	\$824
Youthsource	\$1,000
Northern Beaches Food Services	\$6,000
Manly Warringah Pittwater Community Aid	\$3,800
Manly Warringah Pittwater Community Transport	\$3,000
Forest and Terrey Hills Seniors Club	\$2,350
Peninsula Senior Citizens Toy Repair Group	\$350
Annual Christmas Donations (12 groups)	\$1,200
Youth Services Burdekin Youth Housing Grant	\$12,300
Northern Beaches Neighbourhood Centre - Youth Card	\$400
Terrey Hills Community Library Subsidy	\$16,432
Book Lovers Club Warringah Inc Subsidy	\$1,000
Computer Pals for Seniors	\$800
Eurofest Cultural and Sporting Association	\$1,500
Spiritual Assembly of the Bahai of Warringah	\$1,500
Aboriginal Support Group - Manly Warringah Pittwater	\$940
Manly Warringah Choir Inc.	\$2,000
Northern Beaches Eisteddfod	\$4,000
Freshwater Surf Life Saving Club	\$6,000
South Curl Curl Surf Life Saving Club	\$5,000
North Curl Curl Surf Life Saving Club	\$5,000
Dee Why Surf Life Saving Club	\$5,000
Long Reef Surf Life Saving Club	\$5,000
Collaroy Surf Life Saving Club	\$5,000
South Narrabeen Surf Life Saving Club	\$5,000
Narrabeen Surf Life Saving Club	\$5,000
North Narrabeen Surf Life Saving Club	\$5,000
Surf Life Saving Sydney Northern Beaches Branch	\$17,120
Total Grants and Donations	\$169,666

Section 428 (2) (m) Human Resources Activities

For a summary of Warringah Council's human resources activities in 2005/06 see Living Organisation on pages 34.

Section 428 (2) (n) Equal Employment Opportunities Activities

For a summary of Warringah Council's EEO activities in 2005/06 see Living Organisation on pages 34.

Section 428 (2) (o) External Bodies with Council Delegated Authority

Nil

Section 428 (2) (p) Council Controlled Companies

Nil

Section 428 (2) (q) Partnerships, Cooperatives and Joint Ventures

Kimbriki Waste and Recycling Centre

Warringah Council is a joint venturer with Manly, Mosman and Pittwater Councils in the management and disposal of rubbish and recycling of waste materials at the Kimbriki Waste and Recycling Centre. The Council's interests in the assets, liabilities and output of this joint venture is dependent on the usage by the co-venturers and, as at 30 June 2006, was 49.5%. The joint venture agreement expires on 30 June 2007.

STATUTORY RETURNS

Warringah Pittwater Rural Fire Committee

Warringah Council has a 50% interest in the assets and liabilities of a joint venture project with Pittwater Council for the provision, control and management of bush fires. The joint venture will continue on a year-to-year basis until dissolved in accordance with the terms of the deed of agreement. Both Councils have signed a Service Level Agreement with the Commissioner of the NSW Rural Fire Services to cover the provision of these services.

Warringah Pittwater State Emergency Service

Warringah Council has a two-thirds interest in the assets and liabilities of the Joint State Emergency Service for Warringah-Pittwater.

SHOROC

Warringah Council is an equal member of the SHOROC along with Manly, Mosman and Pittwater Councils. The SHOROC group is an advisory body that develops regional strategies and initiatives of benefit to the member Councils.

Local Government (General) Regulation 1999

Clause 132

Rates and charges written off 2005/06

Nil

Clause 217 (1) (a)

Overseas Visits by Council 2005/06

Nil

Clause 217 (1) (b)

Senior Staff Salaries

Between 1 July 2005 and 30 June 2006 the following senior staff salaries were paid:

Senior Staff Packages	General Manager	Director Corporate Services	Director Planning & Assessment Services	Director Customer & Community Services
Salary	\$238,812.52	\$168,625.44	\$170,127.40	\$174,653.78
Bonus Payments		\$20,000.00	\$20,000.00	
Superannuation	\$12,115.90	\$12,092.62	\$22,054.50	\$12,092.60
FBT – Motor Vehicle	\$3,930.37		\$2,040.40	\$8,709.48
Non-Cash Benefits (Motor Vehicle)		\$472.40		
Gross Salary Package Total	\$254,858.79	\$201,190.46	\$214,222.30	\$195,455.86
Totals				
Salary Totals:		\$752,219.14		
Bonus Payments Totals:		\$40,000.00		
Superannuation Totals:		\$58,355.62		
FBT – Motor Vehicle Totals:		\$14,680.25		
Non Cash Benefits Totals:		\$472.40		
Gross Salary Totals:		\$865,727.41		

Clause 217 (1) (c)

Children's Services Activities

For a summary of Warringah Council's children's services activities in 2005-06 see Living Communities on page 12.

Clause 217 (1) (d) (i)

Access and Equity Activities

For a summary of Warringah Council's access and equity activities in 2005/06 see Living Spaces on page 26.

Clause 217 (d) (ii)

Category 1 Business Activities

As of July 1997 councils must apply a corporatisation model to businesses with annual gross operating incomes of more than \$2 million – known as Category 1 business activities. This involves the establishment of separate reporting frameworks for accounting and management purposes. Businesses with annual gross operating incomes of less than \$2 million will be subject to full cost attribution as far as possible.

In 2005/06 Warringah Council Category 1 Businesses were:

- › Children's Services (Childcare)
- › Kimbriki Waste and Recycling Centre
- › Glen Street Theatre

Clause 217 (d) (iii)

Category 2 Business Activities

In 2005/06 Warringah Council Category 2 Businesses were:

- › Warringah Aquatic Centre
- › The Construction Certification activity of Planning and Assessment Services

**Clause 217 (d) (iv)
Category I Business
Activities – statement of
expenses, revenues, assets**

See Special Purpose Financial Reports on page 89 of Appendix A.

**Clause 217 (d) (v)
Implementing principles of
competitive neutrality**

Warringah Council's Pricing Policy was reviewed and amended to provide greater direction for setting fees and charges. The amended policy adopts the pricing basis given in the NSW Department of Local Government Competitive Neutrality Guidelines of 1997.

**Clause 217 (d) (vi)
Application of competitive
neutrality pricing requirements
to Category I Businesses**

Warringah Council's Category I Businesses have prepared special purpose financial reports in accordance with the NSW Government policy statement Application of National Competition Policy to Local Government. An unqualified audit opinion was received in respect of the reports and lodged with the NSW Department of Local Government.

**Clause 217 (d) (vii)
Competitive neutrality complaints
mechanism**

Complaints regarding competitive neutrality are managed by the General Manager and the Director of Corporate Services in accordance with Council's Policy for Handling of Competitive Neutrality Complaints.

**Clause 217 (d) (viii)
Performance of Category I Businesses**

Business Activity	Key performance targets	Key results
Children's Services	Meet annual revenue budget of \$4.40 million	Achieved annual revenue of \$4.14 million
Kimbriki	Meet annual revenue budget of \$8.29 million	Achieved annual revenue \$9.28 million
Glen Street Theatre	Meet annual revenue budget of \$2.12 million	Achieved annual revenue of \$2.21 million

**Clause 217 (d) (ix)
Summary of Competitive Neutrality Complaints**

Nil

**Clause 217 (e)
Stormwater Management Services Levy**

Warringah Council was granted approval for a special rate variation by the NSW Minister for Local Government in 1996 to include 6.9% Environmental Stormwater Special Rate to address a number of issues around environmental management, stormwater and bushland matters. Council has established a community committee to recommend the annual program for expenditure of the funds and this program is included in the Council's annual Operational Plan. The following is a report on expenditure from the program during 2005/06.

	\$
Balance as at 1 July 2005	2,449,447.49
Add Rate Levy	3,565,492.65
	6,014,940.14
LESS EXPENDITURE	
Catchment Management Program	643,809.60
Bushland	991,603.87
Construction and Maintenance Works	659,414.31
Environmental Education	214,723.12
Environmental Education Programmes	31,590.00
Manly Lagoon Removal of Accumulated Sediment	7,869.00
Drainage Upgrade - Iraga Place Forestville	230,413.05
Emergency Stormwater Works Program	72,197.32
Drainage Upgrade - Acacia Street, Collaroy	4,380.00
Drainage Upgrade-Dorset St Belrose	47,560.00
Stormwater Upgrade-Prince Charles	19,492.00
Stormwater Upgrade- Townsend Ave	31,642.50
Stormwater Upgrade- Tristram Road Beacon Hill	61,288.50
Stormwater Upgrade- Garie Rd Frenchs Forest	16,962.09
Water Quality Audits- GPT Construction	-
	3,032,945.36
Balance as at 30 June 2006	2,981,994.78

STATUTORY RETURNS

Freedom of Information ACT 1989

Warringah Council received six FOI requests during 2005/06. All requests were processed and completed with total fees of \$240 received.

Some 945 requests to view Council files were made by members of the public during the year. These requests were processed under the Council's Access to Information Policy and the provisions of related legislation.

Privacy and Personal Information Protection Act

Warringah Council offered training to all Customer Service and Records staff during 2005/06 to ensure all enquires from the public are dealt with in accordance with privacy legislation. Council also reviewed its policy regarding Public Access to Information to ensure compliance with PIPPA.

Environmental Planning and Assessment Act 1979

Warringah Council did not enter into any planning agreements during 2005/06.

