



Reference: MC/13/124578

Enquiries: Anthony Hewton 99761568

Mr Gary O'Brien
Acting Chairperson for the October 2013 Meeting Of Precincts
16 Clifford Avenue
Fairlight NSW 2094

Dear Sir,

Re: Manly 2015 Submission and Manly Swim Centre Redevelopment

I write to acknowledge your correspondence received at Council on Monday 28th October 2013 on the above mentioned subject.

Your comments and those in the attached submission have been reviewed by Council.

I will deal with each project in turn:

Manly 2015

Much of the information you have presented and the assertions you make are fundamentally flawed from Council's point of view. To this end, we do not concur with your conclusions or those in your attachments.

Council also notes that Mr Greenway, whose submission you have attached, is associated with 'Good for Manly' a local political organisation who advise on their website (in 'Good For Manly' posts downloaded from the internet on 30/10/2013) that they are opposed to the *Manly 2015* project progressing. Mr Greenway himself features on the 'Good For Manly' website (also in 'Good For Manly' posts downloaded from the internet on 30/10/2013) as a member of its management team. Given this, it is very difficult to view Mr Greenway's views as being impartial.

I would refer you to the clause "PERSONAL or POLITICAL AGENDAS" in the Guidelines for Community Precincts (Page 8) in this regard and request that these be adhered to fully.

There are established ways due diligence activities in relation to Major Projects in the Local Government Sector of NSW are obtained and these are subject to legislation and regulation. This is the approach Council is undertaking in relation to progressing the *Manly 2015* project.

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MANLY COUNCIL

Council has implemented a strong due diligence process for the Manly Oval and Village Centre components of the *Manly2015* Masterplan. These safeguards include:

1. receiving an (impartial) CapEx Review approval from the Division of Local Government (DLG) ;
2. obtaining Development Application (DA) approval from the Joint Regional Planning Panel; and
3. only proceeding when public tenders received are within budget parameters.

From recent briefings undertaken for the Precincts, you would already be aware that the process adopted by a Council resolution will ensure that the Manly Oval carpark and Village centre components of the *Manly 2015* masterplan will only proceed if they receive external approvals and are within the agreed budget parameters.

Additionally, KPMG an internationally recognised and reputable business consulting company have been appointed to undertake and provide independent due diligence assessments. Precincts have also been recently advised that KPMG are preparing a further due diligence report for Council to be delivered later this year in a recent update sent by myself.

Finally, I would like to advise you that Council's Chief Financial Officer who prepared Council's Long Term Financial Plan is a qualified CPA. Council also has on its' staff qualified and chartered engineers with extensive experience in major municipal and civil projects. Their role is to:

- document and assess project delivery related issues for the DLG's CapEx Review;
- oversee the preparation (with input from specialist consultants) of the application/s that would go before the NSW Joint Regional Planning Panel (JRPP) prior to the project construction phase; and
- ensure Council's assets are maintained within an overall strategic framework adopted by Council.

Manly Swim Centre Redevelopment

Council resolved to progress this project when it adopted its Community Strategic Plan on the 3rd June 2013.

A consultation process involving key stakeholders and users of the Manly Swim Centre then followed. This process has been open and transparent and comprehensive details on the history, background and progress of the project as it has developed can be perused on Council's website link:

<http://www.manly.nsw.gov.au/attractions/swim-centre/whats-on-the-horizon/>

I would encourage your precinct members to review this information in more detail. In relation to the Development Application process I can advise as follows:

- the Development Application (DA) is being independently assessed and will be determined by the Joint Regional Planning Panel on the 26th November 2013;
- the DA was notified and advertised for a period of one month and all submissions will be addressed in the consultant planner's report;
- all the appropriate studies, including a parking study, have been completed and will be addressed in the consultant planner's report; and
- all people who have made a submission will be invited to attend the hearing by the Secretariat of the Joint Regional Planning Panel.

Given the above, while Council has spent some considerable time looking at the information and motions the precinct have put forward, in the circumstances, it is not appropriate for Council to pursue them.

Yours faithfully,



Anthony Hewton
Executive Manger
Corporate Support Services

Date: 7/11/13