

Minutes

Ordinary Meeting

Held at Council Chambers, 1 Belgrave Street Manly
on:

Monday 11 May 2015

All minutes are subject to confirmation at a subsequent meeting.

*Copies of business papers are available at the Customer Service Counters
at Manly Council, Manly Library and Seaforth Library and are available on
Council's website:*

www.manly.nsw.gov.au

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The Ordinary Meeting was held in the Council Chambers, Town Hall, Manly, on Monday 11 May 2015. The meeting commenced at 7.40pm.

PRESENT

Her Worship, The Mayor, Jean Hay AM, who presided
Councillor B Aird
Councillor C Bingham
Councillor H Burns
Councillor C Griffin
Councillor J Griffin
Councillor A Heasman
Councillor A Le Surf
Councillor S Pickering Deputy Mayor

ALSO PRESENT

Henry Wong, General Manager
Stephen Clements, Deputy General Manager, Executive Manager, Landuse & Sustainability
Beth Lawsen, Deputy General Manager, People, Place & Infrastructure
Anthony Hewton, Executive Manager, Corporate Support Services
Helen Lever, Manager Administration
Secretariat Officer

OPENING PRAYER

The Opening Prayer was given by Lead Pastor Dave Rowe, Seaforth Baptist Church.

APOLOGIES

Nil.

DECLARATIONS OF PECUNIARY INTEREST / CONFLICT OF INTEREST

Nil.

CONFIRMATION OF MINUTES

MOTION (Le Surf / Burns)

That copies of the Minutes of the Ordinary Meeting held on Monday, 20 April 2015, having been furnished to each member of the Council, such Minutes be taken as read and confirmed as a true record of proceedings of such meeting.

For the Motion: Councillors Aird, Burns, Heasman, Bingham, Pickering, Le Surf,
J Griffin, C Griffin and Hay AM

Against the Motion: Nil.

51/15 RESOLVED: (Le Surf / Burns)

That copies of the Minutes of the Ordinary Meeting held on Monday, 20 April 2015, having been furnished to each member of the Council, such Minutes be taken as read and confirmed as a true record of proceedings of such meeting.

CONFIRMATION OF MINUTES (Extraordinary Meeting)**MOTION (Pickering / Heasman)**

That copies of the Minutes of the Extraordinary Meeting of Council held on Monday, 27 April 2015, having been furnished to each member of the Council, such Minutes be taken as read and confirmed as a true record of proceedings of such meeting.

For the Motion: Councillors Aird, Burns, Heasman, Bingham, Pickering, Le Surf, J Griffin, C Griffin and Hay AM

Against the Motion: Nil.

52/15 RESOLVED: (Pickering / Heasman)

That copies of the Minutes of the Extraordinary Meeting of Council held on Monday, 27 April 2015, having been furnished to each member of the Council, such Minutes be taken as read and confirmed as a true record of proceedings of such meeting.

CONFIRMATION OF MINUTES**MOTION (Le Surf / Heasman)**

That copies of the Minutes of the Planning and Strategy Committee held on Monday, 04 May 2015, having been furnished to each member of the Council, such Minutes be taken as read and confirmed as a true record of proceedings of such meeting.

For the Motion: Councillors Aird, Burns, Heasman, Bingham, Pickering, Le Surf, J Griffin, C Griffin and Hay AM

Against the Motion: Nil.

53/15 RESOLVED: (Le Surf / Heasman)

That copies of the Minutes of the Planning and Strategy Committee held on Monday, 04 May 2015, having been furnished to each member of the Council, such Minutes be taken as read and confirmed as a true record of proceedings of such meeting.

PUBLIC FORUM

NAME	SUBJECT/PUBLIC SPEAKERS
Jean Pierre Borsini	Camera Car & Reverse Parking

MAYORAL MINUTES

Mayoral Minute Report No. 6

2015 Special Olympics Australia – World Summer Games (MC/15/54514)

I move that:

MOTION (Hay AM)

The Mayoral Minute be received and noted and the event be diarised in Council's Corporate Diary.

For the Motion: Councillors Aird, Burns, Heasman, Bingham, Pickering, Le Surf, J Griffin, C Griffin and Hay AM

Against the Motion: Nil.

54/15 RESOLVED: (Hay AM)

That:

The Mayoral Minute be received and noted and the event be diarised in Council's Corporate Diary.

NOTICES OF MOTION

Notice of Motion Report No. 19

Manly Community Art Project (MC/15/53089)

The following person addressed the meeting on this item:

In support: Diego Acevedo Llosa

Councillor Steve Pickering moved:

MOTION (Pickering / Heasman)

Manly Council explores the benefits and prepares a report on developing and supporting a Manly Community Art Project in conjunction with local galleries, artists, businesses and schools to culturally enhance Manly's town centre and laneways as part of the Manly 2015 Master Plan.

For the Motion: Councillors Aird, Burns, Heasman, Bingham, Pickering, Le Surf, J Griffin, C Griffin and Hay AM

Against the Motion: Nil.

55/15 RESOLVED: (Pickering / Heasman)

Manly Council explores the benefits and prepares a report on developing and supporting a Manly Community Art Project in conjunction with local galleries, artists, businesses and schools to culturally enhance Manly's town centre and laneways as part of the Manly 2015 Master Plan.

Notice of Motion Report No. 20

North Head Sewage Treatment Plant (MC/15/53092)

Councillor Candy Bingham moved that:

MOTION (Bingham / Aird)

That: Council write to our Local Member and Premier, Mike Baird,

1. requesting that funding be allocated as a matter of urgency for the upgrading of the North Head Sewerage Treatment Plant to bring it in line with plants of this type in other capital cities in Australia and worldwide; and
2. to strongly urge Sydney Water to build resilience in their operations to ensure all mission critical parts of the plant can continue to operate during times of general power outages

For the Motion: Councillors Aird, Burns, Heasman, Bingham, Pickering, Le Surf,
J Griffin, C Griffin and Hay AM
Against the Motion: Nil.

56/15 RESOLVED: (Bingham / Aird)

That: Council write to our Local Member and Premier, Mike Baird,

1. requesting that funding be allocated as a matter of urgency for the upgrading of the North Head Sewerage Treatment Plant to bring it in line with plants of this type in other capital cities in Australia and worldwide; and
2. to strongly urge Sydney Water to build resilience in their operations to ensure all mission critical parts of the plant can continue to operate during times of general power outages

Notice of Motion Report No. 21

Removal of Lorikeet Aviary in Gilbert Park (MC/15/53095)

Councillor Candy Bingham moved that:

MOTION (Bingham / C Griffin)

That:

- a) The General Manager prepare a report on the removal of the dilapidated Lorikeet Aviary in Gilbert Park and a recommendation on what, if anything, could be erected in its place;
- b) In addition the fountain on the southern side of the park to also be included for consideration for refurbishing and improving the aesthetic of the area.

For the Motion: Councillors Aird, Burns, Heasman, Bingham, Pickering, Le Surf,
J Griffin, C Griffin and Hay AM
Against the Motion: Nil.

57/15 RESOLVED: (Bingham / C Griffin)

That:

- a) The General Manager prepare a report on the removal of the dilapidated Lorikeet Aviary in Gilbert Park and a recommendation on what, if anything, could be erected in its place;
- b) In addition the fountain on the southern side of the park to also be included for consideration for refurbishing and improving the aesthetic of the area.

Notice of Motion Report No. 22

Review of Manly Art Gallery Entry Fees (MC/15/53101)

Councillor Hugh Burns moved that:

MOTION (Burns / Le Surf)

That:

- 1) all entry fees collected be used for capital improvement of building works on the Art Gallery facility; and
- 2) a \$5 entry admission be imposed on major exhibitions that come to the gallery.

For the Motion: Councillors Aird, Burns, Heasman, Bingham, Pickering, Le Surf, J Griffin, C Griffin and Hay AM

Against the Motion: Nil.

58/15 RESOLVED: (Burns / Le Surf)

That:

- 1) all entry fees collected be used for capital improvement of building works on the Art Gallery facility; and
- 2) a \$5 entry admission be imposed on major exhibitions that come to the gallery.

Notice of Motion Report No. 23

Jump Rock Fence Replacement (MC/15/53103)

Councillor Hugh Burns moved:

MOTION (Burns / Aird)

That:

The fence on "Jump Rock" be returned to a standard design that clearly discourages access beyond its line, but does not increase the risk to a determined mind who insists on jumping into the harbour from this location. That as part of this, all existing warning signage be retained.

For the Motion: Councillors Aird and Burns

Against the Motion: Councillors Heasman, Bingham, Pickering, Le Surf, J Griffin, C Griffin and Hay AM

The **motion** was put and declared **lost**.

Notice of Motion Report No. 24

Report into Emergency Power for Council Facilities (MC/15/53105)

Councillor Hugh Burns moved:

MOTION (Burns / Heasman)

That:

- 1) Manly Council writes to Ausgrid to request a brief written report to ascertain and explain the exact sequence of events (ie system failures) that led to widespread blackouts in the Manly LGA, specifically the Manly CDB and Council facilities; and
- 2) Manly Council brings back a staff report on the resilience of the Ausgrid network, emergency management and disaster recovery arrangements, to ensure the resilience of their mission critical infrastructure for distributing power to the network.

For the Motion: Councillors Burns, Heasman and Aird

Against the Motion: Councillors Bingham, Pickering, Le Surf, C Griffin, J Griffin and Hay AM

The **Motion** was put and declared **Lost**.

ITEMS FOR BRIEF MENTION

Item For Brief Mention Report No. 7

Items For Brief Mention (MC/15/52411)

1. Notices of Motion status report.

The following Notices of Motion are currently in progress.

Res No.	Meeting Date	Subject	Resolution Précis	Status
38/15	20 Apr	Notice of Motion No. 18 - Formation of a Manly Ferry and Wharf Monitoring Committee by Council	Establish Manly Ferry and Wharf Monitoring Working Party. The Working Party for the development of a Masterplan for the Wharf area.	Terms of Reference in draft.
26/15	9 Mar	Notice of Motion No. 15 - Queenscliff Rock Pool - Clr Heasman	Investigate works undertaken by Warringah Council to the Queenscliff Rock Pool.	Warringah Council contacted. Waiting on their advice.
25/15	9 Mar	Notice of Motion No. 13 - Digitisation of Manly Council Minutes/ Agendas	Council to progressively digitise its Council Meeting papers between 1960 and 2004.	Project in progress.
24/15	9 Mar	Notice of Motion No. 12 - Manly 2015 - Sydney Road CBD Upgrade	Council develop the Manly2015 Sydney Road public domains upgrade to enable its exhibition for public comment by June 2015; and design for construction by September 2015.	Project on track with timeframe outlined.
21/15	9 Mar	Notice of Motion No. 14 - Compromise Option for	<ul style="list-style-type: none"> • Council request proposals (conduct market testing) 	Public notices being issued.

		expanding car parking capacity in Manly	from interested parties for the construction of the oval carpark. • Council also request for proposals for the long term lease of the existing Whistler car park site for a mixed use development	
199/14	8 Dec	Notice of Motion No. 65 – Council car parks	Scoping Parking Study to increase utilisation of Council's Carparks	Study in progress.
178/14	10 Nov	Notice of Motion No. 53 - Manly Wharf Signpost	Signpost be designed and installed at Manly Wharf directing people to the key attractions of Manly.	Design / concept being referred back to Economic Tourism Development Committee May 2015.
156/14	13 Oct	Notice of Motion No. 50 – Upgrading of Electronic display of Car Park Free Spaces	That parking availability of Council car parks be published on line and mobile devices or App	App developed and included on our Public Parking Stations page.

2. Tabled Documents:

Date	Author	Subject
13 April 2015	NSW Remuneration Tribunals	Local Government Remuneration Tribunal – Annual Report and Determination: http://www.remtribunals.nsw.gov.au/local-government/current-lgrrt-determinations

MOTION (Le Surf / J Griffin)

That the Items For Brief Mention reports be received and noted.

For the Motion: Councillors Aird, Burns, Heasman, Bingham, Pickering, Le Surf, J Griffin, C Griffin and Hay AM

Against the Motion: Nil.

59/15 RESOLVED: (Le Surf / J Griffin)

That the Items For Brief Mention reports be received and noted.

REPORTS OF COMMITTEES

Report Of Committees Report No. 6

Minutes for notation by Council - Special Purpose Advisory Committee without recommendations of a significant nature. (MC/15/53812)

MOTION (Heasman / Le Surf)

That the minutes of the following Special Purpose Advisory Committee meetings are tabled at this meeting.

1. Waste Advisory Committee - 1 April 2015
2. ANZAC Centenary 2015 Project Working Party – 1 April 2015

For the Motion: Councillors Aird, Burns, Heasman, Bingham, Pickering, Le Surf, J Griffin, C Griffin and Hay AM

Against the Motion: Nil.

60/15 RESOLVED: (Heasman / Le Surf)

That the minutes of the following Special Purpose Advisory Committee meetings be noted.

1. Waste Advisory Committee - 1 April 2015
2. ANZAC Centenary 2015 Project Working Party – 1 April 2015

Report Of Committees Report No. 7

Minutes for notation by Council - Public Domains Advisory Committee - 15 April 2015 (MC/15/53853)

MOTION (Le Surf / Burns)

That the minutes of the Public Domains Advisory Committee meeting held on 15 April 2015 be received and noted:

ITEM 5 Keirle Park Skate facility – proposed upgrade and grant application.

The Public Domains Committee recommends to the General Manager that Council proceed with refurbishment and construction at the skate facility Keirle Park, as soon as possible.

That Council continue planning for a facility upgrade by exploring grants and funding opportunities; and to progress any possible partnership with ASA and service providers in the industry.

That Council staff visit some of the metro skate parks for ideas on facilities and landscaping of the area for youth activities.

For the Motion: Councillors Aird, Burns, Heasman, Bingham, Pickering, Le Surf, J Griffin, C Griffin and Hay AM

Against the Motion: Nil.

61/15 RESOLVED: (Le Surf / Burns)

That the minutes of the Public Domains Advisory Committee meeting held on 15 April 2015 be received and noted:

ITEM 5 Keirle Park Skate facility – proposed upgrade and grant application.

The Public Domains Committee recommends to the General Manager that Council proceed with refurbishment and construction at the skate facility Keirle Park, as soon as possible.

That Council continue planning for a facility upgrade by exploring grants and funding opportunities; and to progress any possible partnership with ASA and service providers in the industry.

That Council staff visit some of the metro skate parks for ideas on facilities and landscaping of the area for youth activities.

ENVIRONMENTAL SERVICES DIVISION

Environmental Services Division Report No. 19

Commencement of Planning Proposal for Minor Amendments to LEP Heritage Maps (MC/15/54057)**MOTION (Heasman / Le Surf)**

That Council:

1. Resolve to submit a Planning Proposal to the Department of Planning and Environment regarding the mapping of Heritage Conservation Areas including a request that the Minister delegate the making of the plan to the General Manager.

For the Motion: Councillors Aird, Burns, Heasman, Bingham, Pickering, Le Surf, J Griffin, C Griffin and Hay AM

Against the Motion: Nil.

62/15 RESOLVED: (Heasman / Le Surf)

That Council:

1. Resolve to submit a Planning Proposal to the Department of Planning and Environment regarding the mapping of Heritage Conservation Areas including a request that the Minister delegate the making of the plan to the General Manager.

CORPORATE SERVICES DIVISION

Corporate Services Division Report No. 5

Report on Council Investments as at 30 April 2015 (MC/15/5208)**MOTION (Le Surf / J Griffin)**

That: the statement of Bank Balances and Investment Holdings as at 30 April 2015 be received and noted.

For the Motion: Councillors Aird, Burns, Heasman, Bingham, Pickering, Le Surf, J Griffin, C Griffin and Hay AM

Against the Motion: Nil.

63/15 RESOLVED: (Le Surf / J Griffin)

That: the statement of Bank Balances and Investment Holdings as at 30 April 2015 be received and noted.

Corporate Services Division Report No. 6

Third Quarter Report (1 January to 31 March 2015) – Progress with Four Year Delivery Program 2013-2017, Operational Plan 2014-2015 and Budget 2014-2015 (MC/15/52909)**MOTION (Le Surf / J Griffin)**

That:

1. the third quarterly report to March 2015 for the 2014-15 Operational Plan and progress report with the Council's Delivery Program 2013-2017 be received and noted; and
2. the Financial Statement for the quarter ended 31 March 2015, including the revised estimates and recommended variations contained within the report, be adopted.

For the Motion: Councillors Aird, Burns, Heasman, Bingham, Pickering, Le Surf, J Griffin, C Griffin and Hay AM

Against the Motion: Nil.

64/15 RESOLVED: (Le Surf / J Griffin)

That:

1. the third quarterly report to March 2015 for the 2014-15 Operational Plan and progress report with the Council's Delivery Program 2013-2017 be received and noted; and
2. the Financial Statement for the quarter ended 31 March 2015, including the revised estimates and recommended variations contained within the report, be adopted.

QUESTIONS WITHOUT NOTICE**QWN23/15 Councillor Bingham - EOI - Manly Oval Car Park**

- a) Would the General Manager please advise where the general public can view this document?

At the request of the Mayor the General Manager advised that this can be viewed through Tenderlink, the portal through which all Council's EOI's are published. I have not had any complaints that it has not been accessible and Mr Hewton has provided copies to the Precincts on request.

- b) How was the decision made to call for an Expression of Interest for a 470 space car park when the proposal also cites the redevelopment of the Whistler Street car park site?

At the request of the Mayor the General Manager advised the number of parking spaces called for in the EOI ranged from 470 to 760 – that range was discussed at Council on a number of occasions. The number of spaces is based on what came through the parking demand study, and the resolution of Council also called for a best value for money outcome. In looking at the financing costs of the car park it is not unreasonable to ask for a carpark that is scalable. Submissions received by Council will cover both 470 and 760 spaces capacity and at that point Council can assess these and make a decision on how best to proceed.

QWN24/15 Councillor Bingham - Use of Licence Plate Recognition Vehicles

Would the General Manager review the use of the licence plate recognition vehicles fining ratepayers at what could be considered unreasonable times and locations. For example, a number of complaints have been received from residents who were fined at the oceanfront last week at 8.34am/8.35am when the starting time is 8.30am and as residents they are entitled to free parking although they had not yet printed a ticket?

At the request of the Mayor the General Manager advised that if the public feel they have been unfairly infringed they should write to Council as all reasonable reasons raised will be considered.

QWN25/15 Councillor Burns - Wishing Well Shelter

When will the Wishing Well Shelter be restored and usable?

At the request of the Mayor the General Manager advised that the Police have to finish their work associated with this incident before Council can rectify.

QWN26/15 Councillor Burns - Town Hall Awning

As we have lost the awning from the Belgrave side of the Town Hall are we going to restore the brick work or put the awning back?

At the request of the Mayor the General Manager advised that we are going to restore the brick work as the awning was an add-on. We are going to restore it to its original façade which will match the style of the Court House and the Police Station on Belgrave Street.

QWN27/15 Councillor C Griffin - Dirt Bike Track

What is the current state and status of the dirt bike track at Seaforth and how much funding has been committed to this facility in the past financial year?

At the request of the Mayor the Deputy General Manager, People, Place & Infrastructure advised that she had asked for reports and staff had advised they were monitoring usage of the facility.

CLOSE

The meeting closed at [9.46am](#)

The above minutes were confirmed at an **Ordinary Meeting** of Manly Council held on [1 June 2015](#).

MAYOR

***** **END OF MINUTES** *****