

Minutes

Ordinary Meeting

Held at Council Chambers, 1 Belgrave Street Manly
on:

Monday 14 September 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 14 September 2015. The meeting commenced at 7.30pm.

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 Pastor, Ian Freestone - Ruach Ministries

APOLOGIES

Nil

DECLARATIONS OF PECUNIARY INTEREST / CONFLICT OF INTEREST

| Name: | Item Number: | Nature of Interest: |
|----------------------|---|---------------------------------------|
| Councillor A Heasman | Notice of Motion No. 42. Concerns over the sale of State Government assets | Councillor lives opposite substation. |

Notice of Motion Report No. 42

CONFIRMATION OF MINUTES

MOTION (Le Surf / Burns)

That copies of the Minutes of the Ordinary Meeting held on Monday, 10 August 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.

121/15 RESOLVED: (Le Surf / Burns)

That copies of the Minutes of the Ordinary Meeting held on Monday, 10 August 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 / Burns)**

That copies of the Minutes of the Planning and Strategy Committee held on Monday, 07 September 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.

122/15 RESOLVED: (Le Surf / Burns)

That copies of the Minutes of the Planning and Strategy Committee held on Monday, 07 September 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 |
|---------------|--|
| Digby Hughes | Manly Council's Reputation |
| Evelyn Ciocco | Council Communications |
| Peter Rochlin | Traffic Management |
| Beth McDonald | LM Graham Reserve and Working Party |
| Ian Sharp | Community concerns re tendering process for the proposed Oval Car Park |

NOTICES OF MOTION

Notice of Motion Report No. 37

Smoke Free Zone – Market Place & Market Lane (MC/15/112962)

The following person addressed the meeting on this item:

In support – Simon Terry

Councillor Candy Bingham moved:

MOTION (Bingham / Heasman)

That the General Manager prepare a report investigating the possibility of Market Place & Market Lane becoming a designated "Smoke-Free Zone" as requested by a number of the retailers operating in this area.

AMENDMENT (Aird / C Griffin)

That Council designate Market Place & Market Lane as "Smoke-Free Zone" and staff follow the necessary steps to implement this.

For the Amendment: Councillors Aird, Burns and C Griffin

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

The **Amendment** was declared **Lost**.

MOTION (Bingham / Heasman)

That the General Manager prepare a report investigating the possibility of Market Place & Market Lane becoming a designated "Smoke-Free Zone" as requested by a number of the retailers operating in this area.

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

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

Against the Motion: Nil.

123/15 RESOLVED: (Bingham / Heasman)

That the General Manager prepare a report investigating the possibility of Market Place & Market Lane becoming a designated "Smoke-Free Zone" as requested by a number of the retailers operating in this area.

Notice of Motion Report No. 38

Retailer Survey (MC/15/113242)

The following people addressed the meeting on this item:

In support - Mark De Teliga

Not in support - Mark Stanley

Councillor Candy Bingham moved:

MOTION (Bingham / Aird)

That the report by Dr Mark De Teliga of Benchmark Research of a survey undertaken of 214 Manly CBD ground floor business owners during August 2015, be tabled and received.

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

Against the Motion: Nil.

124/15 RESOLVED: (Bingham / Aird)

That the report by Dr Mark De Teliga of Benchmark Research of a survey undertaken of 214 Manly CBD ground floor business owners during August 2015, be tabled and received.

SUSPENSION OF STANDING ORDERS (Bingham / Heasman)

That Standing Orders be suspended to allow for consideration of items of public interest i.e. Corporate Services Division Report No. 14 - Draft Financial Statements for the Year Ended 30 June 2015 – Audit Statements

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

Against the Motion: Nil.

125/15 RESOLVED: (Bingham / Heasman)

That Standing Orders be suspended to allow for consideration of items of public interest i.e. Corporate Services Division Report No. 14 - Draft Financial Statements for the Year Ended 30 June 2015 – Audit Statements

Corporate Services Division Report No. 14

Draft Financial Statements for the Year Ended 30 June 2015 – Audit Statements (MC/15/113628)

The following person addressed the meeting on this item:

Not in support - Bruce Kitson

MOTION (Le Surf / Heasman)

That:

1. In respect to Council's General Purpose Financial Statements the following statement be provided for signature by the Mayor, one other Councillor, the General Manager and the Responsible Accounting Officer:-

GENERAL PURPOSE FINANCIAL STATEMENT FOR THE YEAR ENDED 30 JUNE 2015

Statement by Councillors and Management made pursuant to section 413 (2)(c) of the Local Government Act 1993 (as amended).

The General Purpose Financial Statements for the year ended 30 June 2015, have been prepared in accordance with:-

- The Local Government Act 1993 (as amended) and the Regulations made there under;
- The Australian Accounting Standards and professional pronouncements;

- The Local Government Code of Accounting Practice and Financial Reporting;

To the best of Council's knowledge and belief, these Statements:

- Presents fairly the Council's operating result and financial position for the year; and
- Are in accordance with Council's accounting and other records.

We are not aware of any matter that would render these Statements for the twelve months ending 30 June 2015, false or misleading in any way.

2. In respect to Council's Special Purpose Financial Statements, the following statement be provided for signature by the Mayor, one other Councillor, the General Manager and the Responsible Accounting Officer:-

SPECIAL PURPOSE FINANCIAL STATEMENTS FOR THE YEAR ENDED 30 JUNE 2015

Statement by Councillors and Management made pursuant to the Local Government Code of Accounting Practice and Financial Reporting.

The Special Purpose Annual Financial Statements for the year ended 30 June 2015, have been prepared in accordance with:-

- The Local Government Code of Accounting Practice and Financial Reporting; the
- NSW Government Policy Statement *"Application of National Competition Policy to Local Government"*; and
- Department of Local Government guidelines *"Pricing & Costing for Council Businesses: A Guide to Competitive Neutrality"*.

To the best of Council's knowledge and belief, these Statements:

- Present fairly Council's operating result and financial position for each of Council's declared Business Activities for the year; and
- Are in accordance with Council's accounting and other records.

We are not aware of any matter that would render the Council's Statements for the twelve months ending 30 June 2015, false or misleading in any way.

3. Council's Annual Financial Statements for the year ended 30 June 2015 be referred for audit by Council's Auditors.
4. The General Manager uses his best endeavours in future years, to provide the draft annual statements for audit in advance of the meeting.

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

Against the Motion: Councillors Aird and Bingham

126/15 RESOLVED: (Le Surf / Heasman)

That:

1. In respect to Council's General Purpose Financial Statements the following statement be provided for signature by the Mayor, one other Councillor, the General Manager and the Responsible Accounting Officer:-

GENERAL PURPOSE FINANCIAL STATEMENT FOR THE YEAR ENDED 30 JUNE 2015

Statement by Councillors and Management made pursuant to section 413 (2)(c) of the Local Government Act 1993 (as amended).

The General Purpose Financial Statements for the year ended 30 June 2015, have been prepared in accordance with:-

- The Local Government Act 1993 (as amended) and the Regulations made there under;
- The Australian Accounting Standards and professional pronouncements;
- The Local Government Code of Accounting Practice and Financial Reporting;

To the best of Council's knowledge and belief, these Statements:

- Presents fairly the Council's operating result and financial position for the year; and
- Are in accordance with Council's accounting and other records.

We are not aware of any matter that would render these Statements for the twelve months ending 30 June 2015, false or misleading in any way.

2. In respect to Council's Special Purpose Financial Statements, the following statement be provided for signature by the Mayor, one other Councillor, the General Manager and the Responsible Accounting Officer:-

SPECIAL PURPOSE FINANCIAL STATEMENTS FOR THE YEAR ENDED 30 JUNE 2015

Statement by Councillors and Management made pursuant to the Local Government Code of Accounting Practice and Financial Reporting.

The Special Purpose Annual Financial Statements for the year ended 30 June 2015, have been prepared in accordance with:-

- The Local Government Code of Accounting Practice and Financial Reporting; the
- NSW Government Policy Statement "*Application of National Competition Policy to Local Government*"; and
- Department of Local Government guidelines "*Pricing & Costing for Council Businesses: A Guide to Competitive Neutrality*".

To the best of Council's knowledge and belief, these Statements:

- Present fairly Council's operating result and financial position for each of Council's declared Business Activities for the year; and
- Are in accordance with Council's accounting and other records.

We are not aware of any matter that would render the Council's Statements for the twelve months ending 30 June 2015, false or misleading in any way.

3. Council's Annual Financial Statements for the year ended 30 June 2015 be referred for audit by Council's Auditors.
4. The General Manager uses his best endeavours in future years, to provide the draft annual statements for audit in advance of the meeting.

RESUMPTION OF STANDING ORDERS (Bingham / Heasman)

That Standing Orders be resumed.

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

127/15 RESOLVED: (Bingham / Heasman)

That Standing Orders be resumed.

Notice of Motion Report No. 39

Completion of Manly Plaza, Short Street (MC/15/113247)

Councillor Candy Bingham moved:

MOTION (Bingham / Aird)

That:

1. The General Manager prepares a report to Council setting out when the Manly Plaza is expected to be completed, and what works are yet to be done.
2. The report should also include if the original plans were changed and if so, why; and
3. The report be referred to the next Public Domains Committee meeting.

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

128/15 RESOLVED: (Bingham / Aird)

That:

1. The General Manager prepares a report to Council setting out when the Manly Plaza is expected to be completed, and what works are yet to be done.
2. The report should also include if the original plans were changed and if so, why; and
3. The report be referred to the next Public Domains Committee meeting.

Notice of Motion Report No. 40

**Progress Report on Manly Swim Centre Redevelopment (MC/15/113254)
Councillor Barbara Aird moved:**

MOTION (Aird / Bingham)

That the General Manager provides a report to the next Ordinary Meeting of Council including:

All variations/amendments to original DA177/2013 approved December 2013.

Details in relation to each of the four "packages" adopted by Council on 11/8/14, viz.

1. Swim Centre redevelopment
2. Amenities L. M. Graham Reserve
3. Co Gen and Energy Centre
4. Extra works and provision for remediation

of:

Original budget;

Amounts spent to date;

Related expenditure for Kenneth Road (numerous changes to traffic conditions);

Amounts committed;

Agreed variations;

Total estimated cost to complete;

Actual/revised budget;

Estimated date of completion; also

Council to provide an ongoing monthly financial and progress report.

AMENDMENT (Le Surf / Hay)

That financial details relating to the Manly Swim Centre development and associated projects be provided by way of monthly updates contained in the General Manager's monthly report to Councillors.

For the Amendment: Councillors Heasman, Pickering, Le Surf, J Griffin and Hay AM

Against the Amendment: Councillors Aird, Burns, Bingham and C Griffin

The **Amendment** became the **Motion** and was put and declared **Carried**.

MOTION (Le Surf / Hay AM)

That financial details relating to the Manly Swim Centre development and associated projects be provided by way of monthly updates contained in the General Manager's monthly report to Councillors.

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

Against the Motion: Councillors Aird and C Griffin

129/15 RESOLVED: (Le Surf / Hay AM)

That financial details relating to the Manly Swim Centre development and associated projects be provided by way of monthly updates contained in the General Manager's monthly report to Councillors.

Notice of Motion Report No. 41

Progress Report on Balgowlah and Pittwater Roads Pedestrian Access and Management Plan (PAMP) (MC/15/113255)

Councillor Barbara Aird moved:

MOTION (Aird / Burns)

That the General Manager provides a report to next Ordinary Meeting of Council on the progress to date following Council's resolution of 9th March, 2015.

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

Against the Motion: Nil.

130/15 RESOLVED: (Aird / Burns)

That the General Manager provides a report to next Ordinary Meeting of Council on the progress to date following Council's resolution of 9th March, 2015.

Councillor Heasman left the Chamber having earlier declared an interest in the following report.

Notice of Motion Report No. 42

Concerns over the sale of State Government Assets (MC/15/114554)

Councillor Hugh Burns moved:

MOTION (Burns / Aird)

That the Council write to the local member and Premier the Hon. Mike Baird to

- 1) Express its concern about the ongoing sale of State Government property assets in the Manly area.
- 2) Notes that most land being sold is environmentally significant (including having heritage value)
- 3) Recognise that the community has contributed to the historical cost of the property assets being sold-off, by means of fees and charges paid for over 50 years.
- 4) Request that all surplus state government assets are first offered to Manly Council for community use, or retention as public reserves, before being sold off to developers on the open market.

AMENDMENT (C Griffin / Le Surf)

Manly Council write to our local member and to the Minister responsible for the sale of State Government lands to request Council be advised which State assets/land may be targeted for sale.

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

The **Amendment** became the **Motion** and was put and declared **Carried**.

Councillor Heasman was not in the Chamber when the voting took place.

MOTION (C Griffin / Le Surf)

Manly Council write to our local member and to the Minister responsible for the sale of State Government lands to request Council be advised which State assets/land may be targeted for sale.

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

Councillor Heasman was not in the Chamber when the voting took place.

131/15 RESOLVED: (C Griffin / Le Surf)

Manly Council write to our local member and to the Minister responsible for the sale of State Government lands to request Council be advised which State assets/land may be targeted for sale.

ITEMS FOR BRIEF MENTION

Councillor Bingham left the Chamber at 10.22pm.

Item For Brief Mention Report No. 12

Items For Brief Mention (MC/15/111684)**1. Notices of Motion status report.**

The following Notices of Motion are currently in progress.

| Res No. | Meeting Date | Subject | Resolution | Status |
|---------|--------------|---|--|---|
| 115/15 | 10 Aug | Notice of Motion Report No. 36 - Support for Save our Councils Coalition | That Council pledge its support for the Save our Councils coalition. | SOC contacted and information being provided. |
| 114/15 | 10 Aug | Notice of Motion Report No. 35 - 2014/2015 Performance of Council's car parks | The General Manager prepare and make available as soon as practicable an updated report to Council on the performance of Council's car parks for the period from 1 July 2014 to 30 June 2015, in the same format as that provided for the previous year. | Report in progress |
| 112/15 | 10 Aug | Notice of Motion Report No. 33 - Lagoon Park | Trial installation at the Pittwater Road end of Lagoon Park, two | Referring to Community Safety Committee |

| | | | | |
|-------|---------|---|--|--|
| | | Lighting | solar powered lights as a possible solution to illuminate the entire path and obtain Community feedback prior to proceeding. | |
| 93/15 | 13 July | Notice of Motion 32 – Clearing of Former Tramway Reservation from Terminus to Manly road for a Public Walking Track | Council sufficiently clear the former tramway line right-of-way from the Spit Terminus near Manly Road to enable the public to walk and inspect the route, including interpretive signage. | Item referred to two committees. |
| 55/15 | 11 May | Notice of Motion No. 19 – Community Art Project | Report on developing and supporting a Manly Community Art Project. | Research undertaken and report being prepared |
| 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 expected to be fully delivered in October 2015 |

MOTION (Pickering / Le Surf)

1. That the Notice of Motion Status Report be received and noted.

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

Against the Motion: Nil.

Councillor Bingham was not in the Chamber when the voting took place.

132/15 RESOLVED: (Pickering / Le Surf)

1. That the Notice of Motion Status Report be received and noted.

Councillor Bingham returned to the Chamber at 10.26pm.

REPORTS OF COMMITTEES

Report Of Committees Report No. 19

Minutes for notation by Council - Special Purpose Advisory Committee (MC/15/111980)

MOTION (Burns / Pickering)

That the minutes of the following Special Purpose Advisory Committee meetings are tabled at the meeting, for formal notation with the exception of Many Lagoon Catchment coordinating Committee which is to be deferred to the next Council Meeting.

1. Waste Advisory Committee - 12 August 2015
2. Playground Advisory Committee – 13 August 2015
3. Harbour Foreshores & Coastline Management Advisory Committee – 14 July 2015
4. Manly Lagoon Catchment Coordinating Committee – 30 July 2015

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

Against the Motion: Nil.

133/15 RESOLVED: (Burns / Pickering)

That the minutes of the following Special Purpose Advisory Committee meetings are tabled at the meeting, for formal notation with the exception of Many Lagoon Catchment coordinating Committee which is to be deferred to the next Council Meeting.

1. Waste Advisory Committee - 12 August 2015
2. Playground Advisory Committee – 13 August 2015
3. Harbour Foreshores & Coastline Management Advisory Committee – 14 July 2015
4. Manly Lagoon Catchment Coordinating Committee – 30 July 2015

Report Of Committees Report No. 20

Minutes for notation by Council - Community Environment Advisory Committee - 12 August 2015 (MC/15/112743)

MOTION (Burns / J Griffin)

That the minutes of the Community Environment Advisory Committee meeting of 12 August 2015 be received and noted, including the following items:

1. ITEM 8 Progress on Fisheries Regulatory Signage for Cabbage Tree Bay Aquatic Reserve

The Committee would like to congratulate the members of the Friends of Cabbage Tree Bay Working Group for an excellent result.

2. ITEM 14 Sydney Water – Meeting at North Head Sanctuary regarding sewage odours from the Northern Suburbs ocean outfall system (NSOOS) and the North Head Sewage Sewage Treatment Plant

Council should consider that an appropriate approach for the public meeting in the Council Chambers to be attended by Sydney Water, would be to invite Precincts and people who are experiencing odours.

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

Against the Motion: Nil.

134/15 RESOLVED: (Burns / J Griffin)

That the minutes of the Community Environment Advisory Committee meeting of 12 August 2015 be received and noted, including the following items:

1. ITEM 8 Progress on Fisheries Regulatory Signage for Cabbage Tree Bay Aquatic Reserve

The Committee would like to congratulate the members of the Friends of Cabbage Tree Bay Working Group for an excellent result.

2. ITEM 14 Sydney Water – Meeting at North Head Sanctuary regarding sewage odours from the Northern Suburbs ocean outfall system (NSOOS) and the North Head Sewage Sewage Treatment Plant

Council should consider that an appropriate approach for the public meeting in the Council Chambers to be attended by Sydney Water, would be to invite Precincts and people who are experiencing odours.

Report Of Committees Report No. 24

Minutes for notation by Council - Public Domains Advisory Committee - 19 August 2015 (MC/15/113571)

MOTION (J Griffin / Aird)

That the minutes of the Public Domains Advisory Committee meeting of 19 August 2015 be received and noted, including the following item:

1. ITEM 6 General Business

The Public Domains Committee recommends to the General Manager that:

- the DA 149/14, as a Section 96 modification, is opposed;
- the Committee re-affirms its previous opposition to the DA 149/14 from its minutes of 20th August 2014 and re-affirms this proposed use of the public is totally contrary to The Corso Management Plan; and
- the Public Domains Committee refers its views to the General Manager and requested that these views of the Public Domains Committee are included into the development assessment process.

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

Against the Motion: Nil.

135/15 RESOLVED: (J Griffin / Aird)

That the minutes of the Public Domains Advisory Committee meeting of 19 August 2015 be received and noted, including the following item:

1. ITEM 6 General Business

The Public Domains Committee recommends to the General Manager that:

- the DA 149/14, as a Section 96 modification, is opposed;
- the Committee re-affirms its previous opposition to the DA 149/14 from its minutes of 20th August 2014 and re-affirms this proposed use of the public is totally contrary to The Corso Management Plan; and
- the Public Domains Committee refers its views to the General Manager and requested that these views of the Public Domains Committee are included into the development assessment process.

Report Of Committees Report No. 22

**Minutes for notation to Council - Heritage and Local History Advisory Committee –
2 September 2015 (MC/15/113921)**

MOTION (Heasman / Bingham)

That the minutes of the Heritage & Local History Advisory Committee meeting of 2 September 2015 be received and noted, with the exception of the following item which has been referred to the General Manager.

1. ITEM 7.1 Former tram Depot (Harris Farm) graffiti to Balgowlah Road

The committee recommends that the report be put to Council with a recommendation that a sympathetic artistically detailed framed panel be added to this façade to deter graffiti/ bill posters.

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

Against the Motion: Nil.

136/15 RESOLVED: (Heasman / Bingham)

That the minutes of the Heritage & Local History Advisory Committee meeting of 2 September 2015 be received and noted, with the exception of the following item which has been referred to the General Manager.

1. ITEM 7.1 Former tram Depot (Harris Farm) graffiti to Balgowlah Road

The committee recommends that the report be put to Council with a recommendation that a sympathetic artistically detailed framed panel be added to this façade to deter graffiti/ bill posters.

ENVIRONMENTAL SERVICES DIVISION

Environmental Services Division Report No. 35

Balgowlah Grey-Headed Flying-Fox Camp Management Plan (MC/15/111267)

MOTION (Heasman / Burns)

That the Balgowlah Camp Management Plan be revised:

1. In accordance with the NSW Flying-fox Camp Management Policy and Camp Management Plan Template; and
2. Such that dispersal is considered as a potential management option, with a discussion of the method's cost-effectiveness and humaneness and triggers for escalating to this Level 3 action.

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

Against the Motion: Nil.

137/15 RESOLVED: (Heasman / Burns)

That the Balgowlah Camp Management Plan be revised:

1. In accordance with the NSW Flying-fox Camp Management Policy and Camp Management Plan Template; and
2. Such that dispersal is considered as a potential management option, with a discussion of the method's cost-effectiveness and humaneness and triggers for escalating to this Level 3 action.

CORPORATE SERVICES DIVISION

Corporate Services Division Report No. 13

Report on Council Investments as at 31 August 2015 (MC/15/5216)

MOTION (Le Surf / Pickering)

That: the statement of Bank Balances and Investment Holdings as at 31 August 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.

138/15 RESOLVED: (Le Surf / Pickering)

That: the statement of Bank Balances and Investment Holdings as at 31 August 2015 be received and noted.

QUESTIONS WITHOUT NOTICE

QWN47/15 Councillor Hay AM - Dog walking in LM Graham Reserve

Would the General Manager make Councillors aware of the dog walking requirements under the Companion Animals Act.

At the request of the Mayor, the Deputy General Manager, People, Place & Infrastructure advised that under the Companion Animals Act dog owners are restricted to walking 4 dogs at a time. Council have introduced a permit system for commercial dog walkers who need to comply with the Companion Animals Act.

Council also has a responsibility to maintain the grounds for the public, and in particular the various stakeholders that use that reserve. Any over use causes a great financial burden upon the Council and degrades the quality and amenity of these assets.

QWN48/15 Councillor Bingham - Upgrade of Rialto Lane commencing in September 2015

Would the General Manager reinstate the information on Council's website regarding the 'Upgrade of Rialto Lane commencing in September 2015' and address concerns of residents of the Peninsula apartments regarding access and traffic management?

At the request of the Mayor, the General Manager advised that there is no proposal to limit or restrict access to any building.

QWN49/15 Councillor Bingham - Noisy Street-sweeper in Wentworth Street

Would the General Manager review the practice of the need for a daily 4.50am noisy street-sweeper in Wentworth Street? This timeslot would seem unreasonable where residential apartments are located.

At the request of the Mayor, the General Manager advised that he would look into this matter.

QWN50/15 Councillor Pickering - Manly 2015 Plan

Would Council Staff provide feedback on the accuracy of comments made earlier by a speaker in the Public Forum regarding Sydney Road proposed ramps etc.

At the request of the Mayor the General Manager advised that significant due diligence work has been carried out and all issues raised by the speaker were not supported by Council's interaction with the RMS. All proposed ramps and carpark would meet the requirements of the relevant Australian standards.

QWN51/15 Councillor Le Surf - Kiosk in Manly Plaza

In light of the significant lack of support for the proposed Kiosk in The Corso DA 149/14, perhaps discussions could be held that might suggest the relocation of this to Manly Plaza.

At the request of the Mayor, the General Manager advised that Council had solicited proposals for a refreshment facility for Manly Plaza and the applicant that won the EOI process didn't wish to proceed. Therefore, he was not confident that the applicants would necessarily be interested.

QWN52/15 Councillor Burns - Budget and time frame for Sydney Road Project

Would the General Manager advise when the project will start and finished and what is its estimated value?

At the request of the Mayor, the General Manager advised that work has commenced in Sydney Road however, it will be suspended at the end of October for the summer period and we are hoping to complete sequence 1. This is the section between Whistler Street and Central Avenue. Time for completion is approximately June and the budget is approximately \$4mil.

QWN53/15 Councillor Burns - Harbour Pools

Would the Deputy General Manager, People, Place & Infrastructure advise on the progress of repairs to the Harbour Pools?

At the request of the Mayor, the Deputy General Manager, People, Place & Infrastructure advised that West Esplanade pool was signed off last week. Council have requested quotations for Little Manly to install bars because the netting is costly and the work will commence once quotes have been received and Council is able to engage a contractor who can provide a quality service.

QWN54/15 Councillor Aird - Implementation of pedestrian Crossing at East Esplanade, near Victoria Parade.

Traffic Committee Minutes of 15.6.15 show a recommendation "that Council install a pedestrian crossing, north of East Esplanade/Victoria Parade intersection, across East Esplanade, Manly".

Given that this matter has not been put out for public consultation (e.g. Little Manly Precinct) and concern was also expressed by the Safety Committee (September 2015), would the General Manager ensure that the matter is deferred for further consultation and the matter rethought in terms of flow-on effect for CBD traffic, given that there is already a pedestrian crossing (signalized) at Wentworth Street/East Esplanade and another pedestrian crossing across Victoria Parade at the Junction of East Esplanade?

At the request of the Mayor, the General Manager advised it was almost impossible to obtain permission for a new pedestrian crossing, but he would have a look at the justification provided by the Committee.

QWN56/15 Councillor C Griffin - Chairs and tables.

Can Council provide an update on any proposal to install more chairs and tables, picnic or otherwise on concrete slabs at Fairlight harbor tidal pool area and along the oceanic walkway?

At the request of the Mayor, the Deputy General Manager, People Place & Infrastructure advised that Council currently have no intention to install any more chairs and tables.

A proposal has been put out to Fairlight Precinct and we are awaiting their response.

CLOSE

The meeting closed at [11.30pm](#)

The above minutes were confirmed at an **Ordinary Meeting** of Manly Council held on [6 October 2015](#).

MAYOR

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