



## Minutes

### Planning and Strategy Committee

Held at Council Chambers, 1 Belgrave Street Manly  
on:

**Monday 4 November 2013**

*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](http://www.manly.nsw.gov.au)

**TABLE OF CONTENTS**

| Item   | Page No. |
|--|----------|
| <b>PRESENT.....</b>  | <b>2</b> |
| <b>APOLOGIES .....</b>   | <b>2</b> |
| <b>DECLARATIONS OF PECUNIARY INTEREST / CONFLICT OF INTEREST .....</b>   | <b>2</b> |
| <b>ITEMS FOR BRIEF MENTION .....</b>   | <b>3</b> |
| <b>Item For Brief Mention Report No. 14</b>  |          |
| Items for Brief Mention.....   | 3        |
| <b>REPORTS OF COMMITTEES .....</b>   | <b>4</b> |
| <b>Report Of Committees Report No. 33</b>  |          |
| Minutes for adoption by Council - Special Purpose Advisory Committee without<br>recommendations of a significant nature..... | 4        |
| <b>Report Of Committees Report No. 34</b>  |          |
| Minutes for adoption by Council - Community Safety and Place Management<br>Advisory Committee - 10 October 2013. ....        | 5        |
| <b>Report Of Committees Report No. 35</b>  |          |
| Minutes for adoption by Council - Heritage & Local History Advisory Committee - 2<br>October 2013.....                       | 6        |
| <b>ENVIRONMENTAL SERVICES DIVISION .....</b>   | <b>7</b> |
| <b>Environmental Services Division Report No. 34</b>   |          |
| Development Applications Being Processed During November 2013. ....  | 7        |
| <b>Environmental Services Division Report No. 35</b>   |          |
| A List of Current Appeals Relating to Development Applications .....   | 8        |
| <b>CORPORATE SERVICES DIVISION.....</b>  | <b>8</b> |
| <b>Corporate Services Division Report No. 26</b>   |          |
| Service Request Apps .....   | 8        |
| <b>Corporate Services Division Report No. 28</b>   |          |
| Policy for the Payment of Expenses and Provision of Facilities to Mayor and<br>Councillors.....                              | 9        |

**TO THE MAYOR AND COUNCILLORS OF THE COUNCIL:**

The Planning and Strategy Committee, having met at 7.31pm on Monday 4 November 2013, in the Council Chambers, Town Hall, Manly, to consider the various matters referred to it, now reports the decisions reached which are stated hereunder.

**PRESENT**

Councillor B Aird  
 Councillor C Bingham  
 Councillor H Burns  
 Councillor C Griffin  
 Councillor J Griffin  
 Councillor A Heasman,  
 Councillor A Le Surf, Deputy Chair  
 Councillor S Pickering, Chair who presided

**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  
 Secretariat Officer

**APOLOGIES**

Apologies were tendered on behalf of Mayor Jean Hay AM.

**MOTION (Le Surf / Burns)**

That the apology received from Mayor Jean Hay AM, be accepted and leave be granted.

**For the Resolution:** Councillors Aird, Burns, Heasman, Bingham, Pickering, Le Surf, J Griffin and C Griffin

**Against the Resolution:** Nil.

**50/13 RESOLVED: (Le Surf / Heasman)**

That the apology received from Mayor Jean Hay AM, be accepted and leave be granted.

**DECLARATIONS OF PECUNIARY INTEREST / CONFLICT OF INTEREST**

| <b>Name:</b>               | <b>Item Number:</b>                           | <b>Nature of Interest:</b>  |
|----------------------------|---|---|
| Councillor Alan Le Surf    | Report of Committees No 34                    | Councillor is a member of the Safety Committee  |
| Councillor Steve Pickering | Environmental Services Division Report No. 34 | Councillor's residence is next door to reference 151 (being Wanganella Street, Balgowlah) |

Councillor Candy Bingham

Environmental  
Services Division  
Report No. 34

Councillor lives opposite reference  
173 (being 31 High Street, Manly)

**ITEMS FOR BRIEF MENTION**

Item For Brief Mention Report No. 14

**Items for Brief Mention (MC/13/127340)**

**1. Tabled Documents**

|    | Date      | Author   | Subject  |
|----|-----------|--|--|
| 1. | 4 Oct 13  | Bill Gillooly AM<br>Secretary General<br>Local Government NSW  | LGNSW Annual Financial Accounts  |
| 2. | 10 Oct 13 | The Hon Gladys Berejiklian MP<br>Minister for Transport<br>NSW Government  | Response to Council's letter<br>regarding ferry fares                          |
| 3. | 21 Oct 13 | The Hon Brad Hazzard MP<br>Minister for Planning & Infrastructure<br>Minister Assisting the Premier on<br>Infrastructure NSW<br>NSW Government | Changes made to the Planning Bill<br>2013                                      |
| 4. | 22 Oct 13 | Bruce Wright<br>Executive Officer<br>Local Government Grants Commission  | Details of Manly Council's 2013-14<br>Grant calculations                       |
| 5. | 30 Oct 13 | Cr Keith Rhoades AFSM<br>President<br>Local Government NSW   | Local Government Referendum<br>contributions – full refund for NSW<br>councils |

**MOTION (Le Surf / Heasman)**

That:

- i) the tabled documents be received and noted.
- ii) Council reaffirms its previously expressed concerns made and to seek a response from the Minister for Transport on the unreasonable and excessive increases of fares that have placed Manly and Newcastle in the same cost band. Further, that the 9 month discount on the Opal Card is not sufficient to offset the increases due to its limited roll out to train and bus travels and a lack of commitment for its deployment particularly to disadvantaged groups like students and part time workers.
- iii) Council write to the Minister for Planning requesting him to withdraw the new Planning Bill in its entirety and to redraft it to take into account internationally recognised ESD principles and to reaffirm the Council's previous concerns.

**For the Resolution:** Councillors Aird, Burns, Heasman, Bingham, Pickering, Le Surf, J Griffin and C Griffin

**Against the Resolution:** Nil.

**51/13 RESOLVED: (Le Surf / Heasman)**

That:

- i) the tabled documents be received and noted.
- ii) Council reaffirms its previously expressed concerns made and to seek a response from the Minister for Transport on the unreasonable and excessive increases of fares that have placed Manly and Newcastle in the same cost band. Further, that the 9 month discount on the Opal Card is not sufficient to offset the increases due to its limited roll out to train and bus travels and a lack of commitment for its deployment particularly to disadvantaged groups like students and part time workers.
- iii) Council write to the Minister for Planning requesting him to withdraw the new Planning Bill in its entirety and to redraft it to take into account internationally recognised ESD principles and to reaffirm the Council's previous concerns.

\*\*\*\*\*

**REPORTS OF COMMITTEES**

Report Of Committees Report No. 33

**Minutes for adoption by Council - Special Purpose Advisory Committee without recommendations of a significant nature. (MC/13/127845)**

The following Special Purpose Advisory Committee meeting minutes are tabled at this meeting:

- i) Manly Arts Festival Working Group – 17 October 2013

**MOTION (Le Surf / Heasman)**

That:

- i) The minutes of the Manly Arts Festival Working Group – 17 October 2013 be adopted; and
- ii) Council congratulate the Working Group and staff who planned and executed the Manly Arts Festival Program.

**For the Resolution:** Councillors Aird, Burns, Heasman, Bingham, Pickering, Le Surf, J Griffin and C Griffin

**Against the Resolution:** Nil.

**52/13 RESOLVED: (Le Surf / Heasman)**

That:

- i) The minutes of the Manly Arts Festival Working Group – 17 October 2013 be adopted; and
- ii) Council congratulate the Working Group and staff who planned and executed the Manly Arts Festival Program.

\*\*\*\*\*

Report Of Committees Report No. 34

**Minutes for adoption by Council - Community Safety and Place Management Advisory Committee - 10 October 2013. (MC/13/127254)**

This report was dealt with at the Community Safety and Place Management Advisory Committee meeting of 10 October 2013 and was listed as a Recommendation in those minutes. The item is hereby submitted to the Planning and Strategy Meeting, together with the minutes for formal adoption by Council.

**ITEM 3 CONFIRMATION OF MINUTES OF MEETING AND MATTERS ARISING**

**3.1 Committee Actions Update Report:  
Manly Court House Renovation:**

Feedback has been received that following renovations the courthouse should be open for business on 6 January. It has also been ascertained that there will only be one court and one Magistrate, which is down from the previous operation of two courts. This is apparently due to decisions made by the Chief Magistrate in response to budget constraints. Committee raised concerns about this downgrade and the serious negative impacts on police and victims and general delays in justice. All not guilty matters will now have to be heard at the Downing Centre instead of Manly. The concern expressed is that this will be extremely time consuming and costly to all other parties involved. Feedback will be sought from Mike Baird MP before further representations are made.

**MOTION (Bingham / Heasman)**

That the minutes of the Community Safety & Place Management Advisory Committee meeting on 10 October 2013 be adopted including the following items:

**ITEM 3 CONFIRMATION OF MINUTES OF MEETING AND MATTERS ARISING**

**3.1 Committee Actions Update Report:  
Manly Court House Renovation:**

That:

- i) The Committee recommends to the General Manager that the information be received and noted; and
- ii) Council write to the Attorney General, expressing its concern about the loss of Court services in Manly and to seek clarification on the role of the proposed new Court House in Manly.

**For the Resolution:** Councillors Aird, Burns, Heasman, Bingham, Pickering, Le Surf, J Griffin and C Griffin

**Against the Resolution:** Nil.

**53/13 RESOLVED: (Bingham / Heasman)**

That the minutes of the Community Safety & Place Management Advisory Committee meeting on 10 October 2013 be adopted including the following items:

**ITEM 3 CONFIRMATION OF MINUTES OF MEETING AND MATTERS ARISING****3.1 Committee Actions Update Report:  
Manly Court House Renovation:**

That:

- i) The Committee recommends to the General Manager that the information be received and noted; and
- ii) Council write to the Attorney General, expressing its concern about the loss of Court services in Manly and to seek clarification on the role of the proposed new Court House in Manly.

\*\*\*\*\*

Report Of Committees Report No. 35

**Minutes for adoption by Council - Heritage & Local History Advisory Committee -  
2 October 2013. (MC/13/127862)**

This report was dealt with at the Heritage & Local History Advisory Committee meeting of 2 October 2013 and was listed as a Recommendation in those minutes. The item is item hereby submitted to the Planning and Strategy Meeting, together with the minutes for formal adoption by Council.

**ITEM 5 Local Heritage Assistance Fund Applications**

Two applications were received, from: (1) Ray Stead, on behalf of St Andrews Presbyterian Church, 56 Raglan Street, Manly and (2) Kate Jones, 1 Griffiths Street, Fairlight.

**MOTION (Heasman / Le Surf)**

That the minutes of the Heritage & Local History Advisory Committee meeting on 2 October 2013 be adopted including the following items:

**ITEM 5 Local Heritage Assistance Fund Applications**

The Heritage and Local History Committee decided to recommend to the General Manager that:

- i) The grant application from St Andrews Presbyterian Church be supported and \$1,000 grant be approved; and
- ii) The grant application from K Jones of 1 Griffiths Street be supported and \$500 grant be approved.

**For the Resolution:** Councillors Aird, Burns, Heasman, Bingham, Pickering, Le Surf,  
J Griffin and C Griffin

**Against the Resolution:** Nil.

**54/13 RESOLVED: (Heasman / Le Surf)**

That the minutes of the Heritage & Local History Advisory Committee meeting on 2 October 2013 be adopted including the following items:

**ITEM 5 Local Heritage Assistance Fund Applications**

The Heritage and Local History Committee decided to recommend to the General Manager that:

- i) The grant application from St Andrews Presbyterian Church be supported and \$1,000 grant be approved; and
- ii) The grant application from K Jones of 1 Griffiths Street be supported and \$500 grant be approved.

\*\*\*\*\*

**ENVIRONMENTAL SERVICES DIVISION**

*Councillor Pickering vacated the Chair and Councillor Le Surf assumed the Chair due to Councillor Pickering having earlier declared an interest in the following Report.*

*Councillor Bingham left the Chamber having declared an interest in the an item on the following Report.*

Environmental Services Division Report No. 34

**Development Applications Being Processed During November 2013. (MC/13/123257)**

**SUMMARY**

Development Applications currently being processed during November 2013.

**MOTION (Heasman / J Griffin)**

THAT the information be noted.

**For the Resolution:** Councillors Aird, Burns, Heasman, Le Surf, J Griffin and C Griffin

**Against the Resolution:** Nil.

*Councillors Pickering and Bingham were not in the Chamber when the voting took place.*

**55/13 RESOLVED: (Heasman / J Griffin)**

THAT the information be noted.

\*\*\*\*\*

*Councillors Pickering and Bingham returned to the Chamber.*

*Councillor Le Surf vacated the Chair and Councillor Pickering resumed the Chair.*



Environmental Services Division Report No. 35

**A List of Current Appeals Relating to Development Applications (MC/13/123256)**

**SUMMARY**

A list of current appeals relating to Development Applications during November 2013.

**MOTION (Le Surf / Heasman)**

THAT the information be noted.

**For the Resolution:** Councillors Aird, Burns, Heasman, Bingham, Pickering, Le Surf,  
J Griffin and C Griffin

**Against the Resolution:** Nil.

**56/13 RESOLVED: (Le Surf / Heasman)**

THAT the information be noted.

\*\*\*\*\*

**CORPORATE SERVICES DIVISION**

Corporate Services Division Report No. 26

**Service Request Apps (MC/13/124750)**

**SUMMARY**

This report discusses the integration of Free to Use Apps that capture and report user initiated service requests with Council's existing customer service portal.

**MOTION (Bingham / Burns)**

That the report be received and noted.

**For the Resolution:** Councillors Aird, Burns, Heasman, Bingham, Pickering, Le Surf,  
J Griffin and C Griffin

**Against the Resolution:** Nil.

**57/13 RESOLVED: (Bingham / Burns)**

That the report be received and noted.

**Note:**

*Councillor Bingham thanked the staff for making the above matter happen so quickly.*

\*\*\*\*\*

Corporate Services Division Report No. 28

**Policy for the Payment of Expenses and Provision of Facilities to Mayor and Councillors (MC/13/127613)**

**SUMMARY**

This report recommends the exhibition of the policy on *Payment of Expenses and Provision of Facilities to Mayor and Councillors*.

**MOTION (Burns / Le Surf)**

That:

1. pursuant to Section 253 of the *Local Government Act 1993*, Council gives public notice of its intention to adopt the policy on *Payment of Expenses and Provision of Facilities to the Mayor and Councillors*;
2. the wording in 2.2e re “telephone” is substituted with “communication” and the wording of that sentence be amended accordingly; and
3. the policy be exhibited for 28 days and adopted if no submissions are received.

**For the Resolution:** Councillors Aird, Burns, Bingham, Pickering, Le Surf, J Griffin and C Griffin

**Against the Resolution:** Councillor Heasman

**58/13 RESOLVED: (Burns / Le Surf)**

That:

1. pursuant to Section 253 of the *Local Government Act 1993*, Council gives public notice of its intention to adopt the policy on *Payment of Expenses and Provision of Facilities to the Mayor and Councillors*;
2. the wording in 2.2e re “telephone” is substituted with “communication” and the wording of that sentence be amended accordingly; and
3. the policy be exhibited for 28 days and adopted if no submissions are received.

\*\*\*\*\*

**CLOSE**

The meeting closed at 8.27pm.

The above minutes were confirmed at a **Ordinary Meeting** of Manly Council held on 9 December 2013.

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**CHAIRPERSON**

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