

## Minutes

### Planning and Strategy Committee

Held at Council Chambers, 1 Belgrave Street Manly  
on:

**Monday 5 November 2012**

*All minutes are subject to confirmation at a subsequent meeting.*

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Council's website:*

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

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

The Planning and Strategy Committee, having met at 8.47pm on Monday 5 November 2012, 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**

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

**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**

Nil.

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

Nil.

**ITEMS FOR BRIEF MENTION**

Item For Brief Mention Report No. 11

**Items For Brief Mention****1. North Head Quarantine Station Community Committee Membership Opportunity**

The NSW National Parks and Wildlife Service (NPWS) writes to inform Council that the NPWS is seeking applications for membership on the North Head Quarantine Station Community Committee, for a four year term, ending in 2016. Refer to Attachment 1, Circulated Separately. The Committee, which is an important communication channel between the community, the NPWS and the Q Station lessee, is appointed by the Minister for the Environment.

- Applications are sought from Manly residents and local business community members; local Aboriginal communities; or people with experience and expertise in a particular area such as local government, archaeology, natural environment or tourism marketing, etc
- Successful applicants are expected to attend 2 meetings per year.
- Applications close 23 November 2012.

**2. Land Classification – 40 Stuart Street, Manly**

Council acquired 40 Stuart Street on 5 October 2012.

In accordance with section 31(2) of the Local Government Act and Council's resolution of 2 April 2012 and its intent, the land be classified Operational.

**MOTION (Burns / Le Surf)**

That:

1. the North Head Quarantine Station Community Committee Membership Opportunity be received and noted; and
2. Council under 31(2) of the Local Government Act, classify 40 Stuart Street Manly as operational land.

**40/12 RESOLVED: (Burns / Le Surf)**

That:

1. the North Head Quarantine Station Community Committee Membership Opportunity be received and noted; and
2. Council under 31(2) of the Local Government Act, classify 40 Stuart Street Manly as operational land.

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

**Against the Resolution:** Nil.

**3. Local Infrastructure Renewal Scheme (LIRS) Funding Agreement**

Mr Ross Woodward, the Chief Executive of the Division of Local Government has written to Council with the funding agreement (documents Tabled) for Council to take up its 4 percent interest subsidy granted under the NSW Governments Local Infrastructure Renewal Scheme for the Manly Aquatic Centre Re-Development. The agreement was forwarded following a financial assessment of Council's Long Term Financial Plan by NSW Treasury Corporation (TCorp). The signature of the General Manager and the Seal of Council is required to be placed on the agreement.

**MOTION (Hay / Le Surf)**

3. That Council authorise the General Manager to affix the Council's Common Seal on all transactional documents relating to the funding agreement for NSW Governments Local Infrastructure Renewal Scheme (LIRS) for the proposed Manly Aquatic Centre re-development project.

*Noting that the proposal will be presented to Council formally before its implementation.*

**AMENDMENT (Aird / Burns)**

That point 3 matter be deferred until next week’s meeting and that all councillors be given a copy of the agreement.

**For the Amendment:** Councillors Aird and Burns

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

The **Amendment** was put and declared **Lost**

**41/12 RESOLVED: (Hay AM / Le Surf)**

- That Council authorise the General Manager to affix the Council’s Common Seal on all transactional documents relating to the funding agreement for NSW Governments Local Infrastructure Renewal Scheme (LIRS) for the proposed Manly Aquatic Centre re-development project.

*Noting that the proposal will be presented to Council formally before its implementation.*

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

**Against the Resolution:** Councillors Aird and Burns

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

**4. Tabled Documents**

No.	Doc. Date	Author/Authority	Title/Summary
1.	19 July 2012	The Hon Gladys Berejiklian MP Minister for Transport	Response to Council’s letter regarding Sydney Ferries franchising agreement.
2.	1 August 2012	SHOROC Incorporated Board	Minutes SHOROC Board Meeting
3.	9 August 2012	Cr Keith Rhoades AFSM President Local Government Association of NSW	One Association Ballot Results
4.	10 August 2012	The Hon. Andrew Constance MP Minister for Ageing Minister for Disability Services	NSW Ageing Strategy
5.	10 August 2012	Ross Woodward Chief Executive, Local Government A Division of the Department of Premier and Cabinet	Circular to Councils 12-28 Special Disclosure of Pecuniary Interests Form
6.	14 August 2012	Cr Keith Rhoades AFSM President Local Government Association of NSW Cr Ray Donald President , Shires Associations of NSW	Executive Summary Report on “The Impacts (costs/benefits) of the Introduction of a Container Deposit/Refund System (CDS) on Kerbside Recycling and Councils”
7.	15 August 2012	Australian Government Department of Immigration and Citizenship	Access and Equity Inquiry report, access and Equity for a Multicultural Australia
8.	24 August 2012	Russell Balding, AO Chairman, Visitor Economy Taskforce Trade & Investment	NSW Visitor Economy Taskforce Final Report
9.	27 August 2012	Ross Woodward Chief Executive, Local Government	Circular to Councils 12-32 Modernisation of Local Government Legislation
10.	20 September 2012	Premier & Cabinet Division of Local Government	Circular to Councils 12-35 2012 Councillor Handbook (Formerly Clr Guide)

11.	27 September 2012	David Gilbert Chief Executive Cricket NSW	Annual Report 2011/12
12.	28 September 2012	The Hon Jillian Skinner MP Minister for Health Minister for Medical Research	Support for statewide legislation to ban smoking in outdoor area.
13.	5 October 2012	Ross Woodward Chief Executive, Division of Local Government	Local Government Acts Taskforce – Invitation
14.	15 October 2012	David Fowler A/Director Reform and Compliance Environment Protection Authority	Wood smoke controls for NSW discussion document
15.	16 October 2012	Ross Woodward Chief Executive, Local Government A Division of the Department of Premier and Cabinet	LIRS offer for Manly Aquatic Centre re-development
16.	17 October 2012	Ross Woodward Chief Executive, Local Government A Division of the Department of Premier and Cabinet	Circular to Councils 12-38 Disclosure of Interests Returns
17.	19 October 2012	Mike Baird MP, State Member for Manly	State Infrastructure Strategy

**MOTION (Le Surf / C Griffin)**

4. That the Tabled Documents be received and the following actions taken on the nominated items below.

That:

- Item 4 – the item be referred to Human Services and Social Planning Committee for inclusion on its Agenda at its first meeting;
- Item 8 – the report be distributed to all members for reading prior to the first meeting and form the basis for discussion at the first meeting of the Economic Development and Tourism Committee;
- Item 13 – Councillors be reminded via the Councillors diary that there is a workshop on 14 November at 10.30am at Willoughby Civic Pavilion, 409 Victoria Avenue Chatswood; and
- Item 14 – Council consider including in its submission the banning of wood fire heating devices throughout the state.

**42/12 RESOLVED: (Le Surf / C Griffin)**

4. That the Tabled Documents be received and the following actions taken on the nominated items below.

That:

- Item 4 – the item be referred to Human Services and Social Planning Committee for inclusion on its Agenda at its first meeting;
- Item 8 – the report be distributed to all members for reading prior to the first meeting and form the basis for discussion at the first meeting of the Economic Development and Tourism Committee;
- Item 13 – Councillors be reminded via the Councillors diary that there is a workshop on 14 November at 10.30am at Willoughby Civic Pavilion, 409 Victoria Avenue Chatswood; and
- Item 14 – Council consider including in its submission the banning of wood fire heating devices throughout the state.

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

**Against the Resolution:** Nil.

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**ENVIRONMENTAL SERVICES DIVISION**

Environmental Services Division Report No. 28

**Development Applications Currently Being Processed During October****SUMMARY**

A list of Development Applications currently being processed during October 2012.

**MOTION (Le Surf / C Griffin)**

THAT the information be received and noted.

**43/12 RESOLVED: (Le Surf / C Griffin)**

THAT the information be received and noted.

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

**Against the Resolution:** Nil.

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Councillor Le Surf left the Chamber.

Environmental Services Division Report No. 29

**Summary of Current Appeals Relating to Development Applications During October 2012****SUMMARY**

Summary of current Appeals relating to Development Applications during October 2012

**MOTION (Burns / Pickering)**

THAT the information be received and noted.

**44/12 RESOLVED: (Burns / Pickering)**

THAT the information be received and noted.

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

**Against the Resolution:** Nil.

Councillor Le Surf was not in the Chamber when the voting took place.

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Councillor Le Surf returned to the Chamber.

## HUMAN SERVICES AND FACILITIES DIVISION

### Human Services And Facilities Division Report No. 4 2012/13 Community and Cultural Grants Allocation SUMMARY

Council's Community and Cultural grants and donations budget for the 2012/13 financial year is \$25,000. The allocation for Community Grants is \$14,000, and for Cultural Grants is \$7,000. Additionally, the sum of \$4,000 is allocated between three cultural organisations as a recurrent annual donation.

#### MOTION (Hay AM / J Griffin)

That:

Subject to Section 356 requirements, award the 2012/13 Community and Cultural Grants and Donations budget of \$25,000 to the recommended organisations for the recommended grant allocation and donation amounts.

#### 45/12 RESOLVED: (Hay AM / J Griffin)

That:

Subject to Section 356 requirements, award the 2012/13 Community and Cultural Grants and Donations budget of \$25,000 to the recommended organisations for the recommended grant allocation and donation amounts.

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

**Against the Resolution:** Nil.

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## CORPORATE SERVICES DIVISION

### Corporate Services Division Report No. 26 Policy of Payment of Expenses and Provision of Facilities to Mayor and Councillors SUMMARY

Council is required to adopt a policy concerning payment of expenses and the provision of facilities to the Mayor and Councillors within five (5) months after the end of each year, and to forward a copy of the policy to the Director General.

#### MOTION (Le Surf / Burns)

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*; and
2. the policy be exhibited for 28 days.



**46/12 RESOLVED: (Le Surf / Burns)**

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*; and
2. the policy be exhibited for 28 days.

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

**Against the Resolution:** Nil.

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Corporate Services Division Report No. 27

**Report on Council Investments as at 30 September 2012****SUMMARY**

In accordance with clause 212 of the Local Government (General) Regulation 2005, a report setting out the details of money invested must be presented to Council on a monthly basis.

The report must also include certification as to whether or not the Investments have been made in accordance with the Act, the Regulations and Council's Investment Policy.

**MOTION (Le Surf / Burns)**

THAT the statement of Bank Balances and Investment Holdings as at 30 September 2012 be received and noted.

**47/12 RESOLVED: (Le Surf / Burns)**

THAT the statement of Bank Balances and Investment Holdings as at 30 September 2012 be received and noted.

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

**Against the Resolution:** Nil.

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Corporate Services Division Report No. 28

**First Quarter Report (1 July to 30 September 2012) – Progress with Four Year Delivery Program 2011-2015, Operational Plan 2012-2013 and Budget 2012-13****SUMMARY**

This report provides the first progress report on Council's Four Year Delivery Program 2011-2015 and One Year Operational Plan 2012-13 for the period 1 July to 30 September 2012, in accordance with the requirements of section 404(5) of the *Local Government Act, 1993*.

Attached is a detailed matrix and graphs showing Council’s progress in the second year of its 2011-2015 Delivery Program as adopted by Council in June 2012.

Quarterly Financial Review Reports for the period ending 30 September 2012, including variation recommendations is also discussed and detailed in the Attachments.

**MOTION (C Griffin / Le Surf)**

That:

1. the first quarterly report for the 2012-13 Operational Plan and progress report with the second year of Council’s Delivery Program 2011-2015 be received and noted; and
2. the Financial Statement for the quarter ended 30 September 2012, including the revised estimates and recommended variations contained within the report, be adopted.

**48/12 RESOLVED: (C Griffin / Le Surf)**

That:

1. the first quarterly report for the 2012-13 Operational Plan and progress report with the second year of Council’s Delivery Program 2011-2015 be received and noted; and
2. the Financial Statement for the quarter ended 30 September 2012, including the revised estimates and recommended variations contained within the report, be adopted.

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

**Against the Resolution:** Nil.

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**CLOSE**

The meeting closed at 10.21pm

The above minutes were confirmed at a **Planning and Strategy Committee** of Manly Council held on 3 December 2012.

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**CHAIRPERSON**

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