Manly Council

Minutes

Ordinary Meeting

Held at Council Chambers, 1 Belgrave Street Manly on:

Monday 3 June 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

TABLE OF CONTENTS

The Ordinary Meeting was held in the Council Chambers, Town Hall, Manly, on Monday 3 June 2013. 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, Deputy Mayor
Councillor S Pickering

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 presented by Councillor Adele Heasman.

APOLOGIES

Nil

DECLARATIONS OF PECUNIARY INTEREST / CONFLICT OF INTEREST

Nil.

CONFIRMATION OF MINUTES

NOTE:

Confirmation of the minutes of the Ordinary Meeting held on Monday, 13 May 2013
were deferred until a Councillor reviewed the tape of that meeting to verify the recording. Councillor Burns is of the opinion it was agreed that the minutes would incorporate that Councillor Bingham could bring a representative to that meeting.

PUBLIC FORUM

NAME	SUBJECT/PUBLIC SPEAKERS
Karen Pitt	Governance and Community Assets

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SUSPENSION OF STANDING ORDERS (Le Surf / C Griffin)

That Standing Orders be suspended to allow for consideration of items of public interest i.e. General Managers Division Report No 10 Manly Community Strategic Plan Beyond 2023.

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

75/13 RESOLVED: (Le Surf / C Griffin)

That Standing Orders be suspended to allow for consideration of items of public interest i.e. General Managers Division Report No 10 Manly Community Strategic Plan Beyond 2023.

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General Managers Division Report No. 10
Manly Community Strategic Plan Beyond 2023 (MC/13/61976)

PUBLIC ADDRESSES

The following person addressed the meeting on this item:

In support of the Motion Pat Pedulla

Against the Motion Frances Thomas, Peter Greentree and Mark McKenzie

MOTION (Pickering / J Griffin)

That:

A Whereas the detailed estimates of income and expenditure of the General Fund, for the year commencing 1 July 2013, were considered by Council at an extra-ordinary meeting on 29 April 2013, and having given public notice in accordance with S.405 of the *Local Government Act, 1993*, to allow public submissions on or before 29 May 2013, and whereas the Manly Community Strategic Plan incorporating the Delivery Program, Operational Plans, and estimates of Income and Expenditure for the year commencing 1 July 2013, were adopted by Council at the meeting of 3 June 2013, and having considered any matters in accordance with S.406 of the *Local Government Act, 1993*, Council hereby resolves:

Part 1:

1. Adopt the Manly Council's Integrated Plans including its *Community Strategic Plan Beyond 2023* and related Resourcing Strategy including the Long Term Financial Plan, Workforce Management Plan and Asset Management Strategy, Four Year Delivery Program 2013-2017 and One Year Operational Plan 2013-2014 including the Budget, Statement of Revenue Policy and Schedule of Fees and Charges for 2013-2014;

2. Write to the parties who made submissions to the above Integrated Plans, thanking them for their comments, and providing a response to the points raised

by them.

3. That the General manager be authorised to draw down loan borrowings as follows:

   - Aquatic Centre $15 Million
   - Manly2015 $17 Million
   - Detention Tank Manly Oval Car Park $3.35 Million
   - Public Works Infrastructure $1 Million

Part 2:

1. Make the rates and charges as follows for 2013-2014

a. Ordinary Rates

(i) An Ordinary Rate (Residential) of **0.166904** cents in the dollar be made for the year 2013-2014 on the land value of all rateable land in the Local Government Area categorised as Residential in accordance with S.516 of the *Local Government Act 1993*, with a Minimum Rate in accordance with Section 548 of the *Local Government Act, 1993* of **$751.50**;

(ii) An Ordinary Rate - Business - Manly Business Centre of **0.850548** cents in the dollar be made for the year 2013-2014 on the land value of all rateable land categorised as Business in accordance with S.518 of the *Local Government Act 1993*, within the centre of population defined within the Manly CBD and previously adopted by Council, as delineated on Plan Number 1/280B, with a Minimum Rate in accordance with Section 548 of the *Local Government Act, 1993* of **$982.20**;

(iii) An Ordinary Rate – Business - Other of **0.458903** cents in the dollar be made for the year 2013-2014 on the land value of all rateable land categorised Business in accordance with S.518 of the *Local Government Act 1993*, within Manly other than that land within the centre of population defined in (ii) above, with a Minimum Rate in accordance with Section 548 of the Local Government Act, 1993 of **$982.20.**

b. Special Rate – Manly Business Centre Improvements

(i) That whereas the Council, being of the opinion that works related to the provision of on-going and proposed capital and maintenance works, including the Manly Business Centre, The Corso and the Ocean Beach Front improvements, provide services, facilities and activities of specific benefit to the area, and are of special benefit to that portion of Manly as delineated on Plan Number 1/280A previously defined and adopted by Council, and whereas Council having adopted the Manly Community Strategic Plan beyond 2023, incorporating the estimates of income and expenditure for the Manly Town Centre Improvements Programme, it is hereby resolved that a Special Rate - Manly Business Centre Improvements of **0.28514** cents in the dollar on the land value of all rateable land as previously defined be now made for the year 2013-2014.

(ii) That in accordance with the provisions of Section 548 of the *Local Government Act, 1993*, that no minimum amount of the Special Rate - Manly Business Centre Improvements shall be levied in respect of any separate parcel of land, including strata title lots and dwellings under company title.

c. Special Rate – Balgowlah Business Centre Improvements

(i) That whereas the Council being of the opinion that works related to the provision of on-going and proposed capital and maintenance works including the off-street car parks in Condamine Street, provide services, facilities and activities of specific benefit to the area and is of special benefit to that portion of Balgowlah delineated on Plan Number 5/005B, and whereas Council having adopted the Manly Community Strategic Plan beyond 2023, incorporating the estimates of income and expenditure for the Balgowlah Business Centre Improvements Programme, it is hereby resolved that a Special Rate - Balgowlah Business Centre Improvements of **0.211461** cents in the dollar on the land value of all rateable land as previously defined be now made for the year 2013-2014.

(ii) That in accordance with the provisions of Section 548 of the *Local Government Act, 1993*, it is hereby resolved that no minimum amount of the Special Rate - Balgowlah Business Centre Improvements shall be levied in respect of any separate parcel of land, including strata title lots and dwellings under company title.

d. Interest

In accordance with the provisions of S.566(3) of the *Local Government Act, 1993*, Council hereby resolves to adopt the maximum interest rate as advised by the Minister for Local Government for outstanding rates, domestic waste management services and annual charges, being **9.0**% per annum in respect of accrual on a simple basis.

e. Domestic Waste Management Services

In accordance with S.496 of the *Local Government Act, 1993*, that an annual charge of **$540** per annum be made for the year 2013-2014, for each domestic waste management service rendered to all properties categorised residential or non-rateable residential, for each once weekly 80 litre MGB (or equivalent) service, a 120 litre recycling bin and a 240 litre green waste bin (monthly);

In accordance with S.502 of the *Local Government Act, 1993*, that an annual charge of **$540** per annum be made for the year 2013-2014, for each additional 80 litre domestic waste management service rendered to owner occupied <u>single</u> occupancy residential dwellings (excluding green waste and recycling service);

f. Stormwater Management Service Charge

In accordance with the *Local Government (General) Regulation 2005* and the *Local Government Act, 1993*, the following annual Stormwater Management Service Charge be made and levied on all developed rateable land categorised for rating purposes as follows:

Land categorised as Residential:	$25.00	for a single residential dwelling
Residential strata lots:	$12.50	for each strata unit
Residential flats, community title, tenants-in-common residential units:	$12.50	for each flat/unit
Land categorised as Business	$25.00	Plus an additional $25.00 for each 350 square metres or part of 350 square metres by which the area of the parcel of land exceeds 350 sq metres up to a maximum charge of $200.00

B. That expenditure items related to the Whistler Street Triangle and Manly Oval components of Manly 2015 be preserved in the long term finance plan, with confirmation of spending subject to:

i On going community communication regarding the Manly 2015 Plan, including presentations and workshops for interested community members and groups, continued updating of the website, continued receipt and consideration of further public submissions on improvement options to these components of the Plan.

ii Capital expenditure review approval from the Division of local Government for the Manly Oval and Whistler Street Triangle components of the Manly 2015 Plan prior to the lodgement of the required developmental applications to the Joint Regional Planning Panel (JRPP) of these components of the Plan.

iii Due diligence review of the Manly Oval and Whistler Street Triangle components of the Manly 2015 Plan by an appropriate external, independent consultant and the report be made available to Councillors the public and the website.

iv Fixed sum tenders for the Manly Oval car park and cash flows being within the budget parameters.

v Acknowlegement that Manly 2015 is a master plan requiring the Council to make progressive decisions on each of the components that form the final plan.

C. Manly Council provide separate audited Annual Financial Reports for each of the Childcare Centres and Pre Schools operated by Manly Council. These Accounts should be provided to Council as part of the annual budget process prior to - distribution to parents at the facilities and placed on the Council website.

These financial statements, should comprise the statement of comprehensive income, statement of financial position, statement of cash flows, statement of changes in equity, and accompanying notes, are in accordance with the Corporations Act 2001 and:

a. comply with Australian Accounting Standards – Reduced Disclosure Requirements and the Corporations Regulations 2001; and

b. give a true and fair view of the centre’s financial position as at the end of the FY and of its performance for the year ended on that date.

D. That a hydraulics stormwater study and geotechnical study be undertaken and costed to determine the cost of the detention retention tank and stormwater infrastructure into and out of the detention tank to the ocean beach and harbour.

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

76/13 RESOLVED: (Pickering / J Griffin)

That:

A. Whereas the detailed estimates of income and expenditure of the General Fund, for the year commencing 1 July 2013, were considered by Council at an extra-ordinary meeting on 29 April 2013, and having given public notice in accordance with S.405 of the *Local Government Act, 1993*, to allow public submissions on or before 29 May 2013, and whereas the Manly Community Strategic Plan incorporating the Delivery

Program, Operational Plans, and estimates of Income and Expenditure for the year commencing 1 July 2013, were adopted by Council at the meeting of 3 June 2013, and having considered any matters in accordance with S.406 of the *Local Government Act, 1993*, Council hereby resolves:

Part 1:

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2. Write to the parties who made submissions to the above Integrated Plans, thanking them for their comments, and providing a response to the points raised by them.

3. That the General manager be authorised to draw down loan borrowings as follows:

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a. comply with Australian Accounting Standards – Reduced Disclosure Requirements and the Corporations Regulations 2001; and

b. give a true and fair view of the centre's financial position as at the end of the FY and of its performance for the year ended on that date.

D. That a hydraulics stormwater study and geotechnical study be undertaken and costed to determine the cost of the detention retention tank and stormwater infrastructure into and out of the detention tank to the ocean beach and harbour.

****

RESUMPTION OF STANDING ORDERS (Le Surf / C Griffin)

That Standing Orders be resumed.

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

77/13 RESOLVED: (Le Surf / C Griffin)

That Standing Orders be resumed.

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MAYORAL MINUTES

Councillor Aird left the Chamber.

Mayoral Minute Report No. 7

Referendum to amend the Australian Constitution to financially recognise Local Government (MC/13/65063)

MOTION (Hay)

I Move that Council support the call by Local Government NSW to members of the Federal Parliament to support the passage of the Bill to conduct a referendum to amend the Australian Constitution to financially recognise Local Government.

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

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

78/13 RESOLVED: (Hay AM)

I Move that Council support the call by Local Government NSW to members of the Federal Parliament to support the passage of the Bill to conduct a referendum to amend the Australian Constitution to financially recognise Local Government.

Councillor Aird returned to the Chamber.

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At 10.15pm the Mayor Clr Jean Hay AM, vacated the Chair and Clr Le Surf assumed the chair.

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At 10.20pm Councillor Le Surf vacated the Chair and the Mayor Clr Jean Hay AM, resumed the chair.

Notice of Motion Report No. 28

Plan to Protect our Street Trees (MC/13/64744)

PUBLIC ADDRESSES

The following person addressed the meeting on this item:

In support of the Motion David Barr

Councillor Candy Bingham moved:

Due to recent concerns raised by a number of Precinct Forum groups that:

1. The General Manager writes to Ausgrid to put on record that its current brutal practices on Manly's trees are not acceptable to the Manly community.

2. The Council call on Ausgrid to halt any further pruning or removal of trees by its sub contractor pending discussion with Council representatives including the General Manager, Mayor and representatives from the Public Domain Committee.

3. The General Manager raise with Ausgrid the requirement for them to contribute to aerial cable bundling in agreed streets.

4. Council staff report back to Council on aerial cable bundling for Manly. The report is to include the following:
   a) appropriate streets
   b) policies of other councils and examples
   c) costs

5. The General Manager enters into communication with the NBN Co about aerial bundling and co-location of cables when the NBN rollout takes place in Manly

6. Parks and Reserves staff work closely with each precinct in the implementation of Council's Tree Policy. This must include a clear plan for each precinct consistent with the Tree Policy and carried out to the satisfaction of each precinct. The removal of any large tree is to be subject to precinct consultaion.

7. The General Manager brings back a report on how Council currently assesses the value of each large tree, including its monetary value. The report should articulate precisely what our canopy policy is and how it is being addressed.

MOTION (Bingham / Heasman)

Due to recent concerns raised by a number of Precinct Forum groups that:

1. The General Manager writes to Ausgrid to put on record that its current brutal practices on Manly's trees are not acceptable to the Manly community.

2. The Council call on Ausgrid to halt any further pruning or removal of trees by its sub contractor pending discussion with Council representatives including the General Manager, Mayor and representatives from the Public Domain Committee.

3. The General Manager raise with Ausgrid the requirement for them to contribute to aerial cable bundling in agreed streets.

4. Council staff report back to Council on aerial cable bundling for Manly. The report is to include the following:
   a) appropriate streets
   b) policies of other councils and examples
   c) costs

5. The General Manager enters into communication with the NBN Co about aerial bundling and co-location of cables when the NBN rollout takes place in Manly

6. Parks and Reserves staff work closely with each precinct in the implementation of Council's Tree Policy. This must include a clear plan for each precinct consistent with the Tree Policy and carried out to the satisfaction of each precinct. The removal of any large tree is to be subject to precinct consultation.

7. The General Manager brings back a report on how Council currently assesses the value of each large tree, including its monetary value. The report should articulate precisely what our canopy policy is and how it is being addressed.

8. That this matter in relation to the lopping of trees with Ausgrid be bought up with SHOROC for consideration.

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

79/13 RESOLVED: (Bingham / Heasman)

Due to recent concerns raised by a number of Precinct Forum groups that:

1. The General Manager writes to Ausgrid to put on record that its current brutal practices on Manly's trees are not acceptable to the Manly community.

2. The Council call on Ausgrid to halt any further pruning or removal of trees by its sub contractor pending discussion with Council representatives including the General Manager, Mayor and representatives from the Public Domain Committee.

3. The General Manager raise with Ausgrid the requirement for them to contribute to aerial cable bundling in agreed streets.

4. Council staff report back to Council on aerial cable bundling for Manly. The report is to include the following:

   a) appropriate streets
   b) policies of other councils and examples
   c) costs

5. The General Manager enters into communication with the NBN Co about aerial bundling and co-location of cables when the NBN rollout takes place in Manly

6. Parks and Reserves staff work closely with each precinct in the implementation of Council's

Tree Policy. This must include a clear plan for each precinct consistent with the Tree Policy and carried out to the satisfaction of each precinct. The removal of any large tree is to be subject to precinct consultation.

7. The General Manager brings back a report on how Council currently assesses the value of each large tree, including its monetary value. The report should articulate precisely what our canopy policy is and how it is being addressed.

8. That this matter in relation to the lopping of trees with Ausgrid be bought up with SHOROC for consideration.

****

SUSPENSION OF STANDING ORDERS (Le Surf / C Griffin)

That Standing Orders be suspended to allow for consideration of items of public interest i.e. Notice of Motion No 34 – Proposed $15 million indoor facility and redevelopment of Manly Swim Centre.

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

80/13 RESOLVED: (Le Surf / C Griffin)

That Standing Orders be suspended to allow for consideration of items of public interest i.e. Notice of Motion No 34 – Proposed $15 million indoor facility and redevelopment of Manly Swim Centre.

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Notice of Motion Report No. 34

Proposed $15 million indoor facility and redevelopment of Manly Swim Centre (MC/13/64806)

PUBLIC ADDRESSES

The following person addressed the meeting on this item:

In support of the Motion David Warner

Councillor Barbara Aird moved that:

1. Council provide full details of the proposal to date, including the provision of detailed financial modelling for the operations of the proposed facility, traffic modelling and likely traffic impacts on the local area, etc.

2. This report should also be made available to the public, via Council's website, with an opportunity for feedback.

MOTION (Aird / Burns)

That:

1. Council provide full details of the proposal to date, including the provision of detailed financial modelling for the operations of the proposed facility, traffic modelling and likely traffic impacts on the local area, etc.

2. This report should also be made available to the public, via Council's website, with an opportunity for feedback.

3. A Request for Proposal (RFP) for professional services be placed on the website for public to view.

4. The Customer Service and Senior Staff at the Swim Centre are provided with information to assist with enquiries they receive on site.

5. A site visit be organised to Prince Alfred Pool (City of Sydney), and Leichhardt pools.

6. A detailed communication plan be prepared for this and other major projects.

7. The preamble/agreed background information be added to the Agenda.

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

81/13 RESOLVED: (Aird / Burns)

That:

1. Council provide full details of the proposal to date, including the provision of detailed financial modelling for the operations of the proposed facility, traffic modelling and likely traffic impacts on the local area, etc.

2. This report should also be made available to the public, via Council's website, with an opportunity for feedback.

3. A Request for Proposal (RFP) for professional services be placed on the website for public to view.

4. The Customer Service and Senior Staff at the Swim Centre are provided with information to assist with enquiries they receive on site.

5. A site visit be organised to Prince Alfred Pool (City of Sydney), and Leichhardt pools.

6. A detailed communication plan be prepared for this and other major projects.

7. The preamble/agreed background information be added to the Agenda.

****

RESUMPTION OF STANDING ORDERS (Le Surf / Heasman)

That Standing Orders be resumed.

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

82/13 RESOLVED: (Le Surf / Heasman)

That Standing Orders be resumed.

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Councillor Le Surf requested that Council Suspend Standing Orders to discuss the General Manager's Divisional Report No 12 – BCA and Australian Standards Assessment in open Council. This was included in a confidential paper provided to Councillors and would have impact on Notices of Motion submitted.

SUSPENSION OF STANDING ORDERS (Le Surf / J Griffin)

That Standing Orders be suspended to allow for consideration of items of public interest i.e. General Managers Division Report No 12 – BCA and Australian Standards Assessment.

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

83/13 RESOLVED: (Le Surf / J Griffin)

That Standing Orders be suspended to allow for consideration of items of public interest i.e. General Managers Division Report No 12 – BCA and Australian Standards Assessment.

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General Managers Division Report No. 12
BCA and Australian Standards Assessments (MC/13/64755)

MOTION (C Griffin / Heasman)

That:

1. Council receive and note the report; and
2. The General Manager resolve as a matter of urgency the issues identified in the report.

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

84/13 RESOLVED: (C Griffin / Heasman)

That:

1. Council receive and note the report; and
2. The General Manager resolve as a matter of urgency the issues identified in the report.

****

RESUMPTION OF STANDING ORDERS (Le Surf / J Griffin)

That Standing Orders be resumed.

85/13 RESOLVED: (Le Surf / J Griffin)

That Standing Orders be resumed.

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

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Notice of Motion Report No. 29

Maintenance and Improvements to Manly Whistler Street Carpark (MC/13/64772)
Councillor Hugh Burns moved:

That a report be prepared to address the nominated items and similar matters. That repairs are carried out on the building to be funded and completed within 3 months.

Also that a copy of the previous structural report/assessment of the Whistler Street Parking Station structure circa 1996/7 (? - could be earlier) be provided to all Councillors for their information.

MOTION (Burns / Aird)

That a report be prepared to address the nominated items and similar matters. That repairs are carried out on the building to be funded and completed within 3 months.

Also that a copy of the previous structural report/assessment of the Whistler Street Parking Station structure circa 1996/7 (? - could be earlier) be provided to all Councillors for their information.

For the Resolution: Councillors Aird and Burns

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

Motion was put and declared **LOST**.

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Notice of Motion Report No. 30

Manly 2015 Retail Study (MC/13/64863)
Councillor Hugh Burns moved:

That as part of the planning feasibility assessment for Manly 2015 (including the carpark relocation), that appropriately experienced consultants be engaged by Council to undertake a retail study to assess the expected changes to foot traffic, expected changes to spending, local vs visitor spending contributions and identify socio-demographic information to enable the community, business tenants and commercial land owners to be advised of the anticipated commercial impact of the various parts of the Manly 2015 proposal.

The report is to give a view on the objective of increasing the provision of shops geared to serve the needs of locals ("buy local") and identify any impediments or issues that need to be addressed to best achieve this. The report is to particularly to assess the changes to foot traffic from relocating the carpark from Whistler Street to under the Oval. The report is to be funded and returned to Council within 3 months.

MOTION (Burns / Heasman)

That:

This item be referred to the Manly Centre Management for consideration.

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

86/13 RESOLVED: (Burns / Heasman)

That:

This item be referred to the Manly Centre Management for consideration.

****

Councillor Bingham left the Chamber.

Notice of Motion Report No. 32

North Steyne Footpath Condition and Upgrading (MC/13/64870)
Councillor Hugh Burns moved:

That repairs and upgrading (eg to concrete) of this footpath be included as part of the works in the 2013-14 budget to be funded and completed by June 2014.

MOTION (Burns / Aird)

That repairs and upgrading (eg to concrete) of this footpath be included as part of the works in the 2013-14 budget to be funded and completed by June 2014.

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

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

87/13 RESOLVED: (Burns / Aird)

That repairs and upgrading (eg to concrete) of this footpath be included as part of the works in the 2013-14 budget to be funded and completed by June 2014.

****

Notice of Motion Report No. 33

Proposed massive increase in public transport fares (MC/13/65009)
Councillor Barbara Aird moved:

That Council seeks an urgent meeting with both the Minister for Transport, Gladys Berejiklian, and our local Member (and Treasurer), Mike Baird, to express those concerns, and call for a review. This is an unprecedented increase with likely very many adverse impacts on commuters, families, businesses, etc. It is also likely to adversely affect the viability of the newly announced "Ferry Express" bus services for Manly.

MOTION (Aird / Burns)

That Council seeks an urgent meeting with both the Minister for Transport, Gladys Berejiklian, and our local Member (and Treasurer), Mike Baird, to express those concerns, and call for a review. This is an unprecedented increase with likely very many adverse impacts on commuters, families, businesses, etc. It is also likely to adversely affect the viability of the newly announced "Ferry Express" bus services for Manly.

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

88/13 RESOLVED: (Aird / Burns)

That Council seeks an urgent meeting with both the Minister for Transport, Gladys Berejiklian, and our local Member (and Treasurer), Mike Baird, to express those concerns, and call for a review. This is an unprecedented increase with likely very many adverse impacts on commuters, families, businesses, etc. It is also likely to adversely affect the viability of the newly announced "Ferry Express" bus services for Manly.

****

ITEMS FOR BRIEF MENTION

Item For Brief Mention Report No. 7

Item For Brief Mention (MC/13/58204)

1. Complaints made to the General Manager

Received	Nature of complaint	Status
February	Code of Conduct	DLG
April	Code of Conduct	Being assessed
May	Code of Conduct	Being assessed

2. Notices of Motion status report.

The following Notices of Motion are currently in progress.

Res No.	Meeting Date	Notice of Motion (NoM)	Subject	Status
203/12	10 Dec	Mayoral Minute Report No. 12	Stuart Street Manly Properties	LEP approved and on notification
208/12	10 Dec	NoM No. 46	Master Plan for the Ivanhoe Botanic Gardens area.	Held meetings with Precinct representatives.
202/12	10 Dec	NoM No. 11	Manly Pathway of Olympians	Letters complete and sent
28/13	11 March	NoM No. 12	Relocation of Manly Environment Centre	Being progressed.
05/13	11 Feb	NoM No. 5	Feasibility report on reinstating a mural at Lagoon Park	Being framed in preparation for installation.
41/13	8 April	NoM No. 14	Pedestrian footpath - Balgowlah	Works scheduled for June
40/13	8 April	NoM No. 13	Street Furniture upgrade Program	To June Public Domains Committee meeting
67/13	13 May	NoM No. 24	Audit of Usage of Council's Existing Four Car Parks	In progress
64/13	13 May	NoM No. 21	Proposed changes to Manly Council's collection of recycling and vegetation	Being considered by Waste Committee

3. Tabled Documents

	Date Rec.	Author	Subject
1.	10 May 2013	The Hon Brad Hazzard MP Minister NSW Government	Letter regarding the new planning system White Paper.
2.	13 May 2013	Howard Glenn General Manager Office of Boating Safety and Maritime Affairs NSW Government Transport Maritime	Draft Boating Safety Plan for Sydney Harbour and its Tributaries
3.	13 May 2013	Felicity-ann Lewis President ALGA	Prime Minister announces local government referendum
4.	14 May 2013	Barry Buffier Chair, Environment Protection Authority (EPA)	Reply regarding container deposit legislation
5.	14 May 2013	Ross Woodward Chief Executive, Local Government	Circular to Councils 13/23 Model Asbestos Policy for NSW Councils – S23a Guideline
6.	17 May 2013	Ross Woodward Chief Executive, Local Government	Circular to Councils 13-24 Misuse of Council Resources – 2013 Federal Election
7.	20 May 2013	Barry O'Farrell MP Premier of New South Wales	Reply to container deposit legislation letter.

8.	20 May 2013	The Hon Amanda Rishworth MP Parliamentary Secretary for Sustainability and Urban Water	Reply to container deposit legislation letter.
9.	20 May 2013	Paul McInnes Assistant Secretary Local Government Territories and Regional Programs	Reply to Council's letter regarding Commonwealth funding arrangements.
10.	28 May 2013	Howard Glenn General Manager Office of Boating Safety and Maritime Affairs NSW Government	Discussion report and Options Paper on Boat Trailers
11.	28 May 2013	Cr Keth Rhoades and Cr Ray Donald Joint Presidents Local Government NSW	Email received regarding deferment of the Local Government Amendment (Early Intervention) Bill 2013 until 18/19 June 2013.

MOTION (Heasman / Burns)

1. That reports 1, 2 and 3 be received and noted: and

2. Items 4,7 and 8 from the tabled documents be referred to the Waste Committee for a response.

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

89/13 RESOLVED: (Heasman / Burns)

1. That reports 1, 2 and 3 be received and noted; and

2. Items 4,7 and 8 from the tabled documents be referred to the Waste Committee for a response.

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REPORTS OF COMMITTEES

Report Of Committees Report No. 13

Minutes for adoption by Council - Special Purpose Advisory Committee - without recommendations of a substantial nature (MC/13/55633)

The minutes of the following special Purpose Advisory Committee meetings are tabled at this meeting:

i) Art & Culture Advisory Committee – 16 April 2013
ii) Access & Mobility Advisory Committee – 16 April 2013
iii) Manly Scenic Walkway Advisory Committee – 7 May 2013
iv) Meals on Wheels Advisory Committee – 8 May 2013
v) The Corso Wi-Fi Working Group – 8 May 2013
vi) Manly Local Traffic Advisory Committee – 13 May 2013
vii) Economic Development and Tourism Advisory Committee – 16 May 2013

MOTION (Burns / Heasman)

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

i) Art & Culture Advisory Committee – 16 April 2013
ii) Access & Mobility Advisory Committee – 16 April 2013
iii) Manly Scenic Walkway Advisory Committee – 7 May 2013
iv) Meals on Wheels Advisory Committee – 8 May 2013
v) The Corso Wi-Fi Working Group – 8 May 2013
vi) Manly Local Traffic Advisory Committee – 13 May 2013
vii) Economic Development and Tourism Advisory Committee – 16 May 2013

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

90/13 RESOLVED: (Burns / Heasman)

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

i) Art & Culture Advisory Committee – 16 April 2013
ii) Access & Mobility Advisory Committee – 16 April 2013
iii) Manly Scenic Walkway Advisory Committee – 7 May 2013
iv) Meals on Wheels Advisory Committee – 8 May 2013
v) The Corso Wi-Fi Working Group – 8 May 2013
vi) Manly Local Traffic Advisory Committee – 13 May 2013
vii) Economic Development and Tourism Advisory Committee – 16 May 2013

****

Report Of Committees Report No. 14

Minutes for adoption by Council - Sustainable Transport Advisory Committee - 11 April 2013 (MC/13/56408)

This report was dealt with at the Sustainable Transport Advisory Committee (STAC) meeting of 11 April 2013 and was listed as a Recommendation in those minutes. The item is hereby submitted to the Ordinary Meeting, together with the minutes for formal adoption by Council.

ITEM 5 Residential Transport Hubs

For Council to consider developing residential transport hubs.

MOTION (Le Surf / Heasman)

That the minutes of the Sustainable Transport Advisory Committee meeting of 11 April 2013 be adopted including the following items:

ITEM 5 Residential Transport Hubs

That Council:

i) Considers developing residential transport hubs and that a report is returned to the STAC committee identifying suitable locations and an estimated budget cost to implement.

ii) Report on providing residential car share spaces be returned to the STAC.

iii) This item be referred to the Traffic Committee for consideration.

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

91/13 RESOLVED: (Le Surf / Heasman)

That the minutes of the Sustainable Transport Advisory Committee meeting of 11 April 2013 be adopted including the following items:

ITEM 5 Residential Transport Hubs

That Council:

i) Considers developing residential transport hubs and that a report is returned to the STAC committee identifying suitable locations and an estimated budget cost to implement.

ii) Report on providing residential car share spaces be returned to the STAC.

iii) This item be referred to the Traffic Committee for consideration.

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Report Of Committees Report No. 15

Minutes for adoption by Council - Public Domains Advisory Committee - 17 April 2013 (MC/13/65533)

This report was dealt with at the Public Domains Advisory Committee meeting of 17 April 2013 and was listed as a Recommendation in those minutes. The item is hereby submitted to the Ordinary Meeting, together with the minutes for formal adoption by Council.

ITEM 5 Marine Parade Landscape Master Plan – Draft Consultants brief

The Committee has expressed their concern and disappointment at the length of time and the lack of action taken on the Marine Parade Landscape Master Plan.

MOTION (C Griffin / Le Surf)

That the minutes of the Public Domains Advisory Committee meeting on 17 April 2013 be adopted including the following items:

ITEM 5 Marine Parade Landscape Master Plan – Draft Consultants brief

Recommendation 2:

i) That the Committee recommends to the General Manager that a budget be allocated for the engagement of Consultants to develop a landscape master plan for Marine Parade;

ii) Obtain Engineering advice of the area including Fairy Bower Beach and obtain a recent Map and a Survey of the area to show all fences, paths, trees, stormwater drains;

iii) View Marine parade project as an entire area – include heritage, historic and aquatic elements as well as the walkway. Consider including Fairy Bower Pool in the brief;

iv) Consult with Sydney Water and Fisheries on the draft master plan;

v) Staff to identify all sources of funding including Heritage, Infrastructure, Access grants;

vi) Provide a timetable on the grants which become available; and

vii) That a group from the Committee will review the draft Marine Parade Landscape Master Plan to clarify the brief and to determine specific key areas that require attention through a Visioning Statement.

Recommendation 3:

The Committee recommends to the General Manager that the Shelly Beach sand drift plan is designed by a specialist engineer to ensure that the works undertaken for sand drift on Shelly Beach is sustained over a long term.

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

92/13 RESOLVED: (C Griffin / Le Surf)

That the minutes of the Public Domains Advisory Committee meeting on 17 April 2013 be adopted including the following items:

ITEM 5 Marine Parade Landscape Master Plan – Draft Consultants brief

Recommendation 2:

i) That the Committee recommends to the General Manager that a budget be allocated for the engagement of Consultants to develop a landscape master plan for Marine Parade;

ii) Obtain Engineering advice of the area including Fairy Bower Beach and obtain a recent Map and a Survey of the area to show all fences, paths, trees, stormwater drains;

iii) View Marine parade project as an entire area – include heritage, historic and aquatic elements as well as the walkway. Consider including Fairy Bower Pool in the brief;

iv) Consult with Sydney Water and Fisheries on the draft master plan;

v) Staff to identify all sources of funding including Heritage, Infrastructure, Access grants;

vi) Provide a timetable on the grants which become available; and

vii) That a group from the Committee will review the draft Marine Parade Landscape Master Plan to clarify the brief and to determine specific key areas that require attention through a Visioning Statement.

Recommendation 3:

The Committee recommends to the General Manager that the Shelly Beach sand drift plan is designed by a specialist engineer to ensure that the works undertaken for sand mitigation on Shelly Beach is sustained over a long term.

****

Report Of Committees Report No. 16

Minutes for adoption by Council - Community Environment Advisory Committee - 8 May 2013 (MC/13/65832)

These reports were dealt with at the Community Environment Advisory Committee meeting of 8 May 2013 and were listed as a Recommendation in those minutes. These items are hereby submitted to the Ordinary Meeting, together with the minutes for formal adoption by Council.

1. ITEM 7 UPDATE ON NORTH HEAD SEWAGE TREATMENT PLANT ISSUES

The General Manager has written to Mike Baird regarding his facilitating attendance of members of this committee at a meeting with the Managing Director of Sydney Water.

It was noted that as the August meeting of the North Head Community Consultative Committee will be devoted to discussing odours from the plant, that Mike Baird be requested to facilitate delegates from this Committee attending.

Council has still not received a reply to their letter of 22nd February asking Mike Baird when he is going to announce the $34million allocated for the North Head Sewage Treatment Plant Odour Management Project.

2. ITEM 9 CABBAGE TREE BAY ISSUES

b. Mosaic to Mark the Entrance to Cabbage Tree Bay Aquatic Reserve
This project is resourced and funded through this year's Environmental Levy enabling us to engage an artist to make the tiles with students from Manly Village School. Installation will need to be discussed with the works people. We would like it to be completed by the end of September in time for the resumption of the Volunteers or Ocean Care Day in December.

d. Regular Usage of Shelly Beach by SeaAustralia
The community is concerned that over 2,000 students per week are being brought to Shelly Beach. There are up to three groups per day, ie 150 students on the beach at any one time. Each session lasts for approximately I to l.5 hours and there can be three sessions in a day, ie 450 students, without a break.

MOTION (C Griffin / Burns)

That the minutes of the Community Environment Advisory Committee meeting on 8 May 2013 be adopted including the following items:

1. ITEM 7 UPDATE ON NORTH HEAD SEWAGE TREATMENT PLANT ISSUES

Noted.

2. ITEM 9 CABBAGE TREE BAY ISSUES

b. **Mosaic to Mark the Entrance to Cabbage Tree Bay Aquatic Reserve**

The committee supports the installation of the mosaic at the beginning of Marine Parade to mark the entrance to the Cabbage Tree Bay Aquatic Reserve by December.

d) **Regular Usage of Shelly Beach by SeaAustralia**

That Council investigate:

a. The consistent impact of these large numbers in the shallows of the Aquatic Reserve with the resulting compaction of the shallows environment for long period of time without a break; and
b. Whether some of the fees paid by SeaAustralia could be attributed to enhancement of the Bay.

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

93/13 RESOLVED: (C Griffin / Burns)

That the minutes of the Community Environment Advisory Committee meeting on 8 May 2013 be adopted including the following items:

1. ITEM 7 UPDATE ON NORTH HEAD SEWAGE TREATMENT PLANT ISSUES

Noted.

2. ITEM 9 CABBAGE TREE BAY ISSUES

b. **Mosaic to Mark the Entrance to Cabbage Tree Bay Aquatic Reserve**

The committee supports the installation of the mosaic at the beginning of Marine Parade to mark the entrance to the Cabbage Tree Bay Aquatic Reserve by December.

d) **Regular Usage of Shelly Beach by SeaAustralia**

That Council investigate:

a. The consistent impact of these large numbers in the shallows of the Aquatic Reserve with the resulting compaction of the shallows environment for long period of time without a break; and
b. Whether some of the fees paid by SeaAustralia could be attributed to enhancement of the Bay.

****

Report Of Committees Report No. 17

Minutes for adoption by Council - Community Safety and Place Management Advisory Committee - 9 May 2013 (MC/13/64311)

This report was dealt with at the Community Safety and Place Management Advisory Committee meeting of 9 May 2013 and was listed as a Recommendation in those minutes. The item is hereby submitted to the Ordinary Meeting, together with the minutes for formal adoption by Council.

Item 6 Late Night Manly Working Group

Notes from the first Working Group meeting were distributed to the working group and feedback has been received from them. The recommendation to the committee is to progress a pilot activation of Market Place commencing in September. It was acknowledged that there are many challenges and logistics that still need to be addressed and this will be looked at by the working group. Superintendent Darcy advised that he received positive feedback from the General Manager about the proposal and he suggested a three month trial instead of the initial 6 week proposal.

The committee considered the draft recommendation and agreed with the concept. It was also agreed that the recommendation go to Council as an item of brief mention.

MOTION (Le Surf / C Griffin)

That the minutes of the Community Safety and Place Management Advisory Committee meeting on 9 May 2013 be adopted including the following items:

Item 6 Late Night Manly Working Group

That a trial activation of Market Place be piloted on weekend evenings for a three month period commencing in September.

Suggested activities may range from music, art markets to street performance to food offerings, and that suitable local businesses or charities be considered with first offers of involvement.

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

94/13 RESOLVED: (Le Surf / C Griffin)

That the minutes of the Community Safety and Place Management Advisory Committee meeting on 9 May 2013 be adopted including the following items:

Item 6 Late Night Manly Working Group

That a trial activation of Market Place be piloted on weekend evenings for a three month period commencing in September.

Suggested activities may range from music, art markets to street performance to food offerings, and that suitable local businesses or charities be considered with first offers of involvement.

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Report Of Committees Report No. 18

Minutes for adoption by Council - Waste Advisory Committee - 15 May 2013 (MC/13/64490)
This report was dealt with at the Waste Advisory Committee meeting of 15 May 2013 and was listed as a Recommendation in those minutes. The item is hereby submitted to the Ordinary Meeting, together with the minutes for formal adoption by Council.

ITEM 4 Matters Arising – Committee Membership Request

The Committee requested that Silke Stuckenbrock become a member of the Waste Advisory Committee. Silke is a co-founder of the two hands project, which has inspired thousands of litter clean up actions worldwide. Currently, the Waste Advisory Committee Terms of Reference state that the Committee shall consist of 5 Community Members. It is requested that Ms Stuckenbrock be included as currently the Committee only has 5 community members.

MOTION (Aird / C Griffin)

That the minutes of the Waste Advisory Committee meeting on 15 May 2013 be adopted including the following items:

ITEM 4 Matters Arising – Committee Membership Request

The Committee recommends that:

The General Manager be requested to amend the Terms of Reference of the Waste Advisory Committee to allow for six community members. That subject to Council receiving an application, that Ms Silke Stuckenbrock be invited to join the Waste Advisory Committee.

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

Against the Resolution: Nil.

95/13 RESOLVED: (Aird / C Griffin)

That the minutes of the Waste Advisory Committee meeting on 15 May 2013 be adopted including the following items:

ITEM 4 Matters Arising – Committee Membership Request

The Committee recommends that:

The General Manager be requested to amend the Terms of Reference of the Waste Advisory Committee to allow for six community members. That subject to Council receiving an application, that Ms Silke Stuckenbrock be invited to join the Waste Advisory Committee.

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GENERAL MANAGERS DIVISION

General Managers Division Report No. 11

Appointment of Code of Conduct Review Panel (MC/13/64670)

SUMMARY

To report to Council on the process for appointing a new panel of conduct reviewers and to recommend a new panel for appointment.

MOTION (Le Surf / Heasman)

1. That Council appoint the following members to its conduct reviewer panel for a term of four years:

    - Adam Halstead
    - Annette Simpson
    - Alison Cripps
    - Peter Givorshner
    - Kath Roach
    - Heather Irish
    - Peter Taylor SC
    - Jocelyn Sparks
    - Wendy Klaassen
    - Kathy Thane
    - Tim Rogers

2. That Council set the rate for work undertaken by the panel at $270 per hour plus GST as a sole reviewer and $400 plus GST per meeting as part of a review committee.

3. That the previous panel be terminated.

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

Against the Resolution: Nil.

96/13 RESOLVED: (Le Surf / Heasman)

1. That Council appoint the following members to its conduct reviewer panel for a term of four years:

   - Adam Halstead
   - Annette Simpson
   - Alison Cripps
   - Peter Givorshner
   - Kath Roach
   - Heather Irish
   - Peter Taylor SC
   - Jocelyn Sparks
   - Wendy Klaassen
   - Kathy Thane
   - Tim Rogers

2. That Council set the rate for work undertaken by the panel at $270 per hour plus GST as a sole reviewer and $400 plus GST per meeting as part of a review committee.

3. That the previous panel be terminated.

****

ENVIRONMENTAL SERVICES DIVISION

Environmental Services Division Report No. 15

Status of Current Appeals relating to Development Applications (MC/13/62722)

SUMMARY

Status of current Appeals relating to Development Applications.

MOTION (Le Surf / Heasman)

THAT the information be noted.

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

Against the Resolution: Nil.

97/13 RESOLVED: (Le Surf / Heasman)

THAT the information be noted.

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Councillor Aird left the Chamber having declared an interest in a DA in the following report.

Environmental Services Division Report No. 16

Development Applications Currently Being Processed During June 2013 (MC/13/62723)

SUMMARY

Development Applications currently being processed during June 2013.

MOTION (Le Surf / J Griffin)

THAT the information be noted.

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

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

98/13 RESOLVED: (Le Surf / J Griffin)

THAT the information be noted.

****

CORPORATE SERVICES DIVISION

Corporate Services Division Report No. 11

Third Quarter Report (1 January to 31 March 2013) – Progress with Four Year Delivery Program 2011-2015, Operational Plan 2012-2013 and Budget 2012-13 (MC/13/59414)

MOTION (Le Surf / Heasman)

THAT

1. The third quarterly report for the 2012-2013 Operational Plan and progress report with the second year of Council's Delivery Program 2011-2015 be received and noted.

2. The Financial Statement for the quarter ended 31 March 2013, including the revised estimates and recommended variations contained within the report, be adopted.

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

99/13 RESOLVED: (Le Surf / Heasman)

THAT

1. The third quarterly report for the 2012-2013 Operational Plan and progress report with the second year of Council's Delivery Program 2011-2015 be received and noted.

2. The Financial Statement for the quarter ended 31 March 2013, including the revised estimates and recommended variations contained within the report, be adopted.

Councillor Aird returned to the Chamber.

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Corporate Services Division Report No. 12

Mayors' and Councillors' Fees - Determination of Local Government Remuneration Tribunal - 2013 - 2014 (MC/13/62466)

MOTION (Le Surf / Heasman)

That:

Council reaffirm its previous policy adopted in July 1998, that pursuant to s.248 and 249 of the *Local Government Act, 1993*, Council set the Mayors' and Councillors' remuneration fees for the period 1 July 2013 to 30 June 2014 at the maximum level determined by the Local Government Remuneration Tribunal, with the following fees to apply:

Mayor Allowance - $38,160

Councillors Fees - $17,490

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

100/13 RESOLVED: (Le Surf / Heasman)

That:

Council reaffirm its previous policy adopted in July 1998, that pursuant to s.248 and 249 of the *Local Government Act, 1993*, Council set the Mayors' and Councillors' remuneration fees for the period 1 July 2013 to 30 June 2014 at the maximum level determined by the Local Government Remuneration Tribunal, with the following fees to apply:

Mayor Allowance - $38,160

Councillors Fees - $17,490

****

Corporate Services Division Report No. 13

Local Government NSW Annual Conference (MC/13/65375)

MOTION (C Griffin / LeSurf)

That:

1. Council be represented at the Local Government New South Wales 2013 Annual Conference in Sydney 1 – 3 October 2013 and that Council meet the registration and associated costs for each attendee.

2. Council determine the number of Councillor delegates and observers to attend the Conference.

3. Should Councillors wish to make a submission that this be provided to the General Manager by no later than 10 June 2013.

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

101/13 RESOLVED: (C Griffin / Le Surf)

That:

1. Council be represented at the Local Government New South Wales 2013 Annual Conference in Sydney 1 – 3 October 2013 and that Council meet the registration and associated costs for each attendee.

2. Council determine the number of Councillor delegates and observers to attend the Conference.

3. Should Councillors wish to make a submission that this be provided to the General Manager by no later than 10 June 2013.

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CIVIC AND URBAN SERVICES DIVISION

Civic and Urban Services Division Report No. 3

Draft Tree Conservation and Management Plan for Coastal Norfolk Island Pines (MC/13/61315)

SUMMARY

The Tree Conservation and Management Plan for Coastal Norfolk Pines (the Plan) considers the Norfolk Island Pines in the Manly area as a community asset to be maintained and improved into the future. The objective of the Plan is to ensure tree health and to plan for the overall maintenance and improvement of the populations of pines into the future. It is proposed that the review timeframe of this document be set at ten years (2023) but that the actions prescribed in the plan be reviewed and updated on a bi annual basis.

MOTION (Burns/ C Griffin)

1. That the report be noted.

2. That the Draft Tree Conservation and Management Plan for Coastal Norfolk Pines be referred to the Public Domains Committee.

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

102/13 RESOLVED: (Burns / C Griffin)

1. That the report be noted.

2. That the Draft Tree Conservation and Management Plan for Coastal Norfolk Pines be referred to the Public Domains Committee.

****

QUESTIONS WITHOUT NOTICE

QWN28/13 Councillor Bingham - July Council Meeting

Why had the July meeting been changed from 15 july to 1 July 2013 per council's website?

At the request of the Mayor the General manager advised that Council's meeting cycles are the 1st and 2nd Mondays of the month and if the 1st Monday is public holiday then we have a joint meeting on the 2nd Monday. The 3rd Monday is not part of the cycle even though it was suggested by staff this is an exception where the 1st two Mondays are holidays, 1 public holiday and one school holiday.

QWN29/13 Councillor Aird - White rabbit stencils & posters

About two weeks ago large posters and stencils in white paint of a white rabbit appeared in the public domain in Manly CBD. The stencils have defaced the new pavers. Has anything been done to clean this up or to illegal bill posting?

At the request of the Mayor the General Manager advised he would take this on notice, however he would look at the matter and possible remediation.

QWN30/13 Councillor Aird - White Paint on paving near Carlton Street

Would Council attend to the paint spilt on the pavement on the beach near the children's playground near Carlton, as there are a foot prints all over the pavement?

At the request of the Mayor the General Manager advised he would attend to the removal.

QWN31/13 Councillor Burns - Repairs to Bower Street

Bower Street has good news on the repairs something has gone wrong I don't know how much involvement staff have with the scope of work but they have tarred half the street but the damage done by Ausgrid has not been touched.

At the request of the Mayor the General Manager advised that the restoration relies with Ausgrid and the he would follow this matter up.

QWN32/13 Councillor Burns - KPMG Report and Chamber of Commerce briefing

I believe you briefed the Chamber of Commerce on the KPMG Report, would you please put in writing what you said to them.

At the request of the Mayor the General Manager advised he was not at the meeting. The Chamber requested an in confidence briefing on the slides that were provided to the councillors.

At the request of the General Manager, Anthony Hewton, Executive Manager, Corporate Support Services advised the Chamber were briefed by a representative from KPMG on the presentation given to Councillors at the February workshop. KPMG had copies of the full report but members of the Chamber did not.

QWN33/13 Councillor C Griffin - Water on Sydney Road, Fairlight

Has Council determined why there is water leaking across Sydney Road at Fairlight?

At the request of the Mayor the General Manager advised that Council will be requesting the developer of the subject property to pump their discharge into a line and they will need to pay for this remediation.

Councillor Le Surf left the Chamber at 12.45am Tuesday 4 June 2013.

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MATTERS OF URGENCY

MOTION (Bingham / Heasman)

That the next meeting of Council be held on Monday 15 July 2013.

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

103/13 RESOLVED: (Bingham / Heasman)

That the next meeting of Council be held on Monday 15 July 2013.

CLOSE

The meeting closed at 1.05am Tuesday.

The above minutes were confirmed at an **Ordinary Meeting** of Manly Council held on 15 July 2013.

MAYOR

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