

Manly Council

Minutes

Ordinary Meeting

Held at Council Chambers, 1 Belgrave Street Manly on:

Monday 19 September 2005

*Copies of business papers are available at the Customer Services Counter at Manly Council, Manly Library and Seaforth Library and are available on Council's website:
www.manly.nsw.gov.au*



The Ordinary Meeting was held in the Council Chambers, Town Hall, Manly, on Monday 19 September 2005. The meeting commenced at 7:36 pm.

PRESENT

His Worship, The Mayor, Councillor Dr Peter Macdonald, who presided
Deputy Mayor, Councillor R Morrison, Deputy Chairperson
Councillor B Aird
Councillor S Cant
Councillor P Daley
Councillor J Evans
Councillor J Hay, AM
Councillor A Heasman
Councillor J Lambert
Councillor D Murphy
Councillor M Norek
Councillor B Pedersen

ALSO PRESENT

Henry T Wong, General Manager
Jim Hunter, Director Corporate Planning & Strategy
Ross Fleming, Chief Financial Officer
David Stray, Manager Development Control
Anthony Hewton, Divisional Manager, Human Services and Facilities
Rachael Levey, Minute Taker

OPENING PRAYER

The Opening Prayer was presented by Grant Kingston-Kerr.

APOLOGIES

Nil.

DECLARATIONS OF PECUNIARY INTEREST / CONFLICT OF INTEREST

Name:	Item Number:	Nature of Interest:
Councillor Dr Peter Macdonald	ESD No. 51	Owns a property near 118 North Steyne, Manly
Councillor Norek	ESD No. 51	Previously owned a property in North Steyne, Manly

CONFIRMATION OF MINUTES

MOTION (Pedersen / Lambert)

That copies of the Minutes of the Ordinary Meeting of Council held on Monday 15 August 2005, having been furnished to each member of the Council, such Minutes be taken as read and confirmed as a true record of proceedings of such meeting.

340/05 RESOLVED: (Pedersen / Lambert)

That copies of the Minutes of the Ordinary Meeting of Council held on Monday 15 August 2005, having been furnished to each member of the Council, such Minutes be taken as read and confirmed as a true record of proceedings of such meeting.

For the Resolution: Councillors Hay, Heasman, Lambert, Cant, Murphy, Daley, Morrison, Pedersen, Aird, Evans, Norek and Macdonald.

Against the Resolution: Nil.

PUBLIC FORUM

NAME	SUBJECT/PUBLIC SPEAKERS
James Young	The proposed new closure times of the pubs and takeaway shops in Manly.
Philip Beale	Issues relating to Section 94 Contributions.
Tony Sattler	Issues relating to Section 94 Contributions.
Doug Price	Issues relating to Section 94 Contributions.

STANDING ORDERS (Macdonald / Aird)

That Standing Orders be suspended to allow for consideration of Items of public interest, being Public Addresses, Environmental Services Division Report No. 51, 118 North Steyne, Manly, Environmental Services Division Report No. 52, 38A Rignold Street, Seaforth and Notice of Motion Report No. 30, NRMA Insurance.

341/05 RESOLVED: (Macdonald / Aird)

That Standing Orders be suspended to allow for consideration of Items of public interest, being Public Addresses, Environmental Services Division Report No. 51, 118 North Steyne, Manly, Environmental Services Division Report No. 52, 38A Rignold Street, Seaforth and Notice of Motion Report No. 30, NRMA Insurance.

For the Resolution: Councillors Hay, Heasman, Lambert, Cant, Murphy, Daley, Morrison, Pedersen, Aird, Evans, Norek and Macdonald.

Against the Resolution: Nil.

Having previously declared an interest, His Worship, The Mayor, Councillor Dr Peter Macdonald vacated the Chair and left the Chamber at 7.52pm.

Deputy Mayor, Councillor Morrison assumed the Chair.

PUBLIC ADDRESSES

ITEM	SPEAKER
Environmental Services Division Report No. 51 118 North Steyne, Manly Council Applicant	Kate Mountstephens of Allen Jack Collier on behalf of the Applicant
Environmental Services Division Report No. 52 38A Rignold Street, Seaforth (DA 529/04) Objector Applicant	Dennis Pitman Peter Whitfield
Notice of Motion Report No. 30 NRMA Insurance In support of Notice of Motion	Grahame McCreath

Having declared an interest, Councillor Norek left the Chamber at 8.02pm.

ENVIRONMENTAL SERVICES DIVISION REPORTS

Environmental Services Division Report No. 51

118 North Steyne, Manly (DA508/04)

Application Lodged: 22 October 2004

Applicant: Allen Jack & Cottier

Owner: Violet Stedman

Estimated Cost: \$5,519,000.

Zoning: Manly Local Environmental Plan, 1988 - Residential

Surrounding Development: Single dwelling houses and residential flat buildings

Heritage: The existing dwelling is listed as an item of Environmental Heritage under Council's Local Environmental Plan.

SUMMARY:

1. DEVELOPMENT CONSENT IS SOUGHT FOR THE ALTERATIONS AND ADDITIONS TO THE EXISTING TIMBER COTTAGE AND FOR THE ERECTION OF A SIX STOREY RESIDENTIAL FLAT BUILDING CONTAINING FIVE (5) UNITS WITH BASEMENT CARPARKING.
2. THE APPLICATION WAS NOTIFIED TO ALL ADJOINING AND NEARBY PROPERTY OWNERS AND ADVERTISED IN THE MANLY DAILY.

3. THE APPLICATION WAS NOTIFIED TO THE OCEAN BEACH PRECINCT COMMUNITY FORUM FOR COMMENT.
4. THE APPLICATION IS PRESENTED TO THE ELECTED COUNCIL AT THE REQUEST OF COUNCILLOR MURPHY
5. THE APPLICANT HAS LODGED AN APPEAL WITH THE LAND & ENVIRONMENT COURT AGAINST DEEMED REFUSAL OF THE APPLICATION.
6. THE APPLICATION IS RECOMMENDED FOR REFUSAL

MOTION (Hay / Murphy)

That Council grant conditional approval to Development Application No 508/04, for the alterations and additions to the existing cottage (including the replacement of the rear and new attic area), and the erection of a six storey residential flat building containing five units with basement carparking at 118 North Steyne, Manly, subject to the adoption of neutral evaluation at the Land and Environment Court.

AMENDMENT (Lambert / Evans)

That Development Application No 508/04, for the alterations and additions to the existing cottage (including the replacement of the rear and new attic area), and the erection of a six storey residential flat building containing five units with basement carparking at 118 North Steyne, Manly be refused for the following reasons:

1. The proposal contravenes the aims and objectives of the Manly Local Environmental Plan 1988, having regard to Section 79C(1)(a) of the Environmental Planning & Assessment Act 1979.
2. The proposal is contrary to the provisions of the Manly Residential Development Control Plan for the Residential Zones 2001, having regard to Section 79C(1)(a) of the Environmental Planning & Assessment Act 1979.
3. The proposal is an overdevelopment of the site, having regard to Section 79C(1)(a), (b), (c), (d) and (e) of the Environmental Planning & Assessment Act 1979.
4. The proposal will have a detrimental impact on the views, privacy and overshadowing of the surrounding properties, having regard to Section 79C(1)(a), (b), (c), (d) and (e) of the Environmental Planning & Assessment Act 1979.
5. The proposal will have a detrimental impact on the heritage significance of the site, in particular, on the existing cottage known as 'Brise de Mer' and its garden, having regard to Section 79C(1)(a),(b), (c), (d) and (e) of the Environmental Planning & Assessment Act 1979.
6. The proposal is contrary to the public interest, having regard to Section 79C(1)(e) of the Environmental Planning & Assessment Act 1979.

For the Amendment: Councillors Lambert, Cant, Pedersen, Aird and Evans.

Against the Amendment: Councillors Hay, Heasman, Murphy, Daley, and Morrison.

With the voting being equal, the Chairperson, Councillor Morrison used his casting vote against the Amendment and declared it Lost.

342/05 RESOLVED: (Hay / Murphy)

That Council grant conditional approval to Development Application No 508/04, for the alterations and additions to the existing cottage (including the replacement of the rear and new attic area), and the erection of a six storey residential flat building containing five units with basement carparking at 118 North Steyne, Manly, subject to the adoption of neutral evaluation at the Land and Environment Court.

For the Resolution: Councillors Hay, Heasman, Murphy, Daley and Morrison.

Against the Resolution: Councillors Lambert, Cant, Pedersen, Aird and Evans.

With the voting being equal, the Chairperson, Councillor Morrison used his casting vote in favour of the Motion and declared it Carried.

A Notice of Rescission was lodged for this item before the end of the meeting.

MATTER ARISING (Murphy / Heasman)

That Council prepare a report prior to the callover date, regarding relocation of the cottage at 118 North Steyne, Manly, including full restoration by the applicant and donation of the cottage to the community. In return, the applicant will redevelop the site and ensure it is 100% compliant with Council's DCP. That such a report be considered by the applicant and if this option is preferred, a separate DA addressing the new proposal be lodged.

343/05 RESOLVED: (Murphy / Heasman)

That Council prepare a report prior to the callover date, regarding relocation of the cottage at 118 North Steyne, Manly, including full restoration by the applicant and donation of the cottage to the community. In return, the applicant will redevelop the site and ensure it is 100% compliant with Council's DCP. That such a report be considered by the applicant and if this option is preferred, a separate DA addressing the new proposal be lodged.

For the Resolution: Councillors Hay, Heasman, Cant, Murphy, Daley and Morrison.

Against the Resolution: Councillors Lambert, Pedersen, Aird and Evans.

A Notice of Rescission was lodged for this item before the end of the meeting.

At 8.48pm Councillor Morrison vacated the Chair and His Worship, The Mayor, Councillor Dr Peter Macdonald returned to the Chamber and assumed the Chair.

Councillor Norek returned to the Chamber.

Environmental Services Division Report No. 52

36a Rignold Street, Seaforth (DA529/04)

Application Lodged: 1 December, 2004 amended plans 11.5.05

Applicant: Home Team Constructions

Owner: Mr P & Mrs S Whitfield

Estimated Cost: \$447 858

Zoning: Manly Local Environmental Plan, 1988 - Residential
Part within Foreshore Scenic Protection Area

Surrounding Development: Bushland, vacant land as well as single and two storey dwellings

Heritage: n/a

SUMMARY:

1. AN APPLICATION IS MADE FOR EXCAVATION AND ERECTION OF A NEW DWELLING WITH CARERS UNIT (FAMILY FLAT) AS WELL AS A DETACHED DOUBLE GARAGE.
2. THE APPLICATION WAS NOTIFIED IN ACCORDANCE WITH COUNCILS NOTIFICATION POLICY WITH SIX (6) SUBMISSIONS RECEIVED.
3. THE APPLICATION WAS REFERRED TO THE LOCAL COMMUNITY PRECINCT FORUM AND COMMENT WAS RECEIVED.
4. THE APPLICATION IS ASSESSED PURSUANT TO SECTION 79C OF THE ENVIRONMENTAL PLANNING AND ASSESSMENT ACT 1979 INCLUDING COUNCIL'S RELEVANT PLANS AND POLICIES.
5. THE APPLICATION WAS REPORTED TO THE DEVELOPMENT ASSESSMENT UNIT ON 31.3.05 AS WHICH TIME THE APPLICATION WAS RECOMMENDED FOR REFUSAL.
6. REVISED PLANS WERE RECEIVED TO ADDRESS ISSUES RAISED BY THE DEVELOPMENT ASSESSMENT UNIT.
7. THE REVISED PLANS WERE FURTHER NOTIFIED WITH EIGHT (8) SUBMISSIONS RECEIVED.
8. THE REVISED PLANS WERE FURTHER REPORTED TO THE DEVELOPMENT ASSESSMENT UNIT ON 23 JUNE 2005 AT WHICH TIME THE APPLICATION WAS RECOMMENDED FOR REFUSAL.
9. THE DEVELOPMENT APPLICATION WAS PRESENTED TO COUNCIL'S LAND USE MANAGEMENT COMMITTEE OF 1 AUGUST 2005 WHERE THE MATTER WAS DEFERRED FOR THE APPLICANT TO MEET WITH COUNCIL STAFF TO ACHIEVE TOTAL COMPLIANCE WITH THE DCP INCLUDING PERFORMANCE BASED QUALITATIVE CRITERIA.
10. THE APPLICANT HAS LODGED AN APPEAL WITH THE LAND & ENVIRONMENT COURT AGAINST DEEMED REFUSAL OF THE APPLICATION.
11. REFUSAL OF THE APPLICATION IS RECOMMENDED.

MOTION (Murphy / Hay)

That approval for Development Application No.529/04 for erection of a new dwelling and detached double garage at No.38A Rignold Street Seaforth be granted based on the following conditions:

- the building be reduced in height by one meter;
- the garage be moved to the northern side of the block;
- the garage roof eastern gable be changed to a hipped roof;
- two extra parking spaces next to the garage be provided for visitors;
- additional suitable screening trees be planted to protect privacy to the north elevation first floor balcony; and
- the applicant withdraws court action once written approval from Council has been received.

AMENDMENT (Morrison)

That Council seeks a court consent order in respect to Development Application No.529/04 for erection of a new dwelling and detached double garage at No.38A Rignold Street Seaforth in terms and conditions consistent with Council's resolution of 8 August 2005.

The Amendment was withdrawn.

344/05 RESOLVED: (Murphy / Hay)

That approval for Development Application No.529/04 for erection of a new dwelling and detached double garage at No.38A Rignold Street Seaforth be granted based on the following conditions:

- the building be reduced in height by one meter;
- the garage be moved to the northern side of the block;
- the garage roof eastern gable be changed to a hipped roof;
- two extra parking spaces next to the garage be provided for visitors;
- additional suitable screening trees be planted to protect privacy to the north elevation first floor balcony; and
- the applicant withdraws court action once written approval from Council has been received.

For the Resolution: Councillors Hay, Heasman, Lambert, Cant, Murphy, Daley, Morrison, Pedersen and Norek.

Against the Resolution: Councillors Aird, Evans and Macdonald.

A Notice of Rescission was lodged for this item before the end of the meeting.

Notice of Motion Report No. 30

NRMA Insurance

Councillor Heasman moved:

That Manly Council write to NRMA INSURANCE (IAG INSURANCE) to show Council's support and it's concern for local smash repairers and the local Automotive Groups with regard to the dispute to win a fairer deal for the ratepayers from NRMA INSURANCE.

MOTION (Heasman / Hay)

1. That Manly Council write to the NRMA INSURANCE (IAG INSURANCE) to show it's support and concern for local smash repairers and it's local Automotive Groups with regard to the dispute to win a fairer deal for it's ratepayers from NRMA INSURANCE in relation to the NRMA Preferred Repairer Network Scheme, particularly in relation to the concern that the procedures may force cost cutting which may result in use of second hand materials or less than optimal repairs resulting in safety concerns.
2. That Manly Council immediately write to the NSW Minister for Fair Trading, Ms Diane Beamer, to investigate anti-steering or similar protective legislation to protect the rights of motor vehicle smash repairers and insurance claimants.
3. That the Mayor bring Council's recommendation to the next SHOROC Executive meeting with a view to SHOROC endorsing Council's decision and also write to the NRMA INSURANCE and the NSW Minister to Fair Trading.
4. That Manly Council urgently write to the Local Government Association Executive with a view to the Executive raising the issue at the Local Government Conference at Mudgee, October, 2005.

345/05 RESOLVED: (Heasman / Hay)

1. That Manly Council write to the NRMA INSURANCE (IAG INSURANCE) to show it's support and concern for local smash repairers and it's local Automotive Groups with regard to the dispute to win a fairer deal for it's ratepayers from NRMA INSURANCE in relation to

the NRMA Preferred Repairer Network Scheme, particularly in relation to the concern that the procedures may force cost cutting which may result in use of second hand materials or less than optimal repairs resulting in safety concerns.

2. That Manly Council immediately write to the NSW Minister for Fair Trading, Ms Diane Beamer, to investigate anti-steering or similar protective legislation to protect the rights of motor vehicle smash repairers and insurance claimants.
3. That the Mayor bring Council's recommendation to the next SHOROC Executive meeting with a view to SHOROC endorsing Council's decision and also write to the NRMA INSURANCE and the NSW Minister to Fair Trading.
4. That Manly Council urgently write to the Local Government Association Executive with a view to the Executive raising the issue at the Local Government Conference at Mudgee, October, 2005.

For the Resolution: Councillors Hay, Heasman, Lambert, Cant, Murphy, Daley, Morrison, Pedersen, Aird, Evans, Norek and Macdonald.

Against the Resolution: Nil.

STANDING ORDERS (Aird / Macdonald)

That Standing Orders be resumed.

346/05 RESOLVED: (Aird / Macdonald)

That Standing Orders be resumed.

For the resolution: Councillors Hay, Heasman, Lambert, Cant, Murphy, Daley, Morrison, Pedersen, Aird, Evans, Norek and Macdonald.

Against the resolution: Nil.

MAYORAL MINUTES

Mayoral Minute Report No. 6

Seaforth TAFE Site

MOTION (Macdonald)

1. That Council engage an independent consultant to prepare Urban Design Guidelines;
2. That Council request Landcom to provide further details of its Traffic Analysis of approach three (to demolish the existing building and create a mixed use redevelopment on the site plus divert Sydney Road at Kempbridge Avenue to pass to the north side of the heritage library building, thus creating a significant "Civic Plaza" on the south side of the road);
3. That Council prepare a Parking Study with Landcom contributions looking at current and future needs;
4. That Council support the continuation of the Community Reference Group (CRG); and
5. That there be full consultation with the RTA regarding the proposed 2 lane widening of the Spit Bridge and the impact of this proposal on any redevelopment on this site and the whole Seaforth Community.

AMENDMENT (Norek / Murphy)

1. That Council engage an independent consultant to prepare Urban Design Guidelines;
2. That Council request Landcom to provide further details of its Traffic Analysis of approach three (to demolish the existing building and create a mixed use redevelopment on the site plus divert Sydney Road at Kempbridge Avenue to pass to the north side of the heritage library building, thus creating a significant "Civic Plaza" on the south side of the road);
3. That Council prepare a Parking Study with Landcom contributions looking at current and future needs;
4. That Council support the continuation of the Community Reference Group (CRG);
5. That there be full consultation with the RTA regarding the proposed 2 lane widening of the Spit bridge and the impact of this proposal on any redevelopment on this site and the whole Seaforth Community; and
6. That Landcom sell the development to developers and that it remain an educational site and that this be designated as option four for further consideration.

For the Amendment: Councillors Murphy and Norek.

Against the Amendment: Councillors Hay, Heasman, Lambert, Cant, Daley, Morrison, Pedersen, Aird, Evans and Macdonald.

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

347/05 RESOLVED: (Macdonald)

1. That Council engage an independent consultant to prepare Urban Design Guidelines;
2. That Council request Landcom to provide further details of its Traffic Analysis of approach three (to demolish the existing building and create a mixed use redevelopment on the site plus divert Sydney Road at Kempbridge Avenue to pass to the north side of the heritage library building, thus creating a significant "Civic Plaza" on the south side of the road);
3. That Council prepare a Parking Study with Landcom contributions looking at current and future needs;
4. That Council support the continuation of the Community Reference Group (CRG); and
5. That there be full consultation with the RTA regarding the proposed 2 lane widening of the Spit Bridge and the impact of this proposal on any redevelopment on this site and the whole Seaforth Community.

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

For the Resolution: Councillors Hay, Heasman, Lambert, Cant, Murphy, Daley, Morrison, Pedersen, Aird, Evans and Macdonald.

Against the Resolution: Councillor Norek.

NOTICES OF RESCISSION

Notice of Rescission Report No. 8

Development Application Process Review

Councillor Daley, Councillor Murphy, and Councillor Hay moved:

“That the Council’s decision of 15 August 2005 being Item 5 in respect of Development Application Process Review be and is hereby rescinded.”

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

For the Rescission Motion: Councillors Hay, Heasman, Murphy, Daley and Morrison.

Against the Rescission Motion: Councillors Lambert, Cant, Pedersen, Aird, Evans, Norek and Macdonald.

NOTICES OF MOTION

Notice of Motion Report No. 29

Counter Terrorism

Councillor Daley moved:

That Manly Council fully support the strengthening of the national counter-terrorism laws as outlined last week by the Prime Minister (see agenda attachment) and which will be discussed at the COAG meeting at the end of this month.

I also call on Manly Council to liaise with appropriate agencies when taking forward new security measures as recommended by the Manly After Midnight working party. For example the installation of CC TV cameras on The Corso.

MOTION (Daley / Morrison)

That Manly Council fully support the strengthening of the national counter-terrorism laws as outlined last week by the Prime Minister and which will be discussed at the COAG meeting at the end of this month.

That Manly Council liaise with the appropriate agencies when taking forward new security measures as recommended by the Manly After Midnight working party. (For example the installation of CC TV cameras on The Corso.)

AMENDMENT (Pedersen / Macdonald)

1. That Council continue to fully cooperate with relevant State and Federal agencies to ensure that all appropriate counter-terrorism initiatives are in place.
2. That the General Manager immediately report to Council when any new practical initiatives emerge that may aid the Council in any counter terrorism strategies.
3. That Council believes that appropriate and strong counter-terrorism measures need not, and should not, breach the fundamental civil rights that the Australian people see as inalienable.

4. That Council believes that the details of any proposed new counter-terrorism legislation must be fully disclosed and properly publicly debated before being endorsed.
5. That Manly Council liaise with the relevant State and Federal agencies, whenever appropriate, when taking forward the new security measures as recommended by the Manly After Midnight working party.

For the Amendment: Councillors Lambert, Cant, Pedersen, Aird, Evans and Macdonald.

Against the Amendment: Councillors Hay, Heasman, Murphy, Daley, Morrison and Norek.

With the voting being equal, the Mayor used his casting vote in favour of the Amendment.

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

348/05 RESOLVED: (Pedersen / Macdonald)

1. That Council continue to fully cooperate with relevant State and Federal agencies to ensure that all appropriate counter-terrorism initiatives are in place.
2. That the General Manager immediately report to Council when any new practical initiatives emerge that may aid the Council in any counter terrorism strategies.
3. That Council believes that appropriate and strong counter-terrorism measures need not, and should not, breach the fundamental civil rights that the Australian people see as inalienable.
4. That Council believes that the details of any proposed new counter-terrorism legislation must be fully disclosed and properly publicly debated before being endorsed.
5. That Manly Council liaise with the relevant State and Federal agencies, whenever appropriate, when taking forward the new security measures as recommended by the Manly After Midnight working party.

For the Resolution: Councillors Lambert, Cant, Pedersen, Aird, Evans, Norek and Macdonald.

Against the Resolution: Councillors Hay, Heasman, Murphy, Daley and Morrison.

Notice of Motion Report No. 31

A Management Plan For Roseberry Street, Balgowlah

Councillor Heasman moved:

That Council develop a management plan that will encompass on and off street parking, - and future planning, location of parking; indented / roll kerb parking; safer entry points for trucks, etc. landscaping and traffic management within Roseberry St and its effect on other streets.

MOTION (Heasman / Norek)

That Council develop a management plan that will encompass on and off street parking, - and future planning, location of parking; indented / roll kerb parking; safer entry points for trucks, etc. landscaping and traffic management within Roseberry St and its effect on other streets.

349/05 RESOLVED: (Heasman / Norek)

That Council develop a management plan that will encompass on and off street parking, - and future planning, location of parking; indented / roll kerb parking; safer entry points for trucks, etc. landscaping and traffic management within Roseberry St and its effect on other streets.

For the Resolution: Councillors Hay, Heasman, Lambert, Cant, Murphy, Daley, Morrison, Pedersen, Aird, Evans, Norek and Macdonald.

Against the Resolution: Nil.

Notice of Motion Report No. 32

Mediation Process For The Resolution Of Disputes Between Applicants And Objectors

Councillor Morrison moved:

That the General Manager investigate and develop a proposal for the provision of a mediation process for the resolution of disputes between applicants and objectors in relation to DA proposals, based on the essential principles of the New South Wales Law Society Model, and bring back a report to Council for consideration of his proposal, within two (2) months.

MOTION (Morrison / Norek)

That the General Manager investigate and develop a proposal for the provision of a mediation process for the resolution of disputes between applicants and objectors in relation to DA proposals, based on the essential principles of the New South Wales Law Society Model, and bring back a report to Council for consideration of his proposal, within two (2) months.

AMENDMENT (Pedersen / Lambert)

That Council investigate and develop a proposal for the provision of a mediation process for the resolution of disputes between applicants and objectors in relation to DA proposals, based on the essential principles of the New South Wales Law Society Model, as part of the DA process review.

For the Amendment: Councillors Lambert, Cant, Pedersen, Aird, Evans and Macdonald.

Against the Amendment: Councillors Hay, Heasman, Murphy, Daley, Morrison and Norek.

With the voting being equal, the Mayor used his casting vote in favour of the Amendment.

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

350/05 RESOLVED: (Pedersen / Lambert)

That Council investigate and develop a proposal for the provision of a mediation process for the resolution of disputes between applicants and objectors in relation to DA proposals, based on the essential principles of the New South Wales Law Society Model, as part of the DA process review.

For the Resolution: Councillors Lambert, Cant, Pedersen, Aird, Evans and Macdonald.

Against the Resolution: Councillors Hay, Heasman, Murphy, Daley, Morrison and Norek.

With the voting being equal, the Chairperson, Mayor Macdonald used his casting vote in favour of the Resolution and declared it Carried.

ITEMS FOR BRIEF MENTION

Item For Brief Mention Report No. 8

Item For Brief Mention**1. Reports:****1A RESPONSE FROM NSW HEALTH REGARDING THE PROPOSED NEW LEVEL 5 HOSPITAL ON SYDNEY'S NORTHERN BEACHES**

At Council's Ordinary Meeting of 20 June, 2005 it was resolved as follows:-

- "1. Given the outcomes of the Value Management Study consultative process, and the pressing need for a new Level 5 hospital on Sydney's North Beaches, and
2. Reaffirming Manly Council's previously expressed concerns in relation the Golf Course site, Council calls on Minister Iemma and the State Government to ensure that a new Level 5 hospital is operational by 2010, by urgently progressing from the assessment stage to funding commitment and detailed planning directed to construction of the hospital at one of the preferred sites within the Dee Why - Brookvale - Frenchs Forest triangle, this being the demographic centre of the area."

Following this resolution the General Manager wrote to the NSW Minister for Health (at the time) the Hon Morris Iemma MP conveying Council's resolution.

Correspondence was recently received from the Deputy Director General, Health System Support, Robert D McGregor AM dated 5 August, 2005 in reply to correspondence from Council in relation to a Level 5 Hospital on Sydney's Northern Beaches. Relevant sections from this advice are reproduced below:-

".....over the past five years, the Area Health Service (AHS) has undertaken extensive community consultation and site analysis to identify the most appropriate site for a new Northern Beaches Hospital.

Six possible locations have now been identified for the new hospital and a Value Management Study (VMS) has been conducted with the involvement of members of the community, health care staff and other stakeholders. The VMS considered a range of issues in relation to the six sites, including their proximity to public transport, travel times to each site, traffic access and impacts, long-term viability, environment and heritage issues and other factors such a flooding.

The AHS has had some preliminary discussions with the Warringah Golf Course directors about the options for retaining as much of the course and parkland as possible, should the hospital go ahead on this site.

The AHS will consult closely with golf course members, players and the community should the golf course be selected as the preferred site for the new hospital. This is to ensure that recreational facilities are retained wherever possible. At the moment, however, this site is only one of six under consideration and no decision has been made. The Area is considering all six options for a new hospital site and your views will be taken into consideration as part of that process.

NSW Health is committed to providing the best possible health service for the Northern Beaches and will continue to keep the community up to date with any developments."

The response lists Mr Michael Roxburgh, Director, Capital Procurement, Northern Sydney and Central Coast Area Health Service as the contact should Council have further issues or concerns it wishes to raise.

1B END OF FINANCIAL YEAR REPORTS – ITEMS FOR END OF YEAR CLEARANCE

a. Annual Financial Statements Certificate Year Ended 30 June 2005

In accordance with Section 413(2)(c) of the Local Government Act, Council is required to include with its Annual Financial Reports a "Statement" signed under resolution of Council, by the Mayor, one other Councillor, the General Manager and the Responsible Accounting Officer in respect to the General Purpose Annual Financial Statements as well as the Special Purpose Financial Statements.

Council's Auditors will be commencing the audit in the last week of September and these "Statements" will enable Council's Auditor to complete the audit and for Council to submit the audited Financial Reports to the Department of Local Government by 7 November 2005. The Annual Financial Reports will be presented to the Council following completion of the audit.

A draft set of Financial Reports for Year Ended 30 June 2005 will be tabled at the meeting.

b. Goods and Services Tax Compliance Certificate

Circular 05/26 (**Attachment 1**) from the Department of Local Government advised Council of changes to requirements for GST compliance. Council must now supply the Department of Local Government a certificate of confirmation signed under resolution of Council, by the Mayor, one other Councillor, the General Manager and the Responsible Accounting Officer, that Council has complied with GST requirements.

Statement by Chief Financial Officer

I hereby certify that to the best of my knowledge and belief that all GST required to be paid for the period 1 July 2004 to 30 June 2005 has been paid; that Council has in place management arrangements and internal controls to account for GST liabilities and recoup GST input tax credits; and there are no GST non-compliance issues or events that have been identified or raised by the Australian Taxation Office.

2. Minutes Of Meetings:

- (i) ACCESS COMMITTEE MINUTES OF MEETING HELD ON 18 AUGUST 2005
- (ii) COMMUNITY SAFETY COMMITTEE MINUTES OF MEETING HELD ON 18 AUGUST 02005
- (iii) MANLY YOUTH COUNCIL MINUTES OF MEETING HELD ON 22 AUGUST 2005
- (iv) MANLY ART GALLERY & MUSEUM LIAISON COMMITTEE MINUTES OF MEETING HELD ON 10 AUGUST 2005
- (v) THE MANLY MEALS ON WHEELS SERVICE COMMITTEE MINUTES OF MEETING HELD ON 3 AUGUST 2005
- (vi) MANLY VISITOR AND COMMUNITY BOARD COMMITTEE MINUTES OF MEETING HELD ON 25 AUGUST 2005
- (vii) MANLY ARTS FESTIVAL COMMITTEE MINUTES OF MEETING HELD ON 11 AUGUST 2005
- (viii) MANLY SISTER CITIES COMMITTEE MINUTES OF MEETING HELD ON 10 AUGUST, 2005

THE FOLLOWING MINUTES CONTAIN RECOMMENDATIONS OF A SUBSTANTIAL NATURE REQUIRING FORMAL COUNCIL ADOPTION AS FOLLOWS:

3. a. Community Safety Committee - Minutes of Meeting held 18 August, 2005.

Item Number: Item 3.1 - Marine Parade

The Recommendation of the Committee was:

That the recommendation of the Community Safety Committee as listed in item 3.1 of the Manly Community Safety Committee minutes of meeting held on 18 August, 2005 be noted by Council and referred to the General Manager for his consideration and action as it involves a significant policy change, whereby the current state of play requires cyclists to dismount along Marine Parade on weekends and public holidays.

This is to allow time for a report to be prepared on this matter with professional input, canvassing the issues as raised by the Manly Safety Committee and the Manly Bicycle Committee and making a recommendation to Council on this issue. This report will address both risk management and pathway planning matters affecting both pedestrians and cyclists.

MOTION (Pedersen / Heasman)

- 1A That Council note the response from the Deputy Director General, Robert D McGregor AM in response to the proposed development of a new Level 5 Hospital on Sydney's Northern Beaches.
- 1B a That in respect to Council's General Purpose Annual Financial Statements and Council's Special Purpose Financial Statements, the Certificates as tabled be signed under resolution of Council by the Mayor, the Deputy Mayor (or one other Councillor), the General Manager and the Responsible Accounting Officer.
- b That in respect to Council's GST compliance requirements, that the Goods and Services Tax (GST) Compliance Certificate, as tabled, be signed under resolution of Council by the Mayor, the Deputy Mayor (or one other Councillor), the General Manager and the Responsible Accounting Officer.
2. That the recommendations of **Minutes of Meetings, as listed in item 2**, being **items (i) to viii**, as listed above, be **adopted**.
3. a That item 3.1 – Marine Parade of Community Safety Committee Minutes of Meeting held on 18 August, 2005 be adopted, as follows:

That the recommendation of the Community Safety Committee as listed in item 3.1 of the Manly Community Safety Committee minutes of meeting held on 18 August, 2005 be noted by Council and referred to the General Manager for his consideration and action as it involves a significant policy change, whereby the current state of play requires cyclists to dismount along marine Parade on weekends and public holidays.

This is to allow time for a report to be prepared on this matter with professional input, canvassing the issues as raised by the Manly Safety Committee and the Manly Bicycle Committee and making a recommendation to Council on this issue. This report will address both risk management and pathway planning matters affecting both pedestrians and cyclists.

351/05 RESOLVED: (Pedersen / Heasman)

- 1A That Council note the response from the Deputy Director General, Robert D McGregor AM in response to the proposed development of a new Level 5 Hospital on Sydney's Northern Beaches.
- 1B a. That in respect to Council's General Purpose Annual Financial Statements and Council's Special Purpose Financial Statements, that the Certificates as tabled be signed under resolution of Council by the Mayor, the Deputy Mayor (or one other Councillor), the General Manager and the Responsible Accounting Officer.
- b. That in respect to Council's GST compliance requirements, that the Goods and Services Tax (GST) Compliance Certificate, as tabled, be signed under resolution of Council by the Mayor, the Deputy Mayor (or one other Councillor), the General Manager and the Responsible Accounting Officer.
2. That the recommendations of **Minutes of Meetings, as listed in item 2**, being **items (i) to viii**, as listed above, be **adopted**.
3. a. That item 3.1 – Marine Parade of Community Safety Committee Minutes of Meeting held on 18 August, 2005 be adopted, as follows:

That the recommendation of the Community Safety Committee as listed in item 3.1 of the Manly Community Safety Committee minutes of meeting held on 18 August, 2005 be noted by Council and referred to the General Manager for his consideration and action as it involves a significant policy change, whereby the current state of play requires cyclists to dismount along Marine Parade on weekends and public holidays.

This is to allow time for a report to be prepared on this matter with professional input, canvassing the issues as raised by the Manly Safety Committee and the Manly Bicycle Committee and making a recommendation to Council on this issue. This report will address both risk management and pathway planning matters affecting both pedestrians and cyclists.

For the Resolution: Councillors Hay, Heasman, Lambert, Cant, Murphy, Daley, Morrison, Pedersen, Aird, Evans, Norek and Macdonald.

Against the Resolution: Nil.

GENERAL MANAGER'S OFFICE REPORTS

General Manager's Office Report No. 26

Election Of Deputy Mayor**SUMMARY**

Section 231 of the *Local Government Act, 1993* empowers the Council to elect one of its members to act as Deputy Mayor for the Mayoral term or for a shorter term.

A Deputy Mayor may exercise any function of the Mayor at the request of the Mayor or if the Mayor is prevented by illness, absence or otherwise from exercising the function or if there is a casual vacancy in the Office of the Mayor.

The election for Deputy Mayor will be held at the Ordinary Meeting of Council on 19 September 2005.

MOTION (Hay / Pedersen)

1. That Council elect a Deputy Mayor for the period to **September 2006**.
2. That Council adopt the Open Voting method for the election of Deputy Mayor for the 2005/2006 term.

352/05 RESOLVED: (Hay / Pedersen)

1. That Council elect a Deputy Mayor for the period to **September 2006**.
2. That Council adopt the open voting method for the election of Deputy Mayor for the 2005/2006 term.

For the Resolution: Councillors Hay, Heasman, Lambert, Cant, Murphy, Daley, Morrison, Pedersen, Aird, Evans, Norek and Macdonald.

Against the Resolution: Nil.

The Mayor vacated the Chair. The Returning Officer conducted the election.

The General Manager acting as the Returning Officer invited nominations for the office of Deputy Mayor. The Returning Officer advised that nominations were not valid unless they were made in writing by two or more Councillors and the nominee had indicated consent to the nomination also in writing.

Two valid nominations were received:-

1. Councillor Aird was nominated by Councillor Macdonald and Councillor Lambert. Councillor Aird had signed the consent to the nomination.
2. Councillor Heasman was nominated by Councillor Hay and Councillor Morrison. Councillor Heasman had signed the consent to the nomination.

An Open Vote was then taken resulting as follows:

In favour of Councillor Aird

Councillor Lambert
Councillor Cant
Councillor Pedersen
Councillor Aird
Councillor Evans
The Mayor Councillor Macdonald

In favour of Councillor Heasman

Councillor Hay
Councillor Heasman
Councillor Murphy
Councillor Daley
Councillor Morrison
Councillor Norek

With the voting being equal it was necessary to draw lots to determine the Deputy Mayor. The Returning Officer advised that with the drawing of lots the first name drawn is declared the successful candidate. The Returning Officer drew the first name, being Councillor Aird, and declared Councillor Aird duly elected as Deputy Mayor for the period to September 2006.

The Mayor Councillor Macdonald, and the Returning Officer congratulated Councillor Aird on her election as Deputy Mayor and thanked Councillor Morrison for the previous year's service.

General Manager's Office Report No. 27

Appointment of Chairperson and Deputy Chairperson for its Principal Committees

SUMMARY

The purpose of this report is to appoint the Chairperson and Deputy Chairperson for its Principal Committees of Land Use Management and Planning and Strategy.

MOTION (Hay / Pedersen)

1. That Council establish a Planning & Strategy Committee and Land Use Management Committee as its Principal Committees with the Functions & Responsibilities outlined in the above report.
2. That Council proceed to elect Chairpersons and Deputy Chairpersons for its Principal Committees of Land Use Management and Planning and Strategy.
3. That Council utilise the open voting method of election as applied to the election of the Deputy Mayor.
4. That in accordance with s377 of the Local Government Act Council delegate to the two (2) Principal Committees of Land Use Management and Planning and Strategy the power to resolve on matters properly before each Principal Committee.

353/05 RESOLVED: (Hay / Pedersen)

1. That Council establish a Planning & Strategy Committee and Land Use Management Committee as its Principal Committees with the Functions & Responsibilities outlined in the above report.
2. That Council proceed to elect Chairpersons and Deputy Chairpersons for its Principal Committees of Land Use Management and Planning and Strategy.
3. That Council utilise the open voting method of election as applied to the election of the Deputy Mayor.
4. That in accordance with s377 of the Local Government Act Council delegate to the two (2) Principal Committees of Land Use Management and Planning and Strategy the power to resolve on matters properly before each Principal Committee.

For the Resolution: Councillors Hay, Heasman, Lambert, Cant, Murphy, Daley, Morrison, Pedersen, Aird, Evans, Norek and Macdonald.

Against the Resolution: Nil.

The General Manager acting as the Returning Officer invited nominations for the Office of Chair of the Principal Committees being the Planning and Strategy Committee (P&S) and the Land Use Management Committee (LUM). The following nominations were received:

1. Councillor Aird was nominated for Chair of the Planning and Strategy Committee by Councillor Macdonald and Councillor Lambert. Councillor Aird consented to the nomination.

There being only one nomination the Returning Officer declared Councillor Aird duly elected as Chair of the Planning and Strategy Committee for the period to September 2006.

2. Councillor Lambert was nominated for Chair of the Land Use Management Committee by

Councillor Macdonald and Councillor Aird. Councillor Lambert consented to the nomination.

There being only one nomination the Returning Officer declared Councillor Lambert duly elected as Chair of the Land Use Management Committee for the period to September 2006.

The Mayor and the Returning Officer congratulated Councillor Aird on her election as Chair of the Planning and Strategy Committee and Councillor Lambert on her election as Chair of the Land Use Management Committee.

The General Manager acting as the Returning Officer invited nominations for the Office of Deputy Chair of the Principal Committees being the Planning and Strategy Committee (P&S) and the Land Use Management Committee (LUM). The following nominations were received:

1. Councillor Heasman was nominated for Deputy Chair of the Planning and Strategy Committee by Councillor Hay and Councillor Lambert. Councillor Heasman consented to the nomination.

There being only one nomination the Returning Officer declared Councillor Heasman duly elected as Deputy Chair of the Planning and Strategy Committee for the period to September 2006.

2. Councillor Morrison was nominated for Deputy Chair of the Land Use Management Committee by Councillor Murphy and Councillor Pedersen. Councillor Morrison consented to the nomination.

There being only one valid nomination the Returning Officer declared Councillor Morrison duly elected as Deputy Chair of the Land Use Management Committee for the period to September 2006.

The Mayor and the Returning Officer congratulated Councillor Heasman on her election as Deputy Chair of the Planning and Strategy Committee and Councillor Morrison on his election as Deputy Chair of the Land Use Management Committee.

CORPORATE SERVICES DIVISION REPORTS

Corporate Services Division Report No. 21

Accounts – Report on Council Investment as at 31 August, 2005

SUMMARY

Latest accounting statements for the period to 31 August, 2005.

1. Statement showing general fund bank account balance as at 31 August, 2005.
2. Cash investments as at 31 August 2005.

MOTION (Hay / Heasman)

1. That the statement of General Fund Bank Account balance as at 31 August, 2005 be received and noted.
2. That the certification by the Chief Financial Officer be noted.
3. That details of Council's cash investments as at 31 August, 2005 be received and noted.

354/05 RESOLVED: (Hay / Heasman)

1. That the statement of General Fund Bank Account balance as at 31 August, 2005 be received and noted.
2. That the certification by the Chief Financial Officer be noted.
3. That details of Council's cash investments as at 31 August, 2005 be received and noted.

For the Resolution: Councillors Hay, Heasman, Lambert, Cant, Murphy, Daley, Morrison, Pedersen, Aird, Evans, Norek and Macdonald.

Against the Resolution: Nil.

HUMAN SERVICES AND FACILITIES UNIT REPORTS

Human Services and Facilities Unit Report No. 9

Community And Cultural Group Subsidies Allocation Of 2005/2006 Grants**SUMMARY**

Report on the allocation of financial donations and subsidies to community and cultural groups for 2005/2006.

This report requests council endorsement of the allocation of financial donations and subsidies to the successful organisations.

MOTION (Pedersen / Hay)

That Council:-

1. Award the 2005/2006 Community Grants to the following organisations:

<u>Organisation</u>	<u>Recommended Amount</u>
1. Cubby House Toy Library Inc	\$800.00
2. Chinese Elderly Welfare Association Inc.	\$300.00
3. Peninsular Senior Citizens Toy Repair Group	\$500.00
4. Lone Parent Family Support Service	\$160.00
5. Aboriginal Support Group MWP	\$300.00
6. Northern Beaches Multiple Birth Club	\$600.00
7. Manly Warringah Pittwater Community Aid Inc	\$1,000.00
8. Aunties and Uncles Cooperative	Nil
9. Northside Enterprise Inc	\$500.00
10. Pioneer Clubhouse	Nil
11. Manly Warringah Pittwater Torchbearers for Legacy	\$500.00
12. Learning Links	\$1000.00
13. Manly Croquet Club Inc	Nil
14. Northern Beaches Neighbourhood Service – Easy Care Gardening	\$800.00
15. Northern Beaches Neighbourhood Service – Information Service	\$400.00
16. Uniting Care Ageing Wesley Heights	\$1,140.00
17. Lifeline Northern Beaches Inc	\$500.00

18. Lifestart Northern Beaches (Early Childhood Intervention Service)	\$500.00
19. Zonta Club of Middle Harbour	Nil
Total	\$9,000.00

2. Award the 2005/2006 Cultural Grants to the following organisations:

<u>Organisation</u>	<u>Recommended Amount</u>
1. Manly Music Club	\$450.00
2. Manly District Band	\$900.00
3. Northern Beaches Eisteddfod	\$1,400.00
4. Bosnia Herzegovina Project Inc	\$1,400.00
5. Sempre Con Te	\$900.00
6. Northern Beaches Mental Health Consumer Network	\$450.00
7. Manly Warringah Choir Inc	\$500.00
Total	\$6,000.00

355/05 RESOLVED: (Pedersen / Hay)

That Council:-

1. Award the 2005/2006 Community Grants to the following organisations:

<u>Organisation</u>	<u>Recommended Amount</u>
1. Cubby House Toy Library Inc	\$800.00
2. Chinese Elderly Welfare Association Inc.	\$300.00
3. Peninsular Senior Citizens Toy Repair Group	\$500.00
4. Lone Parent Family Support Service	\$160.00
5. Aboriginal Support Group MWP	\$300.00
6. Northern Beaches Multiple Birth Club	\$600.00
7. Manly Warringah Pittwater Community Aid Inc	\$1,000.00
8. Aunties and Uncles Cooperative	Nil
9. Northside Enterprise Inc	\$500.00
10. Pioneer Clubhouse	Nil
11. Manly Warringah Pittwater Torchbearers for Legacy	\$500.00
12. Learning Links	\$1000.00
13. Manly Croquet Club Inc	Nil
14. Northern Beaches Neighbourhood Service – Easy Care Gardening	\$800.00
15. Northern Beaches Neighbourhood Service – Information Service	\$400.00
16. Uniting Care Ageing Wesley Heights	\$1,140.00
17. Lifeline Northern Beaches Inc	\$500.00
18. Lifestart Northern Beaches (Early Childhood Intervention Service)	\$500.00
19. Zonta Club of Middle Harbour	Nil
Total	\$9,000.00

2. Award the 2005/2006 Cultural Grants to the following organisations:

<u>Organisation</u>	<u>Recommended Amount</u>
1. Manly Music Club	\$450.00
2. Manly District Band	\$900.00
3. Northern Beaches Eisteddfod	\$1,400.00
4. Bosnia Herzegovina Project Inc	\$1,400.00
5. Sempre Con Te	\$900.00
6. Northern Beaches Mental Health Consumer Network	\$450.00
7. Manly Warringah Choir Inc	\$500.00
Total	\$6,000.00

For the Resolution: Councillors Hay, Heasman, Lambert, Cant, Murphy, Daley, Morrison, Pedersen, Aird, Evans, Norek and Macdonald.

Against the Resolution: Nil.

CIVIC SERVICES UNIT REPORTS

Civic Services Unit Report No. 6

Tenders - Purchase Of Major Plant – Tender No. 05/04 - Supply And Delivery Of One (1) One Small Pavement Sweeper Vehicle – Tender No. 05/13 - Sale Of Plant No. 740 By Tender

SUMMARY

1. Tenders have been received for the supply of one (1) small pavement sweeper vehicle together with the purchase and/or trade-in on Council's plant no. 740.
2. It is recommended that the tender from Applied Sweepers for the supply and delivery of one (1) small pavement sweeper vehicle be accepted and that plant no. 740 be disposed of at auction.

MOTION (Heasman / Cant)

1. That Council accept the offer from Applied Sweepers for the supply and delivery of one small pavement sweeper vehicle, model 525HS for \$135,730 excluding GST.
2. That plant No. 740 be disposed of at Auction.
3. That the unsuccessful tenderers be advised accordingly.

356/05 RESOLVED: (Heasman / Cant)

1. That Council accept the offer from Applied Sweepers for the supply and delivery of one small pavement sweeper vehicle, model 525HS for \$135,730 excluding GST.
2. That plant No. 740 be disposed of at Auction.
3. That the unsuccessful tenderers be advised accordingly.

For the Resolution: Councillors Hay, Heasman, Lambert, Cant, Murphy, Daley, Morrison, Pedersen, Aird, Evans, Norek and Macdonald.

Against the Resolution: Nil.

QUESTIONS WITHOUT NOTICE**Councillor Heasman:**

What has happened to the Manly Design Awards? Given the Chairperson's commitment over the last 20 years, it would be helpful for him to be involved in any future direction. Councillor Heasman indicated that Councillor Aird and herself would be willing to take part in a workshop or informal meeting regarding the above, given their commitment over the last 6 years to the Awards.

At the request of the Mayor, the General Manager advised that the Awards will now be conducted on a per term basis, rather than per year. He advised that this matter would be taken on notice and further information provided.

Councillor Lambert:

1. A previous resolution of Council committed to examining possibilities for conversion/upgrading to shared pedestrian/cycle paths whenever a footpath is undergoing substantial works. Was this policy implemented in relation to current works in Beatrice Street? Is the policy generally still active and under consideration be appropriate staff?

At the request of the Mayor, the Director Corporate Planning and Strategy advised that there are some issues to be examined in relation to Beatrice Street and that this matter would be taken on notice.

2. Advice from the Roads Department, following up from the former Minister's announcement regarding planning for the widening of Spit Bridge indicates that it is 'standard practice' to plan for shared pedestrian/cycle paths. Has Council, or will Council follow up on this advice and past representations to ensure that the Spit Bridge widening will incorporate a dedicated cycle path to facilitate commuter cycling?

At the request of the Mayor, the the Director Corporate Planning and Strategy advised that this matter would be taken on notice.

Councillor Murphy:

1. We are all bound by rules relating to noise by the EPA. If a DA is submitted for a property and gains approval, that property is bound by two sets of rules relating to noise.

If the application is for alterations and additions and the applicant lives on site, is the work associated with the DA bound by the Council conditions and all non DA work associated with living in the house including maintenance bound by the EPA rules?

At the request of the Mayor, the General Manager advised that this matter would be taken on notice.

2. Is the Council responsible for preventing rain water on a road from entering a property?

At the request of the Mayor, the General Manager advised that this matter would be taken on notice.

Councillor Daley:

What is the cost of the Futures Forum and who pays for it?

At the request of the Mayor, the General Manager advised that the Department of Infrastructure, Planning and Natural Resources (DIPNR) and Council pays for the Forum. The Forum is organised by the Futures Forum Steering Committee.

Councillor Morrison:

In line with the new trading hours in the Seaforth business zone, when will the parking signs in the area be changed to reflect seven day trading?

At the request of the Mayor, the General Manager advised that this matter has been handed to the Traffic Manager for action and would be followed up and further advice provided regarding timeframes.

Councillor Norek:

Councillor Norek submitted a number of Questions Without Notice that did not conform to Council's Code of Meeting Practice. These items will be dealt with administratively.

MATTERS OF URGENCY

Nil.

CLOSE

The meeting closed at [12.13am](#)

The above minutes were confirmed at an **Ordinary Meeting** of Manly Council held on [17 October 2005](#).

MAYOR

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