

Manly Council

Minutes

Planning and Strategy Committee

Held at Council Chambers, 1 Belgrave Street Manly on:

Monday 10 September 2007

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TO THE MAYOR AND COUNCILLORS OF THE COUNCIL:

The Planning and Strategy Committee, having met at 7:45 pm on Monday 10 September 2007, in the Council Chambers, Town Hall, Manly, to consider the various matters referred to it, now reports the decisions reached and the recommendations made which are stated hereunder.

The decisions taken and indicated by the prefix "Resolved" as distinct from "Recommendations" made to the Council, were taken pursuant to authority delegated to this Committee vide Minutes Number 535 of 19th September, 2005.

PRESENT

His Worship, The Mayor, Councillor Dr P Macdonald
Deputy Mayor, Councillor B Pedersen
Councillor B Aird, Chairperson
Councillor S Cant
Councillor P Daley
Councillor J Evans
Councillor A Heasman, Deputy Chairperson
Councillor J Lambert, AM
Councillor R Morrison, arrived at 8.11pm
Councillor D Murphy
Councillor M Norek

ALSO PRESENT

Henry Wong, General Manager
Anthony Hewton, Divisional Manager Planning & Strategy
Liz Rich, Minute Taker

The Mayor, Councillor Macdonald was in the Chair and declared the meeting open.

APOLOGIES

Apologies were tendered on behalf of Councillor Hay, for non-attendance.

MOTION (Heasman / Pedersen)

That the apology received from Councillor Hay be accepted and leave be granted.

PS61/07 RESOLVED: (Heasman / Pedersen)

That the apology received from Councillor Hay be accepted and leave be granted.

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

Against the Resolution: Nil.

DECLARATIONS OF PECUNIARY INTEREST / CONFLICT OF INTEREST

Nil.

CONFIRMATION OF MINUTES**MOTION (Cant / Lambert)**

That copies of the Minutes of the Planning and Strategy Committee held on Monday, 13 August 2007, 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.

PS62/07 RESOLVED: (Cant / Lambert)

That copies of the Minutes of the Planning and Strategy Committee held on Monday, 13 August 2007, 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 Aird, Cant, Daley, Evans, Heasman, Lambert, Murphy, Norek, Pedersen and Macdonald

Against the Resolution: Nil.

MAYORAL MINUTES

Mayoral Minute Report No. 20

Solar Surf Clubs**MOTION (Macdonald)**

1. That Council support the funding for the installation of solar hot water systems at each of the three surf life saving clubs in the Local Government Area.
2. That Council support the funding for the installation of photovoltaic cells on the rooftops of the three surf life saving clubs in the Local Government area to supply the clubs with their necessary electricity requirements.
3. That Council apply for any relevant Government grants to partially fund the work.
4. That this resolution be listed as an agenda item at the first meeting of the Surf Life Saving Clubs Liaison Working Group scheduled to take place later this month.
5. That the General Manager bring a report back to Council investigating the viability of installing rainwater tanks at each of the three surf life saving clubs.
6. That Council staff and the Climate Change Working Group seek external sponsorship for these installations.
7. That Council staff investigate the viability of wind turbines.

PS63/07 RESOLVED: (Macdonald)

1. That Council support the funding for the installation of solar hot water systems at each of the three surf life saving clubs in the Local Government Area.
2. That Council support the funding for the installation of photovoltaic cells on the rooftops of the three surf life saving clubs in the Local Government area to supply the clubs with their necessary electricity requirements.

3. That Council apply for any relevant Government grants to partially fund the work.
4. That this resolution be listed as an agenda item at the first meeting of the Surf Life Saving Clubs Liaison Working Group scheduled to take place later this month.
5. That the General Manager bring a report back to Council investigating the viability of installing rainwater tanks at each of the three surf life saving clubs.
6. That Council staff and the Climate Change Working Group seek external sponsorship for these installations.
7. That Council staff investigate the viability of wind turbines.

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

The Planning and Strategy Committee was adjourned at 8.25pm and the Mayor, Councillor Dr P Macdonald vacated the Chair.

The meeting was reconvened at 8.27pm and Councillor Aird assumed the Chair. The following Councillors were present:

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

SUSPENSION OF STANDING ORDERS (Aird / Macdonald)

That Standing Orders be suspended to consider items of public interest, being Items for Brief Mention, Report No.9 Item 4.2 Fairlight Shops Upgrade, and Planning and Strategy Division Report No. 39, Sangrado Swimming Enclosure Update Report.

PS64/07 RESOLVED: (Aird / Macdonald)

That Standing Orders be suspended to consider items of public interest, being Items for Brief Mention, Report No.9 Item 4.2 Fairlight Shops Upgrade, and Planning and Strategy Division Report No. 39, Sangrado Swimming Enclosure Update Report.

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

ITEMS FOR BRIEF MENTION

Item For Brief Mention Report No. 9

Items for Brief Mention - Minutes for Adoption by Council - Special Purpose and Joint Committees**1. Reports:****Objection to the Kurnell Desalination Plant and Support for Alternative Options such as Rainwater Tanks**

A Notice of Motion was put to the Ordinary Council Meeting held on 23 April 2007, where it was resolved (41/07) that Council, *inter alia*, write to both the State and Federal governments to support and fund the roll out of rainwater tanks.

Letters were sent to the federal Minister for the Environment and Water Resources, The Hon Malcolm Turnbull, MP; the state Ministers for Planning (The Hon Frank Sartor, MP); for Climate Change Environment and Water (The Hon Philip Koperberg, MP) and for Water Utilities (The Hon Nathan Rees, MP).

A response has been received from the Office of the Minister for the Environment and Water Resources, and is **attached** for the information of the Council.

It is recommended that the report be received and noted.

2. Minutes of Meetings without recommendations of a substantial nature:

- i) Scientific Advisory Panel – 31 July 2007
- ii) Clontarf/Bantry Bay Estuary Management Working Group – 13 August 2007
- iii) Manly Sustainability Strategy Management Group – 14 August 2007
- iv) Manly Scenic Walkway Committee – 14 August 2007
- v) Manly Traffic Committee - 27 August 2007

3. The following Minutes contain recommendations of a substantial nature requiring formal Council adoption as follows:**i) Landscape Management & Urban Design Committee – 15 August 2007****a) Item 4.1 Council Resolution 18 June (No 85/07) Regarding Bicycle Racks****Recommendation**

The LMUD Committee recommends:

- That The Corso be kept as clutter free as possible and that no bicycle racks be installed on The Corso.
- That the provision of increased bicycle rack capacity on the periphery of The Corso is supported, and
- That Council's Landscape Architect meet with a representative of the Bicycle Committee to further investigate such opportunities, (above), particularly the provision of racks on Darley Road near St Mathew's Church and either side of

the Wharf Forecourt.

b) Item 4.2 Fairlight Shops Upgrade

Recommendation

The LMUD Committee supports the Fairlight Shops Improvement Proposal Plan (April 2007) and recommends Council endorse the plan, including the undergrounding of overhead powerlines.

Further, the committee recommends Council funds the Fairlight Shops Improvement Proposal plan from the current financial year (2007/08) estimated to be in the order of 1 million dollars.

Note: Following the meeting Council's Traffic Engineer advised that the current "No standing" zone located where the post box used to be, will be converted to ½ hour parking.

c) Item 5.1 The Corso Wayfinding Signs/New Style Guide for Manly

Recommendation

The LMUD recommends 'in principle' support for the new Wayfinding signage layout including "Manly, immerse yourself" logo as proposed by the Manly Mainstreet Centre, in keeping with the new Style Guide.

Further, the committee recommends further refinements/adjustments to the layout eg. Incorporation of photographic imagery from the style guide, positioning of Ordinance symbols etc on the bottom panel, toning down of the Shop background colour, and that these further refined options be presented to the committee for consideration and endorsement.

d) Item 5.2 South Steyne Public Toilets Refurbishment and DA Presentation by Council's architect

Recommendation

The LMUD Committee strongly recommends against any additional building (including toilets) being positioned on the beach front (North and South Steyne). Rather, the committee supports the refurbishment of the existing below ground toilets, including provision of change room space, and provision of café toilets (upstairs). The retention of at least 1 and preferably both, public disabled toilets is also recommended.

e) Item 5.3 Rolfe Street, Manly. Options to Increase Car Parking between Collingwood Street and Pittwater Road

Recommendation

The LMUD Committee does not support any proposals to increase parking in Rolf Street (between Collingwood Street and Pittwater Road) that impinges upon the existing, wide, grassed, centre median.

f) Item 5.4 Planter Boxes Within or on the Periphery of The Corso

Recommendation

The LMUD Committee recommended that the existing 1.0m x 0.5m planter boxes currently positioned at the eastern end, and Darley Road end of The Corso be removed, and that no other planter boxes be placed on The Corso, or in the periphery.

ii) Playground Management Committee – 16 August 2007**a) Item 5.1 Seaforth Oval**Recommendation

- i) That planning continues for Stage 1 for a playground to be developed as a priority.
- ii) That the plans identify (for public comment) a site for a future ½ basketball court with the grassed overflow area, and consider possible locations for a future skateboarding facility in the vicinity.
- iii) That a survey be sent to all residents and user groups detailing more refined playground combinations.

b) Item 5.3 Nanbaree ReserveRecommendation

That community consultation including discussion with the local Precinct take place to ascertain the needs of the local residents for Nanbaree Reserve Playground, and consider a range of options for improving the existing playground.

iii) Manly Community Environment Committee – 16 August 2007**a) Item 5(i) Environmental Levy**Recommendation

Council allocate \$150,000 from next year's Environmental Levy for an icon climate change project.

b) Item 5(ii) Environmental LevyRecommendation

Reshaping the levy so that within a few years one third of the levy be allocated to climate change projects.

c) Item 5(iii) Environmental LevyRecommendation

Ensuring that staff collaborate with this committee to urgently review priorities for the levy to ensure that this can occur. Projects which have been running for over ten years and maintenance projects need to be reviewed

iv) Social Plan Implementation Committee – 21 August 2007

- a) **Item 5.4(ii) Recognition of North Sydney Aboriginal Social Plan as separate and distinct program from the Aboriginal Heritage Activities**

Recommendation

That the North Sydney Aboriginal Social Plan be recognised as an important issue in its own right and distinct from the Aboriginal Heritage plan. While co-locating in the Aboriginal Heritage Office it should have line management responsibility by Willoughby Council and will also be overseen by a the NSASP funding group and the related social planning structures in the participating Northern Sydney Councils.

v) Climate Change Working Group – 22 August 2007

- a) **Item 7.1 Solar Heating for Surf Clubs**

Recommendation

The Climate Change Working Group recommends that Council proceed with installing solar panels and solar hot water and or alternative energy hot water units for the three surf clubs on Manly Ocean Beach.

vi) Manly Visitor and Community Board – 30 August 2007

- a) **Item 6 Manly Mainstreet Centre Management Report**

Recommendation

That the Board supports:

1. That promotional material for this marketing initiative can be promoted through the Council Rate Notice distribution.
2. That the specified marketing initiative, "Manly Immerse Yourself", be supported by Council and the Manly businesses, on a dollar for dollar basis. Both Council and the Manly businesses would contribute an amount of up to \$25,000 for the year 2007/2008.
This amount will require a report for a budget variation in the September quarterly review.
(This funding for the Manly CBD area be provided whilst recognising that familiar funding may be required to be considered by Council for both the Seaforth and Balgowlah business areas to ensure a fair distribution of Council funding).
3. That the Manager, Mainstreet Centre makes a presentation to the Council detailing this initiative.
4. That the current Manly Destination Tourism Logo be maintained for all promotional/marketing initiatives directed to the domestic and international market segments.

**Divisional Manager's Human Services & Facilities
Note to Minutes of 30th August 2007.**

Infrastructure to complement the branding of Manly CBD "Manly Immerse Yourself" is planned for the next stage of The Corso upgrade and is to be funded from that source, and will include the installation of:

- Wayfinder Touch Screen Information Panel signage
- Pedestrian Traffic counters along The Corso
- Car Park Digital Directional signage identifying the number of vacant spaces available in each parking station

PUBLIC ADDRESSES

The following person addressed the meeting in relation to Item 4.2 – Fairlight Shops Upgrade

Against the Recommendation: Mr Andrew Dawes

MOTION (Macdonald / Lambert)

1. That the response received from the Office of the Minister for the Environment and Water Resources be received and noted.

PS65/07 **RESOLVED: (Macdonald / Lambert)**

1. That the response received from the Office of the Minister for the Environment and Water Resources be received and noted.

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

Against the Resolution: Nil.

MOTION (Macdonald / Heasman)

2. That the recommendations of **Minutes of Meetings**, as listed in **item 2**, being **2(i) to 2(v)**, be **adopted**.

PS66/07 **RESOLVED: (Macdonald / Heasman)**

2. That the recommendations of **Minutes of Meetings**, as listed in **item 2**, being **2(i) to 2(v)**, be **adopted**.

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

Against the Resolution: Nil.

MOTION (Macdonald / Cant)

3 i) That the minutes of the **Landscape Management & Urban Design Committee – 15 August 2007** be **adopted**, with the following recommendations of a substantial nature being **noted only**:

a) **Item 4.1 Council Resolution 18 June (No 85/07) Regarding Bicycle Racks**

Recommendation

The LMUD Committee recommends:

- That The Corso be kept as clutter free as possible and that no bicycle racks be installed on The Corso.
- That the provision of increased bicycle rack capacity on the periphery of

- The Corso is supported, and
- That Council's Landscape Architect meet with a representative of the Bicycle Committee to further investigate such opportunities, (above), particularly the provision of racks on Darley Road near St Mathew's Church and either side of the Wharf Forecourt.

e) **Item 5.3 Rolfe Street, Manly. Options to Increase Car Parking between Collingwood Street and Pittwater Road**

Recommendation

The LMUD Committee does not support any proposals to increase parking in Rolf Street (between Collingwood Street and Pittwater Road) that impinges upon the existing, wide, grassed, centre median.

That the following recommendations of a substantial nature be **adopted**:

c) **Item 5.1 The Corso Wayfinding Signs/New Style Guide for Manly**

Recommendation

The LMUD recommends 'in principle' support for the new Wayfinding signage layout including "Manly, immerse yourself" logo as proposed by the Manly Mainstreet Centre, in keeping with the new Style Guide.

Further, the committee recommends further refinements/adjustments to the layout eg. Incorporation of photographic imagery from the style guide, positioning of Ordinance symbols etc on the bottom panel, toning down of the Shop background colour, and that these further refined options be presented to the committee for consideration and endorsement.

d) **Item 5.2 South Steyne Public Toilets Refurbishment and DA Presentation by Council's architect.**

Recommendation

The LMUD Committee strongly recommends against any additional building (including toilets) being positioned on the beach front (North and South Steyne). Rather, the committee supports the refurbishment of the existing below ground toilets, including provision of change room space, and provision of café toilets (upstairs). The retention of at least 1 and preferably both, public disabled toilets is also recommended.

PS67/07 **RESOLVED:** (Macdonald / Cant)

- 3 i) That the minutes of the Landscape Management & Urban Design Committee – 15 August 2007 be **adopted**, with the following recommendations of a substantial nature being **noted only**:

a) **Item 4.1 Council Resolution 18 June (No 85/07) Regarding Bicycle Racks**

Recommendation

The LMUD Committee recommends:

- That The Corso be kept as clutter free as possible and that no bicycle racks

be installed on The Corso.

- That the provision of increased bicycle rack capacity on the periphery of The Corso is supported, and
- That Council's Landscape Architect meet with a representative of the Bicycle Committee to further investigate such opportunities, (above), particularly the provision of racks on Darley Road near St Mathew's Church and either side of the Wharf Forecourt.

e) **Item 5.3 Rolfe Street, Manly. Options to Increase Car Parking between Collingwood Street and Pittwater Road**

Recommendation

The LMUD Committee does not support any proposals to increase parking in Rolf Street (between Collingwood Street and Pittwater Road) that impinges upon the existing, wide, grassed, centre median.

That the following recommendations of a substantial nature be **adopted**:

c) **Item 5.1 The Corso Wayfinding Signs/New Style Guide for Manly**

Recommendation

The LMUD recommends 'in principle' support for the new Wayfinding signage layout including "Manly, immerse yourself" logo as proposed by the Manly Mainstreet Centre, in keeping with the new Style Guide.

Further, the committee recommends further refinements/adjustments to the layout eg. Incorporation of photographic imagery from the style guide, positioning of Ordinance symbols etc on the bottom panel, toning down of the Shop background colour, and that these further refined options be presented to the committee for consideration and endorsement.

d) **Item 5.2 South Steyne Public Toilets Refurbishment and DA Presentation by Michael Biddulph**

Recommendation

The LMUD Committee strongly recommends against any additional building (including toilets) being positioned on the beach front (North and South Steyne). Rather, the committee supports the refurbishment of the existing below ground toilets, including provision of change room space, and provision of café toilets (upstairs). The retention of at least 1 and preferably both, public disabled toilets is also recommended.

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

Against the Resolution: Nil.

MOTION (Macdonald / Evans)

3 i) That the following motion regarding item 4.2 of the Landscape Management & Urban Design Committee 15 August 2007 be **adopted**.

b) **Item 4.2 Fairlight Shops Upgrade**

That:

1. The LMUD resolution be noted

2. The Fairlight Shops Improvement Proposal Plan be put out on public exhibition for consultation and feedback.
3. As part of the exhibition, views be sought on:
 - i) conversion of the 30 minute parking zone to 15 minutes.
 - ii) the closure of William St thereby providing a potential bus bay
 - iii) the moving of the existing bus stop on the north side
4. An immediate approach be made to Sydney buses seeking their response in relocation of the bus stop further west.

AMENDMENT (Lambert / Daley)

3 i) That the following motion regarding item 4.2 of the **Landscape Management & Urban Design Committee 15 August 2007** be adopted.

b) Item 4.2 Fairlight Shops Upgrade

That:

1. The LMUD resolution be noted
2. The Fairlight Shops Improvement Proposal Plan be put out on public exhibition for consultation and feedback.
3. As part of the exhibition, views be sought on:
 - i) conversion of the 30 minute parking zone to 15 minutes.
4. As part of the public consultation process, staff provide a report on the short-term issues raised in Mr Hewitt's submission to Council 10/09/07.

For the Amendment: Councillors Daley, Lambert, Morrison, Murphy, Norek and Pedersen

Against the Amendment: Councillors Aird, Cant, Evans, Heasman and Macdonald

The Amendment was declared **CARRIED** and became the **MOTION**

PS68/07 RESOLVED: (Lambert / Daley)

3 i) That the following motion regarding item 4.2 of the **Landscape Management & Urban Design Committee 15 August 2007** be adopted.

b) Item 4.2 Fairlight Shops Upgrade

That:

1. The LMUD resolution be noted
2. The Fairlight Shops Improvement Proposal Plan be put out on public exhibition for consultation and feedback.
3. As part of the exhibition, views be sought on:
 - i) conversion of the 30 minute parking zone to 15 minutes.
4. As part of the public consultation process, staff provide a report on the short-term issues raised in Mr Hewitt's submission to Council 10/09/07.

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

Against the Resolution: Nil.

MOTION (Evans / Macdonald)

3 i) That the following motion regarding item 5.4 of the **Landscape Management & Urban Design Committee 15 August 2007** be adopted.

f) Item 5.4 Planter Boxes Within or on the Periphery of The Corso

Recommendation

The LMUD Committee recommended that the existing 1.0m x 0.5m planter boxes currently positioned at the eastern end, and Darley Road end of The Corso be removed, and that no other planter boxes be placed on The Corso, or in the periphery.

PS69/07 **RESOLVED: (Evans / Macdonald)**

3 i) That the following motion regarding item 5.4 of the Landscape Management & Urban Design Committee 15 August 2007 be adopted.

f) **Item 5.4 Planter Boxes Within or on the Periphery of The Corso**

Recommendation

The LMUD Committee recommended that the existing 1.0m x 0.5m planter boxes currently positioned at the eastern end, and Darley Road end of The Corso be removed, and that no other planter boxes be placed on The Corso, or in the periphery.

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

Against the Resolution: Councillors Heasman and Norek

MOTION (Macdonald / Murphy)

ii) That the minutes of the Playground Management Committee – 16 August 2007 be adopted, including the following recommendations of a substantial nature:

a) **Item 5.1 Seaforth Oval**

Recommendation

- i) That planning continues for Stage 1 for a playground to be developed as a priority.
- ii) That the plans identify (for public comment) a site for a future ½ basketball court with the grassed overflow area, and consider possible locations for a future skateboarding facility in the vicinity.
- iii) That a survey be sent to all residents and user groups detailing more refined playground combinations.

PS70/07 **RESOLVED: (Macdonald / Murphy)**

ii) That the minutes of the Playground Management Committee – 16 August 2007 be adopted, including the following recommendations of a substantial nature:

a) **Item 5.1 Seaforth Oval**

Recommendation

- i) That planning continues for Stage 1 for a playground to be developed as a priority.
- ii) That the plans identify (for public comment) a site for a future ½ basketball court with the grassed overflow area, and consider possible locations for a future skateboarding facility in the vicinity.

- iii) That a survey be sent to all residents and user groups detailing more refined playground combinations.

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

Against the Resolution: Nil.

MOTION (Evans / Aird)

- ii) That the following motion regarding item 5.3 of the Playground Management Committee – 16 August 2007 be adopted.

b) **Item 5.3 Nanbaree Reserve**

Recommendation

That community consultation including discussion with the local Precinct take place to ascertain the needs of the local residents for Nanbaree Reserve Playground, and consider a range of options for improving the existing playground.

PS71/07 **RESOLVED: (Evans / Aird)**

- ii) That the following motion regarding item 5.3 of the Playground Management Committee – 16 August 2007 be adopted.

b) **Item 5.3 Nanbaree Reserve**

Recommendation

That community consultation including discussion with the local Precinct take place to ascertain the needs of the local residents for Nanbaree Reserve Playground, and consider a range of options for improving the existing playground.

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

Against the Resolution: Nil.

Councillor Daley was not in the room when the voting took place.

MOTION (Lambert / Evans)

- iii) That the minutes of the Manly Community Environment Committee – 16 August 2007 be adopted, including the following recommendations of a substantial nature:

a) **Item 5(i) Environmental Levy**

Recommendation

Council consider allocating \$150,000 from next year's Environmental Levy for an icon climate change project.

b) **Item 5(ii) Environmental Levy**

Recommendation

Council consider reshaping the levy so that within a few years one third of the levy

be allocated to climate change projects.

c) **Item 5(iii) Environmental Levy**

Recommendation

Ensuring that staff collaborate with this committee to urgently review priorities for the levy to ensure that this can occur. Projects which have been running for over ten years and maintenance projects need to be reviewed, whilst recognizing the importance of maintaining the benefits of works already commenced.

AMENDMENT (Macdonald / Pedersen)

iii) That the minutes of the **Manly Community Environment Committee – 16 August 2007** be **adopted**, including the following recommendations of a substantial nature:

a) **Item 5(i) Environmental Levy**

Recommendation

Council allocate \$150,000 from next year's Environmental Levy for an icon climate change project.

b) **Item 5(ii) Environmental Levy**

Recommendation

Reshaping the levy so that within a few years one third of the levy be allocated to climate change projects.

c) **Item 5(iii) Environmental Levy**

Recommendation

Ensuring that staff collaborate with this committee to urgently review priorities for the levy to ensure that this can occur. Projects which have been running for over ten years and maintenance projects need to be reviewed.

For the Amendment: Councillors Aird, Pedersen and Macdonald

Against the Amendment: Councillors Cant, Daley, Evans, Heasman, Lambert, Morrison, Murphy and Norek

The Amendment was declared **LOST** and the Motion was put.

PS72/07 **RESOLVED: (Lambert / Evans)**

iii) That the minutes of the **Manly Community Environment Committee – 16 August 2007** be **adopted**, including the following recommendations of a substantial nature:

a) **Item 5(i) Environmental Levy**

Recommendation

Council consider allocating \$150,000 from next year's Environmental Levy for an icon climate change project.

b) **Item 5(ii) Environmental Levy**Recommendation

Council consider reshaping the levy so that within a few years one third of the levy be allocated to climate change projects.

c) **Item 5(iii) Environmental Levy**Recommendation

Ensuring that staff collaborate with this committee to urgently review priorities for the levy to ensure that this can occur. Projects which have been running for over ten years and maintenance projects need to be reviewed, whilst recognizing the importance of maintaining the benefits of works already commenced.

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

Against the Resolution: Councillor Norek

MOTION (Lambert / Heasman)

iv) That the minutes of the **Social Plan Implementation Committee – 21 August 2007** be **adopted**, including the following recommendations of a substantial nature:

a) **Item 5.4(ii) Recognition of North Sydney Aboriginal Social Plan as separate and distinct program from the Aboriginal Heritage Activities**Recommendation

That the NSASP be recognised as an important issue in its own right and distinct from the Aboriginal Heritage plan. While co-locating in the Aboriginal Heritage Office it should have line management responsibility by Willoughby Council and will also be overseen by a the NSASP funding group and the related social planning structures in the participating Northern Sydney Councils.

PS73/07 **RESOLVED: (Lambert / Heasman)**

iv) That the minutes of the **Social Plan Implementation Committee – 21 August 2007** be **adopted**, including the following recommendations of a substantial nature:

a) **Item 5.4(ii) Recognition of North Sydney Aboriginal Social Plan as separate and distinct program from the Aboriginal Heritage Activities**Recommendation

That the NSASP be recognised as an important issue in its own right and distinct from the Aboriginal Heritage plan. While co-locating in the Aboriginal Heritage Office it should have line management responsibility by Willoughby Council and will also be overseen by a the NSASP funding group and the related social planning structures in the participating Northern Sydney Councils.

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

Against the Resolution: Nil.

MOTION (Macdonald / Aird)

- v) That the minutes of the **Climate Change Working Group – 22 August 2007** be **adopted**, including the following recommendations of a substantial nature:

a) **Item 7.1 Solar Heating for Surf Clubs**

Recommendation

The Climate Change Working Group recommends that Council proceed with installing solar panels and solar hot water and or alternative energy hot water units for the three surf clubs on Manly Ocean Beach.

PS74/07 **RESOLVED: (Macdonald / Aird)**

- v) That the minutes of the **Climate Change Working Group – 22 August 2007** be **adopted**, including the following recommendations of a substantial nature:

a) **Item 7.1 Solar Heating for Surf Clubs**

Recommendation

The Climate Change Working Group recommends that Council proceed with installing solar panels and solar hot water and or alternative energy hot water units for the three surf clubs on Manly Ocean Beach.

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

Against the Resolution: Councillor Norek

MOTION (Macdonald / Heasman)

- vi) That the minutes of the **Manly Visitor and Community Board – 30 August 2007** be **adopted**, including the following item:

a) **Item 6 Manly Mainstreet Centre Management Report**

1. That promotional material for this marketing initiative can be promoted through the Council Rate Notice distribution.
2. That the specified marketing initiative, "Manly Immerse Yourself", be supported by Council and the Manly businesses, on a dollar for dollar basis. Both Council and the Manly businesses would contribute an amount of up to \$25,000 for the year 2007/2008, as a one-off amount as a start-up for a change of emphasis and mix of retailing in Manly. This amount will require a report for a budget variation in the September quarterly review.
(This funding for the Manly CBD area be provided whilst recognising that familiar funding may be required to be considered by Council for both the Seaforth and Balgowlah business areas to ensure a fair distribution of Council funding).
3. That the Manager, Mainstreet Centre makes a presentation to the Council detailing this initiative.
4. That the current Manly Destination Tourism Logo be maintained for all promotional/marketing initiatives directed to the domestic and international market segments.

PS75/07 **RESOLVED:** (Macdonald / Heasman)

vi) That the minutes of the **Manly Visitor and Community Board – 30 August 2007** be **adopted**, including the following item:

a) **Item 6 Manly Mainstreet Centre Management Report**

1. That promotional material for this marketing initiative can be promoted through the Council Rate Notice distribution.
2. That the specified marketing initiative, “Manly Immerse Yourself”, be supported by Council and the Manly businesses, on a dollar for dollar basis. Both Council and the Manly businesses would contribute an amount of up to \$25,000 for the year 2007/2008, as a one-off amount as a start-up for a change of emphasis and mix of retailing in Manly. This amount will require a report for a budget variation in the September quarterly review.
(This funding for the Manly CBD area be provided whilst recognising that familiar funding may be required to be considered by Council for both the Seaforth and Balgowlah business areas to ensure a fair distribution of Council funding).
3. That the Manager, Mainstreet Centre makes a presentation to the Council detailing this initiative.
4. That the current Manly Destination Tourism Logo be maintained for all promotional/marketing initiatives directed to the domestic and international market segments.

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

Against the Resolution: Nil.

Councillor Cant was out of the room when the voting took place.

Planning And Strategy Division Report No. 39

Sangrado Swimming Enclosure Update Report - Future Actions Proposed

SUMMARY

Sangrado Pool is a 25 metre by 20 metre bar / mesh swimming enclosure located in Powder Hulk Bay at Seaforth and backed by a bush reserve. This is one of three public swimming enclosures within the Bantry Bay Estuary, these being known as Clontarf Reserve, Sangrado and Pickering Point swimming enclosures.

Early in August this year it was noted that the timber piers holding the metal meshing / bars in place around the pool had collapsed. For safety reasons Council had to immediately close the pool, and sought advice on the condition of the piles from two contractors who specialise in such work.

The damaged piers cannot be reinstated. This report therefore proposes:

- the immediate removal of the collapsed structure for safety reasons (ensuring the necessary approvals are obtained),
- consulting with the community on their desire to replace the damaged structure,
- following the above the preparation of a further report to Council giving a recommendation to renew the facility or not given the likely replacement cost of \$150,000 and in consideration of community opinion and other relevant factors outlined below.

The short sandstone rock structures which form the first part of the pool closest to the shore are of heritage significance and it is proposed that these be protected, retained and repaired.

PUBLIC ADDRESSES

The following person addressed the meeting in relation to this item:

In Support of the Recommendation: Prof Garth Nicholson

MOTION (Macdonald / Daley)

That Council:

1. Resolve to replace/refurbish the Sangrado Pool.
2. Seek community input and feedback on this decision.
3. Design the refurbishment to incorporate the access wharf and pontoon to synergise costs subject to heritage considerations and appropriate clearances from Fisheries.
4. Seek grant funding from appropriate sources.
5. Review the maintenance programme for the new pool.
6. Raise the sewer overflow issue at Sangrado Pool at the Sydney Water partnership meeting.

PS76/07 **RESOLVED: (Macdonald / Daley)**

That Council:

1. Resolve to replace/refurbish the Sangrado Pool.
2. Seek community input and feedback on this decision.
3. Design the refurbishment to incorporate the access wharf and pontoon to synergise costs subject to heritage considerations and appropriate clearances from Fisheries.
4. Seek grant funding from appropriate sources.
5. Review the maintenance programme for the new pool.
6. Raise the sewer overflow issue at Sangrado Pool at the Sydney Water partnership meeting.

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

Against the Resolution: Nil.

RESUMPTION OF STANDING ORDERS (Aird / Macdonald)

That Standing Orders be resumed.

PS77/07 **RESOLVED: (Aird / Macdonald)**

That Standing Orders be resumed.

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

Against the Resolution: Nil.

CORPORATE SERVICES DIVISION

Corporate Services Division Report No. 29

Annual Report to the Community 2006/2007

SUMMARY

Council at the Ordinary Meeting held on 20 August 2007, resolved on a Notice of Motion:

That:

1. Council staff prepare a matrix of Councillor attendance at committee meetings for the financial year 2006-07. That this be distributed to all Councillors prior to the next Planning and Strategy meeting (10 September 2007);
2. That a further report regarding Councillor attendance at committee meetings be brought back to the next Planning and Strategy meeting for consideration.

MOTION (Lambert / Macdonald)

That:

1. The Annual Report to the Community and the website include membership, number of meetings and attendance of Council's Principal and Special Committees by Councillors (as per separately circulated attachment).

AMENDMENT (Heasman / Morrison)

That:

1. The Annual Report to the Community 2006/07 and the website shows membership of Council's Principal and Special Committees by Councillors.

For the Amendment: Councillors Daley, Heasman, Morrison, Murphy and Norek

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

The Amendment was declared **LOST**.

FORESHADOWED AMENDMENT (Norek / Daley)

That:

1. The Annual Report to the Community and website shows membership of Council's Principal and Special Committees by Councillors
2. Council set a mandate to reduce its account of special purpose committees by 50% over the next year.

For the Foreshadowed Amendment: Councillors Daley, Morrison, Murphy and Norek

Against the Foreshadowed Amendment: Councillors Aird, Cant, Evans, Heasman, Lambert, Pedersen and Macdonald

The Foreshadowed Amendment was declared **LOST**.

PS78/07 RESOLVED: (Lambert / Macdonald)

That:

1. The Annual Report to the Community and the website include membership, number of meetings and attendance of Council's Principal and Special Committees by Councillors (as per separately circulated attachment).

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

A Notice of Rescission was lodged by Councillors Murphy, Norek and Morrison on this item at the meeting.

PLANNING AND STRATEGY DIVISION

Planning And Strategy Division Report No. 37

Annual Ocean Care Day Festival Status Report

SUMMARY

The 14th Annual Ocean Care Day will be held on Sunday the 2nd December 2007, and will celebrate the International Year of the Polar Ice Caps with the theme of "Melting Ice – a Hot Topic".

A highlight of the day will be a national launch with the *Clean Energy for Eternity* volunteer group with a human sign on Manly Beach promoting the theme of renewable energy. It is proposed that opportunities to involve at least one of the local Surf Clubs in demonstrating sustainable technologies will be part of the launch.

Exhibitions will have an emphasis on renewable technologies at all levels, including demonstrations, with the major features of the day being cruises on the Solar Sailor, as well as solar car and boat displays.

MOTION (Macdonald / Lambert)

That the Annual Ocean Care Day Festival Status Report be received and noted.

PS79/07 **RESOLVED:** (Macdonald / Lambert)

That the Annual Ocean Care Day Festival Status Report be received and noted.

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

Against the Resolution: Nil.

Planning And Strategy Division Report No. 38

Progress Report on Environmental Planning Legislation Amendment Act 2006 and EP&AA (Miscellaneous) Regulations 2007

SUMMARY

The Department of Planning recently proclaimed remaining amendments to the *Environmental Planning Legislation Amendment Act 2006* and EP&AA (Miscellaneous) Regulations 2007. This report provides an update on the amendments.

MOTION (Macdonald / Heasman)

That Council receive and note the Progress Report on Environmental Planning Legislation Amendment Act 2006 and EP&AA (Miscellaneous) Regulations 2007.

PS80/07 RESOLVED: (Macdonald / Heasman)

That Council receive and note the Progress Report on Environmental Planning Legislation Amendment Act 2006 and EP&AA (Miscellaneous) Regulations 2007.

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

Against the Resolution: Nil.

HUMAN SERVICES AND FACILITIES DIVISION

Human Services And Facilities Division Report No. 4

Public Library Funding from NSW State Government**SUMMARY**

The NSW public library network is a cohesive, state-wide network based on cooperation between Council public libraries and the State Library of NSW.

In 2007, the Local Government and Shires Association submitted a State Election Public Library Policy Platform to the State Government which outlined the increasing pressures on public libraries. The Local Government and Shires Association submission sought an increase to the \$25.5m public libraries grants and subsidies. This submission was unsuccessful, and in the 2007-2008 NSW State Budget, the funding was reduced to NSW public libraries by \$1.2m.

The Minister for the Arts, Frank Sartor has engaged Dr Tom Parry former Independent Pricing and Regulatory Tribunal Chair to review the way funds are allocated to public libraries.

MOTION (Heasman / Evans)

1. That Council seek a meeting with the Minister for the Arts, Frank Sartor to express Council's concern at the reduction of \$1.2m in the 2007-2008 State funding to public libraries.
2. That Council and the Local Member Mike Baird MP represent the needs of Manly's community to the Minister for the Arts, Frank Sartor and seek assurances that there will be no adverse impact on future funding to Manly Library and its services.
3. That SHOROC take a regional stand on the matter.

PS81/07 RESOLVED: (Heasman / Evans)

1. That Council seek a meeting with the Minister for the Arts, Frank Sartor to express Council's concern at the reduction of \$1.2m in the 2007-2008 State funding to public libraries.
2. That Council and the Local Member Mike Baird MP represent the needs of Manly's community to the Minister for the Arts, Frank Sartor and seek assurances that there will be no adverse impact on future funding to Manly Library and its services.
3. That SHOROC take a regional stand on the matter.

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

CONFIDENTIAL COMMITTEE OF THE WHOLE

Civic Services Division Report No. 5

Tenders - Purchase of Major Plant - Tender No. 07/06 - Supply and Delivery of One (1) Road Sweeping Vehicle - Tender No. 07/08 Sale of Plant No. 745 By Tender

It is recommended that the Council resolve into closed session with the press and public excluded to allow consideration of this item, as provided for under Section 10A(2) (c) of the Local Government Act, 1993, on the grounds that the report contains information that would, if disclosed, confer a commercial advantage on a person with whom the council is conducting (or proposes to conduct) business.

Planning And Strategy Division Report No. 40

Property Matter Lots 1 to 4 Addiscombe Road, Manly Vale- update

It is recommended that the Council resolve into closed session with the press and public excluded to allow consideration of this item, as provided for under Section 10A(2) (g) of the Local Government Act, 1993, on the grounds that the report contains advice concerning litigation, or advice that would otherwise be privileged from production in legal proceedings on the ground of legal professional privilege.

General Managers Division Report No. 28

Stuart Street, Manly - Progress Report

It is recommended that the Council resolve into closed session with the press and public excluded to allow consideration of this item, as provided for under Section 10A(2) (a) (d) of the Local Government Act, 1993, on the grounds that the matter will involve the discussion of personnel matters concerning a particular individual

It further being considered that discussion of the matter in open meeting would be, on balance, contrary to public interest by reason of the foregoing and report contains personal information concerning a member of staff; AND the report contains commercial information of a confidential nature that would, if disclosed (i) prejudice the commercial position of the person who supplied it; or (ii) confer a commercial advantage on a competitor of the council; or (iii) reveal a trade secret.

CLOSED SESSION

MOTION (Aird / Macdonald)

That the meeting move into Closed Session to consider the above items.

Councilor Aird asked if any members of the public gallery objected to the matters being heard in Closed Session.

It is noted that no representations were received from the public gallery.

PS82/07 RESOLVED: (Aird / Macdonald)

That the meeting move into Closed Session to consider the above items.

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

OPEN COUNCIL RESUMED

Upon resuming into Open Council, the General Manager advised the meeting of the decisions made in Closed Session.

Civic Services Division Report No. 5

Tenders - Purchase of Major Plant - Tender No. 07/06 - Supply and Delivery of One (1) Road Sweeping Vehicle - Tender No. 07/08 Sale of Plant No. 745 By Tender

MOTION (Pedersen / Lambert)

That:

1. Council accept the offer from Schwarze Industries Australia Pty Ltd for the supply of one road sweeping vehicle for \$266,322.10 including GST, together with the trade-in on Council's old sweeper plant No. 745 for \$71,500 including GST for an all-up cost of \$194,822.10 including GST.
2. The **Confidential Attachments** be treated as confidential because they relate to a matter specified in Section 10A(2)(c).
3. The unsuccessful tenderers be advised accordingly.

PS 82A/07 **RESOLVED:** (Pedersen / Lambert)

That:

1. Council accept the offer from Schwarze Industries Australia Pty Ltd for the supply of one road sweeping vehicle for \$266,322.10 including GST, together with the trade-in on Council's old sweeper plant No. 745 for \$71,500 including GST for an all-up cost of \$194,822.10 including GST.
2. The **Confidential Attachments** be treated as confidential because they relate to a matter specified in Section 10A(2)(c).
3. The unsuccessful tenderers be advised accordingly.

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

Planning And Strategy Division Report No. 40

Property Matter Lots 1 to 4 Addiscombe Road, Manly Vale- update

MOTION (Lambert / Cant)

That Council receive and note the report.

PS 82B/07 **RESOLVED:** (Lambert / Cant)

That Council receive and note the report.

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

Against the Resolution: Nil.

General Managers Division Report No. 28

Stuart Street, Manly - Progress Report

MOTION (Evans / Cant)

That:

1. Council continue its discussions with the solicitor for the executor, bearing in mind the advice Council has received on the open market value of the property.
2. Council set a minimum amount of \$500,000 commitment from MOSS and if it is unable to raise the minimum within 3 months, will abandon negotiations.

PS 82C/07 **RESOLVED:** (Evans / Cant)

That:

1. Council continue its discussions with the solicitor for the executor, bearing in mind the advice Council has received on the open market value of the property.
2. Council set a minimum amount of \$500,000 commitment from MOSS and if it is unable to raise the minimum within 3 months, will abandon negotiations.

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

Against the Resolution: Nil.

Councillor Morrison was out of the room when the voting took place.

CLOSE

The meeting closed at 11.35pm.

The above minutes were confirmed at a **Planning and Strategy Committee** of Manly Council held on 15th October 2007.

CHAIRPERSON

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