

Minutes

Planning and Strategy Committee

Held at Council Chambers, 1 Belgrave Street Manly on:

Monday 10 October 2005

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www.manly.nsw.gov.au*



TO THE MAYOR AND COUNCILLORS OF THE COUNCIL:

The Planning and Strategy Committee, having met at 7:30 pm on Monday 10 October 2005, 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

Councillor S Cant
Councillor J Evans
Councillor J Hay, AM
Councillor A Heasman, Acting Chairperson
Councillor J Lambert
Councillor P Daley
Councillor R Morrison (arrived at 7.32pm)
Councillor D Murphy
Councillor M Norek (arrived at 7.32pm)
Councillor B Pedersen

ALSO PRESENT

Jim Hunter, Executive Director, Major Projects
Rachael Levey, Minute Taker

APOLOGIES

Apologies were tendered on behalf of Councillors Macdonald and Aird for non-attendance.

MOTION (Pedersen / Lambert)

That the apologies received from Councillors Macdonald and Aird be accepted and leave be granted.

RESOLVED: (Pedersen / Lambert)

That the apologies received from Councillors Macdonald and Aird be accepted and leave be granted.

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

Against the Resolution: Nil.

Councillor Morrison and Councillor Norek entered the Chamber at 7.32pm.

LEAVE OF ABSENCE

Nil.

DECLARATION OF CONFLICT OF INTEREST

Name:	Item Number:	Nature of Interest:
Councillor Evans	Item 28	Resides in Tower Street, Fairlight

CONFIRMATION OF MINUTES

MOTION (Pedersen / Evans)

That copies of the Minutes of the Meeting of the Planning and Strategy Committee held on Monday 12 September 2005, having been furnished to each member of the Committee, be taken as read and confirmed as a true record of proceedings of such meeting.

Note: A letter was received from a member of the Manly, Warringah, Pittwater Historical Society stating that the Society had not resolved "strong support" for the heritage listing of Casa Mia in Item 50 of the Minutes of the Meeting of 12th September, 2005.

RESOLVED: (Pedersen / Evans)

That copies of the Minutes of the Meeting of the Planning and Strategy Committee held on Monday 12 September 2005, having been furnished to each member of the Committee, be taken as read and confirmed as a true record of proceedings of such meeting, subject to the deletion of the reference to "strong support" from the Manly, Warringah, Pittwater Historical Society in dot point three of the resolution in Item 50.

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

Against the Resolution: Nil.

PUBLIC ADDRESSES

ITEM	SPEAKER
<p>General Manager’s Office Report No. 28</p> <p>Tower Hill Permit Parking Scheme</p> <p>Objector (to part 2 of the staff recommendation)</p>	Mr Richard Hewitt
<p>Corporate Planning and Strategy Division Report No. 53</p> <p>Manly Environment Centre Working Party – Matters arising from Council Resolution of 25 July 2005</p> <p>Supporter</p>	Mr Richard Hewitt

Corporate Planning and Strategy Division Report No. 56	
Draft Residential Development Control Plan (DCP) Amendment 2	
Supporter	Mr Phil Jacombs
Objectors	Mr Tony Sattler

Having previously declared a conflict of interest, Councillor Evans departed the Chamber at 7.33pm.

GENERAL MANAGER'S OFFICE REPORTS

General Manager's Office Report No. 28

Tower Hill Permit Parking Scheme

SUMMARY

The Tower Hill Permit Parking Area was established some years ago. The scheme signage was installed at that time and unlike the newer parking scheme areas, some of the streets were only signposted with parking restrictions on one side of the street and the parking hour and time restrictions vary throughout the area.

MOTION (Pedersen / Lambert)

1. That the parking signs in James Street, George Street, Griffin Street and The Crescent to be changed to 2 hour parking from 8am-10pm, seven (7) days a week on both sides of the streets, resident permit holders excepted.
2. That no change be made elsewhere in the Tower Hill area. Council to assist Fairlight and Corso Precincts in urgently completing an individually enveloped and Council-stamped survey of this residual area.

AMENDMENT (Norek / Murphy)

1. That the parking signs in James Street, George Street, Griffin Street and The Crescent to be changed to 2 hour parking from 8am-10pm, seven (7) days a week on both sides of the streets, resident permit holders excepted.
2. That no change be made elsewhere in the Tower Hill area. Council to assist Fairlight and Corso Precincts in urgently completing an individually enveloped and Council-stamped survey, including a reply paid return address envelope, of this residual area.

For the Amendment: Councillors Murphy and Norek.

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

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

RESOLVED: (Pedersen / Lambert)

1. That the parking signs in James Street, George Street, Griffin Street and The Crescent to be changed to 2 hour parking from 8am-10pm, seven (7) days a week on both sides of the streets, resident permit holders excepted.
2. That no change be made elsewhere in the Tower Hill area. Council to assist Fairlight and Corso Precincts in urgently completing an individually enveloped and Council-stamped survey of this residual area.

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

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

Against the Resolution: Councillors Hay and Morrison.

Councillor Evans re-entered the Chamber at 7:52pm.

CORPORATE PLANNING AND STRATEGY DIVISION REPORTS

Corporate Planning and Strategy Division Report No. 53

Manly Environment Centre Working Party - Matters Arising from Council Resolution of 25th July, 2005**SUMMARY**

- The Manly Environment Centre Working Party reported back to Council at its meeting of 25th July, 2005.
- Council resolved to pursue a number of matters arising from the report of the Working Party.
- This report addresses those issues.

MOTION (Pedersen / Cant)

1. That Council receive and note the report and endorse the Modified Statement of Intent (as circulated), which enunciates the Mission, Vision and Objectives conferred by Council on the Manly Environment Centre.
2. That Council notes the lease renewal of the premises for the Manly Environment Centre location in Belgrave Street, Manly for a further Period of two years, with a one year option.
3. That a MEC Marketing/Promotion Strategy Group be convened to develop a marketing and promotion strategy for the MEC to increase its effectiveness, support base, and community awareness, and to determine ways of adequately funding the implementation of the Strategy. (This MEC Working Group should include representatives from FOMECC, the Manly Council Community Environment Committee, interested Councillors, MEC staff, and other Council Staff.)
4. That all stakeholders, including interested Councillors, Council staff, including MEC staff, Manly Council Community Environment Committee, MEC Working Group and FOMECC be included in any discussions and planning processes for any future development for new or upgraded MEC premises and facilities.

5. That council notes the strong community desire for an on-going street-level shopfront facility for the MEC and supports in-principle the development and proper staffing of such a facility, in a suitable high-profile position, should the MEC be relocated in the future.

AMENDMENT (Hay / Daley)

1. That Council receive and note the report and endorse the modified Statement of Intent (as circulated), which enunciates the Mission, Vision and Objectives conferred by Council on the Manly Environment Centre.
2. That Council notes the lease renewal of the premises for the Manly Environment Centre location in Belgrave Street, Manly for a further period of two years, with a one year option.
3. That a MEC Marketing/Promotion Strategy Group be convened to develop a marketing and promotion strategy for the MEC to increase its effectiveness, support base, and community awareness, and to determine ways of adequately funding the implementation of the Strategy. (This MEC Working Group should include representatives from FOMECC, the Manly Council Community Environment Committee, interested Councillors, MEC staff, and other Council Staff.)
4. That all stakeholders - including interested Councillors, Council staff, including MEC staff, Manly Council Community Environment Committee, MEC Working Group and FOMECC be included in any discussions and planning Processes for any future development for new or upgraded MEC premises and facilities.

For the Amendment: Councillors Hay, Heasman, Lambert, Cant, Murphy, Daley and Evans.

Against the Amendment: Councillors Morrison, Pedersen and Norek.

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

RESOLVED: (Hay / Daley)

1. That Council receive and note the report and endorse the modified Statement of Intent (as circulated), which enunciates the Mission, Vision and Objectives conferred by Council on the Manly Environment Centre.
2. That Council notes the lease renewal of the premises for the Manly Environment Centre location in Belgrave Street, Manly for a further period of two years, with a one year option.
3. That a MEC Marketing/Promotion Strategy Group be convened to develop a marketing and promotion strategy for the MEC to increase its effectiveness, support base, and community awareness, and to determine ways of adequately funding the implementation of the Strategy. (This MEC Working Group should include representatives from FOMECC, the Manly Council Community Environment Committee, interested Councillors, MEC staff, and other Council Staff.)
4. That all stakeholders - including interested Councillors, Council staff, including MEC staff, Manly Council Community Environment Committee, MEC Working Group and FOMECC be included in any discussions and planning Processes for any future development for new or upgraded MEC premises and facilities.

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

Against the Resolution: Councillors Morrison, Pedersen and Norek.

STANDING ORDERS

That Standing Orders be suspended to allow for consideration of Corporate Planning and Strategy Division Report No. 56, Draft Residential Development Control Plan (DCP) Amendment 2.

RESOLVED: (Heasman / Pedersen)

That Standing Orders be suspended to allow for consideration of Corporate Planning and Strategy Division Report No. 56, Draft Residential Development Control Plan (DCP) Amendment 2.

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

Against the Resolution: Nil.

Corporate Planning and Strategy Division Report No. 56

Draft Residential Development Control Plan (DCP) Amendment 2**SUMMARY**

- Certain properties in the vicinity of Rignold Street Seaforth are subject to easements which restrict the use of the escarpment and bushland for development.
- The proposed amendment seeks to exclude the area contained within the easements from the site area of the affected allotments for the purpose of calculating floor space ratio under the Residential DCP.

MOTION (Evans / Lambert)

1. That the proposed amendment to Manly Development Control Plan for the Residential Zone – 2001 be exhibited, for a period of 28 days and comment invited.
2. That a further report be brought forward following the exhibition.
3. That the owners of the affected allotments be advised of the proposed amendment.
4. That the proposed amendment be consolidated in Draft Manly Development Control Plan for the Residential Zone 2005
5. That, effective from this determination, Development Applications that have currently been lodged but not yet determined by Council be excluded from the above proposal.
6. That Council obtain legal advice on Development Applications that have already been lodged to Council for approval in relation to the proposed amendments to the Manly Development Control Plan.
7. That Council urgently investigate other mechanisms to maintain neighbourhood amenity through control of building bulk.

AMENDMENT (Murphy / Daley)

That Council adhere to the existing Development Control Plan in relation to Boronia Lane, Rignold Street and the immediate area, Seaforth.

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

Against the Amendment: Councillors Lambert, Cant, Pedersen, Evans and Norek.

*With the voting being equal, the Chairperson, Councillor Heasman, exercised her casting vote for the **Amendment** and declared it **Carried**.*

FORESHADOWED AMENDMENT (Norek)

1. That the proposed amendment to Manly Development Control Plan for the Residential Zone – 2001 be exhibited, for a period of 28 days and comment invited.
2. That a further report be brought forward following the exhibition.
3. That the owners of the affected allotments be advised of the proposed amendment.
4. That the proposed amendment be consolidated in Draft Manly Development Control Plan for the Residential Zone 2005
5. That, effective from this determination, Development Applications that have currently been lodged but not yet determined by Council be excluded from the above proposal.
6. That Council obtain legal advice on Development Applications that have already been lodged to Council for approval in relation to the proposed amendments to the Manly Development Control Plan.
7. That Council urgently investigate other mechanisms to maintain neighbourhood amenity through control of building bulk.
8. That the resulting report be presented to a public meeting and the local precinct meeting to discuss and provide recommendations prior to reconsideration by Council.

*Due to the lack of a Seconder, the **Foreshadowed Amendment Lapsed**.*

RESOLVED: (Murphy / Daley)

That Council adhere to the existing Development Control Plan in relation to Boronia Lane, Rignold Street and the immediate area, Seaforth.

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

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

*With the voting being equal, the Chairperson, Councillor Heasman, exercised her casting vote for the **Resolution** and declared it **Carried**.*

STANDING ORDERS

That Standing Orders be resumed.

RESOLVED:

That Standing Orders be resumed.

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

Against the resolution: Nil.

Corporate Planning and Strategy Division Report No. 54

Manly Oval/LM Graham Reserve Maintenance Service Agreement 05/19

SUMMARY

Open tenders were recently advertised for a performance based maintenance service agreement/contract for maintenance of Manly Oval and LM Graham Reserve sporting fields. Tenders have been assessed and a recommendation for acceptance of a tender is the subject of this report.

The Chairperson asked if any members of the public gallery objected to the matter being heard in 'Closed Session' and recommended that this item be considered as the last item of the meeting.

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

RESOLVED: (Hay / Morrison)

That Item 54, Manly Oval/LM Graham Reserve Maintenance Service Agreement 05/19 be considered in **Closed Session** as the last item of the agenda for reasons as outlined in Section 10A (2) (c) of the Local Government Act 1993 which states that information would, if disclosed, confer a commercial advantage on a person with whom the council is conducting (or proposes to conduct) business; and

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

Against the Resolution: Nil.

Corporate Planning and Strategy Division Report No. 55

Draft Manly Local Environmental Plan (Amendment No. 73) - 3 Oyama Avenue, Manly

SUMMARY

Following the Council resolution of the Planning & Strategy Committee Meeting on 12 September 2005, this report seeks a formal resolution from Council to amend *Schedule 4 – Items of the Environmental Heritage* of the *Manly Local Environment Plan 1988* for the heritage listing of the property at 3 Oyama Avenue, Manly in accordance with the requirements of the Environmental Planning and Assessment Act 1979.

MOTION (Pedersen / Lambert)

It is recommended that Council give effect to the resolution of the Planning & Strategy Committee Meeting on 12 September 2005, and:

1. Resolve, pursuant to Section 54 of the *Environmental Planning and Assessment Act 1979*, prepare a local environmental plan, to amend Schedule 4 of the *Manly Local Environment Plan 1988* in respect of land at 3 Oyama Avenue, Manly, also known as Lot 14, DP 1049394 and Lot 1, DP 955121, in order to add the property as an Item of Environmental Heritage; and advise the Department of Planning accordingly;
2. Consult, as required by Sec 62 the *Environmental Planning and Assessment Act 1979*, with relevant Government and other authorities; and
3. Following the issue of a Certificate under Section 65 of the Environmental Planning and Assessment Act 1979, exhibit the draft local environmental plan pursuant to Section 66 of the *Environmental Planning and Assessment Act 1979*.

RESOLVED: (Pedersen / Lambert)

It is recommended that Council give effect to the resolution of the Planning & Strategy Committee Meeting on 12 September 2005, and:

1. Resolve, pursuant to Section 54 of the *Environmental Planning and Assessment Act 1979*, prepare a local environmental plan, to amend Schedule 4 of the *Manly Local Environment Plan 1988* in respect of land at 3 Oyama Avenue, Manly, also known as Lot 14, DP 1049394 and Lot 1, DP 955121, in order to add the property as an Item of Environmental Heritage; and advise the Department of Planning accordingly;
2. Consult, as required by Sec 62 the *Environmental Planning and Assessment Act 1979*, with relevant Government and other authorities; and
3. Following the issue of a Certificate under Section 65 of the *Environmental Planning and Assessment Act 1979*, exhibit the draft local environmental plan pursuant to Section 66 of the *Environmental Planning and Assessment Act 1979*.

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

Councillor Daley was not in the Chamber when the Motion was put.

RECOMMITTAL MOTION: (Hay / Norek)

That Item 55, Draft Manly Local Environmental Plan (Amendment No. 73) - 3 Oyama Avenue, Manly, be recommitted to enable further consideration.

RESOLVED: (Hay / Norek)

That Item 55, Draft Manly Local Environmental Plan (Amendment No. 73) - 3 Oyama Avenue, Manly, be recommitted to enable further consideration.

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

Against the Resolution: Nil.

Councillor Daley re-entered the Chamber at 10:14pm.

Corporate Planning and Strategy Division Report No. 55

**Draft Manly Local Environmental Plan (Amendment No. 73) - 3 Oyama Avenue, Manly
SUMMARY**

Following the Council resolution of the Planning & Strategy Committee Meeting on 12 September 2005, this report seeks a formal resolution from Council to amend *Schedule 4 – Items of the Environmental Heritage* of the *Manly Local Environment Plan 1988* for the heritage listing of the property at 3 Oyama Avenue, Manly in accordance with the requirements of the *Environmental Planning and Assessment Act 1979*.

MOTION (Pedersen / Lambert)

It is recommended that Council give effect to the resolution of the Planning & Strategy Committee Meeting on 12 September 2005, and:

1. Resolve, pursuant to Section 54 of the *Environmental Planning and Assessment Act 1979*, prepare a local environmental plan, to amend Schedule 4 of the *Manly Local Environment Plan 1988* in respect of land at 3 Oyama Avenue, Manly, also known as Lot 14, DP 1049394 and Lot 1, DP 955121, in order to add the property as an Item of Environmental Heritage; and advise the Department of Planning accordingly;
2. Consult, as required by Sec 62 the *Environmental Planning and Assessment Act 1979*, with relevant Government and other authorities; and
3. Following the issue of a Certificate under Section 65 of the *Environmental Planning and Assessment Act 1979*, exhibit the draft local environmental plan pursuant to Section 66 of the *Environmental Planning and Assessment Act 1979*.

RESOLVED: (Pedersen / Lambert)

It is recommended that Council give effect to the resolution of the Planning & Strategy Committee Meeting on 12 September 2005, and:

1. Resolve, pursuant to Section 54 of the *Environmental Planning and Assessment Act 1979*, prepare a local environmental plan, to amend Schedule 4 of the *Manly Local Environment Plan 1988* in respect of land at 3 Oyama Avenue, Manly, also known as Lot 14, DP 1049394 and Lot 1, DP 955121, in order to add the property as an Item of Environmental Heritage; and advise the Department of Planning accordingly;
2. Consult, as required by Sec 62 the *Environmental Planning and Assessment Act 1979*, with relevant Government and other authorities; and
3. Following the issue of a Certificate under Section 65 of the *Environmental Planning and Assessment Act 1979*, exhibit the draft local environmental plan pursuant to Section 66 of the *Environmental Planning and Assessment Act 1979*.

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

Corporate Planning and Strategy Division Report No. 57

Items for Brief Mention - Minutes for Adoption by Council - Special Purpose Committees and Joint Committees

1. Brief Report

Burnt Bridge Creek Deviation - Execution of Deed Under Council Seal

The Roads and Traffic Authority compulsorily acquired land to build the deviation. All land transfers were executed at the time, except for a small parcel now finalised (see Recommendation 1 below).

2. Minutes Of Meeting:

- (i) Manly Social Plan Implementation Committee - Minutes of Meeting Held on 16th August, 2005.
- (ii) Manly Aboriginal and Torres Strait Islander Committee - Minutes of Meeting Held on 22nd August, 2005.

- (iii) Manly Lagoon Catchment Coordinating Committee - Minutes of Meeting Held on 25th August, 2005.
- (iv) Manly Heritage Committee - Minutes of Meeting Held on 7th September, 2005.
- (v) Manly Scenic Walkway Committee - Minutes of Meeting Held on 13th September, 2005.
- (vi) Landscape Management & Urban Design Committee - Minutes of Meeting Held on 14th September, 2005.
- (vii) Manly Council Community Environment Committee - Minutes of Meeting Held on 15th September, 2005.

3. The following Minutes contain recommendations of a substantial nature requiring formal Council adoption as follows:-

- (a) Manly Lagoon Catchment Coordinating Committee - Minutes of Meeting Held on 25th August, 2005

Item 3.1 - Manly Lagoon & Catchment Integrated Catchment Management Strategy (ICMS)

Recommendation:

"That Manly and Warringah Councils update the 5 year Action Matrix to include time frames and distribute to Committee members for discussion at the next Committee meeting."

Divisional Manager's Recommendation:

"That this item be received and noted."

- (b) Manly Lagoon Catchment Coordinating Committee - Minutes of Meeting Held on 25th August, 2005

Item 3.2 - Manly Lagoon Rehabilitation Works

Recommendation:

"That Manly Council proceeds to seek approval from NSW Department of Primary Industries (DPI) for the removal of sediment from the lagoon entrance at least within the limits of the existing licence while investigating an extension of the dredging limits (depth, area and volume)."

Divisional Manager's Recommendation:

"That this item be received and noted."

- (c) Manly Lagoon Catchment Coordinating Committee - Minutes of Meeting Held on 25th August, 2005

Item 3.3 - Appointment of a Manly Lagoon Catchment "Champion"

Recommendation:

"That Manly Council proceeds to seek approval from NSW Department of Primary Industries (DPI) for the removal of sediment from the lagoon entrance at least within

the limits of the existing licence while investigating an extension of the dredging limits (depth, area and volume)."

Divisional Manager's Recommendation:

"That this item be received and noted."

- (d) Manly Lagoon Catchment Coordinating Committee - Minutes of Meeting Held on 25th August, 2005

Item 3.4 Proposed Netball Courts at Passmore and Nolan Reserves

Recommendation:

1. That the Committee, charged with the responsibility of the protection of the Lagoon, reaffirms its opposition to Nolan and Passmore Reserves as the preferred site on the basis of the environmental sensitivity of Manly Lagoon and for reasons stated at the Committee meeting held on the 17 February 2005.
2. That the Committee encourages Warringah Council's Administrator, Mr Dick Persson to develop a new site rather than using an existing site and displacing existing use groups, such as JJ Melbourne Hills Reserve, Terrey Hills or the Women's Sportsfield Reserve, Myoora Road, Terrey Hills.
3. That the Committee encourage the Administrator to review his decision for the aggregation of 40 netball courts at a single site."

Divisional Manager's Recommendation:

"That this item be received and noted."

- (e) Manly Lagoon Catchment Coordinating Committee - Minutes of Meeting Held on 25th August, 2005

Item 4.2 - Kelp Blockage of Low Flow Pipes

Recommendation:

"That Warringah Council report back at the next Committee meeting the cost of replacing the wave deflector and planned management of the low flow pipes."

Divisional Manager's Recommendation:

"That this item be received and noted."

- (f) Manly Heritage Committee - Minutes of Meeting Held on 7th September, 2005.

Item 3.1 - 30 Alexander Street

Recommendation:

"That the Committee supports the listing of 30 Alexander Street on the LEP, and asks Council to reconsider our earlier request to have the streetscape of Alexander Street listed."

Divisional Manager's Recommendation:

"That this item be received and noted."

- (g) Manly Heritage Committee - Minutes of Meeting Held on 7th September, 2005.

Item 7.3 - Review of DCP

Recommendation:

"It is recommended that a representative of the Heritage Committee be invited to join the DCP Review Committee, and that Gail Lynch be the Committee's nominated representative, with Terry Metherell as alternate and Ian Shields-Brown as second alternate."

Divisional Manager's Note:

It is not considered appropriate for a Committee of Councillors and Staff to have the Committee expanded to include external representatives. Consolation with various interested groups is being undertaken.

Divisional Manager's Recommendation:

"That this item be received and noted."

- (h) Manly Council Community Environment Committee - Minutes of Meeting Held on 15th September, 2005.

Items 4 & 5 - Manly Environment Centre

Recommendation:

" This Committee:

1. Warmly welcomes and supports the Council decision to take out a two year lease with a one year extra option on the current MEC premises.
2. Notes the requested removal, following this Committee's recommendation of the sentence in regard to "challenging Council's policies" in the draft MEC Statement of Intent, and asks that the appropriately revised Statement of Intent be immediately brought before Council for adoption.
3. Strongly recommends that people volunteering to assist the MEC be working in MEC premises, to support and assist the Manager of the MEC and the MEC's operations and projects, and not be redirected to work in Council offices.
4. Reiterates its support for a robust advocacy role for the MEC.
5. Recommends strongly the convening of an MEC Working Group, involving the Manly Council Community Environment Committee (MCCEC), Councillors (including the Mayor), MEC staff, Council staff, and FOMECC to develop a co-operative marketing and promotion strategy for the MEC to increase its effectiveness and support base, and community awareness, and to determine ways of adequately funding the implementation of the strategy.
6. Recommends strongly that all stakeholders, particularly MEC staff be included in any discussions and planning processes for any future development or new or upgraded MEC premises and facilities, including a street-level shopfront facility.
7. While understanding it is the General Manager's role to allocate and position staff,

recommends he consider the benefits of locating two Waste Education Officers and the Noxious Weeds Officer in the current MEC Belgrave Street premises."

Divisional Manager's Recommendation:

"That this item be received and noted."

- (i) Manly Council Community Environment Committee - Minutes of Meeting Held on 15th September, 2005.

Item 7(iv) - Penguins

Recommendation:

"The Committee expressed dismay at the Council's refusal to properly enforce the conditions of approval, especially the NPWS concurrence."

Divisional Manager's Recommendation:

"That this item be received and noted."

- (j) Manly Council Community Environment Committee - Minutes of Meeting Held on 15th September, 2005.

Item 13 - Publications Prepared with Environment Levy Funding

Recommendation:

"This committee requests

1. That a report be prepared on the publications which have been prepared and those in preparation using levy funding.
2. Input at concept stage to any publications prepared with levy funding."

Divisional Manager's Recommendation:

"That this item be received and noted."

- (k) Manly Council Community Environment Committee - Minutes of Meeting Held on 15th September, 2005.

Item 14 - General Business

Recommendation:

"That Gareth Johnston be invited to join the Committee."

Divisional Manager's Recommendation:

"That this item be received and noted."

MOTION (Pedersen / Murphy)

1. That Council authorise execution of the Deed of Release in respect of Lot 19 DP 776891 to conclude this matter (Burnt Bridge Creek Deviation - Deed of Release).

2. That the recommendations of Minutes of Meetings, as listed in Item 2 above, being 2(i) to 2(vii), be adopted.
3. That in relation to all matters of a substantial nature listed in Item 3 above, being 3 (a), (b), (e), (f), (h), (j) and (k) be received and noted.
4. That the following amendments be made to committee meeting resolutions in Item 3 above:
 - (c) Manly Lagoon Catchment Coordinating Committee - Minutes of Meeting Held on 25th August, 2005 (as endorsed by the Chairperson of the committee, Councillor Lambert):

Item 3.3 - Appointment of a Manly Lagoon Catchment "Champion"

"That the Mayor, as chairperson of the Manly Lagoon Catchment Coordinating Committee meet with Naomi Flood to discuss with her the role of Lagoon Champion and report back to the next committee meeting."

- (d) Manly Lagoon Catchment Coordinating Committee - Minutes of Meeting Held on 25th August, 2005 (as endorsed by the Chairperson of the committee, Councillor Lambert):

Item 3.4 Proposed Netball Courts at Passmore and Nolan Reserves

"2. That the Committee encourages Warringah Council's Administrator, Mr Dick Persson to develop a new site such as JJ Melbourne Hills Reserve, Terrey Hills or the Women's Sportsfield Reserve, Myoora Road, Terrey Hills, rather than using the proposed site and displacing existing use groups."

- (i) Manly Council Community Environment Committee - Minutes of Meeting Held on 15th September, 2005.

Item 7(iv) - Penguins

"The Committee expressed dismay at the Council's refusal to properly enforce the conditions of approval, especially the NPWS concurrence for 2 Addison Road, Manly."

5. That Council adopt the committee's recommendation in relation to 3(g) Manly Heritage Committee - Minutes of Meeting Held on 7th September, 2005, as follows:

Item 7.3 - Review of DCP

"It is recommended that a representative of the Heritage Committee be invited to join the DCP Review Committee, and that Gail Lynch be the Committee's nominated representative, with Terry Metherell as alternate and Ian Shields-Brown as second alternate."

RESOLVED: (Pedersen / Murphy)

1. That Council authorise execution of the Deed of Release in respect of Lot 19 DP 776891 to conclude this matter (Burnt Bridge Creek Deviation - Deed of Release).
2. That the recommendations of Minutes of Meetings, as listed in Item 2 above, being 2(i) to 2(vii), be adopted.
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"That the Mayor, as chairperson of the Manly Lagoon Catchment Coordinating Committee meet with Naomi Flood to discuss with her the role of Lagoon Champion and report back to the next committee meeting."

- (d) Manly Lagoon Catchment Coordinating Committee - Minutes of Meeting Held on 25th August, 2005 (as endorsed by the Chairperson of the committee, Councillor Lambert):

Item 3.4 Proposed Netball Courts at Passmore and Nolan Reserves

"2. That the Committee encourages Warringah Council's Administrator, Mr Dick Persson to develop a new site such as JJ Melbourne Hills Reserve, Terrey Hills or the Women's Sportsfield Reserve, Myoora Road, Terrey Hills, rather than using the proposed site and displacing existing use groups."

- (i) Manly Council Community Environment Committee - Minutes of Meeting Held on 15th September, 2005.

Item 7(iv) - Penguins

"The Committee expressed dismay at the Council's refusal to properly enforce the conditions of approval, especially the NPWS concurrence for 2 Addison Road, Manly."

- 5. That Council adopt the committee's recommendation in relation to 3(g) Manly Heritage Committee - Minutes of Meeting Held on 7th September, 2005, as follows:

Item 7.3 - Review of DCP

"It is recommended that a representative of the Heritage Committee be invited to join the DCP Review Committee, and that Gail Lynch be the Committee's nominated representative, with Terry Metherell as alternate and Ian Shields-Brown as second alternate."

- For the Resolution:** Councillors Hay, Heasman, Lambert, Cant, Murphy, Daley, Morrison, Pedersen, Evans and Norek.
- Against the Resolution:** Nil.

Councillor Pedersen and Councillor Cant departed the meeting at 10.32pm

Corporate Planning and Strategy Division Report No. 54
Manly Oval/LM Graham Reserve Maintenance Service Agreement 05/19
SUMMARY

Open tenders were recently advertised for a performance based maintenance service agreement/contract for maintenance of Manly Oval and LM Graham Reserve sporting fields. Tenders have been assessed and a recommendation for acceptance of a tender is the subject of this report.

As resolved by Council earlier in the meeting, Corporate Planning and Strategy Division Report No. 54, Manly Oval/LM Graham Reserve Maintenance Service Agreement 05/19 was considered in **Closed Session**.

Upon resuming into **Open Council** the Acting General Manager advised the meeting that the resolution made in Closed Session remain confidential for the reasons as outlined in Section 10A (2) (c) of the Local Government Act 1993, which states that information would, if disclosed, confer a commercial advantage on a person with whom the council is conducting (or proposes to conduct) business.

CLOSE

The meeting closed at [10:35pm](#)

The above minutes were confirmed at the **Planning and Strategy Committee** of Manly Council held on [14 November 2005](#).

CHAIRPERSON

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