

Minutes

Ordinary Meeting

Held at Council Chambers, 1 Belgrave Street Manly
on:

Monday 10 November 2014

All minutes are subject to confirmation at a subsequent meeting.

*Copies of business papers are available at the Customer Service Counters
at Manly Council, Manly Library and Seaforth Library and are available on
Council's website:*

www.manly.nsw.gov.au

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The Ordinary Meeting was held in the Council Chambers, Town Hall, Manly, on Monday 10 November 2014. The meeting commenced at 7.30pm.

PRESENT

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

ALSO PRESENT

Henry Wong, General Manager
Stephen Clements, Deputy General Manager, Executive Manager, Landuse & Sustainability
Beth Lawsen, Deputy General Manager, People, Place & Infrastructure
Anthony Hewton, Executive Manager, Corporate Support Services
Jenny Nascimento, Chief Executive Officer (left the meeting at 8.10pm)
Secretariat Officer

OPENING PRAYER

The Opening Prayer was given by David Rowe, Lead Pastor, Seaforth Baptist Church.

APOLOGIES

Nil

DECLARATIONS OF PECUNIARY INTEREST / CONFLICT OF INTEREST

Nil.

CONFIRMATION OF MINUTES

MOTION (Le Surf / Heasman)

That copies of the Minutes of the Ordinary Meeting held on Monday, 13 October 2014, 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 Motion:	Councillors Burns, Heasman, Pickering, Le Surf, J Griffin and Hay AM
Against the Motion:	Councillors Aird, Bingham and C Griffin

172/14 RESOLVED: (Le Surf / Heasman)

That copies of the Minutes of the Ordinary Meeting held on Monday, 13 October 2014, 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.

CONFIRMATION OF MINUTES**MOTION (Le Surf / Burns)**

That copies of the Minutes of the Planning and Strategy Committee held on Monday, 03 November 2014, 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 Motion: Councillors Aird, Burns, Heasman, Bingham, Pickering, Le Surf, J Griffin, C Griffin and Hay AM

Against the Motion: Nil.

173/14 RESOLVED: (Le Surf / Burns)

That copies of the Minutes of the Planning and Strategy Committee held on Monday, 03 November 2014, 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.

PUBLIC FORUM

NAME	SUBJECT/PUBLIC SPEAKERS
Terry Le Roux	Warn the Councillors about the danger of selling the Whistler Street site that is currently a public space.
David Parsons	Honesty & Probity

SUSPENSION OF STANDING ORDERS (Le Surf / Heasman)

That Standing Orders be suspended to allow for consideration of items of public interest i.e. Corporate Services Division Report No. 26 – Financial Statements for the year ended 30 June 2014.

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

Against the Resolution: Nil.

174/14 RESOLVED: (Le Surf / Heasman)

That Standing Orders be suspended to allow for consideration of items of public interest i.e. Corporate Services Division Report No. 26 – Financial Statements for the year ended 30 June 2014.

Corporate Services Division Report No. 26

Financial Statements for the Year Ended 30 June 2014 (MC/14/134531)

A representative from Council Auditors, Hill Rogers Spencer Steer, Chartered Accountants, gave a presentation on the Financial Statements for the financial year ended 30 June 2014.

MOTION (Le Surf / Burns)

That:

1. The General Purpose and Special Purpose Financial Statements for the Year Ended 30 June 2014 together with the Auditors Reports be received; and
2. Council's Auditors, Hill Rogers Spencer Steer Chartered Accountants, be thanked for their attendance.

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

Against the Motion: Nil.

175/14 RESOLVED: (Le Surf / Burns)

That:

1. The General Purpose and Special Purpose Financial Statements for the Year Ended 30 June 2014 together with the Auditors Reports be received; and
2. Council's Auditors, Hill Rogers Spencer Steer Chartered Accountants, be thanked for their attendance.

RESUMPTION OF STANDING ORDERS (Le Surf/ Heasman)

That Standing Orders be resumed.

RESOLVED: (Le Surf/ Heasman)

That Standing Orders be resumed.

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

Against the Resolution: Nil.

NOTICES OF MOTION

PROCEDURAL MOTION (Bingham / J Griffin)

Clr Bingham requested that Notice of Motion Report No 55 be brought forward for the benefit of the gallery.

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

176/14 RESOLVED: (Bingham / J Griffin)

Clr Bingham requested that Notice of Motion Report No 55 be brought forward for the benefit of the gallery.

Notice of Motion Report No. 55

Community Chicken Coops (MC/14/133990)

Councillor Candy Bingham moved that:

MOTION (Bingham / C Griffin)

That Manly Council's current Community Gardens Policy be reviewed by the Community Gardens Committee with a view to making a provision for the addition of community chicken coops to be established and operated in pre-approved locations in accordance with current legislation.

AMENDMENT (C Griffin / Aird)

Manly Council obtains an agreement with the person/people, who are Manly residents, and live in close proximity to the current chicken enclosure in Alexander St to

1. Maintain the current number of chickens in the enclosure/coop. the number of chickens in the coop should be in accordance with The Model Code of Practice for the Welfare of Animals – Domestic Poultry 4th Edition which recommends a maximum stocking density of 30kg/m² of floor space for non-cage type systems
2. Ensure that the enclosure and the coop within in the enclosure are maintained in a clean and safe condition. The external enclosure should be maintained to keep the chickens safe from predators such as dogs, cats and foxes etc.
3. Ensure that the enclosure is kept clean and free from matter that may cause offensive odours or attract vermin.
4. Ensure that the chickens feed regularly with appropriate food and water.
5. Ensure that the chickens inspected daily to ensure their health and welfare. In the event that the chickens become ill or unhealthy that they are taken to the local vet for appropriate treatment.
6. Ensure that no roosters are introduced into the coop.
7. Abide by the animal welfare act relating to the care of domestic poultry.
8. Act in accordance with the LG (General Legislation 2005 Schedule 2 – Standards enforceable by order. Part 5. Standards for keeping birds or animals Div 2 keeping poultry.

For the Amendment: Councillors Aird and C Griffin

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

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

MOTION (Bingham / C Griffin)

That Manly Council's current Community Gardens Policy be reviewed by the Community Gardens Committee with a view to making a provision for the addition of community chicken coops to be established and operated in pre-approved locations in accordance with current legislation.

For the Motion: Councillors Aird, Burns, Bingham, Pickering, J Griffin, C Griffin and Hay AM

Against the Motion: Councillors Heasman and Le Surf

177/14 RESOLVED: (Bingham / C Griffin)

That Manly Council's current Community Gardens Policy be reviewed by the Community Gardens Committee with a view to making a provision for the addition of community chicken coops to be established and operated in pre-approved locations in accordance with current legislation.

Notice of Motion Report No. 53

Manly Wharf Signpost (MC/14/133979)

Councillor Candy Bingham moved that:

MOTION (Bingham / Burns)

That:

1. In consultation with Harbour City Ferries and Manly Centre Management, an eye-catching signpost be designed and installed at Manly Wharf directing people to the key attractions Manly has to offer, in particular Manly's Famous Ocean Beach, and the Manly Art Gallery & Museum.
2. The design of the signpost should be such that it will be a popular backdrop for photographs.
3. This matter be referred to the Economic Development & Tourism Committee and Public Domains Committee.

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

Against the Motion: Nil.

178/14 RESOLVED: (Bingham / Burns)

That:

1. In consultation with Harbour City Ferries and Manly Centre Management, an eye-catching signpost be designed and installed at Manly Wharf directing people to the key attractions Manly has to offer, in particular Manly's Famous Ocean Beach, and the Manly Art Gallery & Museum.

2. The design of the signpost should be such that it will be a popular backdrop for photographs.
3. This matter be referred to the Economic Development & Tourism Committee and Public Domains Committee.

Notice of Motion Report No. 54

Kenneth Road Parking (MC/14/133985)

Councillor Candy Bingham moved that:

MOTION (Bingham / Heasman)

That:

1. The General Manager provides a report following the meeting with RMS in relation to the current parking configuration in Kenneth Road;
2. The report is to include a written statement from the RMS on their position in relation to the matter; and
3. That subject to the meeting tomorrow between the Council and the RMS that the GM confer with the Chair of the Traffic Committee and implement the recommendation.

AMENDMENT (C Griffin / Aird)

That Manly Council in accordance with the RMS recommendations in the report of the 14th October 2014;

1. Install 90⁰ parking along the south side of Kenneth Road from the bus stop to Addiscombe Road;
2. Remove the parallel curbside parking on the north side of Kenneth Road from Addiscombe Road to Balgowlah Road;
3. Council seeks the approval for 40kph speed limit on Kenneth Road.

For the Amendment: Councillors Aird and C Griffin

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

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

MOTION (Bingham / Heasman)

That:

1. The General Manager provides a report following the meeting with RMS in relation to the current parking configuration in Kenneth Road;
2. The report is to include a written statement from the RMS on their position in relation to the matter; and
3. That subject to the meeting tomorrow between the Council and the RMS that the GM confer with the Chair of the Traffic Committee and implement the recommendation.

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

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

179/14 RESOLVED: (Bingham / Heasman)

That:

1. The General Manager provides a report following the meeting with RMS in relation to the current parking configuration in Kenneth Road; and
2. The report is to include a written statement from the RMS on their position in relation to the matter.
3. That subject to the meeting tomorrow between the Council and the RMS that the GM confer with the Chair of the Traffic Committee and implement the recommendation.

Notice of Motion Report No. 56

Oval Car Park (MC/14/134016)

Councillor Aird moved that:

MOTION (Aird / C Griffin)

Given that councillors are now engaged in an ongoing process of workshops to explore and consider the feasibility of various options regarding provision of parking in Manly as an alternative to the currently proposed Manly Oval car park, that Council suspends promotion and does not expend any more ratepayers funds in relation to the Manly Oval Car Park proposal until a proposal is finally decided upon.

AMENDMENT (Burns / Heasman)

That Council limit outgoings to \$1,000 per month for advertising of the Manly Oval car park.

For the Amendment: Councillors Burns, Heasman, Pickering, J Griffin and Hay AM

Against the Amendment: Councillors Aird, Bingham, Le Surf and C Griffin

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

MOTION (Burns / Heasman)

That Council limit outgoings to \$1,000 per month for advertising of the Manly Oval car park.

For the Motion: Councillors Burns, Heasman, Pickering, J Griffin and Hay AM

Against the Motion: Councillors Aird, Bingham, Le Surf and C Griffin

180/14 RESOLVED: (Burns / Heasman)

That Council limit outgoings to \$1,000 per month for advertising of the Manly Oval car park.

Notice of Motion Report No. 48

Andrew Boy Charlton Pool (MC/14/121203)

Councillor Barbara Aird moved that:

MOTION (Aird / Pickering)

That Council requests the General Manager to provide a report to the Council on:

- the scope of work, development risk, the form of contract, and source of funding for the swim centre redevelopment;
- the current status of the proposed water polo pool and funding options; and
- how Council will meet the parking needs of an annual estimated visits of 700,000.

For the Motion: Councillors Aird, Burns, Heasman, Bingham, Pickering, J Griffin and C Griffin

Against the Motion: Councillors Le Surf and Hay AM

181/14 RESOLVED: (Aird / Pickering)

That Council requests the General Manager to provide a report to the Council on:

- the scope of work, development risk, the form of contract, and source of funding for the swim centre redevelopment;
- the current status of the proposed water polo pool and funding options; and
- how Council will meet the parking needs of an annual estimated visits of 700,000.

ITEMS FOR BRIEF MENTION

Item For Brief Mention Report No. 15

Items For Brief Mention (MC/14/122328)

1. Complaints made to the General Manager

There are no outstanding complaints.

2. Notices of Motion status report.

The following Notices of Motion are currently in progress.

Res No.	Meeting Date	Subject	Precis	Status
149/14	13/10	Mayoral Minute Report No. 8 - Fit for the Future	Determines its position on the Fit for the Future proposal at the 27 October 2014 scheduled workshop; and	Complete
152/14	13/10	Notice of Motion No. 43 - Whistler Street Sewage Pumping Station	That Council write to Sydney Water and appropriate NSW Government Ministers	Complete
153/14	13/10	Notice of Motion No. 44 - Manly Jazz Festival	That Manly Council staff be congratulated on the delivery of a first-rate 2014 Jazz Festival event.	Complete
154/14	13/10	Notice of Motion No. 47 - 2013/2014 Performance of Council's car parks	That the General Manager prepare and make available to the next meeting of Council an update on the performance of Council's Car Parks.	November OM
155/14	13/10	Notice of Motion No. 49 - Improving Utilization of National Building Carpark	That the motion be referred to the General Manager for consideration as discussed.	Complete
156/14	13/10	Notice of Motion No. 50 - Upgrading of Electronic display of Car Park Free Spaces	That parking availability of Council car parks be published on line and mobile devices or App.	Project scoped
157/14	13/10	Notice of Motion No. 51 - Forward Planning of Council Public Works	That the General Manager include a summary report to Council via the CSP Quarterly Review Report.	Creation of Council Public Works Capital list is in progress.
158/14	13/10	Notice of Motion No. 52 - Council Report on the Bat Camp at Burnt Bridge Creek	Council staff bring back the Management Plan to Council in regards to the bat camp located adjacent to Burnt Bridge Creek	Management Plan being prepared
132/14	8 Sept	Notice of Motion 41 – Review of Hop, Skip & Jump Community Bus Service	Undertake an audit on the current usage of the service and prepare a report to Council on the outcomes of the feedback and surveys conducted	In progress
116/14	11 Aug	Notice of Motion Report No. 32 - ANZAC Centenary	Manly Council to coordinate an ANZAC Centenary Projects Working Group for community organisations.	First meeting held. Item complete.

3. Carparks Operations – Update

The summary on Council's carparks operations for the 2013/14 is as follows:

	Whistler*	Pacific Waves	Peninsula	Manly National
Capacity	314	153	289	220
Customer parking throughput	421,309	201,465	577,157	85,520
Customer parking with Revenue	116,845	45,771	112,328	58,042
Customer parking exit within free period	304,464	155,694	464,829	27,478
Percentage free parking	72%	77%	81%	32%
Annual average daily turnover	3.69	3.62	5.49	1.07
Non Revenue Parking (Nested Residential & Operational fleet)	23,033	6,536	389	59,648
Optional Revenue	1,371,200	595,236	1,263,800	664,532
Operational Expense	224,538	211,840	289,305	155,074
Staff and Agency Expense	99,271	100,718	104,631	97,095
Average Max. Occupancy				
Weekend (Oct - Apr)	95%	88%	92%	80%
Weekday (Oct - Apr)	95%	86%	93%	78%
Weekend (May - Sept)	97%	87%	97%	75%
Weekday (May - Sept)	90%	85%	93%	73%

*Level B is closed to the public.

4. Tabled Documents

Date	Author	Item
3 Nov	Manly Community Centre & Services Inc.	Annual Report Financial Year 2013-2014
4 Nov	Graeme Dunlavy Principal Manager Sydney Roads & Maritime Services NSW Government	Reply to Council's letter regarding a designated swim zone in Cabbage Tree Bay

MOTION (Le Surf / J Griffin)

- That items 1, 2 and 3 be received and noted.

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

Against the Motion: Nil.

182/14 RESOLVED: (Le Surf / J Griffin)

- That items 1, 2 and 3 be received and noted.

REPORTS OF COMMITTEES

Report Of Committees Report No. 33

Minutes for notation by Council - Special Purpose Advisory Committee without recommendations of a significant nature. (MC/14/133091)

MOTION (Pickering / Le Surf)

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

1. Manly Local Traffic Committee – 15 September 2014
2. Public Domains Advisory Committee – 15 October 2014

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

Against the Motion: Nil.

183/14 RESOLVED: (Pickering / Le Surf)

That the minutes of the following Special Purpose advisory Committee meetings be noted:

1. Manly Local Traffic Committee – 15 September 2014
2. Public Domains Advisory Committee – 15 October 2014

Report Of Committees Report No. 39

Minutes for notation by Council - Community Environment Advisory Committee - 8 October 2014 (MC/14/135178)

MOTION (Le Surf / Heasman)

That the minutes of the Community Environment Advisory Committee meeting on 8 October be received and noted:

1. ITEM 5 - LONGNOSED BANDICOOT UPDATE. REPORT ON TRAPPING AND OUTCOMES**iii. Bandicoot Monitoring Signpost Re-evaluation With Rumble Strips:**

Following a discussion of various options for Darley Road in the vicinity of Manly Hospital, the committee fully supports:

- Visually striking signage, ie picture of 3 orphan bandicoots, with a text of “slow down for us”
- Electronic sign which tells drivers “how fast you are travelling now”
- Rumble strips to slow traffic down
- Council should consider installing a security camera

A similar presentation to Council's Traffic Committee and determine the feasibility of various actions.

2. ITEM 8 - AMENDED 10/50 VEGETATION CLEARING CODE OF PRACTICE FOR NEW SOUTH WALES – NSW RURAL FIRE SERVICE

The Committee recommends to the General Manager that:

1. Bushland staff should ground truth their classification of remnant bushland areas, parks and reserves to ascertain whether they pose a fire risk to neighbouring properties.
2. Council write to Rural Fire Commissioner to request a suspension of the present clearing regime and the return to the status quo while the proposed new regime is reviewed.
3. Council prepare another submission by 14 November. Due to the prevalence of steep slopes of 18 degrees or more in Manly, Council should map or work to refine the definition in order to avoid soil erosion and landslide risk.

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

Against the Motion: Nil.

184/14 RESOLVED: (Le Surf / Heasman)

That the minutes of the Community Environment Advisory Committee meeting on 8 October be received and noted:

1. ITEM 5 - LONGNOSED BANDICOOT UPDATE. REPORT ON TRAPPING AND OUTCOMES

iii. Bandicoot Monitoring Signpost Re-evaluation With Rumble Strips:

Following a discussion of various options for Darley Road in the vicinity of Manly Hospital, the committee fully supports:

- Visually striking signage, ie picture of 3 orphan bandicoots, with a text of "slow down for us"
- Electronic sign which tells drivers "how fast you are travelling now"
- Rumble strips to slow traffic down
- Council should consider installing a security camera

A similar presentation to Council's Traffic Committee and determine the feasibility of various actions.

2. ITEM 8 - AMENDED 10/50 VEGETATION CLEARING CODE OF PRACTICE FOR NEW SOUTH WALES – NSW RURAL FIRE SERVICE

The Committee recommends to the General Manager that:

1. Bushland staff should ground truth their classification of remnant bushland areas, parks and reserves to ascertain whether they pose a fire risk to neighbouring properties.
2. Council write to Rural Fire Commissioner to request a suspension of the present clearing regime and the return to the status quo while the proposed new regime is

reviewed.

3. Council prepare another submission by 14 November. Due to the prevalence of steep slopes of 18 degrees or more in Manly, Council should map or work to refine the definition in order to avoid soil erosion and landslip risk.

Report Of Committees Report No. 40

Minutes for notation by Council - Manly Sister Cities 22 October 2014 (MC/14/135202)

MOTION (Le Surf / Heasman)

That the minutes of the Manly Sister Cities meeting on 22 October 2014 be received and noted:

ITEM 4.5 Art Exhibition (part)

The Committee recommended to the General Manager that an amount of \$1,500 from the Sister Cities allocated budget be contributed to the cost of the Des Mullion exhibition at Manly Art Gallery & Museum.

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

Against the Motion: Nil.

185/14 RESOLVED: (Le Surf / Heasman)

That the minutes of the Manly Sister Cities meeting on 22 October 2014 be received and noted:

ITEM 4.5 Art Exhibition (part)

The Committee recommended to the General Manager that an amount of \$1,500 from the Sister Cities allocated budget be contributed to the cost of the Des Mullion exhibition at Manly Art Gallery & Museum.

Report Of Committees Report No. 37

Minutes for notation by Council - ANZAC Centenary Project Working Party - 29 October 2014 (MC/14/133199)

MOTION (Pickering / J Griffin)

That the minutes of the ANZAC Centenary Project Working Party meeting of 29 October 2014 be received and noted:

ITEM 4 Reports – Representatives of each Club presented their report/ideas for the Centenary project.

The Working Party recommended to the General Manager:

That the initiatives noted in the working party minutes of 29 October 2015, are discussed for prioritising these items into a program to be delivered through the collaborative efforts of the member clubs and organisations.

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

186/14 RESOLVED: (Pickering / J Griffin)

That the minutes of the ANZAC Centenary Project Working Party meeting of 29 October 2014 be received and noted:

ITEM 4 Reports – Representatives of each Club presented their report/ideas for the Centenary project.

The Working Party recommended to the General Manager:

That the initiatives noted in the working party minutes of 29 October 2015, are discussed for prioritising these items into a program to be delivered through the collaborative efforts of the member clubs and organisations.

CORPORATE SERVICES DIVISION

Corporate Services Division Report No. 23

Report on Council Investments as at 30 September 2014 (MC/14/131802)

MOTION (Le Surf / Heasman)

That the statement of Bank Balances and Investment Holdings as at 31 October 2014 be received and noted.

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

187/14 RESOLVED: (Le Surf / Heasman)

That the statement of Bank Balances and Investment Holdings as at 31 October 2014 be received and noted.

Corporate Services Division Report No. 24

First Quarter Report (1 July to 30 September 2014) – Progress with Four Year Delivery Program 2013-2017, Operational Plan 2014-15 and Budget 2014-15 (MC/14/132200)

MOTION (Le Surf / Bingham)

That:

1. The first quarterly report for the 2014-15 Operational Plan and progress report with the second year of Council's Delivery Program 2013-2017 be received and noted; and
2. The Financial Statement for the quarter ended 30 September 2014, including the revised estimates and recommended variations contained within the report, be adopted.

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

Against the Motion: Nil.

188/14 RESOLVED: (Le Surf / Bingham)

That:

1. The first quarterly report for the 2014-15 Operational Plan and progress report with the second year of Council's Delivery Program 2013-2017 be received and noted; and
2. The Financial Statement for the quarter ended 30 September 2014, including the revised estimates and recommended variations contained within the report, be adopted.

QUESTIONS WITHOUT NOTICE

QWN68/14 Councillor Bingham - Car Park Full signage

Would the General Manager please explain why the "Car Park Full – expect a short wait" sign is systematically on display in Council's car parks when on average these car parks are far from full?

At the request of the Mayor the General Manager advised that as Council didn't have a sign saying that the boom gate wasn't working, and as we need to ensure the signage is correct instead of using a sandwich board to advise the boom gate was out of order we used a standard sign that said "Car Park Full" to stop people coming through.

QWN69/14 Councillor Bingham - Flag poles at the end of The Corso

There are 8 flag poles made up of two sets of four at the ocean beach end of The Corso. There has been one missing for some time and the community is wondering why it has not been replaced?

At the request of the Mayor the General Manager advised that these flag poles are no longer made. Council is currently sourcing flag poles in order to replace the missing one.

QWN70/14 Councillor Pickering - Boom Gates at Tania Park

Where is Council up to with the consultations of the proposed boom gates closure at Tania Park?

At the request of the Mayor the Deputy General Manager advised that our Security people will close the boom gates at 9.30pm in the evening and open the cleaners will open them in the morning.

QWN71/14 Councillor Le Surf - Car Share Policy

1. As no commercial operator has accepted Council's Car Share Policy, does this mean no car share operators should be operating in our LGA?

At the request of the Mayor the General Manager advised that we didn't say no one accepted our Car Sharing Policy we may have said no one tendered based on the Policy so the issue is about not receiving a Tender.

All registered vehicles are able to park on a public road, we can't stop that and at this point in time we are only able to regulate it lightly in the streets where we have 2 hour limit for residents parking scheme areas.

2. Can we request that "Go-Get" who currently use residential streets and it is suggested that they use Residential Parking Permits to park, withdraw or cease to operate.

At the request of the Mayor the General Manager advised that one of the conditions of use is that the car must be attached to a property, if they have abused that condition we are entitled to remove that privilege. If we can do an audit on this we could do that.

QWN72/14 Councillor Burns

As Council's Tender process has failed, eg no Tenders received, what is the future direction on the tender process for inviting care share operators to tender?

Invite retendering on submissions or open and EOI process?

Can we work out a strategy to go forward?

At the request of the Mayor the General Manager advise that he would take this on notice.

QWN73/14 Councillor Burns - Art Gallery upgrade

How is the Gallery going with the lighting upgrading?

At the request of the Mayor the Deputy General Manager, People, Place & Infrastructure advised that this was signed off last week.

QWN74/14 Councillor Aird - East Esplanade

There was an extremely large tent set up on East Esplanade over the weekend for a function – would this be approved by the Harbour Foreshores Reserve approved or would it have been Council?

At the request of the Mayor the Deputy General Manager, People Place & Infrastructure advised she would take this question on notice.

QWN75/14 Councillor C Griffin - Update on status of tree

Would the General Manager provide an update on the status of the tree outside 86 Woodland Street?

The Deputy General Manager, People Place & Infrastructure advised that Council have assigned and conducted 2 geotechnical reports and Arborist report we have asked for a thorough risk assessment by a qualified independent consultant.

The General Manager advised that he was taking a cautious approach to any request. If there is a way we can save the vegetation we will do so. We have asked for additional information, the tree in question will remain until such time as we have received and reviewed the matter further.

QWN76/14 Councillor C Griffin - Popsugar & Simple event

On what basis was the Popsugar & Simple event on The Corso approved this Saturday 8 November 2014?

How much did this organisation pay Council? What services were provided by Council.

At the request of the Mayor the Deputy General Manager, People Place & Infrastructure, advised there was an approval given. They applied to Council and went through our event process and qualified with all the requirements and paid a commercial fee.

CONFIDENTIAL COMMITTEE OF THE WHOLE

Notice of Motion Report No. 57

01. Staff Matter (MC/14/133999)

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) 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.

General Managers Division Report No. 11

02. Staff Matter (MC/14/135659)

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) 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.

CLOSED SESSION

MOTION (Le Surf / Heasman)

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

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

Against the Motion: Nil.

189/14 RESOLVED: (Le Surf / Heasman)

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

OPEN COUNCIL RESUMED

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

Notice of Motion Report No. 57

01. Staff Matter (MC/14/133999)

MOTION (C Griffin / Heasman)

Progressed as discussed in closed session.

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

Against the Motion: Nil.

190/14 RESOLVED: (C Griffin / Heasman)

Progressed as discussed in closed session.

General Managers Division Report No. 11

02. Staff Matter (MC/14/135659)

MOTION (Le Surf / Heasman)

Progressed as discussed in closed session.

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

Against the Motion: Nil.

191/14 RESOLVED: (Le Surf / Heasman)

Progressed as discussed in closed session.

CLOSE

The meeting closed at 11.26pm.

The above minutes were confirmed at an **Ordinary Meeting** of Manly Council held on [8 December 2014](#)..

MAYOR

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