

Minutes

Ordinary Meeting

Held at Council Chambers, 1 Belgrave Street Manly
on:

Monday 11 March 2013

All minutes are subject to confirmation at a subsequent meeting.

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

www.manly.nsw.gov.au

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The Ordinary Meeting was held in the Council Chambers, Town Hall, Manly, on Monday 11 March 2013. The meeting commenced at 7.30pm.

PRESENT

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

ALSO PRESENT

Henry Wong, General Manager
Stephen Clements, Deputy General Manager, Executive Manager, Landuse & Sustainability
Beth Lawsen, Deputy General Manager, People, Place & Infrastructure
Anthony Hewton, Executive Manager, Corporate Support Services
Secretariat Officer

OPENING PRAYER

The Opening Prayer was presented by John Hannon St Mary's.

DECLARATIONS OF PECUNIARY INTEREST / CONFLICT OF INTEREST

Name:	Item Number:	Nature of Interest:
Councillor Alan Le Surf	Item For Brief Mention Report No 4 – Minutes for adoption by Council – Community Safety & Place Management Advisory Committee – 14 February 2013	Declared a non-pecuniary interest prior to the meeting.

CONFIRMATION OF MINUTES

MOTION (Heasman / Pickering)

That copies of the Minutes of the Ordinary Meeting held on Monday, 11 February 2013, 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.

18/13 RESOLVED: (Heasman / Pickering)

That copies of the Minutes of the Ordinary Meeting held on Monday, 11 February 2013, 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, Burns, Heasman, Bingham, Pickering, Le Surf, J Griffin, C Griffin and Hay

Against the Resolution: Nil.

CONFIRMATION OF MINUTES (Extraordinary Meeting)**MOTION (Heasman / Pickering)**

That copies of the Minutes of the Extraordinary Meeting of Council held on Tuesday, 26 February 2013, 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.

19/13 RESOLVED: (Heasman / Pickering)

That copies of the Minutes of the Extraordinary Meeting of Council held on Tuesday, 26 February 2013, 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, Burns, Heasman, Bingham, Pickering, Le Surf, J Griffin, C Griffin and Hay AM

Against the Resolution: Nil.

CONFIRMATION OF MINUTES**MOTION (Heasman / Pickering)**

That copies of the Minutes of the Planning and Strategy Committee held on Monday, 4 March 2013 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.

20/13 RESOLVED: (Heasman / Pickering)

That copies of the Minutes of the Planning and Strategy Committee held on Monday, 4 March 2013, 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, Burns, Heasman, Bingham, Pickering, Le Surf, J Griffin, C Griffin and Hay

Against the Resolution: Nil.

PUBLIC FORUM

NAME	SUBJECT/PUBLIC SPEAKERS
Evelyn Shervington	Street Trees
Digby Hughes	Manly Community Centre
David Parsons	Titles

MAYORAL MINUTES

Mayoral Minute Report No. 2

The Amalgamation Agenda (MC/13/27868)**Moved that Council:**

1. Note the public commitment made by the Minister for Local Government to no forced council amalgamations;
2. As a matter of policy, Manly reject any proposal for amalgamation;
3. Write to and request, the Premier, the Prime Minister, the Leader of the Opposition, the Federal Minister for Local Government and Regional Affairs, and the NSW Minister for

Local Government, to immediately commit to the equitable, and proportionally adequate funding of Local Government from the Federal tax revenue receipts, to enable councils to provide essential community services, including infrastructure;

4. Call on the Premier to cease unfunded cost shifting of the State's responsibility to councils, and
5. Adopt as policy the continuation of regional collaboration on policy development and operational issues as an alternative to forced amalgamations.

PUBLIC ADDRESSES

The following person addressed the meeting on this item:

Against the Motion Mr Digby Hughes

MOTION (Hay)

That:

1. Note the public commitment made by the Minister for Local Government to no forced council amalgamations;
2. As a matter of policy, Manly reject any proposal for amalgamation;
3. Write to and request, the Premier, the Prime Minister, the Leader of the Opposition, the Federal Minister for Local Government and Regional Affairs, and the NSW Minister for Local Government, to immediately commit to the equitable, and proportionally adequate funding of Local Government from the Federal tax revenue receipts, to enable councils to provide essential community services, including infrastructure;
4. Call on the Premier to cease unfunded cost shifting of the State's responsibility to councils, and
5. Adopt as policy the continuation of regional collaboration on policy development and operational issues as an alternative to forced amalgamations.

21/13 RESOLVED: (Hay)

That:

1. Note the public commitment made by the Minister for Local Government to no forced council amalgamations;
2. As a matter of policy, Manly reject any proposal for amalgamation;
3. Write to and request, the Premier, the Prime Minister, the Leader of the Opposition, the Federal Minister for Local Government and Regional Affairs, and the NSW Minister for Local Government, to immediately commit to the equitable, and proportionally adequate funding of Local Government from the Federal tax revenue receipts, to enable councils to provide essential community services, including infrastructure;
4. Call on the Premier to cease unfunded cost shifting of the State's responsibility to councils, and
5. Adopt as policy the continuation of regional collaboration on policy development and operational issues as an alternative to forced amalgamations.

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

Against the Resolution: Nil.

NOTICES OF MOTION

Notice of Motion Report No. 7

Manly Business Commercial Event Fees (MC/13/25864)

Councillor Steve Pickering moved:

Manly Council amends the 2013/2014 Special Event Application Fees & Charges, to include an hourly 'Manly Business Commercial Event' application fee, for commercial event activity relevant to Brand Manly.

These fees and charges should be trialled for a period of 12 months.

PUBLIC ADDRESSES

The following person addressed the meeting on this item:

In support of the Motion Mr Jonathon Allara, Manly Chamber of Commerce

MOTION (Pickering / Heasman)

That:

- i. Manly Council amends the 2013/2014 Special Event Application Fees & Charges, to include an hourly 'Manly Business Commercial Event' application fee, for commercial event activity relevant to Brand Manly.
- ii. These fees and charges should be trialled for a period of 12 months;
- iii. Manly Council restrict events to up to 12 in total per year, and restricted to 1 per business per year; and
- iv. no balloons be permitted, no plastic single use items and no alcohol or beverage promotions in accordance with current Council policy.

22/13 RESOLVED: (Pickering / Heasman)

That:

- i. Manly Council amends the 2013/2014 Special Event Application Fees & Charges, to include an hourly 'Manly Business Commercial Event' application fee, for commercial event activity relevant to Brand Manly.
- ii. These fees and charges should be trialled for a period of 12 months;
- iii. Manly Council restrict events to up to 12 in total per year, and restricted to 1 per business per year; and
- iv. no balloons be permitted, no plastic single use items and no alcohol or beverage promotions in accordance with current Council policy.

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

Against the Resolution: Burns, Aird

The Mayor vacated the Chair at 9.27pm and the Deputy Mayor assumed the Chair.

The Deputy Mayor vacated the Chair at 9.30pm and the Mayor resumed the Chair.

Notice of Motion Report No. 8

Councillor briefing on Council's Asset Management Plan (MC/13/25975)

Councillor Candy Bingham moved:

That:

1. Councillors be provided with a full report on the current Capital Works Program for this financial year and a progress report on these works to date.
2. Councillors receive a full briefing on Council's current Asset Management Plan and what funding will be required to maintain these assets, at an acceptable level, over the next 4 years.

MOTION (Bingham / Burns)

That:

Councillors be provided with a full report on the current Capital Works Program for this financial year and a progress report on these works to date.

For the Resolution: Councillors Aird, Burns, Bingham and C Griffin

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

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

SUSPENSION OF STANDING ORDERS (Burns / C Griffin)

That Standing Orders be suspended to allow for consideration of items of public interest i.e. Notice of Motion Report No. 10 – No amalgamation of Northern Beaches Councils.

23/13 RESOLVED: (Burns / C Griffin)

That Standing Orders be suspended to allow for consideration of items of public interest i.e. Notice of Motion Report No. 10 – No amalgamation of Northern Beaches Councils.

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

Against the Resolution: Nil.

Notice of Motion Report No. 10

No amalgamation of Northern Beaches Councils (MC/13/26541)

Councillor Cathy Griffin moved:

That Council:

- 1) inform the community of the issues and proposals being raised to enable them to provide comments and voice any concerns;
- 2) determine the level of community support against Manly Council amalgamating with any neighbouring Council;
- 3) note and welcomes the commitment of Premier O'Farrell, prior to the March 2011 NSW election, that there would be no forced amalgamations of local councils under his government;
- 4) notes with concern the recent statements made by the Local Government Minister, the Hon Don Page, that he would take proposals for forced amalgamations to Cabinet if they were recommended by the Local Government Review Panel; and
- 5) states clearly its opposition to the forced amalgamation of Manly Council with any other council(s).

MOTION (C Griffin / Burns)

That Council:

The General Manager is to convene a workshop of Councillors within one week of receipt of the Independent Local Government Review Panel Discussion Paper (due late April 2013), in order to consider Council's response.

24/13 RESOLVED: (C Griffin / Burns)

That Council:

The General Manager is to convene a workshop of Councillors within one week of receipt of the Independent Local Government Review Panel Discussion Paper (due late April 2013), in order to consider Council's response.

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

Against the Resolution: Nil.

RESUMPTION OF STANDING ORDERS (Burns / C Griffin)

That Standing Orders be resumed:

25/13 RESOLVED: (Burns / C Griffin)

That Standing Orders be resumed:

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

Against the Resolution: Nil.

Notice of Motion Report No. 9

Restoration of Works by Public Utilities (MC/13/26394)

Councillor Candy Bingham moved:

That:

1. A special rate be determined by Council for its charges to public utilities for the restoration of footpaths, plazas and roadways to a level that will protect the life of Council's asset with a view to these repairs being done by Council in a more timely manner and to an acceptable standard.
2. Council staff negotiate with representatives of the various public utilities to ascertain what level of fees would be acceptable to both parties.
3. A full report, with recommendations, be presented to Council on this matter.

MOTION (Bingham / Aird)

That:

Council review its rates and charges relating to restoration of works by public utilities at the forthcoming Councillor strategic workshop.

26/13 RESOLVED: (Bingham / Aird)

That:

Council review its rates and charges relating to restoration of works by public utilities at the forthcoming Councillor strategic workshop.

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

Against the Resolution: Nil.

Notice of Motion Report No. 11

Manly Whistler Street Carpark Structural Assessment (MC/13/26693)

Councillor Hugh Burns moved:

That Council prepare and/or make available to the public (if such a report is already in existence) an engineering assessment report on the current Whistler Street concrete structure.

The report is to comprehensively assess the current state of the structure and is to include, but not be limited to, examination of the following matters:

- The extent of corrosion of the reinforcing in the concrete slabs by means of inspection and other investigations;
- The maintenance history of the structure as regards when previous repairs were carried out to the structure and the historical costs of these works;
- The necessary repairs to give the carpark a further 25 year life and the estimated cost of these works;

- An assessment on whether the current maintenance regime is adequate to ensure the maximum economic life of the structure;
- An opinion as to the remaining economic life of the existing structure and the basis for this opinion;
- Any recommendations as to means of preventing continuing rainwater damage to the structure, including waterproofing protection of the structure to minimise corrosion and minimise maintenance costs;
- Certification that the present structure, in its current condition, is presently safe for continued use by the public; and
- Identification of any major deficiencies in the design of the present carpark structure compared to current contemporary standards of concrete multi-storey carpark construction, and assessment of the significance of any such deficiencies (eg as both regards safety and public amenity).

MOTION (Burns / Bingham)

That the General Manager be requested to prepare a briefing paper/report on the current compliance of the Whistler Street Car park in relation to compliance with the Australian Standards (not just restricting comments on structural aspects/components of the carpark).

27/13 RESOLVED: (Burns / Bingham)

That the General Manager be requested to prepare a briefing paper/report on the current compliance of the Whistler Street Car park in relation to compliance with the Australian Standards (not just restricting comments on structural aspects/components of the carpark).

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

Against the Resolution: Nil.

Notice of Motion Report No. 12

Re-location of Manly Environment Centre (MC/13/27741)

Councillor Barbara Aird moved:

That Council bring back to the next Ordinary Meeting a feasibility report on options for relocation of the Manly Environment Centre (MEC), including input from MEC staff.

MOTION (Aird / Burns)

That Council brings back to the next Ordinary Meeting a feasibility report on options for relocation of the Manly Environment Centre (MEC), including 34 Stuart Street, and the former Raglan Street Baby Health Centre and with input from MEC staff.

AMENDMENT (Le Surf / J Griffin)

That a report be prepared on options for the possible relocation of the Manly Environment Centre (MEC), which includes input from MEC staff.

For the Amendment: Councillors Heasman, Pickering, Le Surf, J Griffin and Hay

Against the Amendment: Councillors Aird, Burns, Bingham and C Griffin

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

28/13 RESOLVED: (Le Surf / J Griffin)

That a report be prepared on options for the possible relocation of the Manly Environment Centre (MEC), which includes input from MEC staff.

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

Against the Resolution: Nil.

Councillor Burns left the meeting, the time being 11:30pm.

Councillor J Griffin left the Chamber 11.31pm.

ITEMS FOR BRIEF MENTION

Item For Brief Mention Report No. 3

Items For Brief Mention (MC/13/16822)

1. Complaints made to the General Manager

Complaints made to the General Manager as at February 2013

Received	Nature of complaint	Outcome	Status
February	Code of Conduct	Being assessed	Pending

2. Notices of Motion status report.

The following Notices of Motion are currently in progress.

Res No.	Meeting Date	Subject	Resolution (Précis)	Status
208/12	10 Dec	Notice of Motion Report No. 46 - Master Plan for Ivanhoe Botanic Gardens	Master Plan for the Ivanhoe Botanic Gardens area.	In progress
203/12	10 Dec	Mayoral Minute Report No. 12	Stuart Street Manly Properties	In progress
194/12	12 Nov	Notice of Motion Report No. 39	Introduce up to 3 hours free parking for residents at Council owned car parks	In progress
193/12	12 Nov	Notice of Motion Report No. 38	Masterplan for the area known as Jump Rock	In progress
05/13	11 Feb	Notice of Motion No 5	Feasibility report on reinstating a mural at Lagoon Park	In progress

3. Tabled Documents

Date	Author	Subject
1 March 2013	Ross Woodward Chief Executive, Local Government	Circular to Councils 13-06 Model Code of Conduct 2013 – Commencement and Key Resources

MOTION (Le Surf / Heasman)

That:

- i) Reports 1 and 3 be received and noted; and
- ii) report 2 includes Notice of Meeting Report No 47 – Free Wi Fi Access in Manly CBD and Notice of Motion Report No. 43 – 2014 School Student of the Year

29/13 RESOLVED: (Le Surf / Heasman)

That:

- i) reports 1 and 3 are received and noted; and
- ii) report 2 includes Notice of Meeting Report No 47 – Free Wi Fi Access in Manly CBD and Notice of Motion Report No. 43 – 2014 School Student of the Year.

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

Against the Resolution: Nil

Councillor J Griffin was not in the Chamber when the voting took place.

REPORTS OF COMMITTEES

Report Of Committees Report No. 3

Minutes for adoption by Council - Special Purpose Advisory Committees without recommendations. (MC/13/27428)

The following Special Purpose Advisory Committee minutes are tabled at this meeting.

- i) Art & Culture Advisory Committee – 19 February 2013
- ii) Surf Club Liaison Working Group – 19 February 2013
- iii) Community Environment Advisory Committee – 20 February 2013
- iv) Economic Development and Tourism Advisory Committee – 21 February 2013
- v) Community Garden Advisory Committee – 21 February 2013

MOTION (Le Surf / C Griffin)

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

- i) Art & Culture Advisory Committee – 19 February 2013
- ii) Surf Club Liaison Working Group – 19 February 2013
- iii) Community Environment Advisory Committee – 20 February 2013
- iv) Economic Development and Tourism Advisory Committee – 21 February 2013
- v) Community Garden Advisory Committee – 21 February 2013

30/13 RESOLVED: (Le Surf / J Griffin)

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

- i) Art & Culture Advisory Committee – 19 February 2013
- ii) Surf Club Liaison Working Group – 19 February 2013
- iii) Community Environment Advisory Committee – 20 February 2013

- iv) Economic Development and Tourism Advisory Committee – 21 February 2013
- v) Community Garden Advisory Committee – 21 February 2013

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

Against the Resolution: Nil.

Councillor J Griffin was not in the Chamber when the voting took place.

Councillor J Griffin returned to the Chamber.

Councillor Le Surf left the Chamber having earlier declared a non-pecuniary interest in Committees Report No 4.

Report Of Committees Report No. 4

Minutes for adoption by Council - Community Safety & Place Management Advisory Committee - 14 February 2013. (MC/13/27477)

This report was dealt with at the Community Safety & Place Management Advisory Committee meeting of 14 February 2013 and was listed as a Recommendation in those minutes. The item is hereby submitted to the Ordinary Meeting, together with the minutes for formal adoption by Council.

ITEM 3 Police Amalgamations

Mayor advised that she had been briefed by Supt Darcy about the announced amalgamation of Manly and Dee Why with the management/administrative arm based in Dee Why. He suggested that it could actually result in stronger operational numbers for Manly. No further details about how it will work have been finalised yet. Police will form a working group to transition with a view to commencement by end of year. Police Association has been assured that no operational staffing levels will be affected.

The Mayor read the letter that was sent to the Police Minister following a recommendation about this issue from the last meeting. The committee agreed that a copy of this should also be sent for the information of the local member.

Committee expressed concern about what impact this will have on the redevelopment of the police station and more delays. Announcement about the amalgamations have also fuelled concerns that the Court House will not reopen now it is closed for a 6 month period. It was agreed that community pressure must be made on this issue and some representation is needed to clarify the future of the police station and its operations and the courthouse. Both of these connected services are extremely important to the Manly area and must be retained.

MOTION (Heasman / C Griffin)

That the committee continues to be very concerned with the delay in communication of the future structure of policing (administration, management, numbers of officers, support staff) and particularly the continuance of the heavily utilized courthouse facility, that at the moment is "temporarily closed". The committee wishes to seek an urgent update of the planning proposals and remind the Minister of the importance of local commitment of satisfactory policing and justice.

31/13 RESOLVED: (Heasman / C Griffin)

That the minutes of the Community Safety & Place Management Advisory Committee meeting on 14 February 2013 be adopted including the following items:

ITEM 3 Police Amalgamations

That the committee continues to be very concerned with the delay in communication of the future structure of policing (administration, management, numbers of officers, support staff) and particularly the continuance of the heavily utilized courthouse facility, that at the moment is "temporarily closed". The committee wishes to seek an urgent update of the planning proposals and remind the Minister of the importance of local commitment of satisfactory policing and justice.

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

Against the Resolution: Nil

Councillor Le Surf was not present when the voting took place.

Councillor Le Surf returned to the Chamber.

CORPORATE SERVICES DIVISION

Corporate Services Division Report No. 8

Report on Council Investments as at 28 February 2013 (MC/13/16824)

SUMMARY

In accordance with clause 212 of the *Local Government (General) Regulation 2005*, a report setting out the details of money invested must be presented to Council on a monthly basis. The report must also include certification as to whether or not the Investments have been made in accordance with the Act, the Regulations and Council's Investment Policy.

MOTION (Heasman / Pickering)

That: the statement of Bank Balances and Investment Holdings as at 28 February 2013 be received and noted.

32/13 RESOLVED: (Heasman / Pickering)

That: the statement of Bank Balances and Investment Holdings as at 28 February 2013 be received and noted.

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

Against the Resolution: Nil.

QUESTIONS WITHOUT NOTICE**QWN15/13 Councillor Bingham - Balgowlah Heights Shopping Centre**

Would the General Manager report on the status and scope of the \$60,000 new works proposed at Balgowlah Heights Shopping Centre in the 2012/2013 Budget?

At the request of the Mayor the General Manager advised he would take the question on notice.

QWN16/13 Councillor Heasman - Art Gallery

Can the General Manager clarify the protocol re opening the Art Gallery without paid Council staff in attendance. i.e. why couldn't volunteers 'man' the Gallery on 8 March (Union Picnic Day).

At the request of the Mayor the General Manager advised that Council staff must be in attendance when volunteers are working.

QWN17/13 Councillor Aird - Rain Water Hazzard in Wentworth Street

There is significant pooling of rainwater in kerb on the southern side of Wentworth Street towards eastern end from Drummond House, which often is so deep as to cause problems in getting in and out of parked cars. When will this problem be rectified?

At the request of the Mayor the General Manager advised he would take this question on notice.

QWN18/13 Councillor Aird - Signage on and round Manly Wharf

On Saturday 9 March there were very large black plastic letters (almost 1 metre tall) with white bird feathers spelling out "Manly Wharf" laid out across the front of the entrance to the wharf in the vicinity of the boundary line of wharf/Council property. On Sunday the same signage was placed on the paving between the Bavarian Cafe westward. Most of the feathers came unstuck and were blowing all over the area and looked disgusting and tacky. Whose signage was this and would Council ensure that this is never used again.

At the request of the Mayor the General Manager advised the signage was part of the Art Exhibition held over the weekend.

QWN19/13 Councillor C Griffin - Norfolk Pine Trees

Has the report on the Norfolk Pine Trees been completed? If so when will this report be tabled for Councillors to read and respond to?

At the request of the Mayor the General Manager advised he would take this question on notice.

CONFIDENTIAL COMMITTEE OF THE WHOLE

General Managers Division Report No. 7

L M Graham Reserve – Report on Expression of Interest and Tender awarded to Design Landscapes Pty Limited (MC/13/27187)

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.

CLOSED SESSION**MOTION (Heasman / Hay)**

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

The Chairperson, Mayor Jean Hay AM asked if any members of the public gallery objected to the matter being heard in closed Session.

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

33/13 RESOLVED: (Heasman / Hay)

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

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

Against the Resolution: Nil.

OPEN COUNCIL RESUMED

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

General Managers Division Report No. 7

L M Graham Reserve – Report on Expression of Interest and Tender awarded to Design Landscapes Pty Limited (MC/13/27187)**MOTION (Le Surf / Heasman)**

As progressed in closed session.

34/13 RESOLVED: (Le Surf / Heasman)

As progressed in closed session.

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

CLOSE

The meeting closed at [12.15am Tuesday 12 March 2013](#)

The above minutes were confirmed at an **Ordinary Meeting** of Manly Council held on [8 April 2013](#).

MAYOR

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