



Pittwater Council Minutes

Council Meeting

held at Mona Vale Memorial Hall, Mona Vale
on

17 February 2014

Commencing at 6.30pm.

ATTENDANCE

Members

Townsend, J (Mayor & Chairperson)
Ferguson, K (Deputy Mayor)
Grace, R
Griffith, S
Hegarty, J
McTaggart, A
Millar, K
White, I
Young, S

Officers

Ferguson, M (General Manager)
Evans, S (Director, Environmental Planning & Community)
Beharrell, M (Acting Director, Urban & Environmental Assets)
Lawrence, W (Manager, Administration & Governance)
Godfrey, L (Manager, Community and Library Services)
Pigott, A (Manager, Planning and Assessment)
Cordoba, L (Principal Officer, Land Release)
Thana, M (Management Accountant)
Wilde, R (Senior Project Accountant)
Whiteman, L (Local Infrastructure Funding Coordinator / Corporate Planner)
Angles, G (Principal Officer, Administration)
Tasker, P (Administration Officer/ Minute Secretary)

Council Meeting

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Notes:

1. The Council Meeting commenced at 6.30pm and adjourned at 6.45pm, recommenced at 7.42pm and concluded at 8.01pm.
2. The Sustainable Towns and Villages Committee Meeting commenced at 6.46pm and concluded at 7.35pm.
3. The Leading and Learning Committee Meeting commenced at 7.36pm and concluded at 7.41pm.

Council Meeting

1.0 Public Forum

Nil.

2.0 Resident Questions

Question 1 – Mr Ross Smith

What is the total cost for the construction of the Beeby Reserve Carpark including the additional drainage works to Barrenjoey Road?

Answer:

The General Manager advised that the cost would be \$494,151.00.

Question 2 – Mr Ross Smith

The developer at 60-62 Park Street Mona Vale was given permission to store building materials on the road reserve from 7am-5pm on Mon to Fri from 4-15 November. Why was the developer allowed to use this road reserve 24 hours per day 7 days per week with no action taken by Council despite receiving complaints?

Answer:

The General Manager responded that it was unlikely that Council had the resources to police such issues 24 hours per day 7 days per week nor was it a priority to do so.

3.0 Apologies

Nil.

4.0 Declarations of Pecuniary and Conflict of Interest including any Political Donations and Gifts

1. Cr Hegarty declared a significant non-pecuniary interest in Item C12.1 – Update on Pre Gateway Review of Planning Proposal PP0002/13 – 2 & 18 Macpherson Street and 23, 25 and 27 Warriewood Road Warriewood, and took no part in discussion and voting on this item. The reason provided by Cr Hegarty was:

“I sit on the JRPP as Council’s delegate which was a decision making forum on this application.”

2. Cr Townsend declared a significant non-pecuniary interest in Item C12.1 – Update on Pre Gateway Review of Planning Proposal PP0002/13 – 2 & 18 Macpherson Street and 23, 25 and 27 Warriewood Road Warriewood, and took no part in discussion and voting on this item. The reason provided by Cr Townsend was:

“Sitting member / delegate of JRPP that advised Minister on this development proposal.”

5.0 Confirmation of Minutes

COUNCIL DECISION

That the Minutes of the Council Meeting held on 17 February 2014, copies of which were circulated to all Councillors, be and are hereby confirmed as a true and accurate record of the proceedings of that meeting.

(Cr Millar / Cr Ferguson)

6.0 Public Addresses

C12.1 – Update on Pre Gateway Review of Planning Proposal PP0002/13 – 2 & 18 Macpherson Street and 23, 25 and 27 Warriewood Road Warriewood – with the leave of the Council Mr Chris Hornsby (President, Warriewood Residents Association) addressed the meeting speaking in support of the recommendation on this item.

7.0 Councillor Questions with Notice

Nil.

8.0 Mayoral Minutes

Nil.

9.0 Business by Exception

COUNCIL DECISION

That Items C11.2, C11.3, C11.4 and C11.5 be dealt with by exception and the recommendations contained in the reports for these items be adopted.

(Cr Hegarty / Cr Griffith)

Procedural Motion (COUNCIL DECISION)

That the Council Meeting be adjourned and the Sustainable Towns and Villages Committee Meeting now commence.

(Cr Hegarty / Cr Ferguson)

Notes:

1. The Council Meeting adjourned at 6.45pm and the Sustainable Towns and Villages Committee Meeting commenced at 6.46pm.
 2. Cr Griffith assumed the Chair.
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Sustainable Towns and Villages Committee

12.0 Sustainable Towns and Villages Committee Business

C12.1	Update on Pre Gateway Review of Planning Proposal PP0002/13 - 2 & 18 Macpherson Street and 23, 25 and 27 Warriewood Road Warriewood
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COMMITTEE RECOMMENDATION

1. That Council notes the JRPP's recommendation to the Minister in relation to Planning Proposal PP0002/13.
2. That Council writes to the Minister for Planning & Infrastructure and the Director-General of the Department, acknowledging the JRPP's decision of 6 February 2014 and urging him to respect the recommendation of this independent panel. Also reminding the Minister and Director-General of the extensive community consultation which lead to the acceptance of the Warriewood Valley Strategic Review, anticipating certainty in the planning process, consistent with the Minister's statements relating to the current Planning Reform to **"return power to local communities who will set the ground rules and vision for future developments in their local areas"**.
3. That Council continues to reinforce the primacy of the Warriewood Valley Strategic Review findings undertaken by the Department of Planning and Infrastructure and Pittwater Council relating to the density of future development in Warriewood Valley.
4. That the General Manager and Deputy Mayor seek a delegation with the Minister and the Director-General to reinforce the Council's position.

(Cr Millar / Cr Ferguson)

Procedural Motion (COUNCIL DECISION)

That Cr Millar be granted an extension of time to complete her address to the meeting on this item.

(Cr Young / Cr Ferguson)

Notes:

1. Cr Hegarty left the meeting at 6.46pm and returned at 7.10pm, having declared a significant non-pecuniary interest in Item C12.1 – Update on Pre Gateway Review of Planning Proposal PP0002/13 – 2 & 18 Macpherson Street and 23, 25 and 27 Warriewood Road Warriewood. The reason provided by Cr Hegarty was:

"I sit on the JRPP as Council's delegate which was a decision making forum on this application."

2. Cr Townsend left the meeting at 6.46pm and returned at 7.10pm, having declared a significant non-pecuniary interest in Item C12.1 – Update on Pre Gateway Review of Planning Proposal PP0002/13 – 2 & 18 Macpherson Street and 23, 25 and 27 Warriewood Road Warriewood. The reason provided by Cr Townsend was:

"Sitting member / delegate of JRPP that advised Minister on this development proposal."

C12.2 Update on the Ingleside Precinct Planning Process

COMMITTEE RECOMMENDATION

That the update on the progress of the precinct planning for Ingleside be noted.

(Cr McTaggart / Cr White)

C12.3 Section 94 Developer Contribution Plans

COMMITTEE RECOMMENDATION

1. That Council endorses that Section 94 Plan No. 10 Material Public Benefits and Dedication of Land be revoked.
2. That Council endorses that Section 94 Plan No. 20 for Ingleside Urban Land Release be revoked.

(Cr Grace / Cr Townsend)

Procedural Motion (COUNCIL DECISION)

That the Sustainable Towns and Villages Committee Meeting be concluded and the Leading and Learning Committee Meeting now commence.

(Cr Ferguson / Cr Grace)

Notes:

1. The Sustainable Towns and Villages Committee Meeting concluded at 7.35pm and the Leading and Learning Committee Meeting commenced at 7.36pm.
 2. Cr Hegarty assumed the Chair.
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Leading and Learning Committee

11.0 Leading and Learning Committee Business

C11.1	Quarterly Budget Review Statement for the Quarter Ending 31 December 2013
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COMMITTEE RECOMMENDATION

1. That the financial results for the period ending 31 December 2013 be noted.
2. That the Projected Budget incorporating all amendments as detailed in this report be adopted.

(Cr Grace / Cr Griffith)

C11.2	Investment Balances as at 31 January 2014 and Adoption of Amended Investment Policy No. 143
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COUNCIL DECISION (By Exception)

1. That the Investment Balance information provided in the report be noted.
2. That Investment Policy No. 143 be adopted.

(Cr Hegarty / Cr Griffith)

C11.3	Report on Local Government Managers Association Forum and Local Government New South Wales Annual Conference, October 2013
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COUNCIL DECISION (By Exception)

That the attached report be noted.

(Cr Hegarty / Cr Griffith)

C11.4	Use of Delegated Functions from 1 October 2013 to 31 December 2013
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COUNCIL DECISION (By Exception)

That the information relating to the approval and refusal of applications made under delegation for the period 1 October 2013 through to 31 December 2013 be noted.

(Cr Hegarty / Cr Griffith)

C11.5	Minutes of the Sydney Coastal Councils Group Ordinary Meeting of 7 December 2013
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COUNCIL DECISION (By Exception)

That the Minutes of the SCCG Ordinary Meeting of 7 December 2013 be noted.

(Cr Hegarty / Cr Griffith)

Procedural Motion (COUNCIL DECISION)

That the Leading and Learning Committee Meeting be concluded and the Council Meeting now recommence.

(Cr Grace / Cr Ferguson)

Notes:

1. The Leading and Learning Committee Meeting concluded at 7.41pm and the Council Meeting recommenced at 7.42pm.
2. Cr Townsend resumed the Chair.

Council Meeting

C10.1 Notice of Motion - Ban on Parking of Caravans, Boats and Trailers in School Zones (motion submitted by Cr Hegarty)

COUNCIL DECISION

1. That Council makes representations to the Minister for Roads, Minister for Education and the Member for Pittwater seeking the NSW State Government support in banning the parking of unattended advertising trailers, boats and caravans from all school zones across NSW on safety grounds.
2. That Council also makes representations to the LGNSW, Australian Driver Training Association, the NSW Pedestrian Council and other key stakeholders seeking support for the Council's position.

(Cr Hegarty / Cr Ferguson)

13.0 Adoption of Leading and Learning Committee Recommendation

COUNCIL DECISION

That the recommendation of the Leading and Learning Committee on Item C11.1 comprising all Council members be and is hereby adopted.

(Cr Griffith / Cr Millar)

14.0	Adoption of Sustainable Towns and Villages Committee Recommendations
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COUNCIL DECISION

That the recommendations of the Sustainable Towns and Villages Committee on Items C12.2 and C12.3 comprising all Council members be and are hereby adopted.

(Cr Hegarty / Cr Griffith)

FURTHER COUNCIL DECISION

That the recommendation of the Sustainable Towns and Villages Committee on Item C12.1 comprising all Council members excepting for Cr Hegarty and Cr Townsend be and is hereby adopted.

(Cr Grace / Cr Millar)

Notes:

1. Cr Hegarty left the meeting at 7.59pm and did not return, having declared a significant non-pecuniary interest in Item C12.1 – Update on Pre Gateway Review of Planning Proposal PP0002/13 – 2 & 18 Macpherson Street and 23, 25 and 27 Warriewood Road Warriewood. The reason provided by Cr Hegarty was:

“I sit on the JRPP as Council’s delegate which was a decision making forum on this application.”

2. Cr Townsend left the meeting at 7.59pm and did not return, having declared a significant non-pecuniary interest in Item C12.1 – Update on Pre Gateway Review of Planning Proposal PP0002/13 – 2 & 18 Macpherson Street and 23, 25 and 27 Warriewood Road Warriewood. The reason provided by Cr Townsend was:

“Sitting member / delegate of JRPP that advised Minister on this development proposal.”

3. Cr Ferguson assumed the Chair for the remainder of the meeting.

**THERE BEING NO FURTHER BUSINESS
THE MEETING CONCLUDED AT 8.01PM ON
MONDAY 17 FEBRUARY 2014**