

Minutes

Ordinary Meeting

Held at Council Chambers, 1 Belgrave Street Manly
on:

Monday 9 May 2016

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 9 May 2016. The meeting commenced at 7.33pm.

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, Deputy Mayor
 Councillor A Heasman
 Councillor A Le Surf
 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
 Helen Lever, Manager Administration
 Secretariat Officer

OPENING PRAYER

The Opening Prayer was given by Tim Giovanelli, Senior Pastor of Manly Life Church.

APOLOGIES

Nil

DECLARATIONS OF PECUNIARY INTEREST / CONFLICT OF INTEREST

Name:	Item Number:	Nature of Interest
Councillor J Griffin	Notice of Motion No 26 – Call for cancellation of CSG exploration and extraction licence PEL 238 in the Pilliga State Forest area	Commercial interest.

Councillor James Griffin declared a commercial conflict of interest in.

CONFIRMATION OF MINUTES

MOTION (Le Surf / J Griffin)

That copies of the Minutes of the Ordinary Meeting held on **Monday, 04 April 2016**, 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.

* *Councillor Bingham raised a matter of minutes of 14 March 2016 which will be reviewed by Council Staff and interested Councillors later for clarification.*

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

54/16 RESOLVED: (Le Surf / J Griffin)

That copies of the Minutes of the Ordinary Meeting held on **Monday, 04 April 2016**, 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 (Extraordinary Meeting)

MOTION (Le Surf / Pickering)

That copies of the Minutes of the Extraordinary Meeting of Council held on **Tuesday, 12 April 2016**, 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.

AMENDMENT (Bingham / Aird)

That a revised draft minutes of the Extraordinary Meeting of Council of **Tuesday, 12 April 2016** be adopted and confirmed as a correct record of that meeting.

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

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

MOTION (Le Surf / Pickering)

That copies of the Minutes of the Extraordinary Meeting of Council held on **Tuesday, 12 April 2016**, 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 Heasman, Pickering, Le Surf, J Griffin and Hay AM
Against the Motion: Councillors Aird, Burns, Bingham and C Griffin

55/16 RESOLVED: (Le Surf / Pickering)

That copies of the Minutes of the Extraordinary Meeting of Council held on **Tuesday, 12 April 2016**, 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 (Extraordinary Meeting)

MOTION (Le Surf / Pickering)

That copies of the Minutes of the Extraordinary Meeting of Council held on **Wednesday, 27 April 2016**, 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 Heasman, Bingham, Pickering, Le Surf, J Griffin, C Griffin and Hay AM
Against the Motion: Councillors Aird and Burns

56/16 RESOLVED: (Le Surf / Pickering)

That copies of the Minutes of the Extraordinary Meeting of Council held on **Wednesday, 27 April 2016**, 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 / Heasman)**

That copies of the Minutes of the Planning and Strategy Committee held on **Monday, 02 May 2016**, 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.

57/16 RESOLVED: (Le Surf / Heasman)

That copies of the Minutes of the Planning and Strategy Committee held on **Monday, 02 May 2016**, 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
Michael Peters	Manly Oval Car Park
Daniel Robertson	Special Projects
Megan Clancy	Sydney Road Project
Kevin Andrews	Congratulations to Manly Council
David Parsons	Governance

MAYORAL MINUTES

Mayoral Minute Report No. 2

Balgowlah Shopping Centre Streetscape Masterplan (MC/16/61680)

The following person addressed the meeting on this item:

In Support: Brian Hamer

MOTION (Hay AM)**I Move that:**

1. Council in consultation with owners of Balgowlah shops develop a Streetscape Masterplan to rejuvenate the streetscape and landscaping of this local centre and seek the views of the Public Domains Committee before finalising plans for public exhibition and consultation;
2. a cost plan be prepared for Council on the Masterplan for its consideration and for budget allocation following public consultation; and
3. Council immediately install updated street furniture on the south western side of the subject area while developing the new master plan.

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

58/16 RESOLVED: (Hay AM)

1. Council in consultation with owners of Balgowlah shops develop a Streetscape Masterplan to rejuvenate the streetscape and landscaping of this local centre and seek the views of the Public Domains Committee before finalising plans for public exhibition and consultation;
2. a cost plan be prepared for Council on the Masterplan for its consideration and for budget allocation following public consultation; and
3. Council immediately install updated street furniture on the south western side of the subject area while developing the new master plan.

SUSPENSION OF STANDING ORDERS (Le Surf/ Heasman)

That Standing Orders be suspended to allow for consideration of items of public interest i.e. Notice of Motion Report No. 26 – Call for cancellation of SCG exploration and extraction licence PEL 238 in the Pilliga State Forest area, and Notice of Motion Report No. 31 – Updating of the Manly code of Meeting Practice to be as per the OLG model document.

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

59/16 RESOLVED: (Le Surf / Heasman)

That Standing Orders be suspended to allow for consideration of items of public interest i.e. Notice of Motion Report No. 26 – Call for cancellation of SCG exploration and extraction licence PEL 238 in the Pilliga State Forest area, and Notice of Motion Report No. 31 – Updating of the Manly code of Meeting Practice to be as per the OLG model document.

Councillor J Griffin left the Chamber at 8.55pm after declaring he has a commercial interest in the Notice of Motion No. 26.

Notice of Motion Report No. 26

Call for cancellation of CSG exploration and extraction licence PEL 238 in the Pilliga State Forest area (MC/16/60522)
Councillor Cathy Griffin moved that:

The following person addressed the meeting on this item:

In Support: Keelah Lam

MOTION (C Griffin / Aird)

That Council;

1. Writes to the NSW Premier and the Minister for Resources and Energy requesting that the CSG exploration and Extraction licences PEL 238 in the Pilliga State Forest area be withdrawn and cancelled; and
2. Seeks an update from the NSW Premier and Minister for Resources and Energy on the cancellation of all the CSG exploration and extraction Licences in NSW and seeks assurances that the Government is listening to the people of NSW.

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

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

60/16 RESOLVED: (C Griffin / Aird)

That Council;

1. Writes to the NSW Premier and the Minister for Resources and Energy requesting that the CSG exploration and Extraction licences PEL 238 in the Pilliga State Forest area be withdrawn and cancelled; and
2. Seeks an update from the NSW Premier and Minister for Resources and Energy on the cancellation of all the CSG exploration and extraction Licences in NSW and seeks assurances that the Government is listening to the people of NSW.

Councillor J Griffin returned to the Chamber at 9.10pm.

Notice of Motion Report No. 31

Updating of the Manly Code Of Meeting Practice to be as per the OLG model document (MC/16/60697)

Councillor Hugh Burns moved:

The following person addressed the meeting on this item:

In Support: Bruce Kitson

MOTION (Burns / Aird)

That:

1. Council's current Code of Meeting Practice be synchronised with the current version of the model code, to remove variations that are inconsistent with, or produce outcomes which are at variance with, the normal code provisions or the intentions of the NSW Local Government Act 1993.
2. Council refer the existing Code of Meeting Practice to an external reviewer.

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

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

Councillor C Griffin left the Chamber at 10.10pm.

NOTICES OF MOTION

Notice of Motion Report No. 25

Digital paperless parking system in Manly (MC/16/59724)

Councillor Steve Pickering moved that:

MOTION (Pickering / Le Surf)

That:

1. The General Manager provides a report to Council on the removal of paper tickets for authorised residents in various locations throughout the Manly Local Government Area; and
2. The report should identify benefits, challenges and communications associated with the rollout of this new system.

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

Clr C Griffin was not present when the voting took place.

61/16 RESOLVED: (Pickering / Le Surf)

That:

1. The General Manager provides a report to Council on the removal of paper tickets for authorised residents in various locations throughout the Manly Local Government Area; and
2. The report should identify benefits, challenges and communications associated with the rollout of this new system.

Councillor C Griffin returned to the Chamber at 10.20pm.

Councillor Aird left the Chamber at 10.25pm.

Notice of Motion Report No. 27

Sydney Water Land adjacent Manly Warringah War Memorial Park (MC/16/60640)

Councillor Hugh Burns moved:

MOTION (Burns / Bingham)

That:

1. Manly Council work with Warringah Council to seek joint concessional purchase or transfer of the Sydney Water land adjacent to the Manly Warringah War Memorial Park into the Park; and
2. Letters be sent to the local member and relevant ministers outlining council's desires to see this outcome, including brief details of the history of the site and other relevant supporting information.

AMENDMENT (C Griffin / Heasman)

That Manly Council respond back to the most recent correspondence from the Minister for Planning and the Local Member thanking them for same and reiterating Council's desire for the government to incorporate the subject land into the Manly Warringah War Memorial Park for reasons that the predominant use of the area is bushland.

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

Against the Amendment: Nil.

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

Councillor Aird was not in the Chamber when the voting took place.

MOTION (C Griffin / Heasman)

That Manly Council respond back to the most recent correspondence from the Minister for Planning and the Local Member thanking them for same and reiterating Council's desire for the government to incorporate the subject land into the Manly Warringah War Memorial Park for reasons that the predominant use of the area is bushland.

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

Against the Motion: Nil.

Councillor Aird was not in the Chamber when the voting took place.

62/16 RESOLVED: (C Griffin / Heasman)

That Manly Council respond back to the most recent correspondence from the Minister for Planning and the Local Member thanking them for same and reiterating Council's desire for the government to incorporate the subject land into the Manly Warringah War Memorial Park for reasons that the predominant use of the area is bushland.

Councillor Aird returned to the Chamber at 10.40pm.

Notice of Motion Report No. 28

Improvements to North Head Waste Water Treatment Plant WTP– funding two digesters (MC/16/60643)

Councillor Hugh Burns moved that:

MOTION (Burns / Aird)

That Manly Council write to the local member and Premier Mr Mike Baird, and the relevant ministers calling for the State government to fund the installation of two digesters as sought by Sydney Water at the North Head Plant within the next 18 months, to assist resolving the ongoing odour problems from the plant and also from the trucks leaving the plant.

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

Against the Motion: Nil.

63/16 RESOLVED: (Burns / Aird)

That Manly Council write to the local member and Premier Mr Mike Baird, and the relevant ministers calling for the State government to fund the installation of two digesters as sought by Sydney Water at the North Head Plant within the next 18 months, to assist resolving the ongoing odour problems from the plant and also from the trucks leaving the plant.

The following Notice of Motion was withdrawn by Councillor Burns.

Notice of Motion Report No. 29

Balgowah Shops Paving Upgrade (MC/16/60675)

Notice of Motion Report No. 30

Manly Warringah and Pittwater Historical Society Premises (MC/16/60681)

Councillor Hugh Burns will move:

MOTION (Burns / Heasman)

That Council staff work with the Manly, Warringah and Pittwater Historical Society committee of management to identify their storage space and other requirements with a view to assisting them in housing their collection, including identifying possible locations in existing buildings, new locations for such a facility, and including use of any potentially surplus buildings as the possible amalgamation process unfolds.

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

Against the Motion: Nil.

64/16 RESOLVED: (Burns / Heasman)

That Council staff work with the Manly, Warringah and Pittwater Historical Society committee of management to identify their storage space and other requirements with a view to assisting them in housing their collection, including identifying possible locations in existing buildings, new locations for such a facility, and including use of any potentially surplus buildings as the possible amalgamation process unfolds.

Notice of Motion Report No. 32

Review of Ticketless Parking Systems (MC/16/59828)

Councillor Candy Bingham moved:

MOTION (Bingham / Burns)

That:

1. A Customer Service person be appointed and trained to handle genuine complaints of wrongful fines, thus by-passing the State Debt Recovery Office;
2. Signs at the Meter Parking Bays at Shelly Beach, Clontarf Reserve and other reserves be reworded to spell out how the new system works to avoid any further misunderstandings; and
3. A notice explaining the new ticketless systems for Manly carparks be included with the next Council Rate Notice.

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

Against the Motion: Nil.

65/16 RESOLVED: (Bingham / Burns)

That:

1. A Customer Service person be appointed and trained to handle genuine complaints of wrongful fines, thus by-passing the State Debt Recovery Office;
2. Signs at the Meter Parking Bays at Shelly Beach, Clontarf Reserve and other reserves be reworded to spell out how the new system works to avoid any further misunderstandings; and
3. A notice explaining the new ticketless systems for Manly carparks be included with the next Council Rate Notice.

ITEMS FOR BRIEF MENTION

Item For Brief Mention Report No. 7

Items For Brief Mention (MC/16/48402)**1. Notices of Motion status report.**

The following Notices of Motion are currently in progress.

Res No.	Meeting Date	Subject	Resolution Précis	Status
37/16	4 April	Notice of Motion Report No. 17 - Improvements to East Esplanade	Report regarding East Esplanade retaining wall and Masterplan development.	Items in progress.
38/16	4 April	Notice of Motion No 18 - Reduction of Odours At Sewer Pumping Stations	Council work with Sydney Water in an effort to reduce the ongoing offensive odours emanating around the sewage pumping stations at East Esplanade and Whistler Street	Various measures taken to mitigate odours. Staff monitoring.
42/16	4 April	Notice of Motion Report No. 19 Establishment of a Manly Community Trust to ensure continued community access to public assets in perpetuity	Manly Council investigate and report on the establishment of a Manly Art Gallery and Museum and local studies charitable trust.	Report to June Ordinary Meeting.
43/16	4 April	Notice of Motion Report No 21 - Drawing up plans to expand the exhibition space of the Manly Art Gallery and Museum premises	Undertake a review of Howard Tanner's plans in relation to the future needs and requirements of the Art Gallery and Museum.	In progress.
28/16	14 Mar	Notice of Motion Report No. 16 - Consultation Policy to Apply to All Manly Council Public Works	Briefing on notification of public works procedures.	In progress
27/16	14 Mar	Notice of Motion Report No. 14 - Restoration of Hayes Lamp (1877 Council	A replacement lamp standard be investigated for the restoration of Hayes Lamp	Referred to Heritage Committee. Staff report in progress.

		Incorporation Monument)	(1877 Council Incorporation Monument): and The matter be referred to the Heritage Committee.	
21/16	14 Mar	Notice of Motion Report No. 9 - Changes to Bus stops and routes via Sydney Road and Belgrave Street	Council write to State Transit Authority (STA) outlining the proposed changes to Sydney Rd resulting from the proposed Manly Oval Car Park and seeking input / feedback.	Consultation with RMS and STA in progress.
12/16	8 Feb	Notice of Motion Report No. 7 - Link Planned Condamine Street Commuter Carpark to Manly Swim Centre	Explore collaborative arrangements with Transport for NSW on the use of any Park and Ride facilities associated with B.line.	Council has corresponded with Transport for NSW relaying Council's resolution. Awaiting response.
8/16	8 Feb	Notice of Motion Report No. 1 - Update and Public Display of LM Graham Reserve Masterplan	Masterplan and Action Plan for LM Graham Reserve be updated to reflect the Council's current plans for the facility and available on the Council's website, and copies distributed.	The landscape Masterplan has been updated and is on Council's website.

2. Tabled Documents

Date	Author	Matter
2 May 16	Madeleine Foley Committee Director Upper House Committees Parliament of NSW	The government response to the report of the NSW Legislative Council General Purpose Standing Committee No. 6 entitled <i>Local Government in New South</i> .
2 May 16	Mike Baird MP State Member for Manly	Forwarding letter from the Minister for Planning regarding local planning matters.
4 May 16	Mike Baird MP Premier of NSW	Forwarding letter from the Minister for Local Government regarding Council's request for the release of the full KPMG Technical Report related to council mergers.

MOTION (Le Surf / J Griffin)

- That the IFBM reports 1 and 2 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.

66/16 RESOLVED: (Le Surf / J Griffin)

- That the IFBM reports 1 and 2 be received and noted.

REPORTS OF COMMITTEES

Report Of Committees Report No. 11

Minutes for Notation by Council - Special Purpose Advisory Committees without recommendations of a significant nature. (MC/16/57812)

MOTION (Le Surf / Heasman)

That the following Special Purpose Advisory Committee minutes are tabled at the meeting for formal notation.

1. Sustainable Transport Advisory Committee – 14 April 2016
2. Community Environment Advisory Committee – 13 April 2016
3. Sports & Recreational Facilities Advisory Committee – 1 April 2016
4. Waste Advisory Committee – 30 March 2016
5. Internal Audit & Risk Advisory Committee – 9 March 2016
6. Community Gardens Advisory Committee – 9 March 2016
7. Harbour Foreshores & coastline Management Advisory Committee – 8 March 2016
8. Manly Lagoon Catchment Coordinating Committee – 4 February 2016

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

Against the Motion: Nil.

67/16RESOLVED: (Le Surf / Heasman)

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

1. Sustainable Transport Advisory Committee – 14 April 2016
2. Community Environment Advisory Committee – 13 April 2016
3. Sports & Recreational Facilities Advisory Committee – 1 April 2016
4. Waste Advisory Committee – 30 March 2016
5. Internal Audit & Risk Advisory Committee – 9 March 2016
6. Community Gardens Advisory Committee – 9 March 2016
7. Harbour Foreshores & coastline Management Advisory Committee – 8 March 2016
8. Manly Lagoon Catchment Coordinating Committee – 4 February 2016

CORPORATE SERVICES DIVISION

Corporate Services Division Report No. 6

Investment Report April 2016 (MC/16/35598)**MOTION (Le Surf / Pickering)**

That the statement of Bank Balances and Investment Holdings as at 30 April 2016 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.

68/16 RESOLVED: (Le Surf / Pickering)

That the statement of Bank Balances and Investment Holdings as at 30 April 2016 be received and noted.

QUESTIONS WITHOUT NOTICE**QWN25/16 Councillor Bingham - Noise leaf blowers**

What powers does Council have in relation to leaf blowers? What can be done to reduce the noise and frequency of the use of these by Council contractors and private citizens?

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

QWN26/16 Councillor Bingham - DA for Oval car park

When does Council expect the DA for the Oval carpark to be lodged? What would be the usual timing once a tenderer has been selected?

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

QWN27/16 Councillor Burns - Light fittings in Sydney Road

When will the light fittings in stage one be installed?

At the request of the Mayor, the General Manager advised that there were 4 light standards that had to be replaced which require separate footing to anchor the light because they are in a different location. However, these should be installed in the next week or so.

QWN28/16 Councillor Burns - Table Markers (Outdoor Eating Approvals)

Are the plans to update the method of table marking as most of the paint has come off are we going to redo or are we going to drill holes in the ground and install markers as some other Councils are doing?

At the request of the Mayor, the General Manager advised the Council would rather install proprietary markers, which are a more permanent and aesthetically pleasing option.

QWN29/16 Councillor Aird - Disabled Access & Disabled Parking Spaces

- a) Question from disabled regular user of Manly Swim Centre. "While it was obvious from the plans that the long ramp to the entrance of the new building would be an issue, the reality is it will be a lot more difficult to get to the pool than it is now. Is there any possibility of retaining the existing disabled spaces and entrance on the south side of the pool on Balgowlah Road and the existing disabled bathroom?"

At the request of the Mayor, the General Manager advised that Council is very empathetic in relation to disabled access via the Balgowlah Road entrance and will retain a space for people with permits. This entrance will be maintained for access and in particular for school carnival entry and the current access ramps will be maintained. The General Manager requested that the Deputy General Manager, People Place & Infrastructure respond directly to the query.

- b) Swim Centre Lighting – Concerns from residents re brightness of lights "blazing away at night". What hours are the lights turned off and what environmental measures are in place?

At the request of the Mayor, the General Manager advised that he would take this question on notice and get an answer back to the resident, via the Deputy General Manager, People Place & Infrastructure.

- c) What is the red cylindrical tower that can be seen in the complex?

At the request of the Mayor the General Manager advised that the area in question was the new Kiosk area which is circular and that this would be softened visually with landscaping that hasn't yet been planted.

QWN30/16 Councillor Aird - Redevelopment of Whistler Street site

When and how were the tenderers notified of the outcome of Council's decision of 12 April 2016?

At the request of the Mayor, the General Manager advised, that the advice was provided by email on the night of the meeting that the tender was awarded.

QWN31/16 Councillor C Griffin - KFC Site

What is happening with the KFC site?

At the request of the Mayor, the Deputy General Manager, Landuse & Sustainability advised that this was progressing slowly as they had experienced some onsite problems.

CONFIDENTIAL COMMITTEE OF THE WHOLE

Corporate Services Division Report No. 8

Tender for Lease of Cafe/Kiosk Concession (MC/16/61950)

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) (d) of the Local Government Act, 1993, on the grounds that the report contains commercial information of a confidential nature that would, if disclosed (i) prejudice the commercial position of the person who supplied it; or (ii) confer a commercial advantage on a competitor of the council; or (iii) reveal a trade secret.

CLOSED SESSION**MOTION (Burns / Le Surf)**

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.

69/16 RESOLVED: (Burns / Le Surf)

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.

Corporate Services Division Report No. 8

Tender for Lease of Cafe/Kiosk Concession (MC/16/61950)**MOTION (Le Surf / C Griffin)**

That Council resolve to proceed 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.

70/16 RESOLVED: (Le Surf / C Griffin)

That Council resolve to proceed as discussed in Closed Session.

CLOSE

The meeting closed at [11.14pm](#)

The above minutes were confirmed at an **Ordinary Meeting** of Manly Council held on [6 June 2016](#).

MAYOR

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