

# COUNCIL MEETING

# MINUTES

18 April 2016

Commencing at 6.30pm

held at Mona Vale Memorial Hall,  
Mona Vale

M J Ferguson  
General Manager



# ATTENDANCE

## Members

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

## Officers

Ferguson, M (General Manager)  
Hewitt, M (Deputy General Manager, Environmental Planning & Community)  
Davies, A (Acting Deputy General Manager, Urban & Environmental Assets)  
Lawrence, W (Manager, Administration & Governance)  
Mulroney, J (Manager, Community Engagement & Corporate Strategy)  
Jones, M (Chief Financial Officer)  
Pang, J (Manager, Catchment Management & Climate Change)  
McPherson, S (Governance Support Officer)

# Council Meeting

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**Notes:**

1. The Council Meeting commenced at 6.30pm and adjourned at 7.25pm, recommenced at 7.30pm and adjourned at 8.05pm, recommenced at 8.36pm and concluded at 8.37pm.
2. The Leading and Learning Committee Meeting commenced at 8.06pm and concluded at 8.23pm.
3. The Sustainable Towns and Villages Committee Meeting commenced at 8.24pm and concluded at 8.35pm.

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**Council Meeting**

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**1.0 Public Forum**

Nil.

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**2.0 Resident Questions**

Nil.

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**3.0 Apologies**

Nil.

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

Nil.

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**5.0 Confirmation of Minutes**

**COUNCIL DECISION**

That the Minutes of the Council Meeting held on 4 April 2016, 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 White / Cr Millar)

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## 6.0 Public Addresses

Nil.

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## 7.0 Councillor Questions with Notice

### Question – Cr Millar

Would the General Manager please indicate where the proceeds of the sale of the road reserve at 8 Orchard Street, Warriewood, as per Council Resolution dated 7 September 2015 has been spent? If it has not been spent, where is it intended to be spent?

### Response

Consistent with the Council Resolution, these funds have been allocated to the provision of pathways in the South Ward from the prioritized list of Council active transport projects.

The funding is planned to be spent on the following footpaths:

**Hunter Street Warriewood:** to be constructed this financial year to link the new shared path on Pittwater Road with Warriewood Beach and shops.

**Rickard Road North Narrabeen:** the final stage from Gondola Road to Nareen Parade to be constructed in the 2016-2017 financial year.

In addition, it is planned that Merridong Road Elanora Heights (between Powderworks Road and Wyanga Road) will also be constructed in the 2016-2017 financial year from previous road reserve sales in the area.

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## 8.0 Mayoral Minutes

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### C8.1 Mayoral Minute - Local Government Reform

#### COUNCIL DECISION

1. That in the absence of a satisfactory response from the Minister for Local Government in regards to the aforementioned letter, Council authorise the General Manager to take whatever legal action is necessary to protect Council's position, pending the outcome of the Woollahra proceedings challenging the Government's power to force amalgamation.
2. That Councillors be kept up to date on the progress of this matter.

(Cr Townsend)

**Notes:**

1. The Council meeting adjourned at 7.25pm and recommenced at 7.30pm.
2. The Mayor ruled that the following amendment moved by Cr Grace and seconded by Cr Young was out of order and therefore cannot be considered:

*“That the Mayoral Minute be referred to the Extraordinary Council Meeting for Consideration”.*

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**Procedural Motion (COUNCIL DECISION)**

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

(Cr Millar / Cr Hegarty)

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**C8.2 Letter to the Mayor from the Minister for Local Government Regarding Council Elections**

**COUNCIL DECISION**

That it be noted that elections for councils subject to merger proposals will likely be conducted in March 2017.

(Cr Townsend)

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**9.0 Business by Exception**

**COUNCIL DECISION**

That Item C11.2 be dealt with by exception and the recommendation contained in the report for this item be adopted.

(Cr Hegarty / Cr Ferguson)

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**10.0 Council Meeting Business**

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**C10.1 Draft 2016-2017 Delivery Program & Budget**

**COUNCIL DECISION**

1. That Pittwater Council's Draft 2016-2017 Delivery Program and Budget, as tabled, be placed on public exhibition between 19 April to 22 May 2016.
2. That following the public exhibition period a further report be brought to Council outlining any submissions received.
3. That Council seek funding from the NSW Government for \$1,000,000 to assist with the construction of a walkway from the Wharf at Palm Beach to Governor Phillip Park.

(Cr Townsend / Cr Ferguson)

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**Procedural Motion (COUNCIL DECISION)**

That the Council Meeting be adjourned and the Leading and Learning Committee Meeting now commence.

(Cr Ferguson / Cr White)

**Notes:**

1. The Council Meeting adjourned at 8.05pm and the Leading and Learning Committee Meeting commenced at 8.06pm.
  2. Cr Hegarty assumed the Chair.
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**Leading and Learning Committee**

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**11.0 Leading and Learning Committee Business**

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**C11.1 Loan Borrowings - April 2016**

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**COMMITTEE RECOMMENDATION**

1. That in accordance with Council's 2015-2019 Delivery Program and subsequent Council Reports regarding funding for the Church Point Precinct Improvements, Council authorises borrowings totaling \$9,200,000 in order to assist with the funding of the following:
  - a) Capital Improvements Program \$1,500,000
  - b) Mona Vale Skate Park Project \$1,200,000
  - c) Church Point Precinct Improvements \$6,500,000
2. That Council authorises the General Manager under Delegated Authority to finalise quotes and accept the most financially advantageous and risk averse loan from the lending market.
3. That the Seal of Council be affixed to all relevant documentation, if necessary.

(Cr Millar / Cr Ferguson)

**Note:**

Cr Young requested that her name be recorded as having voted against the motion which was carried.



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**C11.2 Investment Balances as at 31 March 2016****COUNCIL DECISION (By Exception)**

That the information provided in the report be noted.

(Cr Hegarty / Cr Ferguson)

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**C11.3 Minutes of the Sydney Coastal Councils Group Ordinary Meeting of 19 March 2016****COMMITTEE RECOMMENDATION**

1. That the Minutes of the Sydney Coastal Councils Full Group Ordinary Meeting of 19 March 2016 be noted.
2. That due to the potential impact on the Pittwater Waterway referred to in the Hawkesbury Shelf marine bioregion assessment paper, Council's submission be made available to the community as soon as possible to encourage submissions by 24 April 2016.

(Cr Griffith / Cr Ferguson)

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**Procedural Motion (COUNCIL DECISION)**

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

(Cr Townsend / Cr Ferguson)

**Notes:**

1. The Leading and Learning Committee Meeting concluded at 8.23pm and the Sustainable Towns and Villages Committee Meeting commenced at 8.24pm.
  2. Cr Griffith assumed the Chair.
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**Sustainable Towns and Villages Committee**

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**12.0 Sustainable Towns and Villages Committee Business**

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**C12.1 Kimbriki Resource Recovery Project****Notes:**

1. This matter was withdrawn from the agenda by the General Manager as anticipated documentation which was required to allow Councillors to determine this matter was not available.
2. The matter will be considered at a future Council Meeting.

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**C12.2 Amendment 20 of the Pittwater 21 Development Control Plan - Flood Controls and Policies****COMMITTEE RECOMMENDATION**

1. That the statutory process to amend Pittwater 21 Development Control Plan be commenced.
2. That the proposed changes to Pittwater 21 Development Control Plan be placed on public exhibition for 28 days with submissions invited from the public and notified in accordance with Council's Community Engagement Policies.
3. That following the period of public exhibition and consideration of any submissions received, the draft Pittwater 21 Development Control Plan be reported back to Council for further consideration.

(Cr McTaggart / Cr Millar)

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**Procedural Motion (COUNCIL DECISION)**

That the Sustainable Towns and Villages Committee Meeting be concluded and the Council Meeting now recommence.

(Cr Hegarty / Cr Millar)

**Notes:**

1. The Sustainable Towns and Villages Committee Meeting concluded at 8.35pm and the Council Meeting recommenced at 8.36pm.
2. Cr Townsend resumed the Chair.

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**Council Meeting**

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**13.0 Adoption of Leading and Learning Committee Recommendations**

**COUNCIL DECISION**

That the recommendations of the Leading and Learning Committee on Items C11.1 and C11.3 comprising all Council members be, and are hereby adopted

(Cr Millar / Cr Ferguson)

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**14.0 Adoption of Sustainable Towns and Villages Committee Recommendations**

**COUNCIL DECISION**

That the recommendation of the Sustainable Towns and Villages Committee on Item C12.2 comprising all Council members be, and is hereby adopted.

(Cr Millar / Cr White)

**THERE BEING NO FURTHER BUSINESS  
THE MEETING CONCLUDED AT 8.37PM ON  
MONDAY, 18 APRIL 2016**