



Minutes

Planning and Strategy Committee

Held at Council Chambers, 1 Belgrave Street Manly on:

Monday 1 February 2010

All minutes are subject to confirmation at a subsequent meeting.

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TO THE MAYOR AND COUNCILLORS OF THE COUNCIL:

The Planning and Strategy Committee, having met at 7:50:00 PM on Monday 1 February 2010, in the Council Chambers, Town Hall, Manly, to consider the various matters referred to it, now reports the decisions reached and the recommendations made which are stated hereunder.

PRESENT

Her Worship, The Mayor, Councillor Jean Hay AM
Councillor A Heasman
Councillor B Aird
Councillor H Burns
Councillor L Elder
Councillor C Griffin
Councillor A Le Surf
Councillor Dr P Macdonald
Councillor R Morrison, Chairperson who presided
Councillor D Murphy, Deputy Mayor
Councillor M Norek
Councillor C Whitting

ALSO PRESENT

Henry Wong, General Manager
Stephen Clements, Deputy General Manager, Executive Manager, Environmental Services
Ross Fleming, Divisional Manager Corporate Services
Lynne Jess, Minute Taker

APOLOGIES

Nil

DECLARATIONS OF PECUNIARY INTEREST / CONFLICT OF INTEREST

Nil

ITEMS FOR BRIEF MENTION

Item For Brief Mention Report No. 1

Items for Brief Mention: Update on a new Level 5 Northern Beaches Hospital and update on Manly Ferry Tender

Report: 1**Update on a new Level 5 Northern Beaches Hospital**

Updates on this matter were reported to Council in 2009, with the most recent mention on 19th October 2009, when the Office of the Treasurer informed Council of the intention to refer the matter on to the Minister for Health. A response from the office of the Deputy Premier and Minister for Health Carmel Tebbutt MP has been received.

MOTION (Macdonald / Aird)

1. That the information from the Parliamentary Secretary for Health be received and noted.
2. That Council seek an agreement with the other 2 Northern Beaches Councils to jointly request for an elected councillors meeting with the three opposition Northern Beaches Members of Parliament, and the Shadow Minister for Health to obtain a firm commitment for a level 5 hospital.

PS1/10 RESOLVED: (Macdonald / Aird)

1. That the information from the Parliamentary Secretary for Health be received and noted.
2. That Council seek an agreement with the other 2 Northern Beaches Councils to request for an elected councillors meeting with the three opposition Northern Beaches Members of Parliament, and the Shadow Minister for Health to obtain a firm commitment for a level 5 hospital.

For the Resolution: Councillors Hay, Elder, Heasman, Whitting, Murphy, LeSurf, Morrison, Griffin, Aird, Burns and Macdonald

Against the Resolution: Councillor Norek

Report: 2**Tender for Manly High Speed Ferry Service Stage 2: response from the Minister for Transport**

Council resolved at its meeting held on 2 November 2009 to request that the Minister for Transport provide Council with a copy of the Tender for the Manly High Speed Ferry Service Stage 2, and that Council be involved in the analysis of tender. A response from the Parliamentary Secretary for Transport has been received.

MOTION (Macdonald / Burns)

That the information from the Parliamentary Secretary for Transport be received and noted.

PS2/10 RESOLVED: (Macdonald / Burns)

That the information from the Parliamentary Secretary for Transport be received and noted.

For the Resolution: Councillors Hay, Elder, Heasman, Whitting, Murphy, LeSurf, Morrison, Griffin, Aird, Burns and Macdonald

Against the Resolution: Nil.

REPORTS OF COMMITTEES

Report Of Committees Report No. 1

Minutes for Adoption by Council - Special Purpose Committees - without recommendations of a substantial nature.

The minutes of the following Special Purpose Committee meetings are tabled at this meeting.

Minutes of Meetings for adoption without recommendations of a substantial nature.

- i) Manly Scenic Walkway Committee – 17 November 2009
- ii) Art & Culture Committee – 17 November 2009
- iii) Waste Committee – 18 November 2009
- iv) Sister Cities Committee – 25 November 2009
- v) Sustainable Transport Committee – 26 November 2009
- vi) Manly Lagoon Catchment Coordinating Committee – 26 November 2009
- vii) Manly-Warringah-Pittwater Local Emergency Management Committee – 3 December 2009
- viii) Harbour Foreshores & Coastline Management Committee – 8 December 2009
- ix) Traffic Committee – 14 December 2009
- x) Sustainable Transport Committee – 23 December 2009

MOTION (Macdonald / Hay)

That the **Minutes of the following Special Purpose Committee Meetings be adopted:**

- i) Manly Scenic Walkway Committee – 17 November 2009
- ii) Art & Culture Committee – 17 November 2009
- iii) Waste Committee – 18 November 2009
- iv) Sister Cities Committee – 25 November 2009
- v) Sustainable Transport Committee – 26 November 2009
- vi) Manly Lagoon Catchment Coordinating Committee – 26 November 2009
- vii) Manly-Warringah-Pittwater Local Emergency Management Committee – 3 December 2009
- viii) Harbour Foreshores & Coastline Management Committee – 8 December 2009
- ix) Traffic Committee – 14 December 2009
- x) Sustainable Transport Committee – 23 December 2009

PS3/10 RESOLVED: (Macdonald / Hay)

That the **Minutes of the following Special Purpose Committee Meetings be adopted:**

- i) Manly Scenic Walkway Committee – 17 November 2009
- ii) Art & Culture Committee – 17 November 2009
- iii) Waste Committee – 18 November 2009
- iv) Sister Cities Committee – 25 November 2009
- v) Sustainable Transport Committee – 26 November 2009
- vi) Manly Lagoon Catchment Coordinating Committee – 26 November 2009
- vii) Manly-Warringah-Pittwater Local Emergency Management Committee – 3 December 2009
- viii) Harbour Foreshores & Coastline Management Committee – 8 December 2009
- ix) Traffic Committee – 14 December 2009
- x) Sustainable Transport Committee – 23 December 2009

For the Resolution: Councillors Hay, Elder, Heasman, Whitting, Murphy, LeSurf, Morrison, Norek, Griffin, Aird, Burns and Macdonald

Against the Resolution: Nil.

Report Of Committees Report No. 2

Minutes for adoption by Council - Community Safety Committee - 10 December 2009

These reports were dealt with at the Community Safety Committee meeting of 10 December 2009

and were listed as a Recommendation in those minutes. These items are hereby submitted to the Planning and Strategy Meeting for formal adoption by Council.

1. ITEM 3.1 MATTERS ARISING Item 4: Liquor License and Development Application consent conditions

A report prepared by Council's Manager Compliance & Enforcement was tabled and discussed by the Committee.

The Committee recommended that a working group be formed to progress the matter and report back to the Committee on the issues raised by The Corso Precinct.

Members of the working group to include:

- Cllr Dr Peter Macdonald
- Richard Wallace
- Cllr Hugh Burns
- Cllr Barbara Aird
- Ray Mathieson
- Superintendent Dave Darcy
- Manly Council staff representative

2. ITEM 4 MANLY COMMUNITY SAFETY PARTNERSHIP

There was considerable discussion regarding the intention of the Manly Community Safety Partnership, with main points being:

- Several members of the Committee expressed concern that the Manly Community Safety Partnership was being initiated in place of the Section 79 Disturbance Complaint being heard.
- Both Manly Police and Manly Council remain firmly behind the Section 79 Disturbance Complaints which were submitted to request earlier closing times for licenced premises (2.00am cease service of alcohol for 2.30am close).
- Both Manly Police and Manly Council will be formally requesting the Director General of Communities NSW reconvene the Section 79 proceedings and that a conference date be set.
- The Manly Community Safety Partnership meetings had been considering a proposal put forward by AHA that its members operate a 3.00 cease service of alcohol for a 3.30am close, however this was opposed by Manly Police.
- Manly Council has continued to state its position requesting 2.00am cease service of alcohol and 2.30am closure of licensed premises as per the Council Resolution 39/09 at the Ordinary Meeting of 20 April 2009.
- The late night shuttle bus suggestion by Manly Liquor Accord and Manly Police is still unresolved as no communication has been received from Ministry of Transport & Infrastructure to provide advice on legislative issues to allow this operation to proceed.
- There was disappointment expressed by the Chair of the Committee and the Member for Manly that the Community Safety Partnership had excluded the involvement of the elected members of the community from this process.
- Manly Liquor Accord welcomed the introduction of the Manly Community Safety Partnership, in particular the way the partnership has brought all key partners together to discuss issues.

- The Police Association was due to meet on 14 December 2009 to discuss its concern about injuries to police officers when dealing with alcohol related violence.

MOTION (Macdonald / Hay)

That the:

ITEM 3.1 MATTERS ARISING Item 4: Liquor License and Development Application consent conditions

Committee recommends to Council that a working group be formed to discuss the issue of liquor licence and development application consent conditions and report back to the Community Safety Committee.

PS4/10 RESOLVED: (Macdonald / Hay)

That the:

ITEM 3.1 MATTERS ARISING Item 4: Liquor License and Development Application consent conditions

Committee recommends to Council that a working group be formed to discuss the issue of liquor licence and development application consent conditions and report back to the Community Safety Committee.

For the Resolution: Councillors Hay, Elder, Heasman, Whitting, Murphy, LeSurf, Morrison, Norek, Griffin, Aird, Burns and Macdonald

Against the Resolution: Nil.

MOTION (Macdonald / Burns)

That the:

ITEM 4 MANLY COMMUNITY SAFETY PARTNERSHIP

Community Safety Committee recommends to Council that:

- representation of elected community members be sought for the Manly Community Safety Partnership.
- the Director General of Communities NSW be invited to address the Community Safety Committee.
- the conditions set down as part of the Manly Venue Management Plan are re-endorsed.

PS5/10 RESOLVED: (Macdonald / Burns)

That the:

ITEM 4 MANLY COMMUNITY SAFETY PARTNERSHIP

Community Safety Committee recommends to Council that:

- representation of elected community members be sought for the Manly Community Safety Partnership.
- the Director General of Communities NSW be invited to address the Community

- Safety Committee.
- the conditions set down as part of the Manly Venue Management Plan are re-endorsed.

For the Resolution: Councillors Hay, Elder, Heasman, Whitting, Murphy, LeSurf, Morrison, Norek, Griffin, Aird, Burns and Macdonald

Against the Resolution: Nil.

Report Of Committees Report No. 3

Minutes for adoption by Council - Access Committee - 15 December 2009

This report was dealt with at the Access Committee meeting of 15 December 2009 and was listed as a Recommendation in those minutes. The item is hereby submitted to the Planning and Strategy meeting for formal adoption by Council.

1. ITEM 5 Access Committee achievements towards Strategic Objectives

Access Committee outcomes in 2009, were discussed to highlight the achievements in relation to the set strategic objectives for the Committee. The actions according to each objective were listed, with a recommendation to the General Manager.

MOTION (Heasman / Macdonald)

That the:

1. ITEM 5 Access Committee achievements towards Strategic Objectives

Committee recommends to the General Manager that the Committee's 2009 Achievements towards its three strategic objectives be reported to Council, as follows:

Objective 1

Working in partnership with internal and external stakeholders – to improve access in relation to recreation, sport, transport, and infrastructure:

- Fragrant Garden
 - o Official Opening March 2009
 - o Production of Fragrant Garden brochure
- Rectification of two kerb ramps on the intersection of Darley Road & Wentworth Street, to make them wheelchair friendly.
- Manly Yacht Club Access Ramp - markings painted on roadway to ensure pavement ramp access.
- Committee input into Manly DCP for Access.
- Ongoing referral of DAs to Committee.

Objective 2

Community Engagement – to promote International Day of People with Disability (IDPwD):

- International Day of People with Disability (IDPwD) was on Thursday 3 December 2009 and promoted via:
 - o Council partnering with Sunnyfield to organise a picnic in Lagoon Park to celebrate IDPwD on 3 December.
 - o Manufacture of an IDPwD banner for display each year.

Objective 3

Disability information - to promote tourism in Manly for people with disabilities

- Production of Fragrant Garden brochure
- Updated the Manly CBD Access Map
- Working towards finalisation of a *Manly Missed Business* brochure and updating the *Accessible Manly* brochure.

2. That congratulations be passed on to the staff for the work they do with people with a disability.

PS6/10 **RESOLVED: (Heasman / Macdonald)**

That the:

1. ITEM 5 Access Committee achievements towards Strategic Objectives

Committee recommends to the General Manager that the Committee's 2009 Achievements towards its three strategic objectives be reported to Council, as follows:

Objective 1

Working in partnership with internal and external stakeholders – to improve access in relation to recreation, sport, transport, and infrastructure:

- Fragrant Garden
 - o Official Opening March 2009
 - o Production of Fragrant Garden brochure
- Rectification of two kerb ramps on the intersection of Darley Road & Wentworth Street, to make them wheelchair friendly.
- Manly Yacht Club Access Ramp - markings painted on roadway to ensure pavement ramp access.
- Committee input into Manly DCP for Access.
- Ongoing referral of DAs to Committee.

Objective 2

Community Engagement – to promote International Day of People with Disability (IDPwD):

- International Day of People with Disability (IDPwD) was on Thursday 3 December 2009 and promoted via:
 - o Council partnering with Sunnyfield to organise a picnic in Lagoon Park to celebrate IDPwD on 3 December.
 - o Manufacture of an IDPwD banner for display each year.

Objective 3

Disability information - to promote tourism in Manly for people with disabilities

- Production of Fragrant Garden brochure
- Updated the Manly CBD Access Map
- Working towards finalisation of a *Manly Missed Business* brochure and updating the *Accessible Manly* brochure.

2. That congratulations be passed on to the staff for the work they do with people with a disability.

For the Resolution: Councillors Hay, Elder, Heasman, Whitting, Murphy, LeSurf, Morrison, Norek, Griffin, Aird, Burns and Macdonald
Against the Resolution: Nil.

Report Of Committees Report No. 4

Minutes for adoption by Council - Community Environment Committee - 9 December 2009

This item was dealt with at the Community Environment Committee meeting of 9 December 2009 and is listed as a Recommendation in those minutes. This item is hereby submitted to the Planning and Strategy meeting for formal adoption by Council.

1. ITEM 5.1 Manly Environment Centre (MEC) Issues

Community member, Richard Hewitt reported his concern to the Committee that the Manly Environment Centre (MEC) lease is now on a month by month basis. The Manager for Corporate Planning and Strategy advised that Council is keen to accommodate the MEC in a Council building at some time in the future.

The Chair noted that the Rugby Union building is for sale and this could provide premises for the MEC and other community groups. As this building is adjacent to the Council Kangaroo Street Hall, Youth and Early Childhood facilities, an opportunity exists to provide a significant community/council precinct. Could Council explore the opportunity to take over that building for various community uses?

MOTION (Macdonald / Griffin)

That the:

1. ITEM 5.1 Manly Environment Centre (MEC) Issues

The minutes of the Community Environment Committee of the 9 December 2010 be noted.

PS7/10 **RESOLVED:** (Macdonald / Griffin)

That the:

1. ITEM 5.1 Manly Environment Centre (MEC) Issues

The minutes of the Community Environment Committee of the 9 December 2010 be noted.

For the Resolution: Councillors Elder, Heasman, Whitting, Murphy, LeSurf, Morrison, Norek, Griffin, Aird, Burns and Macdonald

Against the Resolution: Cllr Hay

CORPORATE SERVICES DIVISION

Corporate Services Division Report No. 1

Adoption of Use of Non-Caged Hen Eggs Policy

SUMMARY

Council at its meeting on 14 December 2009 resolved to adopt a Notice of Motion that Council

adopt a policy of not using eggs sourced from caged chickens. A policy to reflect the intention of the resolution has been developed and is recommended for adoption.

MOTION (Macdonald / Aird)

THAT:

1. The draft *Use of Non-Caged Hen Eggs Policy*, be endorsed.
2. The draft Policy be placed on public exhibition for a period of 28 days inviting submissions, in accordance with the Local Government Act, 1993.
3. At the conclusion of the exhibition period the draft *Use of Non-Caged Hen Eggs Policy* be adopted, subject to there being no submissions made.

PS8/10 RESOLVED: (Macdonald / Aird)

THAT:

1. The draft *Use of Non-Caged Hen Eggs Policy*, be endorsed.
2. The draft Policy be placed on public exhibition for a period of 28 days inviting submissions, in accordance with the Local Government Act, 1993.
3. At the conclusion of the exhibition period the draft *Use of Non-Caged Hen Eggs Policy* be adopted, subject to there being no submissions made.

For the Resolution: Councillors Hay, Elder, Heasman, Whitting, Murphy, LeSurf, Morrison, Norek, Griffin, Aird, Burns and Macdonald

Against the Resolution: Nil.

PLANNING AND STRATEGY DIVISION

Planning And Strategy Division Report No. 1

Draft Local Development Contributions Guidelines – Status Report

SUMMARY

The purpose of this report is to advise Council of the Department of Planning’s recent circulation of draft Local Development Contributions Guidelines. The draft Guidelines have been prepared to assist councils and industry in understanding the implementation of the new Part 5B of the *Environmental Planning & Assessment Act 1979*.

MOTION (Burns / LeSurf)

That Council receive and note the report.

PS9/10 RESOLVED: (Burns / LeSurf)

That Council receive and note the report.

For the Resolution: Councillors Hay, Elder, Heasman, Whitting, Murphy, LeSurf, Morrison, Norek, Griffin, Aird, Burns and Macdonald

Against the Resolution: Nil.

Planning And Strategy Division Report No. 2
Manly Lagoon Dredging Project Sites 1 & 2
SUMMARY

The joint funding partners Department of Environment, Climate Change and Water (DECCW), Warringah Council and Manly Council have embarked upon the dredging project of removing approx 6400 cubic meters of sediment deposits that have taken place over the past 10 years.

The project is expected to result in long term positive benefits including removal of the overall contaminant load from the Lagoon, improved visual amenity, improved water quality, mixing and exchange, and the maintenance of an open water area in the lagoon.

Execution of the project will assist with meeting the objectives of the *Manly Lagoon Estuary Management Plan* (Manly Council and Warringah Council, 1998)

MOTION (Whitting / Macdonald)

That Council receive and note the report.

PS10/10 **RESOLVED: (Whitting / Macdonald)**

That Council receive and note the report.

For the Resolution: Councillors Hay, Elder, Heasman, Whitting, Murphy, LeSurf, Morrison, Norek, Griffin, Aird, Burns and Macdonald

Against the Resolution: Nil.

ENVIRONMENTAL SERVICES DIVISION

Environmental Services Division Report No. 1
Development Applications Being Processed during February, 2010.
SUMMARY

DEVELOPMENT APPLICATIONS BEING PROCESSED DURING FEBRUARY, 2010.

MOTION (Burns / Murphy)

THAT the information be noted.

PS11/10 **RESOLVED: (Burns / Whitting)**

THAT the information be noted.

For the Resolution: Councillors Hay, Elder, Heasman, Whitting, Murphy, LeSurf, Morrison, Norek, Griffin, Aird, Burns and Macdonald

Against the Resolution: Nil.

Environmental Services Division Report No. 2

Current Appeals Relating to Development Applications.

SUMMARY

CURRENT APPEALS RELATING TO DEVELOPMENT APPLICATIONS DURING FEBRUARY 2010.

MOTION (Hay / LeSurf)

THAT the information be noted.

PS12/10 RESOLVED: (Hay / LeSurf)

THAT the information be noted.

For the Resolution: Councillors Hay, Elder, Heasman, Whitting, Murphy, LeSurf, Morrison, Norek, Griffin, Aird, Burns and Macdonald

Against the Resolution: Nil.

HUMAN SERVICES AND FACILITIES DIVISION

Human Services And Facilities Division Report No. 1

Manly Community Safety Partnership – Progress report to Council

SUMMARY

This report provides a summary of the outcomes from the Manly Community Safety Partnership which was established in October 2009 and with which Council continues to be involved.

MOTION (Aird / Griffin)

1. That Council receives and notes the information contained within this report.
2. That Council seeks an urgent meeting of Councillors with the Minister for Gaming and Racing on the problems associated with late night establishments in Manly.
3. Remind the government of the Council's and Police's stated position of 2.00am cease of service of alcohol and 2.30am close.
4. Should the Minister fail to agree to this position, then Council to put the government on notice that it will insist on the government meeting the staffing cost incurred by ratepayers of Manly for associated costs of providing night rangers.
5. The Terms of Reference of the Manly Community Safety Partnership be amended to include Manly Council and Manly Police stated position of a 2.00am cease service of alcohol and a 2.30am close for all major late night trading venues.
6. The Council is disappointed that the Mayor and Local Member have not been included on the Partnership.

PS13/10 **RESOLVED:** (Aird / Griffin)

1. That Council receives and notes the information contained within this report.
2. That Council seeks an urgent meeting of Councillors with the Minister for Gaming and Racing on the problems associated with late night establishments in Manly.
3. Remind the government of the Council's and Police's stated position of 2.00am cease of service of alcohol and 2.30am close.
4. Should the Minister fail to agree to this position, then Council to put the government on notice that it will insist on the government meeting the staffing cost incurred by ratepayers of Manly for associated costs of providing night rangers.
5. The Terms of Reference of the Manly Community Safety Partnership be amended to include Manly Council and Manly Police stated position of a 2.00am cease service of alcohol and a 2.30am close for all major late night trading venues.
6. The Council is disappointed that the Mayor and Local Member have not been included on the Partnership.

For the Resolution: Councillors Hay, Elder, Heasman, Whitting, Murphy, LeSurf, Morrison, Norek, Griffin, Aird, Burns and Macdonald

Against the Resolution: Nil.

CONFIDENTIAL COMMITTEE OF THE WHOLE

Mayoral Minute Report No. 1

Staff Matter

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.

Environmental Services Division Report No. 3

71 The Corso - The New Brighton Hotel - LEC 11098/04 - Outdoor Eating Area

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) (g) of the Local Government Act, 1993, on the grounds that the report contains advice concerning litigation, or advice that would otherwise be privileged from production in legal proceedings on the ground of legal professional privilege.

Environmental Services Division Report No. 4

Tender No 2009/20 – Supply assembly and distribution of 240 litre Green waste bins

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.

Corporate Services Division Report No. 2

Tender NoT2009/17 Expressions of Interest – Property Management Services

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.

Planning And Strategy Division Report No. 3

Report on Draft Manly (Comprehensive) LEP 2011 Section 62 consultation with Government agencies and matters arising

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 (Morrison / Hay)

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

The Chairperson, Councillor Morrison, asked if any members of the public gallery objected to the matters being heard in Closed Session.

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

PS14/10 **RESOLVED: (Morrison / Hay)**

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

For the Resolution: Councillors Hay, Elder, Heasman, Whitting, Murphy, LeSurf, Morrison, Norek, Griffin, Aird, Burns and Macdonald

Against the Resolution: Nil.

OPEN COUNCIL RESUMED

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

Environmental Services Division Report No. 3

71 The Corso - The New Brighton Hotel - LEC 11098/04 - Outdoor Eating Area

MOTION (Hay / Heasman)

That the report be received and noted.

PS15/10 **RESOLVED: (Hay / Heasman)**

That the report be received and noted.

For the Resolution: Councillors Hay, Elder, Heasman, Whitting, Murphy, LeSurf, Morrison,
Norek, Griffin, Aird, Burns and Macdonald

Against the Resolution: Nil.

Environmental Services Division Report No. 4

Tender No 2009/20 – Supply assembly and distribution of 240 litre Green waste bins

MOTION (Whitting / Griffin)

1. That Otto Environmental Systems Pty Ltd be awarded the tender for the supply, assembly and distribution of 240 litre green waste bins to Council for the sum of \$ 332, 598 excluding GST;
2. That the unsuccessful tenderers be informed accordingly.

PS16/10 **RESOLVED: (Whitting / Griffin)**

1. That Otto Environmental Systems Pty Ltd be awarded the tender for the supply, assembly and distribution of 240 litre green waste bins to Council for the sum of \$ 332,598 excluding GST;
2. That the unsuccessful tenderers be informed accordingly.

For the Resolution: Councillors Hay, Elder, Heasman, Whitting, Murphy, LeSurf,
Morrison, Norek, Griffin, Aird, Burns and Macdonald

Against the Resolution: Nil.

Corporate Services Division Report No. 2

Tender NoT2009/17 Expressions of Interest – Property Management Services

MOTION (Griffin / Burns)

1. That the Report be deferred; and
2. That the General Manager bring back a confidential report justifying why Council should outsource property management.

PS17/10 **RESOLVED: (Griffin / Burns)**

1. That the Report be deferred; and
2. That the General Manager bring back a confidential report justifying why Council should outsource property management.

For the Resolution: Councillors Whitting, Morrison, Norek, Griffin, Aird and Burns

Against the Resolution: Councillors Hay, Heasman, Elder, McDonald, LeSurf and Murphy

With voting being equal the Chairperson exercised his casting vote for the motion and declared it carried.

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

Planning And Strategy Division Report No. 3

**Report on Draft Manly (Comprehensive) LEP 2011 Section 62 consultation with Government agencies and matters arising
MOTION (Burns / Morrison)**

Manly Council resolves to:

1. Zone the land at 85 to 97 Gurney Crescent, Seaforth, being lots 39-45 in DP 11214 R2 Low density residential.
2. Notify the property owners at 85-97 Gurney Crescent, Seaforth of the resolution, and;
3. Adopt a foreshore building line for this land in accordance with the DOP's advice and insert a local clause in the Draft Manly (Comprehensive) LEP 2011 to protect the land below the foreshore building line from future development.

PS18/10 RESOLVED: (Burns / Morrison)

Manly Council resolves to:

1. Zone the land at 85 to 97 Gurney Crescent, Seaforth, being lots 39-45 in DP 11214 R2 Low density residential.
2. Notify the property owners at 85-97 Gurney Crescent, Seaforth of the resolution, and;
3. Adopt a foreshore building line for this land in accordance with the DOP's advice and insert a local clause in the Draft Manly (Comprehensive) LEP 2011 to protect the land below the foreshore building line from future development.

For the Resolution: Councillors Hay, Elder, Heasman, Whitting, Murphy, LeSurf, Morrison, Norek, Griffin, Aird, Burns and Macdonald

Against the Resolution: Nil.

Councillor Griffin left the room at 11.10pm and was not present for the discussion on 38 Stuart Street, Manly.

Mayoral Minute Report No. 1

**Staff Matter
MOTION (Hay)**

That the recommendation of Council in Closed Committee be adopted.

RESOLVED (Hay)

That the recommendation of Council in Closed Committee be adopted.

For the Resolution: Councillors Hay, Elder, Heasman, Whitting, Murphy, LeSurf, Morrison,
Norek, Griffin, Aird, Burns and Macdonald

Against the Resolution: Nil.

CLOSE

The meeting closed at 11.25pm.

The above minutes were confirmed at a **Planning and Strategy Committee** of Manly Council held on 1 March 2010.

CHAIRPERSON

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