



Minutes

Planning and Strategy Committee

Held at Council Chambers, 1 Belgrave Street Manly on:

Monday 2 May 2011

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 7:30 PM on Monday 2 May 2011, in the Council Chambers, Town Hall, Manly, to consider the various matters referred to it, now reports the decisions reached which are stated hereunder.

PRESENT

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

ALSO PRESENT

General Manager
 Deputy General Manager, Executive Manager, Environmental Services
 Deputy General Manager, People, Place & Infrastructure
 Head of Strategy, Staff in Charge GMU
 Secretariat Services

APOLOGIES

Nil.

DECLARATIONS OF PECUNIARY INTEREST / CONFLICT OF INTEREST

Nil.

Item For Brief Mention Report No. 6

Items for Brief Mention Report**1. Documents to be tabled:**

Date	Author	Subject
1/4/2011	Murray Kear AFSM State Emergency Services (SES)	Annual Report - Report tabled at meeting and link to .pdf on web here: www.ses.nsw.gov.au/content/documents/pdf/.../SES_AR_0910_final.pdf
20/4/2011	Tony Abbott, Leader of the Opposition	Constitutional recognition of local government.
1/5/2011	Mike Baird, Member for Manly	Public lighting costs.

MOTION (Heasman / Hay)

That the information be received and noted.

PS44/11 **RESOLVED: (Heasman / Hay)**

That the information be received and noted.

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

Against the Resolution: Nil.

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

REPORTS OF COMMITTEES

Report Of Committees Report No. 15

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.

- i) Meals on Wheels Committee – 9 March 2011
- ii) Sister Cities Committee – 23 March 2011
- iii) Manly Arts Festival Working Group – 23 March 2011
- iv) Manly Tramway Loop Feasibility Working Group – 30 March 2011
- v) Sustainable Economic Development and Tourism Committee – 7 April 2011

MOTION (Heasman / Hay)

That the Minutes of the following Special Purpose Committee meetings be adopted:

- i) Meals on Wheels Committee – 9 March 2011
- ii) Sister Cities Committee – 23 March 2011
- iii) Manly Arts Festival Working Group – 23 March 2011
- iv) Manly Tramway Loop Feasibility Working Group – 30 March 2011
- v) Sustainable Economic Development and Tourism Committee – 7 April 2011

PS45/11 **RESOLVED: (Heasman / Hay)**

That the Minutes of the following Special Purpose Committee meetings be adopted:

- i) Meals on Wheels Committee – 9 March 2011
- ii) Sister Cities Committee – 23 March 2011
- iii) Manly Arts Festival Working Group – 23 March 2011
- iv) Manly Tramway Loop Feasibility Working Group – 30 March 2011
- v) Sustainable Economic Development and Tourism Committee – 7 April 2011

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

Against the Resolution: Nil.

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

Report Of Committees Report No. 16

Minutes for adoption by Council - Sports Facilities Committee - 1 April 2011

These reports were dealt with at the Sports Facilities Committee meeting of 1 April 2011 and were listed as a recommendation in those minutes. These items are hereby submitted to the Planning and Strategy Meeting, together with the minutes for formal adoption by Council.

1. ITEM 5 Report - LM Graham Masterplan

The LM Graham Landscape Masterplan was endorsed by Council on the 7th February 2011, the plan outlines future changes and improvements to the reserve. The implementation of the project will need to be staged in order to fund the improvements.

2. ITEM 6 Report - Priorities for the Next Financial Year

This item was deferred from the November and February meetings pending further discussion on LM Grahams Reserve Landscape Masterplan priorities. The Committee looked at the current priorities list and suggest items that could be prioritized for the 2011/12 financial year.

MOTION (Hay / Griffin)

That the minutes of the Sports Facilities Committee meeting on 1 April 2011 be adopted including the following items:

ITEM 4 North Head – Use of Oval

That Council write to the CEO of the Sydney Harbour Federation Trust Geoff Bailey, the Minister for Lands, the Federal and Local members seeking a meeting to support the Manly Marlins Rugby Club use of the Oval located at the former School of Artillery.

PS46/11 **RESOLVED: (Hay / Griffin)**

ITEM 4 North Head – Use of Oval

That Council write to the CEO of the Sydney Harbour Federation Trust Geoff Bailey, the Minister for Lands, the Federal and Local members seeking a meeting to support the Manly Marlins Rugby Club use of the Oval located at the former School of Artillery.

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

Against the Resolution: Nil.

MOTION (Hay / Heasman)

That the minutes of the Sports Facilities Committee meeting on 1 April 2011 be adopted including the following items:

ITEM 5 Report – LM Graham Masterplan

That the Committee notes the report and supports Council's efforts to attract additional funding for the project.

ITEM 6 Report - Priorities for the Next Financial Year

That the Committee recommends to the General Manager, that the following selected projects be supported in the new financial year for the period 2011/12.

PS47/11 **RESOLVED: (Hay / Heasman)**

That the minutes of the Sports Facilities Committee meeting on 1 April 2011 be adopted including the following items:

ITEM 5 Report – LM Graham Masterplan

That the Committee notes the report and supports Council's efforts to attract additional funding for the project.

ITEM 6 Report - Priorities for the Next Financial Year

That the Committee recommends to the General Manager, that the following selected projects be supported in the new financial year for the period 2011/12.

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. 17

Minutes for adoption by Council - Harbour Foreshores and Coastline Management Committee - 5 April 2011.

This report was dealt with at the Harbour Foreshores and Coastline Management Committee meeting of 5 April 2011 and was listed as a Recommendation in those minutes. The item is hereby submitted to the Planning and Strategy Meeting, together with the minutes for formal adoption by Council.

ITEM 3 MATTERS ARISING - Possible use of sand from CBD area for beach nourishment

At the last meeting, it was mentioned that the whole CBD area may have sand deposit which could be used on the beach. A procedure/policy should be developed and endorsed.

MOTION (Macdonald / Heasman)

That the minutes of the Harbour Foreshores and Coastline Management Committee meeting on 5 April 2011 be adopted including the following items:

ITEM 3 MATTERS ARISING - Possible use of sand from CBD area for beach nourishment

- a) Develop a policy/approach paper for use of sand for possible sand nourishment.
- b) Investigate extent and quality of sand in the CBD area.
- c) Consider inclusion of a condition in DAs from CBD where major excavations are involved to have prior discussion on excavation schedule for Council to assess possible opportunity for sand extraction and beach nourishment.
- d) A report be brought back to Council in 3 months.

PS48/11 **RESOLVED: (Macdonald / Heasman)**

That the minutes of the Harbour Foreshores and Coastline Management Committee meeting on 5 April 2011 be adopted including the following items:

ITEM 3 MATTERS ARISING - Possible use of sand from CBD area for beach nourishment

- a) Develop a policy/approach paper for use of sand for possible sand nourishment.
- b) Investigate extent and quality of sand in the CBD area.
- c) Consider inclusion of a condition in DAs from CBD where major excavations are involved to have prior discussion on excavation schedule for Council to assess possible opportunity for sand extraction and beach nourishment.
- d) A report be brought back to Council in 3 months.

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. 18

Minutes for adoption by Council - Playground Committee meeting - 10 March 2011.

This report was dealt with at the Playground Committee meeting of 10 March and was listed as a Recommendation in those minutes. The item is hereby submitted to the Planning and Strategy Meeting, together with the minutes for formal adoption by Council.

ITEM 4 Report : Lagoon Park Playground Discussion and Planning

The Committee discussed the report submitted by the Parks Manager, and reviewed the draft designs proposed by Council's Landscape Architect and Parks Officer.

The Open Space Coordinator updated the Committee on funding for the project; the Greenspace Grant for \$75,000 and the Community Building Partnership Program for \$100,000 were both successful. This additional funding has allowed more elements in the playground to be changed from the original base design concept.

The Committee expressed its thanks to Council staff involved in the preparation of the funding grants for the Lagoon Playground Project.

The residents in Cameron Avenue at a recent site meeting agreed with all the changes to the playground requesting some changes as per the minutes.

MOTION (Whitting / Hay)

That the minutes of the Playground Committee meeting on 10 March 2011 be adopted including the following items:

ITEM 4 Report : Lagoon Park Playground Discussion and Planning

That the report and additional recommendation in the minutes be approved.

PS49/11 **RESOLVED:** (Whitting / Hay)

That the minutes of the Playground Committee meeting on 10 March 2011 be adopted including the following items:

ITEM 4 Report : Lagoon Park Playground Discussion and Planning

That the report and additional recommendation in the minutes be approved.

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

Against the Resolution: Nil.

CORPORATE SERVICES DIVISION

Corporate Services Division Report No. 11

Review of Council's Investment Policy

SUMMARY

To review Council's Investment Policy to ensure that it complies with the Local Government Act (1993), the Local Government Investment Policy Guidelines, and maximises returns on Council's investments.

MOTION (Burns/Heasman)

THAT:

1. Council give public notice of its intention to adopt the attached draft *Investment Policy* in accordance with the requirements of section 705 of the Local Government Act, 1993.
2. The draft Policy be placed on public exhibition for a period of 28 days inviting submissions, in accordance with the Act.
3. At the conclusion of the exhibition period the draft Manly Investment Policy be adopted, subject to there being no submissions made.
4. The wording in the Policy be changed under Authorised Investment section, to include the words "to be limited to". The Policy excludes Managed Funds, Policy Clauses be numbered and, the variation of policy clause.

AMENDMENT (Morrison / Murphy)

That Council retain the existing directive and that the Council staff be invited to bring back a new investment policy that reflects the concerns of this Chamber.

For the Amendment: Councillors Whitting, Murphy, Morrison and Norek

Against the Amendment: Councillors Hay, Elder, Heasman, LeSurf, Griffin, Aird, Burns and Macdonald

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

PS50/11 **RESOLVED: (Burns / Heasman)**

THAT:

1. Council give public notice of its intention to adopt the attached draft *Investment Policy* in accordance with the requirements of section 705 of the Local Government Act, 1993.
2. The draft Policy be placed on public exhibition for a period of 28 days inviting submissions, in accordance with the Act.
3. At the conclusion of the exhibition period the draft Manly Investment Policy be adopted, subject to there being no submissions made.
4. The wording in the Policy be changed under Authorised Investment section, to include the words "to be limited to". The Policy excludes Managed Funds, Policy Clauses be numbered and, the variation of policy clause.

For the Resolution: Councillors Hay, Elder, Heasman, LeSurf, Griffin, Burns and Macdonald

Against the Resolution: Councillors Whitting, Murphy, Morrison, Norek and Aird

Corporate Services Division Report No. 12

Draft Asset Disposal Policy

SUMMARY

A draft Assets Disposal Policy has been developed to provide a clear and transparent, systematic and accountable method for the disposal of surplus assets, excluding real property.

MOTION (Burns / Whitting)

THAT:

1. Council give public notice of its intention to adopt the attached draft *Assets Disposal Policy* in accordance with the requirements of section 705 of the Local Government Act, 1993.
2. The draft Policy be placed on public exhibition for a period of 28 days inviting submissions, in accordance with the Act.
3. At the conclusion of the exhibition period the draft Asset Disposal Policy be adopted, subject to there being no submissions made.
4. That the wording at items as follows be amended:
 - f) **Sale of Motor Vehicles** - insert the word "public".
 - b) **Sale to Staff/Councillors** - the last paragraph be deleted.

PS51/11 **RESOLVED: (Burns / Whitting)**

THAT:

1. Council give public notice of its intention to adopt the attached draft *Assets Disposal Policy* in accordance with the requirements of section 705 of the Local Government Act, 1993.
2. The draft Policy be placed on public exhibition for a period of 28 days inviting submissions, in

accordance with the Act.

3. At the conclusion of the exhibition period the draft Asset Disposal Policy be adopted, subject to there being no submissions made.
4. That the wording at items as follows be amended:
 - f) **Sale of Motor Vehicles** - insert the word "public".
 - b) **Sale to Staff/Councillors** - the last paragraph be deleted.

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

Against the Resolution: Councillor Macdonald

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

Corporate Services Division Report No. 13

Loan Borrowings and Overdraft Draft Policy

SUMMARY

A draft *Loan Borrowing and Overdraft Policy* has been developed which sets out the requirements in regards to loan borrowing, both internal and external, and the use of an overdraft facility.

MOTION (Heasman / Burns)

THAT:

1. Council give public notice of its intention to adopt the attached draft *Loan Borrowing and Overdraft Policy* in accordance with the requirements of section 705 of the Local Government Act, 1993.
2. The draft Policy be placed on public exhibition for a period of 28 days inviting submissions, in accordance with the Act.
3. At the conclusion of the exhibition period the draft *Loan Borrowing and Overdraft Policy* be adopted, subject to there being no submissions made.

PS52/11 **RESOLVED: (Heasman / Burns)**

THAT:

1. Council give public notice of its intention to adopt the attached draft *Loan Borrowing and Overdraft Policy* in accordance with the requirements of section 705 of the Local Government Act, 1993.
2. The draft Policy be placed on public exhibition for a period of 28 days inviting submissions, in accordance with the Act.
3. At the conclusion of the exhibition period the draft *Loan Borrowing and Overdraft 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.

Corporate Services Division Report No. 14

Policy Register – Periodic Review

SUMMARY

This is a report on the periodic review of the Policy Register.

MOTION (Burns / Hay)

That Council:

Revoke polices listed in Schedule 2, and reaffirm all other existing policies.

PS53/11 **RESOLVED: (Burns / Hay)**

That Council:

Revoke polices listed in Schedule 2, and reaffirm all other existing policies.

.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. 8

Public Toilet Facilities - Implications of extending hours of operation

SUMMARY

Report on implications of extending hours of operation of public toilet facilities.

MOTION (Hay / Heasman)

1. That the report be received and noted.
2. That the report be referred to the next Safety Committee meeting.

AMENDMENT (Burns / Whitting)

1. That the Manly Surf Club toilets be open 24 hours 7 days per week, the Visitor Information Centre toilets be open 24 hours 7 days per week, Whistler Street be open 24 hours 7 days per week and that additional signage be erected around Manly directing people to late night toilet facilities and that the management of the toilet facilities be examined to see if they can be easier to open late at night.
2. That Queenscliff, North Steyne and Ocean Beach Surf Clubs open at 5.30am and remain open until 11.30pm.

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

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

PS54/11 **RESOLVED: (Hay / Heasman)**

1. That the report be received and noted.
2. That the report be referred to the next Safety Committee meeting.

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

Environmental Services Division Report No. 9
Development Applications Being Processed During May 2011
SUMMARY

Development Applications being processed during May 2011.

MOTION (Elder / Murphy)

THAT the information be noted.

PS55/11 **RESOLVED: (Elder / Murphy)**

THAT the information be noted.

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

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

Environmental Services Division Report No. 10
List of Appeals Relating to Development Applications during May 2011.
SUMMARY

LIST OF APPEALS RELATING TO DEVELOPMENT APPLICATIONS DURING MAY 2011.

MOTION (Elder / Heasman)

THAT the information be noted.

PS56/11 **RESOLVED: (Elder / Heasman)**

THAT the information be noted.

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

Councillors Norek and Aird were not in the Chamber when the voting took place.

HUMAN SERVICES AND FACILITIES DIVISION

Human Services And Facilities Division Report No. 4

Draft Manly Crime Prevention Plan 2011-2013

SUMMARY

The draft Manly Crime Prevention Plan 2011 - 2013 was reported to Council at the Planning & Strategy Committee meeting of 7 March 2011, and following adoption of the draft plan it was placed on public exhibition until 18 April 2011.

Following the 28 day exhibition period, consultation of key stakeholders, the draft Manly Crime Prevention Plan 2011-213 and Supporting Documentation is presented to Council for adoption as the Manly Crime Prevention Plan 2011-2013.

It is recommended that after adoption by Council, the Manly Crime Prevention Plan 2011-2013 be forwarded to the NSW Attorney General for endorsement.

MOTION (Hay / Heasman)

That Council:

1. Adopts the draft Manly Crime Prevention Plan 2011-2013 and Supporting Documentation to target alcohol-related non-domestic violence related assaults.
2. Follows the provisions within The Children (Protection and Parental Responsibility) Act 1997 No 78 to submit the Manly Crime Prevention Plan 2011-2013 to the NSW Attorney General for endorsement as a safer community compact.

PS57/11 RESOLVED: (Hay / Heasman)

That Council:

1. Adopts the draft Manly Crime Prevention Plan 2011-2013 and Supporting Documentation to target alcohol-related non-domestic violence related assaults.
2. Follows the provisions within The Children (Protection and Parental Responsibility) Act 1997 No 78 to submit the Manly Crime Prevention Plan 2011-2013 to the NSW Attorney General for endorsement as a safer community compact.

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

Against the Resolution: Nil.

MATTER OF URGENCY

Note: Councillor Morrison requested that he be allowed to introduce a **Matter of Urgency** in accordance with the provisions of Council's Code of Meeting Practice.

Following an outline of the matter the Chair ruled that this was a Matter of Urgency and allowed it to proceed to discussion.

Councillor Morrison raised the following two issues regarding the Seaforth TAFE site.

1. That the General Manager clarify his comments to the Manly Daily regarding the black ban by Unions on the Seaforth TAFE site.
2. Write to the Hon Mr Mike Baird, Member for Manly, requesting he advise as to why the Teachers Union have no intention on lifting the black ban on the work site.

CLOSE

The meeting closed at 11.05pm

The above minutes were confirmed at a **Planning and Strategy Committee** of Manly Council held on 6 June 2011.

CHAIRPERSON

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