



Minutes

Planning and Strategy Committee

Held at Council Chambers, 1 Belgrave Street Manly on:

Monday 7 March 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 7.40pm on Monday 7 March 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 Le Surf, who presided
 Councillor B Aird
 Councillor H Burns
 Councillor L Elder
 Councillor C Griffin
 Councillor A Heasman
 Councillor Dr P Macdonald
 Councillor R Morrison, Deputy Mayor
 Councillor D Murphy
 Councillor M Norek (arrived 7.55pm)

ALSO PRESENT

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

APOLOGIES

Apologies were tendered on behalf of Councillor Whitting, for non-attendance.

PS21/11 **RESOLVED: (Hay / Heasman)**

That the apology received from Councillor Whitting, be accepted and leave be granted.

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

Against the Resolution: Nil.

DECLARATIONS OF PECUNIARY INTEREST / CONFLICT OF INTEREST

Name:	Item Number:	Nature of Interest:
Cllr Alan Le Surf	Matter of Urgency - Proposed Redevelopment of Manly Police Station	Serves on the Police Force.

CONFIRMATION OF MINUTES**MOTION (Elder / Morrison)**

That copies of the Minutes of the Planning and Strategy Committee held on Monday, 07 February 2011, 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.

PS22/11 **RESOLVED: (Elder / Morrison)**

That copies of the Minutes of the Planning and Strategy Committee held on Monday, 07 February 2011, 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 Resolution: Councillors Hay, Elder, Heasman, Murphy, LeSurf, Morrison, Griffin, Aird, Burns and Macdonald

Against the Resolution: Nil.

MAYORAL MINUTES

Mayoral Minute Report No. 3

Australia Day Honours 2011**SUMMARY**

The Mayor requests that Council formally congratulate the following residents of the Manly Local Government area who were awarded 2011 Australia Day Honours.

Member of the Order of Australia - Roger William Allen AM

For service to the information technology sector through leadership roles, venture capital investment and professional development, and as a supporter of the Indigenous community.

Medal of the Order of Australia - Louise Mary Gilmore OAM

For service to carers and their families through support and advocacy roles.

Medal of the Order of Australia - Merron Jean Howard OAM

For service to the community through roles with the Centre for Children's Cancer and Blood Disorders at the Sydney Children's Hospital

MOTION (Hay / Elder)

That the Mayor writes to the Manly LGA Honours recipients congratulating them on their awards.

PS23/11 **RESOLVED: (Hay / Elder)**

That the Mayor writes to the Manly LGA Honours recipients congratulating them on their awards.

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

Against the Resolution: Nil.

Cllr Norek entered the Chamber at 7.55pm.

MATTER OF URGENCY

Councillor Macdonald sought leave of the meeting to raise a Matter of Urgency to discuss the proposed concept of the redevelopment of Manly Police Station.

The Chair, Councillor Le Surf ruled the Matter of Urgency out of order.

Councillor Macdonald moved dissent from the ruling of the Chair.

Councillor Le Surf vacated the Chair due to a conflict of interest and Councillor Heasman assumed the Chair.

MATTER OF URGENCY (Macdonald / Aird)

That the Matter of Urgency regarding the proposed concept for the redevelopment of Manly Police Station be debated.

PS24/11 **RESOLVED: (Macdonald / Aird)**

That the Matter of Urgency regarding the proposed concept for the redevelopment of Manly Police Station be debated.

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

Against the Resolution: Nil.

The Chair ruled that the matter was a Matter of Urgency and allowed it to proceed to debate.

MATTER OF URGENCY - Proposed Redevelopment of Manly Police Station

MOTION (Macdonald / Aird)

That the Mayor lead a delegation to urgently meet the Minister for Police and Local Member to enquire about the proposed Manly Police Station and to put to them the Councils planning instruments, including its vision 2015 for the Manly CBD and the Council's insistence on their strict compliance.

PS25/11 **RESOLVED: (Macdonald / Aird)**

That the Mayor lead a delegation to urgently meet the Minister for Police and Local Member to enquire about the proposed Manly Police Station and to put to them the Councils planning instruments, including its vision 2015 for the Manly CBD and the Council's insistence on their strict compliance.

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

Against the Resolution: Nil.

Councillor Le Surf returned to the Chamber and resumed the Chair.

ITEMS FOR BRIEF MENTION

Item For Brief Mention Report No. 3

Items for Brief Mention and Tabled documents

Reports:

Date	Author	Subject
19 January 2011	Dr Michael Boyle, Chief of Staff, Office of Senator Evans, Minister for Tertiary Education, Skills, Jobs and Workplace Relations	A response to Council’s letter of 25 November 2010 concerning the Transport Workers Union’s campaign for improved safety in the road transport industry campaign (‘safe rates’). Attachment 1.
30 January 2011	Philip Sansom, Chair Sydney Metropolitan CMA	Covering letter forwarding the 2009-2010 Sydney Metropolitan Catchment Management Authority Annual Report (tabled for information). Attachment 2.
31 January 2011	Bill Gillooly AM Secretary General Local Government Association of NSW	Letter informing all NSW councils of the online availability of the findings of its commissioned report on the needs of Local Government in responding to climate change. Attachment 3.
7 February 2011	Leo Kennedy, Assistant Secretary, Chronic Disease and Alcohol Branch, Department of Health and Ageing	A response to Council’s letter of 4 November 2010 concerning alcohol promotion at sporting events and facilities. Attachment 4.
15 February 2011	Greg Hunt MP, Shadow Minister for Climate Action, Environment and Heritage	A response to Council’s letter re Ban on non bio-degradable plastic bags in NSW. Attachment 5.
18 February 2011	SHOROC Inc	SHOROC has written bringing to the attention of councils the Board’s resolution. Minutes of the SHOROC Board meeting held 9 February 2011 are tabled for information. At that meeting the SHOROC Board considered a report on the review of the SHOROC governance structure, as part of the SHOROC Corporate & Operational Plan 2010-2014. Attachment 6.

MOTION (Elder / Heasman)

That the correspondence be received and noted.

PS26/11 **RESOLVED: (Elder / Heasman)**

That the correspondence be received and noted.

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

Against the Resolution: Nil.

Item For Brief Mention Report No. 4

Items for Brief Mention

1. Manly Precinct Liquor Accord

Manly Precinct Liquor Accord (PLA) which is an outcome of the Hassle Free Nights initiative of the Director General of Communities NSW has advised of recent directives at the date of the official launch on 1st March 2011.

In Manly, 15 late night licenses are identified as mandatory participants, and 9 voluntary participants are identified in the initial documentation provided to Council, and referred to Community Safety Committee at the meeting of 10th February 2011.

Council is in receipt of an email from Communities NSW dated 26 February 2011 which advises that the following measures commenced as part of the Hassle Free Nights initiative as of 1 March 2011:

A. Mandatory on the License - An additional measure to form **part of the license conditions** of mandatory participants in the Manly PLA:

- Undertake a Precinct Safety Assessment as part of a Venue Safety (or equivalent) Plan.

B. Voluntary as Supplementary measures to support the Manly PLA:

- Ensuring staff are aware of, and adhere to, crime scene preservation procedures
- Participating in the Precinct Charter (to be developed by Communities NSW and Manly PLA participants).
- Trialing the individual responsibility resource for 16 to 18 year olds (to be developed by Communities NSW).

C. Existing measures confirmed by the Director General, Communities NSW and **noted on the license as mandatory** for Manly PLA participants:

- Co-fund, promote and distribute late night transport wallet cards.
- Promote the Manly Night Shuttle.
- Co-fund and provide staff badges – “Ask me how to get home”.
- Support the implementation of the Alcohol Free Zones (AFZs) and Alcohol Consumption Prohibited Zones (ACPZ) education campaign.
- Display a ‘Respect our Community’ poster for take away liquor outlets.
- Ensure your staff attend *RSA on the Frontline* workshops.

D. Voluntary measure which all Manly PLA participants are strongly encouraged to support is:

- Supporting Manly Council’s voluntary agreement with late night food traders.

2. Summary of Code of Conduct matters for 2010

Nature of matter	
1. Conduct generally	7
2. Misrepresentations/misinormation	4
3. Conflict of interests	3
4. Inappropriate interaction between councillor and staff	1
5. Conduct of councillor in Council meetings	1
6. Misuse of council resources	1
7. Unlawful/inappropriate motions	0
8. Alleging breach of code of conduct in Council meeting or other public forum	0
9. Political donations	0
10. Inappropriate/unlawful lobbying	0
11. Misuse/mishandling of confidential information	0
12. Other	0
Total	17
Finalised	17

Outcome:

There was no breach found in 16 of the complaints. Included in the 16, three were referred to independent conduct reviewers, on which Council subsequently resolved to take no further action.

The remaining complaint, although there was prima facie evidence of a breach for inappropriate interaction between councillor and staff, the General Manager resolved the complaint by the use of alternative and appropriate strategies in accordance with clause 12.9(c) of the Code of Conduct.

MOTION (Elder / Macdonald)

1. That the information be received and noted.
2. That the information be received and noted.

PS27/11 RESOLVED: (Elder / Macdonald)

1. That the information be received and noted.
2. That the information be received and noted.

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

Against the Resolution: Nil.

REPORTS OF COMMITTEES

Report Of Committees Report No. 7

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) Councillors Implementation Working Group – 3 February 2011
- ii) Waste Committee – 16 February 2011

MOTION (Macdonald / Murphy)

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

- i) Councillors Implementation Working Group – 3 February 2011
- ii) Waste Committee – 16 February 2011

PS28/11 RESOLVED: (Macdonald / Murphy)

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

- i) Councillors Implementation Working Group – 3 February 2011
- ii) Waste Committee – 16 February 2011

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

Against the Resolution: Nil.

Report Of Committees Report No. 8

Minutes for adoption by Council - Sports Facilities Committee - 4 February 2011

These reports were dealt with at the Sports Facilities Committee meeting of 4 February 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 4 Report - Update on Items from Previous meetings

This report will update the Committee on previous items raised.

- Cloud Master Systems

Manly Oval, Keirle Park, Grahams Reserve and Seaforth Oval all have the Cloudmaster system installed. Clubs that have lighting controlled by the Cloudmaster systems should now have provided to Council the mobile phone numbers of the Club representatives who will have authority to operate the lights during the season.

- North Head –Use of Oval

A letter has been drafted for the General Manger's signature to the Sydney Harbour Federation Trust requesting a meeting regarding the possible use of the oval at North Head. This is pending considering that the General Manager of Warringah Council has offered Manly Council the use of Curl Curl oval; the Parks Manager will further investigate this option.

- Manly Oval Toilet Block refurbishment

Funding has been confirmed by Council to match the Community partnerships grant received by the Manly Cricket and Rugby Clubs an extension of the grant time frame was received until 31st March 2011. Works have been planned costed and will be completed by the extended time frame.

- Mounties development - Ivanhoe Park

The Parks Manager has contacted the Club and will arrange an onsite meeting to discuss boundary issues only, in relation to wall new seating location. All other items will be related to any Development application lodged.

- Black out date for renovations of fields

A report will be included for the April meeting.

- Balgowlah Oval possibilities for field re sizing

A report detailing possibilities will be tabled at the April meeting.

At this item it was asked by Volleyball was it possible to add additional courts on Manly beach. It was outlined that the existing number of courts on Manly beach was the agreed number and that it would not be possible to increase the number of courts.

2. ITEM 6 REPORT: Future Agenda Items for Committee

The Committee was requested to consider any future agenda items that could be reported on in the future.

In order that items be fully investigated and reported on in a regulated time frame, items should be listed ahead of time to allow time for reporting.

- The refurbishment of the Keirle Park Skate bowl and half pipe ramps.
- Bubbler installation at sporting ovals.
- Regulations or standards for portable Volleyball nets.
- Cloud master systems for other sporting fields.

MOTION (Hay / Macdonald)

That the minutes of the Sports Facilities Committee meeting on 4 February 2011 be adopted including the following items:

1. ITEM 4 REPORT: Update on Items from Previous meetings

That the report be received and noted.

2. ITEM 6 REPORT: Future Agenda Items for Committee

- i) That the report be received and noted.
- ii) That future items be reported back to the Committee at subsequent meetings for consideration.

PS29/11 RESOLVED: (Hay / Macdonald)

That the minutes of the Sports Facilities Committee meeting on 4 February 2011 be adopted including the following items:

1. ITEM 4 REPORT: Update on Items from Previous meetings

That the report be received and noted.

2. ITEM 6 REPORT: Future Agenda Items for Committee

- i) That the report be received and noted.
- ii) That future items be reported back to the Committee at subsequent meetings for consideration.

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

Against the Resolution: Nil.

Report Of Committees Report No. 9

Minutes for adoption by Council - Community Environment Committee - 9 February 2011

This report was dealt with at the Community Environment Committee meeting of 9 February 2011 and was 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 4 MANLY ENVIRONMENT CENTRE

A representative from the Manly Environment Centre's Conference Committee reported to the Committee on an Environmental Levy Bid for 2011 for \$40,000 to facilitate the International Conference for Environment Centre's in September 2011.

2. ITEM 5 URGENT REQUEST FOR FUNDING FOR DREDGING OF WITCHES GLEN

Report from Council's Manager, Parks and Reserves, on the urgent need to dredge the pool at the base of Witches Glen. Officers from DECCW have assisted in the temporary relocation of aquatic life.

Council's Bushland Manager has advised that \$40,000 remains from the current year's Environmental Levy and is requesting the Environment Committee's support to use these moneys to fund the immediate dredging.

MOTION (Hay / Burns)

That the minutes of the Community Environment Committee meeting on 9 February 2011 be adopted including the following items:

1. ITEM 4 MANLY ENVIRONMENT CENTRE

The Committee strongly supports the bid of \$40,000 for inclusion in this year's bids to go to Council for approval to facilitate the International Conference for Environmental Centre's in September 2011.

2. ITEM 5 URGENT REQUEST FOR FUNDING FOR DREDGING OF WITCHES GLEN

That this item be deferred to allow a report to be brought back to Council at the Ordinary Meeting on 14 March 2011 with more detail on the dredging.

PS30/11 **RESOLVED: (Hay / Burns)**

That the minutes of the Community Environment Committee meeting on 9 February 2011 be adopted including the following items:

1. ITEM 4 MANLY ENVIRONMENT CENTRE

The Committee strongly supports the bid of \$40,000 for inclusion in this year's bids to go to Council for approval to facilitate the International Conference for Environmental Centre's in September 2011.

2. ITEM 5 URGENT REQUEST FOR FUNDING FOR DREDGING OF WITCHES GLEN

That this item be deferred to allow a report to be brought back to Council at the Ordinary Meeting on 14 March 2011 with more detail on the dredging.

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

Against the Resolution: Councillor Norek

This item was subject to a Recommittal Motion later in the meeting.

Report Of Committees Report No. 10

Minutes for adoption by Council - Community Safety Committee - 10 February 2011

These reports were dealt with at the Community Safety Committee meeting of 10 February 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 4 Report – Draft Manly Crime Prevention Plan

The Committee was provided with an overview of the Action Plan contained within the draft Manly Crime Prevention which targets alcohol related assaults.

The Committee then endorsed the draft Manly Crime Prevention Plan 2011-2013.

2. ITEM 8 Report – Working Party to discuss Development Application and Liquor Licence consent conditions

The Chair acknowledged the input of all members of the Working Party. It was confirmed that following the report and recommendations made from the December 2010 meeting, the Working Party should be dissolved.

MOTION (Hay / Burns)

That the minutes of the Community Safety Committee meeting on 10 February 2011 be adopted including the following items:

1. ITEM 4 Report – Draft Manly Crime Prevention Plan

That Council:

- Adopts the draft Manly Crime Prevention Plan 2011-2013 and Supporting Documentation;

- Provides public notice of the draft Plan and Supporting Documentation;
- Places the draft Plan and Supporting Documentation on public exhibition and advises key stakeholders of a public exhibition period of 28 days during which time submissions will be invited;
- Considers all submissions received, and then resolve to either amend the draft Plan or adopt it without amendment as the Manly Crime Prevention Plan 2011-2013;
- Submits the Manly Crime Prevention Plan 2011-2013 to the NSW Attorney General for approval as a safer community compact;
- Applies for funding through the NSW Department of Justice and Attorney General to implement actions in the endorsed Manly Crime Prevention Plan 2011-2013.

2. ITEM 8 Report – Working Party to discuss Development Application and Liquor Licence consent conditions

That the Community Safety Committee Working Party to discuss Development Application and Liquor Licence consent conditions be thanked for its contribution, and now be disbanded in acknowledgement of having completed its objectives.

PS31/11 **RESOLVED: (Hay / Burns)**

That the minutes of the Community Safety Committee meeting on 10 February 2011 be adopted including the following items:

1. ITEM 4 Report – Draft Manly Crime Prevention Plan

That Council:

- Adopts the draft Manly Crime Prevention Plan 2011-2013 and Supporting Documentation;
- Provides public notice of the draft Plan and Supporting Documentation;
- Places the draft Plan and Supporting Documentation on public exhibition and advises key stakeholders of a public exhibition period of 28 days during which time submissions will be invited;
- Considers all submissions received, and then resolve to either amend the draft Plan or adopt it without amendment as the Manly Crime Prevention Plan 2011-2013;
- Submits the Manly Crime Prevention Plan 2011-2013 to the NSW Attorney General for approval as a safer community compact;
- Applies for funding through the NSW Department of Justice and Attorney General to implement actions in the endorsed Manly Crime Prevention Plan 2011-2013.

2. ITEM 8 Report – Working Party to discuss Development Application and Liquor Licence consent conditions

That the Community Safety Committee Working Party to discuss Development Application and Liquor Licence consent conditions be thanked for its contribution, and now be disbanded in acknowledgement of having completed its objectives.

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

Against the Resolution: Nil.

Report Of Committees Report No. 11

Minutes for adoption by Council - Surf Club Liaison Working Group - 15 February 2011

This report was dealt with at the Surf Club Liaison Working Group meeting of 15 February 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.

1. ITEM 7 GENERAL BUSINESS

The Mayor noted that Council had received a communication from Manly Life Saving Club's General Manager, identifying the Club's position in relation to this swimming club.

Discussion held regarding the safety aspects of the Bold and Beautiful swimming group with their activity held on Australia Day.

MOTION (Hay / Macdonald)

That the minutes of the Surf Club Liaison Working Group meeting on 15 February 2011 be adopted including the following item:

1. ITEM 7 GENERAL BUSINESS

That Council advises the Bold and Beautiful swimming club on the policies and procedures and regulations required to be adhered to when holding an event.

PS32/11 RESOLVED: (Hay / Macdonald)

That the minutes of the Surf Club Liaison Working Group meeting on 15 February 2011 be adopted including the following item:

1. ITEM 7 GENERAL BUSINESS

That Council advises the Bold and Beautiful swimming club on the policies and procedures and regulations required to be adhered to when holding an event.

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

Against the Resolution: Nil.

PLANNING AND STRATEGY DIVISION

Planning And Strategy Division Report No. 6

Master Plan for the Balgowlah Industrial Zone

SUMMARY

This report informs Council of the preparation of a draft Master Plan for the Industrial Zone in accordance with Council's resolution dated 27 June 2010. It is recommend that at this stage Council proceed to publically exhibit the draft Master Plan. A further report to Council will deal with submissions received during this exhibition and make final amendments to Council for adoption of the Master Plan.

MOTION (Burns / Griffin)

That the draft Master Plan for the Balgowlah Industrial Zone be placed on exhibition.

PS33/11 **RESOLVED: (Burns / Griffin)**

That the draft Master Plan for the Balgowlah Industrial Zone be placed on exhibition.

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

Against the Resolution: Nil.

Planning And Strategy Division Report No. 7

Late Night Venues DCP**SUMMARY**

This report has been prepared in response to Council Resolution 251/10 at the Ordinary Meeting of 13 December 2010; that Staff bring back a report to Council on the feasibility of strengthening Manly's existing Late Night Development Control Plan to incorporate the trial licensing features and other improvements in the City of Sydney Late Night Plan. The report updates the Council on the status of the City of Sydney DCP following recent intervention by the Minister for Planning and recommends action that can be taken by Council under current provisions of the *Environmental Planning & Assessment Act, 1979*, to regulate the operating hours and Management of Late Night Venues in Manly LGA.

MOTION (Burns / Elder)

That Council's Development Assessment Planners utilise Section 80A of the EPA 2008 Act to impose reviewable conditions on development consents in relation to hours of operation, noise and patron capacity, as and when it is considered necessary to review conditions in relation to the impact of noise, hours of operation and capacity of late night licensed premises and breach of conditions of consent.

PS34/11 **RESOLVED: (Burns / Elder)**

That Council's Development Assessment Planners utilise Section 80A of the EPA 2008 Act to impose reviewable conditions on development consents in relation to hours of operation, noise and patron capacity, as and when it is considered necessary to review conditions in relation to the impact of noise, hours of operation and capacity of late night licensed premises and breach of conditions of consent.

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

Against the Resolution: Nil.

RECOMMITTAL MOTION (Norek / Morrison)

That Planning and Strategy Division Report No.6 – Master Plan for the Balgowlah Industrial Zone be recommitted to enable further consideration.

PS35/11 RESOLVED: (Norek / Morrison)

That Planning and Strategy Division Report No.6 – Master Plan for the Balgowlah Industrial Zone be recommitted to enable further consideration.

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

Against the Resolution: Nil.

Planning And Strategy Division Report No. 6

Master Plan for the Balgowlah Industrial Zone

The resolution was as follows:

PS33/11 RESOLVED: (Burns / Griffin)

That the draft Master Plan for the Balgowlah Industrial Zone be placed on exhibition.

Discussion ended and it was determined that no changes be made to the resolution.

MOTION (Norek / Morrison)

That the draft Master Plan for the Balgowlah Industrial Zone be placed on exhibition.

PS36/11 RESOLVED: (Norek / Morrison)

That the draft Master Plan for the Balgowlah Industrial Zone be placed on exhibition.

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

Against the Resolution: Nil.

ENVIRONMENTAL SERVICES DIVISION

Environmental Services Division Report No. 3

Development Applications Being Processed During March 2011**SUMMARY**

Development Applications being processed during March 2011.

MOTION (Hay / Griffin)

That the information be noted.

PS37/11 **RESOLVED:** (Hay / Griffin)

That the information be noted.

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

Against the Resolution: Nil.

Environmental Services Division Report No. 4

List of Appeals relating to Development Applications - March 2011

SUMMARY

A list of Appeals relating to Development Applications active during March 2011.

MOTION (Burns / Hay)

That the information be received and noted.

PS38/11 **RESOLVED:** (Burns / Hay)

That the information be received and noted.

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

Against the Resolution: Nil.

HUMAN SERVICES AND FACILITIES DIVISION

Human Services And Facilities Division Report No. 3

Draft Manly Crime Prevention Plan 2011-2013

SUMMARY

This report presents the draft Manly Crime Prevention Plan 2011-2013 to Council.

It is proposed that Council adopts the draft Manly Crime Prevention Plan 2011-2013 and commences a public exhibition period of 28 days to consult the stakeholders and the community.

The legislation governing the adoption of the draft Manly Crime Prevention Plan is the Children (Protection and Parental Responsibility) Act 1997 No 78. Following an exhibition period and the receipt of submissions, the draft Plan will be forwarded to the NSW Attorney General to be endorsed. When the Manly Crime Prevention Plan is adopted by Council and endorsed by the NSW Attorney General's Department, Council is considered eligible for funding.

MOTION (Burns / Hay)

That:

1. Council adopts the draft Manly Crime Prevention Plan 2011-2013 and Supporting

Documentation which will target alcohol-related non-domestic violence related assaults.

2. Council follows the provisions within The Children (Protection and Parental Responsibility) Act 1997 No 78 to place the draft Plan and Supporting Documentation on public exhibition for a period of 28 days to allow the final Plan to be submitted to the NSW Attorney General for approval as a safer community compact.

PS39/11 **RESOLVED: (Burns / Hay)**

That:

1. Council adopts the draft Manly Crime Prevention Plan 2011-2013 and Supporting Documentation which will target alcohol-related non-domestic violence related assaults.
2. Council follows the provisions within The Children (Protection and Parental Responsibility) Act 1997 No 78 to place the draft Plan and Supporting Documentation on public exhibition for a period of 28 days to allow the final Plan to be submitted to the NSW Attorney General for approval as a safer community compact.

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

Against the Resolution: Nil.

RECOMMITTAL MOTION (Hay / Griffin)

That Report of Committees Report No.9 – Minutes for Adoption by Council – Community Environment Committee – 9 February 2011 be recommitted to enable further consideration.

PS40/11 **RESOLVED: (Hay / Griffin)**

That Report of Committees Report No.9 – Minutes for Adoption by Council – Community Environment Committee – 9 February 2011 be recommitted to enable further consideration.

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

Against the Resolution: Nil.

Report Of Committees Report No. 9

Minutes for adoption by Council - Community Environment Committee - 9 February 2011

The resolution was as follows:

That the minutes of the Community Environment Committee meeting on 9 February 2011 be adopted including the following items:

1. ITEM 4 MANLY ENVIRONMENT CENTRE

The Committee strongly supports the bid of \$40,000 for inclusion in this year's bids to go to Council for approval to facilitate the International Conference for Environmental Centre's in September 2011.

2. ITEM 5 URGENT REQUEST FOR FUNDING FOR DREDGING OF WITCHES GLEN

That this item be deferred to allow a report to be brought back to Council at the Ordinary Meeting

on 14 March 2011 with more detail on the dredging.

After further consideration of this item the following motion was moved:

MOTION (Hay / Griffin)

That the minutes of the Community Environment Committee meeting on 9 February 2011 be adopted including the following items:

1. ITEM 4 MANLY ENVIRONMENT CENTRE

The Committee strongly supports the bid of \$40,000 for inclusion in this year's bids to go to Council for approval to facilitate the International Conference for Environmental Centre's in September 2011.

2. ITEM 5 URGENT REQUEST FOR FUNDING FOR DREDGING OF WITCHES GLEN

The Committee supports the staff recommendation that residual moneys of \$40,000 from the current year's bushland funding from the environmental levy be used for dredging Witches Glen.

PS41/11 **RESOLVED: (Hay / Griffin)**

That the minutes of the Community Environment Committee meeting on 9 February 2011 be adopted including the following items:

1. ITEM 4 MANLY ENVIRONMENT CENTRE

The Committee strongly supports the bid of \$40,000 for inclusion in this year's bids to go to Council for approval to facilitate the International Conference for Environmental Centre's in September 2011.

2. ITEM 5 URGENT REQUEST FOR FUNDING FOR DREDGING OF WITCHES GLEN

The Committee supports the staff recommendation that residual moneys of \$40,000 from the current year's bushland funding from the environmental levy be used for dredging Witches Glen.

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

Against the Resolution: Nil.

CONFIDENTIAL COMMITTEE OF THE WHOLE

Civic and Urban Services Division Report No. 4

Supply and Delivery of Ready Mix Concrete Materials. T2011/10 and SHOROC T06-10

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 / Macdonald)**

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

The Chairperson, Councillor Le Surf, 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.

PS42/11 RESOLVED: (Burns / Macdonald)

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

For the Resolution: Councillors Hay, Elder, Heasman, Murphy, Le Surf, 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 following decisions made in Closed Session.

Civic and Urban Services Division Report No. 4

Supply and Delivery of Ready Mix Concrete Materials. T2011/10 and SHOROC T06-10**MOTION (Macdonald / Burns)**

That Council:

1. Accept the tenders from Brookvale Minicrete Pty Ltd and Metromix Pty Ltd for the supply and delivery of Ready Mix Concrete (T06/10) for a period of two (2) years for the period 1st April 2011 to 31st March 2013;
2. Allows a provision for a 12 month extension, based on satisfactory supplier performance, which may take this tender through to 31st March 2014.
3. Accept that the procurement be sourced from the lowest pricing, and, where not available, procurement be sourced from the next lowest pricing.

PS43/11 RESOLVED: (Macdonald / Burns)

That Council:

1. Accept the tenders from Brookvale Minicrete Pty Ltd and Metromix Pty Ltd for the supply and delivery of Ready Mix Concrete (T06/10) for a period of two (2) years for the period 1st April 2011 to 31st March 2013;
2. Allows a provision for a 12 month extension, based on satisfactory supplier performance, which may take this tender through to 31st March 2014.

3. Accept that the procurement be sourced from the lowest pricing, and, where not available, procurement be sourced from the next lowest pricing.

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

Against the Resolution: Nil.

CLOSE

The meeting closed at 9.15pm.

The above minutes were confirmed at a combined **Planning and Strategy Committee and Ordinary Meeting** of Manly Council held on 4 April 2011.

CHAIRPERSON

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