NORTHERN BEACHES

MINUTES

ORDINARY COUNCIL MEETING

held at the Civic Centre, Dee Why on

TUESDAY 28 FEBRUARY 2017

(2017/2)



Minutes of an Ordinary Meeting of Council held on Tuesday 28 February 2017 at the Civic Centre, Dee Why Commencing at 6.31pm

ATTENDANCE:

Members

Dick Persson, AM - Administrator

Officers

Mark Ferguson General Manager

Helen Lever Acting Deputy General Manager Corporate Governance
Ben Taylor Deputy General Manager Environment & Infrastructure
Andrew Pigott Acting Deputy General Manager Planning & Community

Beth Lawsen Deputy General Manager Public Affairs

Melinda Aitkenhead Acting Executive Manager Governance & Enterprise Risk

Melissa Lee Governance Manager

Tonya Burrowes Acting Executive Manager Transport and Urban

Todd Dickinson Executive Manager Natural Environment and Climate Change

Neil Williamson Executive Manager Environmental Compliance

Craig Sawyer Executive Manager Major Projects

David Kerr Executive Manager Chief Financial Officer

Michael McDermid Executive Manager Corporate Strategy and Planning

Kate Lewis Executive Manager Community Engagement

David Walsh Chief Financial Office

Lynne Jess Secretariat Officer - Governance

Greg Karageuzian IM&T Support Officer



NOTE:

The Administrator acknowledged the presence of former Mayor of Warringah, Michael Regan, former Deputy Mayor of Pittwater, Kylie Ferguson, and former Councillors Candy Bingham, Sue Heins and Cathy Griffin.

1.0 APOLOGIES

Nil

2.0 CONFIRMATION OF MINUTES OF PREVIOUS MEETINGS

2.1 MINUTES OF ORDINARY COUNCIL MEETING HELD 31 JANUARY 2017

016/17 **RESOLVED**

D Persson

That the Minutes of the Ordinary Council Meeting held 31 January 2017, copies of which were previously circulated, are hereby confirmed as a true and correct record of the proceedings of that meeting.

2.2 MINUTES OF EXTRAORDINARY COUNCIL MEETING HELD 15 FEBRUARY 2017

017/17 RESOLVED

D Persson

That the Minutes of the Extraordinary Council Meeting held 15 February 2017, copies of which were previously circulated, are hereby confirmed as a true and correct record of the proceedings of that meeting.

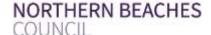
3.0 DECLARATION OF PECUNIARY INTEREST AND CONFLICTS OF INTEREST

Nil

4.0 PUBLIC FORUM

The Administrator requested each speaker to acknowledge they had been informed that the meeting was to be webcast live and that Council accepts no responsibility for any defamatory comments made.

- 4.1 Greg Bartlett made a statement about Council's proposal to close the Warringah Aquatic Centre.
- 4.2 David Parsons made a statement about Governance.



- 4.3 Terry LeRoux made a statement about fiduciary responsibilities of Council staff and Councillors.
- 4.4 Denise Keen made a statement about the level of transport options from Manly, Fairlight and Balgowlah to the Northern Beaches Hospital.
- 4.5 Bruce Kitson made a statement about the post audit of the Manly Andrew 'Boy' Charlton swim centre.
- 4.6 Norman Monshall made statement about the lack of outdoor dining establishments on The Corso, Manly.
- 4.7 Margaret Cliff made a statement about the Forestville War Memorial Playing Fields Masterplan.
- 4.8 Brian Halstead made a statement about agenda items and reporting by Ward and expenditure by budget area, including amalgamation costs.
- 4.9 Cathy Griffin made a statement about real-time tracking of the Hop Skip Jump bus service.

5.0 ADMINISTRATOR'S MINUTES

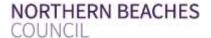
Nil

PROCEDURAL MOTION - CHANGE TO ORDER OF BUSINESS

018/17 **RESOLVED**

D Persson

That the Order of Business be changed so Items 9.1 be brought forward and dealt with immediately.



9.1 PLANNING PROPOSAL (PP0004/16) FOR 15 JUBILEE AVENUE, WARRIEWOOD

NOTE: Adam Coburn addressed Council on this Item.

NOTE: Lee Richards addressed Council on this Item.

019/17 **RESOLVED**

D Persson

That Council:

- A. Support the request to amend the land use zone of 15 Jubilee Avenue, Warriewood from IN2 (Light Industrial) to B7 (Business Park).
- B. Prepare the Planning Proposal for the change in land use zone and forward to the Department of Planning and Environment with a request for a Gateway Determination to be made.
- C. Do not support the applicant's changes to height and floor space, and retain the Height of Building of 11m, and the floor space ratio of 1:1 that already applies to 15 Jubilee Avenue Warriewood.

6.0 GENERAL MANAGER'S REPORTS

6.1 QUARTERLY FINANCIAL AND MANAGEMENT REPORT DECEMBER 2016

020/17 **RESOLVED**

D Persson

That Council:

- A. Note the Budget Review Statement for the period 13 May to 31 December 2016.
- B. Approve the following changes to the Current Forecast in the December 2016 Business Review Statement:
 - a. The Surplus from Continuing Operations which includes Capital Grants and Contributions is forecast to increase by \$4,112,232 to \$76,947,957.
 - b. Decrease in capital expenditure by \$19,007,377.

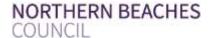
7.0 CORPORATE SERVICES DIVISION REPORTS

7.1 MONTHLY INVESTMENT REPORT - JANUARY 2017

021/17 **RESOLVED**

D Persson

That Council receive and note the Investment Report as at 31 January 2017, including the certification by the Responsible Accounting Officer.



8.0 ENVIRONMENT & INFRASTRUCTURE DIVISION REPORTS

8.1 MINUTES OF THE WARRINGAH COUNCIL TRUST FOR THE ACQUISITION OF ENVIRONMENTALLY SENSITIVE LAND

022/17 **RESOLVED**

D Persson

That Council:

- 1. Note the Minutes of the meeting of the Warringah Council Trust for the Acquisition of Environmentally Sensitive Land held on 26 October 2016.
- Request the General Manager investigate changing the name of the Trust and if appropriate any further similar Trusts or funds administered by Council to reflect the name of the Northern Beaches Council.

8.2 MINUTES OF SYDNEY COASTAL COUNCIL GROUP MEETING HELD 3 DECEMBER 2016

023/17 **RESOLVED**

D Persson

That Council note the minutes of the Sydney Coastal Councils Group Ordinary Meeting held 3 December 2016.

8.3 COASTAL ZONE MANAGEMENT PLAN FOR BILGOLA BEACH AND BASIN BEACH - REFERRAL TO MINISTER FOR PLANNING FOR CERTIFICATION

024/17 **RESOLVED**

D Persson

That Council:

- A. Adopt the amended Coastal Zone Management Plan for Bilgola Beach & Basin Beach (2016) Issue E.
- B. Forward the adopted draft Coastal Zone Management Plan for Bilgola Beach & Basin Beach (2016) to the NSW Minister for Planning with a request for certification.

8.4 PHASE 1: STREETSCAPE UPGRADES - PRELIMINARY DESIGN PLANS - PUBLIC EXHIBITION REPORT

025/17 **RESOLVED**

D Persson

That Council accept the Preliminary Design Plans for Phase 1: Streetscape Upgrades, Dee Why Town Centre and proceeds for Detailed Design for the remainder of Phase 1.



8.5 WEST NEWPORT PARKING DEMAND MANAGEMENT STRATEGY

026/17 **RESOLVED**

D Persson

That Council support the commencement of a 28 day community engagement process to seek community feedback relating to the strategies outlined in the Summary of Draft West Newport Parking Demand Management Strategies.

8.6 RFT2016/085 - EXTENSION AND REFURBISHMENT OF DAVIDSON RURAL FIRE BRIGADE

027/17 **RESOLVED**

D Persson

That Council:

- Accept the tender of Westbury Constructions Pty Ltd received for RFT 2016/085 Extension and Refurbishment Works to Davidson Rural Fire Brigade for the sum of \$546,907 (excl GST).
- B. Delegate authority to the General Manager to execute all necessary documentation to give effect to this resolution and to approve contract payments and the contingency sum up to the amount specified in the body of the report.

8.7 ALTERNATIVE PROCUREMENT - PARKING MACHINE SUPPLY AND MAINTENANCE SERVICES

028/17 **RESOLVED**

D Persson

That Council:

- A. Exercise its authority under Section 55 (3) of the Local Government Act and approve an alternative procurement process for the supply and maintenance of parking machines.
- B. Delegate authority to the General Manager to negotiate contracts with Integrated Technology Services, DJM Services Group and Duncan Solutions for the supply and maintenance of parking machines and if successful to execute all necessary documentation to give effect to this resolution.



8.8 WARRRINGAH GOLF COURSE, CONDAMINE STREET, MANLY VALE - PROPOSED EXTENSION OF LEASE TERM FOR WARRINGAH GOLF CLUB

029/17 **RESOLVED**

D Persson

That Council:

- A. Authorise a two (2) year lease term extension to Warringah Golf Club Limited ACN 000 085 601 for Warringah Golf Course being Lots 1 & 7 DP829465 (part Lots 2742 and 2743 in DP752038) commencing 1 September 2017 to 31 August 2019 with annual CPI rent increases.
- B. Delegate authority to the General Manager to execute all necessary documentation to give effect to this resolution.

9.0 PLANNING & COMMUNITY DIVISION REPORTS

9.2 MINOR AMENDMENT TO SUSPENSION OF ALCOHOL PROHIBITED AREA FOR 2017 VOLLEYFEST EVENT

030/17 **RESOLVED**

D Persson

That Council:

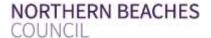
- A. Amend the suspension of the Alcohol Prohibited Area for 2017 VolleyFest on Manly Beach beachfront and promenade on Saturday 18 March 2017 to between the hours of 12.00pm (midday) and 9.00pm.
- B. In accordance with section 645(i) of the *Local Government Act 1993*, provide appropriate notice of the suspension of the Alcohol Prohibited Areas through a local newspaper.
- C. Event staff together with event organisers continue to liaise with Northern Beaches Police in relation to the safe management of the area during the suspension of the Alcohol Prohibited Areas.

9.3 RE-ESTABLISHMENT OF ALCOHOL FREE ZONES

031/17 **RESOLVED**

D Persson

That Council approve public exhibition of the proposed Alcohol Free Zones and Alcohol Prohibited Areas for a period of 30 days.



9.4 REVIEW OF THE BOAT TRAILER PARKING PILOT

032/17 **RESOLVED**

D Persson

That Council write to the Office of Local Government providing feedback on the regulation of boat trailers.

9.5 NSW FIRE & RESCUE REPORT - 11 OYAMA AVENUE, MANLY

033/17 **RESOLVED**

D Persson

That Council:

- A. Issue an Order 6 on the owners of 11 Oyama Avenue, Manly.
- B. Provide notice to Fire and Rescue NSW of the above determination.

9.6 DRAFT AMENDMENTS TO WARRINGAH DEVELOPMENT CONTROL PLAN 2011 - PART E9 - COASTLINE HAZARDS

034/17 **RESOLVED**

D Persson

That Council adopt the proposed amendments to Warringah Development Control Plan 2011 – Part E9 Coastline Hazards to give effect to the Northern Beaches Coastal Erosion Policy.

10.0 PUBLIC AFFAIRS DIVISION REPORTS

10.1 COMMUNITY ENGAGEMENT POLICY AND FRAMEWORK - OUTCOMES FROM PUBLIC EXHIBITION

NOTE: Brian Halstead addressed Council on this Item.

035/17 **RESOLVED**

D Persson

That Council:

- A. Adopt the revised Community Engagement Policy and Matrix.
- B. Continue to progress recommendations and transformation actions to support and develop engagement practice within the new Council.

28 FEBRUARY 2017



10.2 NOTES OF THE IMPLEMENTATION ADVISORY GROUP AND LOCAL REPRESENTATION COMMITTEE MEETINGS

036/17	RESOLVED
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That Council note the Meeting Notes from the:

- A. Implementation Advisory Group (IAG) meetings held 2 November and 30 November 2016.
- B. Economic, Environment Social Local Representation Committee (LRC) meetings held on 23 November 2016.

The meeting concluded at 8.27pm

This is the final page of the minutes comprising 10 pages numbered 1 to 10 of the Ordinary Council Meeting held on Tuesday 28 February 2017 and confirmed on Tuesday 28 March 2017

Administrator	General Manager