Agenda

Ordinary Meeting

Notice is hereby given that an Ordinary Meeting of Council will be held at Council Chambers, 1 Belgrave Street, Manly, on:

Monday 11 May 2015

Commencing at 7.30pm for the purpose of considering items included on the Agenda.

Persons in the gallery are advised that the proceedings of the meeting are being taped for the purpose of ensuring the accuracy of the Minutes. However, under the Local Government Act 1993, no other tape recording is permitted without the authority of the Council or Committee. Tape recording includes a video camera and any electronic device capable of recording speech.

Copies of business papers are available at the Customer Service Counters at Manly Council, Manly Library and Seaforth Library and are available on Council’s website:

www.manly.nsw.gov.au
Seating Arrangements for Meetings

Chairperson: The Mayor, Clr Jean Hay AM
Deputy Chairperson: Clr Steve Pickering
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QUESTIONS WITHOUT NOTICE

MATTERS OF URGENCY
(In accordance with Clause 241 of the Local Government (General) Regulations, 2005)

CLOSED SESSION
To: Ordinary Meeting - 11 May 2015

Report: Mayoral Minute Report No. 6

Subject: 2015 Special Olympics Australia – World Summer Games

File No: MC/15/54514

On 21 July 2015, 76 Australian athletes with an intellectual disability, and 29 volunteer officials, will leave Sydney for Los Angeles to compete at the Special Olympics World Summer Games being held between 25 July and 2 August.

With more than 7,000 athletes from 177 countries competing across 24 sports, the Special Olympics World Summer Games will be the largest sporting event in the world in 2015.

Prior to the Games, the Australian athletes will spend three days at our Sister City of Huntington Beach for cultural and recreational experiences as part of the Host Town program.

Special Olympics Australia has approached Council to host a farewell for the athletes on 21 July, the morning of their departure, which will be broadcast by live streaming to their domestic and international audiences, including to Huntington Beach. Exclusive print media coverage of the team will be by News Corp associated papers.

An invitation to Councillors to farewell the athletes will be issued closer to the date.

I move that:

The Mayoral Minute be received and noted and the event be diarised in Council’s Corporate Diary.

Attachments

There are no attachments for this report.

OM11052015MM_1.DOC

***** End of Mayoral Minute Report No. 6 *****
Councillor Steve Pickering will move:

Manly Council explores the benefits and prepares a report on developing and supporting a Manly Community Art Project in conjunction with local galleries, artists, businesses and schools to culturally enhance Manly’s town centre and laneways as part of the Manly 2015 Master Plan.

Background

Case Study 1

Diego Acevedo Llosa (aka Ceasius Kakius) is a local contemporary artist who was inspired to create a project in Manly with like-minded artists and art lovers that would provide high traffic, accessible spaces for artists to display their work. These spaces would allow artists to express themselves and start a genuine dialogue with members of the local community.

In 2014 Diego saw the first stage of his vision become a reality in Market Lane in the centre of Manly. The initial sponsors Painter’s Gallery and Art Hub Manly organised a display space on a Market Lane wall and have already had numerous high profile professional artists producing monthly live art. Filmmakers have created montage films from each of the live events [link to website].

Manly Art Hub is in the process of developing a crowd-funding campaign and website for the project and will investigate establishing a not-for-profit entity to manage it.

Case Study 2

The Belgrave Cartel in Belgrave Street showcases local artists at regular exhibitions in the café.

A Manly Community Art Project has significant potential to support the goals of the Manly 2015 Plan by enhancing the Manly town centre through quality artworks displayed on regularly changing panels on CBD buildings and art exhibitions and installations in public spaces and business premises. Active engagement would be sought with local artists, art galleries, businesses and schools to create a unique Manly cultural and community project.

RECOMMENDATION

That the Notice of Motion be submitted for consideration.

ATTACHMENTS

There are no attachments for this report.

OM11052015NM_1.DOC

***** End of Notice of Motion Report No. 19 *****
Councillor Candy Bingham will move that:

Council write to our Local Member and Premier, Mike Baird, requesting that funding be allocated as a matter of urgency for the installation of an emergency power generator at the North Head Sewage Treatment Plant, following the recent revelation that tonnes of untreated sewage were released over the cliff-top into the ocean below during the recent storms and power black-out.

BACKGROUND

It is very timely that the review of Sydney Water’s Licence for the operation of the North Head Sewage Treatment Plant is currently in process by the Environment Planning Authority.

The size and operations of the Plant are under question with many issues still unresolved including the regular discharge of sewage which has been subject to no treatment other than primary screening; the cliff-face discharge of raw sewage into the ocean when a heavy storm and a power black-out coincide; mercury pollution and unacceptable odours.

Of primary concern is the fact that all major plants in nation’s capitals, other than Sydney, have a Secondary or Tertiary treatment before discharge whereas North Head does not even have a Full Primary treatment.

The recent storm and power cut highlighted just how inadequate the facility is as it does not even have back-up power in case of a general power failure.

RECOMMENDATION

That the Notice of Motion be submitted for consideration.

ATTACHMENTS

There are no attachments for this report.
Councillor Candy Bingham will move that:

The General Manager prepare a report on the removal of the dilapidated Lorikeet Aviary in Gilbert Park and a recommendation on what, if anything, could be erected in its place.

BACKGROUND

A Lorikeet Aviary was erected in Gilbert Park in May 1977 at the request of the Manly Tourist Promotion Committee, and officially opened on 24th August 1977, with the vision of turning Gilbert Park into a Manly version of Currumbin Sanctuary on Queensland’s Gold Coast.

The first birds in the aviary were rainbow lorikeets supplied by Taronga Zoo. It was a free-flight aviary where the birds could come and go as they pleased through a hole in the roof. The concept was that the birds would act as decoys to attract wild lorikeets to come to the aviary for public hand-feeding of a special nectar diet.

Unfortunately the project was not successful in attracting large numbers of wild lorikeets as the aviary was in the wrong place, surrounded by traffic. The council decided it was uneconomical and wanted to close it.

In 1985 the aviary was saved by the establishment of the Caley Lorikeet Trust with aviary caretaker Rosalie Caley and Alderman Sandy Rayward as trustees and provided a home for injured birds.

However, the aviary has been empty and forgotten for many years and now remains an eye-sore, rather than an attraction, in the park.

RECOMMENDATION

That the Notice of Motion be submitted for consideration.

ATTACHMENTS

There are no attachments for this report.

OM11052015NM_3.DOC

***** End of Notice of Motion Report No. 21 *****
Councillor Hugh Burns will move that:

1) Entry for opening events at the Art Gallery be free of charge, and

2) All entry fees collected on other occasions be used for capital improvement building works on the Art Gallery facility.

Background

This motion encourages greater support for opening night events at the Gallery and would provide a revenue linked funding source for capital improvements to the Art Gallery.

RECOMMENDATION

That the Notice of Motion be submitted for consideration.

ATTACHMENTS

There are no attachments for this report.

OM11052015NM_4.DOC

***** End of Notice of Motion Report No. 22 *****
Councillor Hugh Burns will move:

That the fence on “Jump Rock” be returned to a standard design that clearly discourages access beyond its line, but does not increase the risky behaviour of a determined mind who insists on jumping into the harbour from this location. That as part of this, all existing warning signage be retained.

The design and style of the fence should be similar to that used at other headland reserves.

Background

Council recently resolved to maintain the fence at Jump Rock at the end of Stuart Street.

In making this decision, the issue of its design and the cause of any misuse were discussed.

In my opinion, the issue for consideration ought to be public safety and minimizing injury caused by the risk taking behaviours of young people. Indeed, it seems that despite the publicity, warning signs and fence, youth will continue to jump into the harbour from this location. Therefore the height of the existing fence appears to increase and not decrease the risk taking.

RECOMMENDATION

That the Notice of Motion be submitted for consideration.

ATTACHMENTS

There are no attachments for this report.

OM11052015NM_5.DOC

***** End of Notice of Motion Report No. 23 *****
Councillor Hugh Burns will move:

1) That Manly Council writes to Ausgrid to request a brief written report to ascertain and explain the exact sequence of events (i.e., system failures) that led to widespread blackouts in the Manly LGA, specifically the Manly CDB and Council facilities; and

2) That Council brings back a staff report on the resilience of the Ausgrid network, emergency management, and disaster recovery arrangements, to ensure the resilience of their mission critical infrastructure for distributing power to the network.

Background

During the recent severe storms, the Manly CBD lost power for 3-4 hours, which left many businesses and some Council facilities out of action for the duration.

While Council was able to fully function as an organisation of last resort with power from its own emergency generator for the full duration of the outage, the lack of network resilience caused severe interruptions to households and businesses in Manly.

In its history, Manly Council once had direct or close involvement (as a County Council) with the provision of electricity to its LGA, and thus could have more clearly understood and factored the risks of supply and its operational impact into its emergency planning.

RECOMMENDATION

That the Notice of Motion be submitted for consideration.

ATTACHMENTS

There are no attachments for this report.

OM11052015NM_6.DOC

***** End of Notice of Motion Report No. 24 *****
1. Notices of Motion status report.

The following Notices of Motion are currently in progress.

<table>
<thead>
<tr>
<th>Res No.</th>
<th>Meeting Date</th>
<th>Subject</th>
<th>Resolution Précis</th>
<th>Status</th>
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<td>24/15</td>
<td>9 Mar</td>
<td>Notice of Motion No. 12 - Manly 2015 - Sydney Road CBD Upgrade</td>
<td>Council develop the Manly2015 Sydney Road public domains upgrade to enable its exhibition for public comment by June 2015; and design for construction by September 2015.</td>
<td>Project on track with timeframe outlined.</td>
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| 21/15   | 9 Mar        | Notice of Motion No. 14 - Compromise Option for expanding car parking capacity in Manly | • Council request proposals (conduct market testing) from interested parties for the construction of the oval carpark.  
• Council also request for proposals for the long term lease of the existing Whistler car park site for a mixed use development. | Public notices being issued. |
| 199/14  | 8 Dec        | Notice of Motion No. 65 – Council car parks | Scoping Parking Study to increase utilisation of Council’s Carparks | Study in progress. |
| 178/14  | 10 Nov       | Notice of Motion No. 53 – Manly Wharf Signpost | Signpost be designed and installed at Manly Wharf directing people to the key attractions of Manly. | Design / concept being referred back to Economic Tourism Development Committee May 2015. |
| 156/14  | 13 Oct       | Notice of Motion No. 50 – Upgrading of Electronic display of Car Park Free Spaces | That parking availability of Council car parks be published online and mobile devises or App | App developed and included on our Public Parking Stations page. |
2. **Tabled Documents:**

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<th>Author</th>
<th>Subject</th>
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<td>13 April 2015</td>
<td>NSW Remuneration Tribunals</td>
<td>Local Government Remuneration Tribunal – Annual Report and Determination:</td>
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**RECOMMENDATION**

1. That the Items For Brief Mention reports be received and noted.

**ATTACHMENTS**

There are no attachments for this report.

OM11052015IBM_1.DOC

***** End of Item For Brief Mention Report No. 7 *****
That the minutes of the following Special Purpose Advisory Committee meetings are tabled at this meeting.

1. Waste Advisory Committee - 1 April 2015
2. ANZAC Centenary 2015 Project Working Party – 1 April 2015

RECOMMENDATION

That the minutes of the following Special Purpose Advisory Committee meetings be noted.

1. Waste Advisory Committee - 1 April 2015
2. ANZAC Centenary 2015 Project Working Party – 1 April 2015

ATTACHMENTS

There are no attachments for this report.

OM11052015RC_1.DOC

***** End of Report Of Committees Report No. 6 *****
This report was dealt with at the Public Domains Advisory Committee meeting of 15 April 2015 and was listed as a Recommendation in those minutes. The item is hereby submitted to the Ordinary Meeting, together with the minutes for formal notation by Council.

**ITEM 5 Keirle Park Skate facility – proposed upgrade and grant application.**

A copy of draft plans for refurbishment of Keirle Park skate facility was circulated to the committee. Advice was given that a grant application has been lodged by Council for funding of $196,000 which is in keeping with the estimated expenditure required for the facility upgrade.

Council awaits the advice regarding the outcome of this grant application.

**RECOMMENDATION**

That the minutes of the Public Domains Advisory Committee meeting held on 15 April 2015 be received and noted:

**ITEM 5 Keirle Park Skate facility – proposed upgrade and grant application.**

The Public Domains Committee recommends to the General Manager that Council proceed with refurbishment and construction at the skate facility Keirle Park, as soon as possible.

That Council continue planning for a facility upgrade by exploring grants and funding opportunities; and to progress any possible partnership with ASA and service providers in the industry.

That Council staff visit some of the metro skate parks for ideas on facilities and landscaping of the area for youth activities.

**ATTACHMENTS**

There are no attachments for this report.

OM11052015RC_2.DOC

***** End of Report Of Committees Report No. 7 *****
TO: Ordinary Meeting - 11 May 2015

REPORT: Environmental Services Division Report No. 19

SUBJECT: Commencement of Planning Proposal for Minor Amendments to LEP Heritage Maps

FILE NO: MC/15/54057

SUMMARY

This report recommends the submission of a Planning Proposal for minor amendments to LEP Heritage Maps. While Council previously resolved to make minor corrections to the Heritage maps at its meeting on 13 October 2014, the Department of Planning and Environment (‘the Department’) has more recently advised that some of these changes need to proceed as a Planning Proposal rather than as a Section 73A Submission (i.e. submission to make minor amendments without a Planning Proposal).

REPORT

Background

At its Ordinary Meeting dated 13 October 2014 Council resolved that:

1. Council request the Department of Planning and Environment to progress minor corrections to Manly LEP Heritage Maps…

In accordance with Council’s Resolution, a submission was prepared and sent to the Department pursuant to section 73A of the Act. In response to this submission, the Department have advised that certain changes are to otherwise proceed under provisions for a more detailed Planning Proposal.

The purpose of this report is for Council to resolve to proceed with a more detailed Planning Proposal for certain corrections to Manly LEP Heritage Maps in accordance with directions given by the Department.

The Planning Proposal

A draft Planning Proposal is attached to this report. The objective of this Planning Proposal is to amend the mapping of Council’s Heritage Conservation Areas to more accurately reflect the extent of these Areas consistent with the local spatial cadastre. There are no properties to be either added or removed from the Conservation Area under the Planning Proposal. In this regard the boundaries of the Conservation Area traverse a small number of properties such that the land parcels are only partly contained within the Conservation Area. This Planning Proposal amends the Conservation Area boundaries to more clearly contain the whole of each of these parcels within the Conservation Areas.

CONCLUSION

A Planning Proposal is required to amend Manly DCP 2013 in relation to minor amendments to the Heritage Maps. It is recommended that Council proceed with the Planning Proposal as reported to finalise the range of minor corrections to the Manly LEP Heritage maps commenced under Council’s resolution in October 2014.

RECOMMENDATION

That Council:

1. Resolve to submit a Planning Proposal to the Department of Planning and Environment regarding the mapping of Heritage Conservation Areas including a request that the Minister delegate the making of the plan to the General Manager.
Environmental Services Division Report No. 19 (Cont’d)

ATTACHMENTS
AT-1 Planning Proposal Regarding the Mapping of Heritage Conservation Areas 6 Pages

OM11052015ESD_1.DOC

***** End of Environmental Services Division Report No. 19 *****
ATTACHMENT

Manly LEP 2013 Planning Proposal

New Local LEP Provision regarding the mapping of Heritage Conservation Areas

Part 1 – Objectives of the Planning Proposal

The objective of this Planning Proposal is to amend the mapping of Councils’ 2 Heritage Conservation Areas to more accurately reflect the extent of these Areas consistent with the local spatial cadastre.

Part 2 – Explanation of provisions

This Planning Proposal seeks to amend the Manly LEP 2013 Heritage Maps by the adjustment of parts of the boundary to follow the line of existing subdivisions on the cadastre to more accurately reflect the extent of the Manly Town Centre and Pittwater Road Heritage Conservation Areas. There are no changes proposed to the written LEP instrument.

In detail, the proposed boundary amendments effect certain properties in the Manly Town Centre and Pittwater Road Heritage Conservation Areas as follows:

In relation to the Manly Town Centre Heritage Conservation Area:
- Lot B DP 337685 (10 Victoria Parade);
- Lot 2 DP 861591 (34 South Steyne); and
- SP 61679 (15 Central Ave, Cnr Sydney Road).

In relation to the Pittwater Road Heritage Conservation Area:
- Lot 104 DP 1136451 (96 Pittwater Road);
- Lot 103 DP 1136451 (98 Pittwater Road);
- Lot 102 DP 1136451 (100 Pittwater Road); and
- SP 81964 (6 Carlton Street).

In relation to all the above mentioned affected properties the existing Conservation Area boundaries traverse the sites such that the land parcels are partly contained within the Conservation Area. This Planning Proposal amends the Conservation Area boundaries to contain the whole of each of these parcels within the Conservation Areas.

Details of Boundary Amendment at Lot B DP 337685 (10 Victoria Parade)

Plate 1a: Photomontage
Plate 1b: Extract LEP Existing
Plate 1c: Planning Proposal
10 Victoria Parade, Manly contains a Residential Flat Building as shown in Plate 1a above. The existing boundary of the Manly Town Centre Conservation Area traversing this site passes through the middle of the building for its full length. In this regard the north eastern side of the building is contained in the Conservation Area and the south western side is not contained in the Conservation Area. Plate 1c illustrates the effect of the Planning Proposal containing the whole of the site including the whole of the building on the site within the Conservation Area.

Details of Boundary Amendment at Lot 2 DP 861591 (34 South Steyne)

Plate 2a: Photomontage Plate 2b: Extract LEP Existing Plate 2c: Planning Proposal

34-35 South Steyne, Manly contains a 3 storey Commercial building as shown in Plate 2a above. The existing boundary of the Manly Town Centre Conservation Area traversing this site passes through the middle of the building for its full length. In this regard the north western side of the building is contained in the Conservation Area and the south eastern side is not contained in the Conservation Area. Plate 2c illustrates the effect of the Planning Proposal containing the whole of the site including the whole of the building on the site within the Conservation Area.

Details of Boundary Amendment at SP 61679 (9-15 Central Ave, Cnr Sydney Road)

Plate 3a: Photomontage Plate 3b: Extract LEP Existing Plate 3c: Planning Proposal

9-15 Central Ave, Manly contains a mixed use development comprising shops and offices along Sydney Road and a curved residential unit tower at the northern end of the site as shown in Plate 3a above. The existing boundary of the Manly Town Centre Conservation Area traverses Lot 102 DP882672 in a straight line connecting the northern extent of the properties on either side of 9-15 Central Avenue as indicated in Plate 3b above. Plate 3c illustrates the effect of the Planning Proposal to realign this section of the boundary to follow the northern boundary of the subdivision at lot 102 DC882672 incorporating all of this lot into the Conservation Area.
96 -100 Pittwater Road and 6 Carlton Street, Manly contains a range of residential accommodation as shown in Plate 4a above. The existing boundary of the Pittwater Road Conservation Area traverses the rear of these properties in a straight line connecting the general rear subdivision alignments of adjoining properties to the north and the adjacent properties to the south across Carlton Street as indicated in Plate 4b above. Plate 4c illustrates the effect of the Planning Proposal to realign this section of the Conservation Area boundary to follow the rear boundary of the subdivisions of 96 -100 Pittwater Road and 6 Carlton Street, Manly, incorporating all of these properties (all the way to the rear boundary) into the Conservation Area.

Part 3 – Justification

The following section addresses questions set out in Section 2.3(a) of A Guide to Preparing Planning Proposals in meeting the objectives of the planning proposals.

Section A – Need for the planning proposal

1. Is the planning proposal a result of any strategic study or report?

No. The Planning Proposal is not a result of any strategic study or report. The amendment arises from an earlier Section 73A Submission in which Council had proposed a range of minor corrections to the LEP in relation to the mapping and descriptions of heritage. While the subject proposal was initially contained within this Section 73A Submission, the Department has more recently advised that this proposal should proceed as a Planning Proposal as it is not suitable for amendment pursuant to section 73 of the EPA Act. In particular the Department considered the corrections, although minor, were not previously exhibited, the material effect ‘on-the-ground’ is unknown, and the Standard Instrument guidelines for LEP maps does not highlight that conservation areas should necessarily be mapped strictly following the cadastre line (i.e. conservation area boundaries may run through the middle of lots).

In preparing this Planning Proposal it has been determined that the existing conservation area boundaries, the subject of this proposal do not run through the middle of the lots for any strategic reasons and that there are no material effects ‘on the ground’. In this regard Council has undertaken sufficient strategic study to confirm that the conservation area boundaries as proposed in this Planning Proposal appropriately accord with established and historic subdivision patterns as well as the siting and streetscape context of existing buildings in the vicinity of the Heritage Conservation Areas.
2. Is the planning proposal the best means of achieving the objectives or intended outcomes, or is there a better way?

Yes. The Planning Proposal simply achieves the objectives and intended outcomes in relation to ensuring the extent of the Heritage Conservation Areas are properly mapped in the LEP. Should the Planning Proposal and its intended outcomes not proceed, then it is possible that the heritage significance of the Conservation Areas may potentially be poorly interpreted for certain properties which are the subject of these proposed conservation area boundary changes.

Section B – Relationship to strategic planning framework

3. Is the planning proposal consistent with the objectives and actions of the applicable regional or sub-regional strategy (including the Sydney Metropolitan Strategy and exhibited draft strategies)?

Yes. The Planning Proposal does not impact on the objectives and actions of the applicable regional or sub-regional strategy (including the Sydney Metropolitan Strategy and exhibited draft strategies).

The Planning Proposal is considered to be consistent with the objectives and actions of “A Plan for Growing Sydney”, and will not limit any regional or sub-regional strategy.

4. Is the planning proposal consistent with Council’s local strategy or other local strategic plan?

Yes. The Planning Proposal is considered consistent with Manly Council’s Community Strategic Plan - Beyond 2024 local strategy, and will not limit any other local strategic plans.

5. Is the planning proposal consistent with applicable State Environmental Planning Policies?

Yes. This Planning Proposal is considered consistent with all applicable State Environmental Planning Policies (SEPPs) for Manly LGA.

The SEPPs applicable in Manly are as follows:

- State Environmental Planning Policy 19 – Bushland in Urban Areas
- State Environmental Planning Policy 21 – Caravan Parks
- State Environmental Planning Policy 30 – Intensive Agriculture
- State Environmental Planning Policy 32 – Urban Consolidation (Redevelopment of Urban Land)
- State Environmental Planning Policy 33 – Hazardous and Offensive Development
- State Environmental Planning Policy 50 – Canal Estate Development
- State Environmental Planning Policy 55 – Remediation of Land
- State Environmental Planning Policy 64 – Advertising and Signage
- State Environmental Planning Policy 65 – Design Quality of Residential Flat Development
- State Environmental Planning Policy 70 – Affordable Housing (Revised Schemes)
- State Environmental Planning Policy 71 – Coastal Protection
- State Environmental Planning Policy (Building Sustainability Index: BASIX) 2004
- State Environmental Planning Policy (Housing for Seniors or People with a Disability) 2004
- State Environmental Planning Policy (Major Development) 2005
- State Environmental Planning Policy (Mining, Petroleum Production and Extractive Industries) 2007
6. Is the planning proposal consistent with applicable Ministerial Directions (s.117 directions)?

Yes. The Planning Proposal is consistent with applicable Section 117 Ministerial Directions.

The Planning Proposal is a minor amendment which does not seek to rezone land, or include additional land uses in any of the standard instrument Land Use tables. Nor does it seek to place any further development standards on any land or land use within the Manly LGA or the standard instrument LEP. It also does not seek to prohibit development in any area of Manly. It is therefore considered not to have a major impact on any Section 117 directions.

Section C – Environmental, social and economic impact

7. Is there any likelihood that critical habitat or threatened species, populations or ecological communities, or their habitats, will be adversely affected as a result of the proposal

No critical habitat, threatened species, populations, ecological communities or their habitats will be adversely affected as a result of this Planning Proposal.

8. Are there any other likely environmental effects as a result of the planning proposal and how are they proposed to be managed?

There are no likely environmental effects as a result of this Planning Proposal.

9. Has the planning proposal adequately addressed any social and economic effects?

There are no social or economic effects arising from this Planning Proposal.

Section D - State and Commonwealth interests

10. Is there adequate public infrastructure for the planning proposal?

The issue of public infrastructure is not applicable to this Planning Proposal

11. What are the view of State and Commonwealth public authorities consulted in accordance with the Gateway determination?

Council received advice from the Department dated 8th April 2015 recommending a planning proposal be submitting to the Department. This amendment was previously incorporated into a Section 73A Submission lodged with the Department on 4th March 2015.

Part 4 – Mapping

This Planning Proposal does not comprise of any new maps or map amendments.
Part 5 – Community Consultation

It is not considered that the Planning Proposal should be publically exhibited nor open to consultation with State agencies and public authorities. It is however proposed that Council consult with land owners of the individual properties contained in the Conservation areas that are effected by the minor boundary changes as detailed in this Planning Proposal.

Part 6 – Project timeline

The proposed timeline for completion of the Planning Proposal is as follows:

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<tr>
<th>Plan Making Step</th>
<th>Estimated Completion</th>
</tr>
</thead>
<tbody>
<tr>
<td>Anticipated commencement date (date of Gateway determination)</td>
<td>July 2015.</td>
</tr>
<tr>
<td>Anticipated timeframe for the completion of required technical information</td>
<td>None anticipated.</td>
</tr>
<tr>
<td>Timeframe for government agency consultation (pre and post exhibition as required by Gateway determination)</td>
<td>August 2015 (21 days)</td>
</tr>
<tr>
<td>Public exhibition period</td>
<td>August 2015 (14 days)</td>
</tr>
<tr>
<td>Timeframe for consideration of submissions</td>
<td>September 2015.</td>
</tr>
<tr>
<td>Date of submission to the department to finalise the LEP</td>
<td>October 2015.</td>
</tr>
<tr>
<td>Anticipated date RPA (Manly Council) will make the plan (if delegated)</td>
<td>October 2015.</td>
</tr>
<tr>
<td>Anticipated date RPA (Manly Council) will forward to the department for notification</td>
<td>October/November 2015.</td>
</tr>
</tbody>
</table>
TO: Ordinary Meeting - 11 May 2015  
REPORT: Corporate Services Division Report No. 5  
SUBJECT: Report on Council Investments as at 30 April 2015  
FILE NO: MC/15/5208

SUMMARY
In accordance with clause 212 of the Local Government (General) Regulation 2005, a report setting out the details of money invested must be presented to Council on a monthly basis.

The report must also include certification as to whether or not the Investments have been made in accordance with the Act, the Regulations and Council's Investment Policy.

REPORT
Council is required to report on a monthly basis, all invested funds which have been made in accordance with the Local Government Act 1993, The Local Government (General) Regulation 2005, and Council's Investment Policy.

Attached is the report of the bank balances and investment performance for April 2015.

Legislative & Policy Implications
Manly Council Investment Policy  
Section 625 Local Government Act 1993  
Clause 212 Local Government (General) Regulation 2005  
DLG Circular 11-01 – Ministerial Investment Order dated 12 January 2011  
DLG Circular 10-11 – Investment Policy Guidelines

Certification – Responsible Accounting Officer
I hereby certify that the investments listed in the attached reports have been made in accordance with Section 625 of the Local Government Act 1993, clause 212 of the Local Government (General) Regulation 2005 and Council's Investment Policy.

Investment Performance
The Investment Report shows that Council has total Investments of $42,963,837 comprising a Commonwealth Bank Balance of $2,790,838 and Investment Holdings of $40,172,999 directly managed.

Investments overall performed above the 90 day average Bank Bill Swap Rate (BBSW) for the month providing a return of 3.39% (Council Benchmark =2.25% - benchmark is 90 day average BBSW).

The investment with Emu Note (Dresdner Bank) is not paying interest coupons and initiating capital guarantee mechanisms to protect the investment. The average rate of return for investments paying interest is 3.43%.
 Movements in Investments for the Month of April 2015

**Investments Made**

<table>
<thead>
<tr>
<th>Issuer</th>
<th>Particulars</th>
<th>Face Value</th>
</tr>
</thead>
<tbody>
<tr>
<td>Westpac</td>
<td>Term Deposit</td>
<td>$1,000,000</td>
</tr>
<tr>
<td>Westpac</td>
<td>Term Deposit</td>
<td>$1,000,000</td>
</tr>
<tr>
<td>Westpac</td>
<td>Term Deposit</td>
<td>$1,000,000</td>
</tr>
<tr>
<td>Westpac</td>
<td>Term Deposit</td>
<td>$1,000,000</td>
</tr>
<tr>
<td>Westpac</td>
<td>Term Deposit</td>
<td>$1,000,000</td>
</tr>
</tbody>
</table>

**Investments Matured**

<table>
<thead>
<tr>
<th>Issuer</th>
<th>Particulars</th>
<th>Face Value</th>
<th>Redeemed Value</th>
</tr>
</thead>
<tbody>
<tr>
<td>Wide Bay Australia Ltd</td>
<td>Term Deposit</td>
<td>1,000,000</td>
<td>1,000,000</td>
</tr>
<tr>
<td>Westpac</td>
<td>Term Deposit</td>
<td>1,000,000</td>
<td>1,000,000</td>
</tr>
<tr>
<td>Westpac</td>
<td>Term Deposit</td>
<td>1,000,000</td>
<td>1,000,000</td>
</tr>
<tr>
<td>Westpac</td>
<td>Term Deposit</td>
<td>1,000,000</td>
<td>1,000,000</td>
</tr>
<tr>
<td>Westpac</td>
<td>Term Deposit</td>
<td>1,000,000</td>
<td>1,000,000</td>
</tr>
<tr>
<td>Westpac</td>
<td>Term Deposit</td>
<td>1,000,000</td>
<td>1,000,000</td>
</tr>
</tbody>
</table>

**RECOMMENDATION**

**That**: the statement of Bank Balances and Investment Holdings as at 30 April 2015 be received and noted.

**ATTACHMENTS**

**AT- 1** Investment Report 4 Pages

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***** End of Corporate Services Division Report No. 5 *****
<table>
<thead>
<tr>
<th>Form of Investment</th>
<th>Investment $</th>
<th>Market Value $</th>
<th>Percentage of Portfolio</th>
<th>S &amp; P Rating</th>
<th>Date Invested</th>
<th>Call/ Maturity Date</th>
</tr>
</thead>
<tbody>
<tr>
<td>CBA Trading Account</td>
<td>2,768,600</td>
<td>2,768,600</td>
<td>5.00%</td>
<td>AA-</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Others</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>CBA</td>
<td>At Call</td>
<td>30,369</td>
<td>30,369</td>
<td>0.00%</td>
<td>AA-</td>
<td>At Call</td>
</tr>
<tr>
<td>ASX</td>
<td>At Call</td>
<td>636,346</td>
<td>636,346</td>
<td>5.00%</td>
<td>AA-</td>
<td>At Call</td>
</tr>
<tr>
<td>Monash Private Bank</td>
<td>At Call</td>
<td>4,212,012</td>
<td>4,212,012</td>
<td>0.14%</td>
<td>A</td>
<td>At Call</td>
</tr>
<tr>
<td>RoboDirect</td>
<td>TD</td>
<td>7,867,877</td>
<td>7,867,877</td>
<td>1.90%</td>
<td>AA-</td>
<td>07/03/2015</td>
</tr>
<tr>
<td>RoboDirect</td>
<td>TD</td>
<td>208,500</td>
<td>208,500</td>
<td>2.30%</td>
<td>AA-</td>
<td>09/03/2015</td>
</tr>
<tr>
<td>Westpac</td>
<td>TD</td>
<td>1,050,000</td>
<td>1,050,000</td>
<td>2.30%</td>
<td>A</td>
<td>05/03/2015</td>
</tr>
<tr>
<td>Bank of Queensland</td>
<td>TD</td>
<td>1,050,000</td>
<td>1,050,000</td>
<td>2.30%</td>
<td>A</td>
<td>05/03/2015</td>
</tr>
<tr>
<td>Bank of Queensland</td>
<td>TD</td>
<td>4,050,000</td>
<td>4,050,000</td>
<td>2.30%</td>
<td>A</td>
<td>05/03/2015</td>
</tr>
<tr>
<td>BNP Paribas</td>
<td>TD</td>
<td>1,050,000</td>
<td>1,050,000</td>
<td>2.30%</td>
<td>A</td>
<td>05/03/2015</td>
</tr>
<tr>
<td>Bank of China</td>
<td>TD</td>
<td>1,050,000</td>
<td>1,050,000</td>
<td>2.30%</td>
<td>A</td>
<td>05/03/2015</td>
</tr>
<tr>
<td>Societé Générale and Adelaide Bank</td>
<td>TD</td>
<td>1,050,000</td>
<td>1,050,000</td>
<td>2.30%</td>
<td>A</td>
<td>05/03/2015</td>
</tr>
<tr>
<td>CBA</td>
<td>TD</td>
<td>1,050,000</td>
<td>1,050,000</td>
<td>2.30%</td>
<td>AA-</td>
<td>05/03/2015</td>
</tr>
<tr>
<td>ASX</td>
<td>TD</td>
<td>1,050,000</td>
<td>1,050,000</td>
<td>2.30%</td>
<td>AA-</td>
<td>05/03/2015</td>
</tr>
<tr>
<td>National Bank</td>
<td>TD</td>
<td>1,050,000</td>
<td>1,050,000</td>
<td>2.30%</td>
<td>A</td>
<td>05/03/2015</td>
</tr>
<tr>
<td>Westpac</td>
<td>TD</td>
<td>1,050,000</td>
<td>1,050,000</td>
<td>2.30%</td>
<td>A</td>
<td>05/03/2015</td>
</tr>
</tbody>
</table>

**Total Directly Managed Funds**

| | 43,063,337 | 42,986,727 | 100.00% |

**Retired Investments**

| | 728,375 | 3,105 |

**TOTAL PORTFOLIO**

| | 42,954,962 | 42,983,727 | 100.00% |

**BENCHMARK**

| | 2.3% |
Investment Report

Total Portfolio Performance V/s BBSW Rate

Investments by Maturity Terms

Summary by Credit Rating

Ordinary Meeting Agenda
SUMMARY

This report provides the third progress report on Council’s Four Year Delivery Program 2013-2017 and One Year Operational Plan 2014-15 for the period 1 January to 31 March 2015, in accordance with the requirements of section 404(5) of the Local Government Act, 1993.

Attached is a detailed matrix and graphs showing Council’s progress in the third quarter of its 2013-2017 Delivery Program as adopted by Council on 2 June 2014.

Quarterly Financial Review Reports for the quarter ending 31 March 2015, including variation recommendations are also discussed and detailed in the Attachments.

REPORT

Section 404(5) of the Local Government Act, 1993, requires the General Manager to ensure that regular progress reports are provided to the council “with respect to the principal activities detailed in its Delivery Program. Progress reports must be provided at least every 6 months”.

In June 2014, Council adopted the Community Strategic Plan Beyond 2024 and its various components, including the Four Year Delivery Program 2013-2017, and One Year Operational Plan 2014-15.

The Delivery Program establishes the principal activities to be undertaken by Council to implement the strategies established by the Community Strategic Plan Beyond 2024 within the resources available under the Resourcing Strategy. This cascades downwards to the various one year actions that are articulated in the One year Operational Plan 2014-15 that are reported to Council on a quarterly basis (September 2014, December 2014 and March 2015 through quarterly reports) and annual basis for the year ending 30 June 2015 (through the Annual Report).

Contained within the Delivery Program are the four main strategic directions undertaken by Council that provide a focus for the development of key goals and strategies arising from the adoption of the Community Strategic Plan. These are:

1. Social Priorities
2. Economic Priorities
3. Environmental Priorities
4. Governance Priorities

The attached spreadsheet (see Attachment 1) shows progress on the various 2013-2017 Delivery Program strategies and actions for the March 2015 quarter, and is circulated under separate cover, along with trend data on the key performance indicators. The graphs (at Attachment 2), display monthly data to March 2015, and trends for the 2014 and 2013 calendar years for comparative purposes, and are also circulated under separate cover.

This Report provides for the requirement of statutory reporting on the Council’s four Strategic directions in the Delivery Program for the period ending 31 March 2015.

Some of the key Delivery Program highlights for the third quarter are as follows:
Social priorities – Council continues commitment to operations in the areas of community safety, information and cultural services. This included programs and infrastructure in relating to late night taxi ranks, late night radio, alcohol free youth events, and ‘Stop the Supply’ campaign. This was evident in the Australian Open of Surfing events and concerts that attracted thousands of young people with no crime/anti-social behaviour recorded in February. The provision of professional lifeguard services together with volunteers at Ocean Beach over the summer quarter also ensured the continued record of nil drownings, with 11,572 preventative actions, and 336 rescues. As well the Swim centre, despite construction of the new buildings, continued to be open to 96,464 visitors during the quarter supporting healthy ageing activities and learn to swim programs. Council continues to run well priced and competitive children’s and youth services, as well as, those for aged such as Manly Club for seniors and Meals on Wheels. Some of the active ageing programs supported at Seniors Centre include table tennis, dancing, bowls, art and singing groups, walking group, Healthy Lifestyles exercise classes, and Computer Pals. There are also various new engaging library events, displays and special needs programming that attracted approx. 103,406 visits to the Library in the quarter. Highlights in the cultural area include various successful events including Market Lane Saturdays, World Food markets on Friday nights, and the Centenary of Surfing.

Economic priorities – Key projects continue to progress relating to the former Seaforth Tafe site, including finalisation of lease negotiations for the site with BUPA, and preparation of development application and landscaping works for community piazza. The Manly 2015 project has progressed in terms of streetscape and landscaping capital works being undertaken in Raglan Street, and plans for Sydney Road upgrade being completed. As part of town centre re-activation, the commencement of the Manly Fresh Farmers Markets in Manly Plaza twice a week has proved popular with locals and visitors. Other maintenance and improvements to our community infrastructure continue with footpath audits and continuing capital works and road programs, together with HopSkipJump community bus network. Collaboration with the Manly Chamber of Commerce continued through the operation of the Manly Mainstreet program, and Hello Manly visitors centre.

Environmental priorities – During the quarter Council continued to responsibly manage our waste, cleaning, community environmental partnerships to protect our community and environmental assets. There is continuous progress with environmental initiatives e.g. Bushland regeneration, threatened species management, and Watercycle Management. Manly Environment Centre continued its monthly program of events, environmental advocacy work and environmental education initiatives. In relation to urban planning, various amendments proposed for the Manly Local Environmental Plan 2013 and the Manly Development Control Plan 2013 are being continued with Council, various agencies and private proponents, together with the NSW Department of Planning. Compliance (health, building and swimming pool inspections) and regulatory activities continue be high during the quarter. Council continues to efficiently provide domestic waste services, progress waste education workshops to encourage recycling, and review of SHOROC’s regional waste strategy to ensure future relevant programs.

Governance priorities – Continuous progress is being made with improvements to Council’s governance, corporate services, accounting and reporting systems, policies and procedures. Computer system upgrades are occurring including the refinements of the new Electronic Document Management System (HP - TRIM), recruitment of staff, strategic organisational development initiatives included a focus on Work Health & Safety, and performance partnering. Council continues to work with regional stakeholders through SHOROC to improve resources for the local area and Northern Beaches region through savings and enhancements to transport, health and liveability.
QUARTERLY FINANCIAL REPORT

This Financial Report for the period ending 31 March 2015 for the third quarter 2014/2015 Financial Year has been prepared in accordance with the Clause 203(2) of the Local Government (General) Regulation, 2005. The Office of Local Government has also issued guidelines to Councils regarding the requirements for the Quarterly Budget Review Statements (QBRS) reporting.

The QBRS are now required to be presented on an accrual basis, and include the following Statements:

1. Budget Review Statement by the Responsible Accounting Officer on Council’s financial position
2. Income and Expenses Budget Review Statement (with recommended variations)
3. Capital Budget Review Statement (with recommended variations)
4. Cash and Investments Statement
5. Key Performance Indicators
6. Summary of Contracts entered into during the Quarter
7. Consultancy and Legal Expenses Statement

Council’s Budget as presented to Council has been prepared on a “Cash” basis, while the Four Year Delivery Program, Budget and Ten year Long Term Financial Plan as adopted by Council in June 2014 with the Community Strategic Plan is prepared on an “Accruals” basis.

The following is a summary of Council’s adopted Cash Budget for 2014/2015 and revised Budget Estimates as at 31 March 2015, following the adjustments included in this report.

<table>
<thead>
<tr>
<th></th>
<th>Original Budget</th>
<th>Revised Budget 30 September 2014</th>
<th>Revised Budget 31 December 2014</th>
<th>Revised Budget As at 31 March 2015</th>
</tr>
</thead>
<tbody>
<tr>
<td>Income</td>
<td>$79,572,164</td>
<td>$79,753,055</td>
<td>$79,856,055</td>
<td>$80,286,837</td>
</tr>
<tr>
<td>Capital Income</td>
<td>$55,473,314</td>
<td>$55,584,272</td>
<td>$55,666,272</td>
<td>$55,584,272</td>
</tr>
<tr>
<td>Total Income</td>
<td>$135,045,478</td>
<td>$135,337,327</td>
<td>$135,522,327</td>
<td>$135,871,109</td>
</tr>
<tr>
<td>Operating Expenditure</td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Capital Expenditure</td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Total Expenditure</td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Net Surplus / (Deficit)</td>
<td></td>
<td>($504,434)</td>
<td>($504,434)</td>
<td>($504,434)</td>
</tr>
</tbody>
</table>

The Statements (listed above) setting out details of the variations to the Budget for the financial year ended 30 June 2014, as well as Council’s Restricted Funds Balance (Reserves) are attached as Attachment 3.

The March 2015 quarter budget review reports a small deficit increase to the original cash budget resulting in a revised deficit for the financial year of $527,336. On an accrual basis the Quarterly Budget Review Statement forecasts a quarterly surplus of $38,000. The full annual financial statement Net operating Result forecast is $3.052 million and Net Operating Result before Capital Income is forecast $2.622 million.
RECOMMENDATION

THAT

1. The third quarterly report to March 2015 for the 2014-15 Operational Plan and progress report with the Council’s Delivery Program 2013-2017 be received and noted.

2. The Financial Statement for the quarter ended 31 March 2015, including the revised estimates and recommended variations contained within the report, be adopted.

ATTACHMENTS

AT- 1 Graphs Quarterly Report  12 Pages  Circulated in Attachments document
AT- 2 Matrix  20 Pages  Circulated in Attachments document
AT- 3 Financial Report  14 Pages  Circulated in Attachments document

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***** End of Corporate Services Division Report No. 6 *****
***** END OF AGENDA *****