



northern
beaches
council

MINUTES

ORDINARY COUNCIL MEETING

held at the Civic Centre, Dee Why on

TUESDAY 24 OCTOBER 2017

(2017/16)

**Minutes of an Ordinary Meeting of Council
held on Tuesday 24 October 2017
at the Civic Centre, Dee Why
Commencing at 6.33pm**

ATTENDANCE:

Councillors

Michael Regan (Mayor)
Candy Bingham (Deputy Mayor)
Rory Amon
Pat Daley
Vincent De Luca OAM
Kylie Ferguson
Sarah Grattan
Rosslyn Harrison (*arrived at 6:40pm*)
Sue Heins
Alex McTaggart
Penny Philpott
Stuart Sprott
David Walton (*arrived at 6:49pm*)
Natalie Warren
Ian White

Officers

David Kerr	Acting Chief Executive Officer
Helen Lever	General Manager Customer & Corporate
Ben Taylor	General Manager Environment & Infrastructure
Andrew Pigott	Acting General Manager Planning Place & Community
Sonya Gallery	Executive Manager Governance & Risk
Tracey Bennett	Governance Manager
Anna Moore	Governance Coordinator
Jasmine Evans	Governance Officer
Ben Haslett	Information Management Technology Service Delivery Manager
Don Morales	Information Management Technology Officer
Sylwia Stafford	Information Management Technology Officer

NOTES

The meeting commenced at 6:33pm, adjourned at 9:07pm, resumed at 9:15pm, and concluded at 10:57pm.

1.0 APOLOGIES

NOTE: The Mayor advised that Councillors Harrison and Walton would arrive late to the meeting.

Nil

2.0 CONFIRMATION OF MINUTES OF PREVIOUS MEETINGS

2.1 MINUTES OF ORDINARY COUNCIL MEETING HELD 26 SEPTEMBER 2017

117/17 **RESOLVED**

Cr Ferguson / Cr White

That the Minutes of the Ordinary Council Meeting held 26 September 2017, copies of which were previously circulated, are hereby confirmed as a true and correct record of the proceedings of that meeting.

VOTING

FOR: Unanimous

CARRIED

3.0 DECLARATION OF PECUNIARY INTEREST AND CONFLICTS OF INTEREST

Councillor Regan declared a pecuniary interest in relation to Item 9.4, as he owns an investment property in the local government area.

Councillor Daley declared a pecuniary interest in relation to Item 9.4, as himself and his wife own properties in the local government area.

Councillor McTaggart declared a pecuniary interest in relation to Item 9.4, as he has property registered with Stays and Airbnb (online platforms for leasing holiday/short stay accommodation).

Councillor White declared a pecuniary interest in relation to Item 6.4, as the interest may be a potential pecuniary interest.

Councillor Sprott declared a pecuniary interest in relation to Item 9.4, as his partner owns an investment property in the local government area.

4.0 PUBLIC FORUM

NOTE 1: The Mayor 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.

NOTE 2: Councillor Harrison joined the meeting at 6:40pm.

NOTE 3: Councillor Walton joined the meeting at 6:49pm.

- 4.1 Ian Maloney (representing Sustainability Ingleside Advocacy Group) addressed Council regarding the next stage of the Ingleside Strategy currently being developed by the NSW Department of Planning.**
- 4.2 Jacqueline Marlow addressed Council regarding the Ingleside Precinct Plan.**
- 4.3 John Holman addressed Council regarding the history and status of deferred land.**
- 4.4 James Linklater addressed Council regarding the zoning of Oxford Falls.**
- 4.5 Tony Moylon (General Manager, C3 Church Oxford Falls) addressed Council regarding the zoning of the C3 Church Oxford Falls.**
- 4.6 Glynnis Condon addressed Council regarding the proposed environmental zoning to her privately owned land.**
- 4.7 Barry Nolan addressed Council regarding his opposition to the proposed clearway on Forest Way, Frenchs Forest.**

PROCEDURAL MOTION - EXTENSION OF TIME

118/17 RESOLVED

Cr Philpott / Cr Sprott

That Mr Nolan be granted an extension of 3 minutes to address the meeting.

VOTING

FOR: Crs Bingham, Daley, De Luca, Ferguson, McTaggart, Philpott, Sprott, Walton, Warren and White

AGAINST: Crs Amon, Grattan, Harrison, Heins and Regan

CARRIED

- 4.8 David Tribe addressed Council regarding disappearing bushland and infrastructure in the Northern Beaches.**
- 4.9 David Vago addressed Council on behalf of the Metropolitan Local Aboriginal Land Council.**

PROCEDURAL MOTION - CHANGE TO ORDER OF BUSINESS

119/17 **RESOLVED**

Cr Regan / Cr Heins

That the Order of Business be changed to bring forward the following, to be considered prior to the Mayoral Minutes:

1. Items by Exception
2. Items where members of the public wish to make a public address, being items 5.1, 5.2, 5.3, 10.1 and 10.2.

VOTING

FOR: Unanimous

CARRIED

PROCEDURAL MOTION - ITEMS MOVED BY EXCEPTION

120/17 **RESOLVED**

Cr Regan / Cr Heins

That Items 6.1, 6.2, 6.4, 7.2, 7.3, 8.1, 8.2, 8.3, 8.5, 9.1 be dealt with by exception with the recommendations of the Chief Executive Officer / General Managers being adopted.

VOTING

FOR: Unanimous

CARRIED

ITEMS RESOLVED BY EXCEPTION:

6.1 MONTHLY INVESTMENT REPORT - AUGUST 2017

121/17 RESOLVED

Cr Regan / Cr Heins

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

RESOLVED BY EXCEPTION

6.2 MONTHLY INVESTMENT REPORT - SEPTEMBER 2017

122/17 RESOLVED

Cr Regan / Cr Heins

That Council receive and note the Investment Report as at 30 September 2017, including the certification by the Responsible Accounting Officer.

RESOLVED BY EXCEPTION

6.4 STRONGER COMMUNITIES FUND - TIED GRANTS

123/17 RESOLVED

Cr Regan / Cr Heins

That Council endorse the Chief Executive Officer entry into a funding agreement with the Office of Local Government to \$21.1 million to be allocated to the 11 projects as identified within this report.

RESOLVED BY EXCEPTION

7.2 LOCAL GOVERNMENT NSW CONFERENCE 2017 - KEY DATES AND INFORMATION

124/17 RESOLVED

Cr Regan / Cr Heins

That Council:

- A. Nominates up to 11 Councillors to attend the Local Government NSW Annual Conference in Sydney, to be held from 4 to 6 December 2017.
- B. Nominates up to 11 voting delegates (for Motions) as advised by Local Government NSW and in accordance with the Association's Rules.

RESOLVED BY EXCEPTION

7.3 TABLING OF PECUNIARY INTEREST ANNUAL RETURNS

125/17 RESOLVED

Cr Regan / Cr Heins

That Council note the tabling of Pecuniary Interest Returns for Designated Persons in accordance with the *Local Government Act, 1993* for the period 1 July 2016 through to 30 June 2017.

RESOLVED BY EXCEPTION

8.1 PUBLIC EXHIBITION OF THE EAST ESPLANADE LANDSCAPE PLAN

126/17 RESOLVED

Cr Regan / Cr Heins

That the Draft East Esplanade Landscape Plan be placed on public exhibition for a period of 28 days and the final Landscape Plan be reported back to Council for consideration and adoption.

RESOLVED BY EXCEPTION

8.2 OPEN DAY FOR WARRINGAH AQUATIC CENTRE ON 11 NOVEMBER 2017

127/17 RESOLVED

Cr Regan / Cr Heins

That Council hold an Open Day for Warringah Aquatic Centre on Saturday 11 November 2017 from 12.30pm to 6.00pm to promote the new cafe and outdoor play area for the community to use.

RESOLVED BY EXCEPTION

8.3 WALK MANLY - PEDESTRIAN ACCESS & MOBILITY PLAN

128/17 RESOLVED

Cr Regan / Cr Heins

That Council:

- A. Adopt the Walk Manly – Pedestrian Access and Mobility Plan and commence programming of works in future operational budgets.
- B. Use the prescribed works in the Plan to inform the development of Council's future capital program.
- C. Work with the community to deliver infrastructure outcomes detailed in the Walk Manly – Pedestrian Access and Mobility Plan.

RESOLVED BY EXCEPTION

8.5 AMENDMENT TO FEES AND CHARGES 2017/18 - SERVICES AND FACILITIES

129/17 **RESOLVED**

Cr Regan / Cr Heins

That the proposed Services and Facilities Fees and Charges be adopted.

RESOLVED BY EXCEPTION

**9.1 POST EXHIBITION - PLANNING PROPOSAL FOR PART LOT 21 DP819277
WAKEHURST PARKWAY, OXFORD FALLS**

130/17 **RESOLVED**

Cr Regan / Cr Heins

That Council:

- A. Forward the Planning Proposal to reclassify part Lot 21 DP819277, from community land to operational land under Warringah Local Environmental Plan 2011, to the Department of Planning & Environment, for the Minister for Planning and Environment to make a Local Environmental Plan.
- B. Register an appropriate Restriction on Use on the title of the land prohibiting all access, including vehicular and pedestrian access, to/from Wakehurst Parkway to/from the land in accordance with Roads and Maritime Services requirements.

RESOLVED BY EXCEPTION

5.0 MAYORAL MINUTES

5.1 MAYORAL MINUTE NO 01/2017 - BROOKVALE OVAL

NOTE: Geoff Day and Gordon Lang addressed Council on this item.

131/17 RESOLVED

Cr Regan

That Council:

- A. Commence community engagement for the rejuvenation of Brookvale Oval and Park to ensure its ongoing sustainability as a public facility, including an expanded range of permitted land uses whilst ensuring its retention as a facility for national rugby league.
- B. Work with the Manly Warringah Sea Eagles as the major tenant of Brookvale Oval to prepare a concept for the rejuvenation of Brookvale Oval to use as the basis for community engagement
- C. Consider the 2013 concepts outlined in Securing the Future of Brookvale Oval previously developed by the former Warringah Council in developing the concept for the new community engagement process.
- D. Note the significant cost to Council of maintaining Brookvale Oval and that the endorsed position of Council and the Manly Warringah Sea Eagles remains that Brookvale Oval be placed into a State Sponsored Trust with the appropriate ongoing community use forming part of the Trust Agreement.
- E. Provide a report outlining the results of community consultation to the March 2018 Council meeting.

VOTING

FOR: Unanimous

CARRIED

5.2 MAYORAL MINUTE NO 02/2017 - NORTHERN BEACHES TRANSPORT STRATEGY

132/17 **RESOLVED**

Cr Regan

That Council:

- A. Prepare a Northern Beaches Transport Strategy as the overarching strategy to transform the way people move about the Northern Beaches and provide a clear plan for improving public, active and road transport for the Northern Beaches community
- B. Identify options for a realistic and achievable rapid public transport service between Dee Why and Chatswood, and between Mona Vale and Macquarie Park
- C. Invite relevant State and Federal Government agencies to work in partnership with Council to identify the preferred rapid transport concept
- D. Provide a short report outlining a progress update on these projects back to Council within three months.

VOTING

FOR: Unanimous

CARRIED

5.3 MAYORAL MINUTE NO 03/2017 - SYNTHETIC FIELDS

NOTE 1: Richard Wright addressed Council on this item.

NOTE 2: Councillor Amon left the chamber at 7:50pm and returned to the chamber at 7:52pm.

133/17 **RESOLVED**

Cr Regan

That Council:

- A. Request staff prepare a short report to Council within three months with a prioritised list of sporting fields that could be converted to synthetic surfaces
- B. Include in the report special consideration for Seaforth Oval and Kitchener Park that have already been identified as priorities on the maintenance programs
- C. Outline in the report options for the budgeting program to enable at least two of the highest priorities to be brought forward into the 2018/19 capital works program
- D. Provide Councillors a briefing prior to the presentation of the report at an Ordinary Council meeting
- E. Undertake to write to local State Government Members seeking financial assistance from state government funding for the delivery of synthetic field upgrades.

VOTING

FOR: Unanimous

CARRIED

5.4 MAYORAL MINUTE NO 04/2017 - NORTHERN BEACHES HOSPITAL STRUCTURE PLAN – INCREASE IN GREEN SPACE

NOTE: Councillor Warren left the chamber at 7:58pm and returned to the chamber at 8:01pm.

134/17 **RESOLVED**

Cr Regan

That Council:

1. Prepare a short report to present to Council within three months that identifies options to increase open space in the proposed Frenchs Forest town centre site as part of the ongoing development of the Northern Beaches Hospital Precinct Structure Plan.
2. Form a community consultation group with the following stakeholders:

Dr Rob Stokes, Brad Hazzard, Jonathon O’Dea, Brett Whitworth (Executive Director State Department of Planning and Environment), Sarah Hill (CEO Greater Sydney Commission), Fiona Morrison (Open Space Coordinator, State Minister for Planning and Housing).

VOTING

FOR: Unanimous

CARRIED

PROCEDURAL MOTION - CHANGE TO ORDER OF BUSINESS

135/17 **RESOLVED**

Cr Regan / Cr Amon

That the Order of Business be changed so Items 10.1 and 10.2 be brought forward and dealt with immediately.

VOTING

FOR: Unanimous

CARRIED

10.1 NOTICE OF MOTION NO 01/2017 - HOLDING CITIZENSHIP CEREMONIES ON AUSTRALIA DAY

NOTE 1: Jennifer Stoddart addressed Council on this item.

NOTE 2: The Mayor advised that a member of the public in the gallery was filming the meeting and that in accordance with Council's Code of Meeting Practice Council must resolve to allow filming to continue.

NOTE 3: Councillor Ferguson left the chamber at 8:33pm and returned to the chamber at 8:34pm.

NOTE 4: Councillor Bingham left the chamber at 8:35pm and returned to the chamber at 8:38pm.

NOTE 5: Councillor Philpott left the chamber at 8:38pm and returned to the chamber at 8:39pm.

PROCEDURAL MOTION – RECORDING OF MEETING

Cr Amon / Cr De Luca

That a member of the public in the gallery can film this Council Meeting.

VOTING

FOR: Crs Amon, De Luca and Grattan

AGAINST: Crs Bingham, Daley, Ferguson (Abstained), Harrison, Heins, McTaggart, Philpott, Regan, Sprott, Walton, Warren and White

LOST

136/17 **RESOLVED**

Cr Amon / Cr Daley

That Northern Beaches Council affirms its commitment to holding citizenship ceremonies on Australia Day.

VOTING

FOR: Crs Amon, Bingham, Daley, De Luca, Ferguson, Grattan, Heins, McTaggart, Philpott, Regan, Sprott, Walton and White

AGAINST: Crs Harrison and Warren

CARRIED

10.2 NOTICE OF MOTION NO 02/2017 - MANLY CORSO UPGRADE

NOTE 1: Andrew Condell and David Barr addressed Council on this item.

NOTE 2: Councillor Heins left the chamber at 8:50pm and returned to the chamber at 8:52pm.

NOTE 3: Councillor Harrison left the chamber at 8:55pm and returned to the chamber at 8:58pm.

137/17 RESOLVED

Cr Daley / Cr Bingham

That:

1. Council acknowledges the need to up-grade the ambience and general look of the Manly Corso and the nearby precincts including Manly Wharf to bring the area up to international standards.
2. Staff provide a report to council within three months outlining various options on how this may best be achieved. The report should include strategies regarding consultation with local businesses, other relevant stakeholders and the general community. Comment and recommendations regarding the commercial mix of the Manly CBD should also be included.
3. The report should include suggestions regarding how Council is going to engage with the Manly Business Chamber and the wider community in relation to the upgrading of the Corso and surrounding areas, incorporating such issues as building planning policy, parking and garbage collection. Comment and recommendations regarding the commercial mix of the Manly CBD should also be included.
4. Suggestions regarding general stakeholder engagement (including engagement with both State and Federal Government Governments) should also be included in the report.
5. The report should also detail how Council intends to approach the NSW State Government for investment in general upkeep & amenity at Manly Wharf, including improvements such as the provision of sufficient shelter for fast ferry commuters and high quality public toilets.
6. Council undertake an immediate review of the cleaning and maintaining of Manly's CBD including The Corso, Rialto Lane, forecourt of Manly Wharf, the oceanfront, and laneways and plaza areas around the Library, Whistler Street, Sydney Road, Short Street, and Raglan Street. This should include high-pressure steam cleaning of all paved areas, fixing of leaking water filters, painting where necessary, removal of abandoned & rusty bikes from bike racks, attention to garbage bins, removal of bird droppings and so on.
7. An ongoing schedule of cleaning and maintenance for Manly's CBD to be developed to keep these areas up to standard.
8. A review of the Manly 2015 Laneways Strategy, which details the programmed plan of works, be included as part of the report.
9. Staff bring a detailed timeline for the plan in this resolution to a councillor briefing.

VOTING

FOR: Unanimous

CARRIED

PROCEDURAL MOTION – ADJOURNMENT OF MEETING

138/17 **RESOLVED**

Cr Regan / Cr Bingham

That Council adjourn the meeting for 7 minutes to reconvene at 9:15pm.

VOTING

FOR: Unanimous

CARRIED

NOTE: The meeting adjourned at 9:07pm and resumed at 9:15pm.

6.3 COMPLAINTS MANAGEMENT POLICY - OUTCOMES FROM PUBLIC EXHIBITION

139/17 **RESOLVED**

Cr McTaggart / Cr Regan

That Council adopt the draft Complaints Management Policy effective immediately and amend the Policy Statement to reflect the immediate commencement.

VOTING

FOR: Unanimous

CARRIED

7.0 CUSTOMER & CORPORATE DIVISION REPORTS

7.1 NORTHERN BEACHES COUNCIL MEETING SCHEDULE FOR 2018

140/17 RESOLVED

Cr Regan / Cr Ferguson

That Council adopt the following Ordinary Council Meeting schedule for 2018.

Meeting No:	Meeting Type	Meeting Day	Meeting Date	Meeting Time	Location
2018/02	Ordinary	Tuesday	27 February	6.30pm	Dee Why
2018/03	Ordinary	Tuesday	27 March	6.30pm	Dee Why
2018/04	Ordinary	Tuesday	17 April*	6.30pm	Dee Why
2018/05	Ordinary	Tuesday	22 May	6.30pm	Dee Why
2018/06	Ordinary	Tuesday	26 June	6.30pm	Dee Why
2018/08	Ordinary	Tuesday	28 August	6.30pm	Dee Why
2018/09	Ordinary	Tuesday	25 September	6.30pm	Dee Why
2018/10	Ordinary	Tuesday	23 October	6.30pm	Dee Why
2018/11	Ordinary	Tuesday	27 November	6.30pm	Dee Why
2018/12	Ordinary	Tuesday	18 December	6.30pm	Dee Why

*Held on the third Tuesday due to Anzac Day public holiday falling in week four of the month.

VOTING

FOR: Crs Amon, Bingham, Daley, De Luca, Ferguson, Grattan, Heins, McTaggart, Philpott, Regan, Sprott, Walton, Warren and White

AGAINST: Cr Harrison

CARRIED

8.0 ENVIRONMENT & INFRASTRUCTURE DIVISION REPORTS

8.4 CITIES POWER PARTNERSHIP

NOTE: Cr Amon left the chambers at 9:23pm.

141/17 RESOLVED

Cr Warren / Cr Harrison

That Council joins the Climate Council's Cities Power Partnership (CPP) and advises CPP of its pledges by 30 April 2018.

VOTING

FOR: Crs Bingham, Daley, De Luca, Ferguson, Grattan, Harrison, Heins, McTaggart, Philpott, Regan, Sprott, Walton, Warren and White

ABSENT: Cr Amon

CARRIED

8.6 APPOINTMENT OF INTERIM DIRECTORS TO PITTWATER ENVIRONMENTAL FOUNDATION

NOTE: Cr Amon returned to the chambers at 9:26pm.

PROCEDURAL MOTION – DEFERMENT OF MATTER

Cr De Luca / Cr Ferguson

That this item be deferred to the next Council Meeting.

VOTING

FOR: Crs Amon, Daley, De Luca, Ferguson, Harrison and Sprott

AGAINST: Crs Bingham, Grattan, Heins, McTaggart, Philpott, Regan, Walton, Warren and White

LOST

142/17 RESOLVED

Cr Regan / Cr Ferguson

That Council:

- A. Acknowledge the passing of the inaugural Chair of the Pittwater Environmental Foundation Mr Bill Rooney and recognise his significant contribution made as Chair and to the environment of the Northern Beaches.
- B. Appoint the proposed Directors listed in Table 1 to the Pittwater Environmental Foundation with immediate effect until 27 April, 2018.
- C. Delegate authority to the Chief Executive Officer to appoint an alternate Qualified Person/s as a Director to the Pittwater Environmental Foundation should any of the people listed in Table 1 be unable to take up the role, or are otherwise unable to complete their functions as Directors at any time before 27 April 2018.

VOTING

FOR: Crs Amon, Bingham, Ferguson, Grattan, Harrison, Heins, McTaggart, Philpott, Regan, Sprott, Walton, Warren and White

AGAINST: Crs Daley and De Luca

CARRIED

9.0 PLANNING PLACE & COMMUNITY DIVISION REPORTS

9.2 PLANNING PROPOSAL - 729-731 PITTWATER ROAD DEE WHY TO PERMIT ADDITIONAL USES UNDER WARRINGAH LOCAL ENVIRONMENT PLAN 2011

143/17 **RESOLVED**

Cr Regan / Cr Ferguson

That Council:

- A. Forward the Planning Proposal Submission to amend Warringah Local Environmental Plan 2011 to permit the additional uses of a 'Medical Centre' and 'Office Premises' at 729-731 Pittwater Road, Dee Why to the Department of Planning and Environment for a Gateway Determination.
- B. Publicly exhibit the Planning Proposal for 729 – 731 Pittwater Road Dee Why in accordance with any Gateway Determination issued by the Department of Planning and Environment.

VOTING

FOR: Crs Amon, Bingham, Daley, Ferguson, Grattan, Harrison, Heins, McTaggart, Philpott, Regan, Sprott, Walton, Warren and White

AGAINST: Cr De Luca

CARRIED

9.3 BUILDING FIRE SAFETY REPORTS BY FIRE & RESCUE NSW - 98 DEE WHY PARADE, DEE WHY - 10 VICTORIA PARADE, MANLY - 12 VICTORIA PARADE, MANLY - 33 BIRKLEY ROAD, MANLY - 115 FISHER ROAD, DEE WHY - 1301 PITTWATER ROAD, NARRABEEN

Cr Harrison / Cr White

That Council:

- A. Issue an Order 6 in the table to Section 121B of the *Environmental Planning and Assessment Act 1979* for 98 Dee Why Parade, Dee Why to address the fire safety deficiencies identified.
- B. Issue an Order 6 in the table to Section 121B of the *Environmental Planning and Assessment Act 1979* for 10 Victoria Parade, Manly to address the fire safety deficiencies identified.
- C. Issue an Order 6 in the table to Section 121B of the *Environmental Planning and Assessment Act 1979* for 12 Victoria Parade, Manly to address the fire safety deficiencies identified.
- D. Issue an Order 6 in the table to Section 121B of the *Environmental Planning and Assessment Act 1979* for 33 Birkley Road, Manly to address the fire safety deficiencies identified.
- E. Not to Issue an Order 6 for 115 Fisher Road, Dee Why and take no further action in this matter.
- F. Issue an Order 6 in the table to Section 121B of the *Environmental Planning and Assessment Act 1979* for 1301 Pittwater Road, Narrabeen to address the fire safety deficiencies identified.
- G. Provide notice to Fire and Rescue NSW of the above determinations.

PROCEDURAL MOTION – MOTION BE PUT

144/17 RESOLVED

Cr Ferguson / Cr Bingham

That the motion be now put.

VOTING

FOR: Unanimous

CARRIED

145/17 RESOLVED

Cr Harrison / Cr White

That Council:

- A. Issue an Order 6 in the table to Section 121B of the *Environmental Planning and Assessment Act 1979* for 98 Dee Why Parade, Dee Why to address the fire safety deficiencies identified.
- B. Issue an Order 6 in the table to Section 121B of the *Environmental Planning and Assessment Act 1979* for 10 Victoria Parade, Manly to address the fire safety deficiencies identified.
- C. Issue an Order 6 in the table to Section 121B of the *Environmental Planning and Assessment Act 1979* for 12 Victoria Parade, Manly to address the fire safety deficiencies identified.
- D. Issue an Order 6 in the table to Section 121B of the *Environmental Planning and Assessment Act 1979* for 33 Birkley Road, Manly to address the fire safety deficiencies identified.
- E. Not to Issue an Order 6 for 115 Fisher Road, Dee Why and take no further action in this matter.
- F. Issue an Order 6 in the table to Section 121B of the *Environmental Planning and Assessment Act 1979* for 1301 Pittwater Road, Narrabeen to address the fire safety deficiencies identified.
- G. Provide notice to Fire and Rescue NSW of the above determinations.

VOTING

FOR: Crs Bingham, Ferguson, Grattan, Harrison, Heins, McTaggart, Philpott, Regan, Sprott, Walton, Warren and White

AGAINST: Crs Amon, Daley and De Luca

CARRIED

9.4 SUBMISSION TO THE DEPARTMENT OF PLANNING AND ENVIRONMENT IN RESPONSE TO AN OPTIONS PAPER ON SHORT TERM HOLIDAY LETTING IN NSW

NOTE 1: Councillors Daley, Regan, Sprott and McTaggart left the chambers at 10:05pm due to a declared pecuniary interest.

NOTE 2: In the absence of the Chair, Deputy Mayor Bingham assumed the Chair.

NOTE 3: Councillors Daley, Regan, Sprott and McTaggart returned to the Chambers at 10:07pm.

NOTE 4: The Mayor resumed the Chair.

146/17 RESOLVED

Cr White / Cr Grattan

That Council forward the Draft Northern Beaches Council submission to the Department of Planning and Environment as a submission of Council staff.

VOTING

FOR: Crs Amon, De Luca, Ferguson, Grattan, Harrison, Heins, Philpott, Walton, Warren and White

AGAINST: Cr Bingham

CARRIED

10.0 NOTICES OF MOTION

10.3 NOTICE OF MOTION NO 03/2017 - NORTHERN BEACHES COUNCIL AUSTRALIA DAY AWARDS

NOTE: Councillor Warren left the chamber at 10:17pm and returned to the chamber at 10:20pm.

Cr De Luca / Cr Daley

That this Council resolves:

- A. That in view of the Northern Beaches significant amount of volunteers and now the large amalgamated Council area, that on Australia Day, each Ward have an Australian of the Year Award recipient as well as up to five recipients of Council's Outstanding Community Service Awards.
- B. That Award recipients will be selected by the respective Ward Councillors based on consideration of nominations and a democratic vote.
- C. That three Australia Day Ceremonies still be held, one in each of the old Manly, Pittwater and Warringah Council areas.
- D. That Council requests the Australia Day Council to provide one Australia Day Ambassador at each of the three Australia Day Ceremonies.

AMENDMENT

147/17 RESOLVED

Cr White / Cr Ferguson

That the matter be deferred to be considered at a councillor workshop for Australia Day 2019.

VOTING

FOR: Crs Amon, Bingham, Ferguson, Grattan, Harrison, Heins, Philpott, Regan, Sprott, Walton and White

AGAINST: Crs Daley, De Luca, McTaggart and Warren

CARRIED

148/17 RESOLVED

Cr White / Cr Ferguson

That:

- A. The 2019 Australia Day program be deferred to be considered at a councillor workshop for Australia Day 2019.
- B. A Senior Citizen of the Year category be added to the 2018 Australia Day Awards
- C. 15 outstanding Community Service Awards be bestowed in the 2018 Australia Day Awards

VOTING

FOR: Crs Amon, Bingham, Daley, De Luca, Ferguson, Grattan, McTaggart, Philpott, Regan, Sprott, Walton, Warren and White

AGAINST: Crs Harrison and Heins

CARRIED

10.4 NOTICE OF MOTION NO 04/2017 - PUBLIC AMENITIES

149/17 RESOLVED

Cr Grattan / Cr Daley

That Council:

1. Audit the cleanliness and condition of all public toilets & amenities across the Northern Beaches and develop a Public Amenities Strategy for consideration by Council by April 2018. The Strategy should include an assessment of supply, current and future demand and consider guidelines for design and priorities for the maintenance, upgrades, replacement, provision, any de-commissioning of public toilets and prevention of vandalism.
2. Take immediate action to improve the cleaning and maintenance of public toilets in the Manly CBD and surrounds within existing operational maintenance budgets, including:
 - i) Reviewing current public amenity cleaning contracts and schedules and implementing immediate action to improve standards
 - ii) Providing a briefing for Councillors on findings & actions by December 2017
3. Investigate the provision of appropriate change rooms and hot showering facilities across the Northern Beaches, with specific reference to Manly Surf Club area where groups of hundreds of people gather for ocean swimming every morning of the year.

VOTING

FOR: Unanimous

CARRIED

10.5 NOTICE OF MOTION NO 05/2017 - RE-ZONING APPLICATIONS REFERRED TO INDEPENDENT HEARING PANEL

Cr De Luca / Cr Ferguson

That this Council resolves that in order to ensure greater community participation and transparency in the consideration of re-zoning applications, prior to Councillors voting on any re-zoning application, any application be referred to Council's Independent Hearing Panel for review.

AMENDMENT

150/17 RESOLVED

Cr Warren / Cr Walton

That the matter be deferred to a councillor briefing.

VOTING

FOR: Crs Amon, Bingham, Daley, Ferguson, Grattan, Harrison, Heins, McTaggart, Philpott, Regan, Sprott, Walton, Warren and White

AGAINST: Cr De Luca

CARRIED

11.0 QUESTIONS ON NOTICE

NOTE: In accordance with Council's Code of Meeting Practice clause 1.7(2)(e) responses to Questions on Notice will be included, as soon as practicable in a subsequent business paper for an Ordinary Meeting of Council and included in the minutes.

11.1 QUESTION ON NOTICE NO 01/2017 - MANLY DESTINATION PLAN

11.2 QUESTION ON NOTICE NO 02/2017 - FAIRY BOWER POOL SEA NYMPHS PLAQUE

11.3 QUESTION ON NOTICE NO 03/2017 - EXPENDITURE ON PROFESSIONAL LIFE GUARD HUTS

11.4 QUESTION ON NOTICE NO 04/2017 - FRENCHS FOREST ROAD CLOSURE

The meeting concluded at 10:57pm

This is the final page of the minutes comprising 24 pages
numbered 1 to 24 of the Ordinary Council Meeting
held on Tuesday 24 October 2017 and confirmed on Tuesday 28 November 2017

Mayor

Chief Executive Officer