



northern
beaches
council

MINUTES

NORTHERN BEACHES COUNCIL MEETING

held at the Civic Centre, Dee Why on

TUESDAY 30 JULY 2024

Minutes of the Northern Beaches Council Meeting
held on Tuesday 30 July 2024 and Tuesday 6 August 2024
at the Civic Centre, Dee Why
Commencing at 6:00pm on 30 July 2024

ATTENDANCE – 30 JULY 2024:

Councillors

Sue Heins (Mayor)
Georgia Ryburn (Deputy Mayor)
Candy Bingham
Sarah Grattan
Kristyn Glanville
David Walton
Michael Regan
Jose Menano-Pires (*remote*)
Stuart Sprott
Ruth Robins
Vincent De Luca OAM – *joined the meeting at 6:57pm*
Karina Page
Michael Gencher
Miranda Korzy – *joined the meeting at 6:04pm*

Officers

Scott Phillips	Chief Executive Officer
Kelly Loveridge	Chief Operating Officer
David Kerr	Director Community & Recreation
Todd Dickinson	Director Environment & Open Space
Louise Kerr	Director Planning & Place
Campbell Pfeiffer	Director Transport & Assets
Sarah Dunstan	Executive Manager Governance & Risk
Maeva Masterson	Executive Manager Library Services
Kylie Walshe	Executive Manager Community, Arts & Culture
Neil Cocks	A/Executive Manager Strategic & Place Planning
Lesley Milbourne	Manager Governance
Lauren Reti	Senior Advisor - Governance

Notes

The meeting commenced at 6:00pm, adjourned at 8.19pm, resumed at 8.31pm and adjourned at 10:53pm

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1.0 ACKNOWLEDGEMENT OF COUNTRY

NOTE: The Mayor acknowledged the traditional custodians of the land on which the meeting gathered, and paid respect to Elders past, present and emerging

2.0 APOLOGIES AND APPLICATIONS FOR LEAVE OF ABSENCE AND REMOTE ATTENDANCE

PROCEDURAL MOTION - REQUEST FOR REMOTE ATTENDANCE

155/24 **RESOLVED**

Cr Page / Cr Regan

That in accordance with clause 6.26 of the Code of Meeting Practice, Councillor Menano-Pires be granted remote attendance to the July Ordinary Council meeting due to travel.

VOTING

FOR: Cr Bingham, Cr Grattan, Cr Glanville, Cr Walton, Cr Regan, Cr Menano-Pires, Cr Sprott, Cr Robins, Cr Page, Cr Gencher, Cr Ryburn and Cr Heins

AGAINST: Nil

ABSENT: Cr De Luca and Cr Korzy

CARRIED

PROCEDURAL MOTION - LEAVE OF ABSENCE

156/24 **RESOLVED**

Cr Page / Cr Robins

That Council accept the application for a leave of absence from Councillor Crvelin for the July Ordinary Council meeting.

VOTING

FOR: Cr Bingham, Cr Glanville, Cr Walton, Cr Regan, Cr Menano-Pires, Cr Sprott, Cr Robins, Cr Page, Cr Gencher and Cr Ryburn

AGAINST: Cr Grattan and Cr Heins

ABSENT: Cr De Luca and Cr Korzy

CARRIED

3.0 CONFIRMATION OF MINUTES

3.1 MINUTES OF THE ORDINARY NORTHERN BEACHES COUNCIL MEETING HELD ON 25 JUNE 2024

157/24 RESOLVED

Cr Robins / Cr Bingham

That the minutes of the Ordinary Northern Beaches Council Meeting held on 25 June 2024, copies of which were previously circulated, are hereby confirmed as a true and correct record of the proceedings of that meeting.

VOTING

FOR: Cr Bingham, Cr Grattan, Cr Glanville, Cr Walton, Cr Regan, Cr Menano-Pires, Cr Sprott, Cr Robins, Cr Page, Cr Gencher, Cr Ryburn and Cr Heins

AGAINST: Nil

ABSENT: Cr De Luca and Cr Korzy

CARRIED

4.0 DISCLOSURES OF INTEREST

Nil

5.0 PUBLIC FORUM AND PUBLIC ADDRESS

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

NOTE: Councillor Korzy joined the meeting at 6:04pm

NOTE: Councillor Menano-Pires left the meeting at 6:19pm, returned at 6:30pm, left the meeting at 6:37pm and returned at 6:38pm

NOTE: Councillor De Luca joined the meeting at 6:57pm

5.1 PUBLIC FORUM

- George Vorobieff addressed Council on unsafe parking on Ellis Road South Bound lane between Warringah and Oxford Falls Roads, Beacon Hill.
- Laura Dodds-Hebron addressed Council on community interaction and themes on the proposed Manly Life Saving Club redevelopment.
- Jeremy Cooper addressed Council on Manly Surf Life Saving Club and amenities.
- Pamela Naylor addressed Council on the impact on residents of the development of South Steyne.
- Conny Harris addressed Council on Council and Health.
- Doug Price addressed Council on the 2024/25 budget.
- Jayden Walsh addressed Council on the protection of biodiversity on the Northern Beaches.

5.2 PUBLIC ADDRESS

Item 8.1 Diplomatic Ties and Civic Relationships

- Tamara Harding OAM, on behalf of Friends of Soibada, addressed Council against this item.

PROCEDURAL MOTION - PUBLIC SPEAKER - EXTENSION OF TIME

158/24 RESOLVED

Cr Korzy / Cr Robins

That Tamara Harding be granted an extension of one minute to address the meeting.

VOTING

FOR: Cr Bingham, Cr Grattan, Cr Glanville, Cr Walton, Cr Menano-Pires, Cr Robins, Cr Page, Cr Gencher, Cr Korzy and Cr Ryburn

AGAINST: Cr Regan, Cr Sprott and Cr Heins

ABSENT: Cr De Luca

CARRIED

Item 10.1 Toy Library Trial Outcomes

- Kerry Dominish, on behalf of Cubby House Toy Library/Early Ed, addressed Council in support of this item.

PROCEDURAL MOTION - PUBLIC SPEAKER - EXTENSION OF TIME

159/24 RESOLVED

Cr Robins / Cr Glanville

That Kerry Dominish be granted an extension of one minute to address the meeting.

VOTING

FOR: Cr Grattan, Cr Glanville, Cr Walton, Cr Robins, Cr Page, Cr Gencher and Cr Korzy

AGAINST: Cr Bingham, Cr Regan, Cr Sprott, Cr Ryburn, Cr Heins and Cr Menano-Pires

ABSENT: Cr De Luca

CARRIED

Item 10.2 Response to Mayoral Minute 7/2024 - Engaging with the Northern Beaches Aboriginal Community

- Caroline Glass-Pattison, on behalf of Gunyadu First Nations Aboriginal Women's Corporation, addressed Council in support of this item.
- Lynette Smith addressed Council against his item (via a statement read by staff).

Item 12.6 Interim Heritage Order - 71 Whistler Street, Manly

- Richard Michelle, on behalf of Manly Warringah Pittwater Historical Society, addressed Council in support of this item.

- Christopher Syme addressed Council against this item.
- Mark Korgul addressed Council against this item.

PROCEDURAL MOTION - PUBLIC SPEAKER - EXTENSION OF TIME

160/24 **RESOLVED**

Cr Ryburn / Cr Page

That Mark Korgul be granted an extension of one minute to address the meeting.

VOTING

FOR: Cr Grattan, Cr Glanville, Cr Walton, Cr Sprott, Cr Robins, Cr De Luca, Cr Page, Cr Gencher, Cr Korzy and Cr Ryburn

AGAINST: Cr Bingham, Cr Regan, Cr Menano-Pires and Cr Heins

CARRIED

Item 14.2 Notice of Motion No 21/2024 - Urgent Freshwater Village Safety, Traffic, Maintenance and Operational Issues

- Andrea Costi, on behalf of Manly Business Chamber's Freshwater Sub-committee, addressed Council in support of this item.

Item 14.7 Notice of Motion No 26/2024 - Youth Mental Health Facilities and Services on the Northern Beaches

- Nick Beugeard addressed Council in support of this item.

Item 14.11 Notice of Motion No 35/2024 - Review of Tree Stewardship and Creation of Tree Management Policy

- Elaway Dalby-Ball addressed Council in support of this item.

Item 7.1 Mayoral Minute No 12/2024 - Recognition of Services to Local Government - Michael Regan

- Rik Hart addressed Council in support of this item.
- Ray Brownlee addressed Council in support of this item (via a statement read by staff).

7.1 MAYORAL MINUTE NO 12/2024 - RECOGNITION OF SERVICES TO LOCAL GOVERNMENT - MICHAEL REGAN

NOTE: Mayor Heins read a statement on behalf of Cr Darriea Turley AM, President, Local Government NSW

NOTE: Councillors Glanville, De Luca, Page and Korzy left the chamber at 7:45pm

161/24 **RESOLVED**

Cr Heins

That Council note Local Government NSW bestowed the award of Emeritus Mayor on Councillor Michael Regan.

VOTING

FOR: Cr Bingham, Cr Grattan, Cr Walton, Cr Regan, Cr Menano-Pires, Cr Sprott, Cr Robins, Cr Gencher, Cr Ryburn and Cr Heins

AGAINST: Nil

ABSENT: Cr Glanville, Cr De Luca, Cr Page and Cr Korzy

CARRIED

NOTE: Councillors Glanville, De Luca, Page and Korzy returned to the chamber at 7:50pm

6.0 ITEMS RESOLVED BY EXCEPTION

162/24 **RESOLVED**

Cr Robins / Cr Grattan

That

1. Items 9.1, 11.1, 11.3, 12.1, 12.3 and 17.1 are dealt with by exception with the recommendations being adopted.
2. The report for item 17.1 is to be treated as confidential in accordance with section 11 (3) of the *Local Government Act 1993*, as it relates to matters specified in section 10A (2) of the *Local Government Act 1993*.

VOTING

FOR: Unanimous

CARRIED

9.1 MONTHLY INVESTMENT REPORT - MAY 2024

163/24 **RESOLVED**

Cr Robins / Cr Grattan

That Council note the Investment Report as at 31 May 2024, including the certification by the Responsible Accounting Officer.

RESOLVED BY EXCEPTION

11.1 CONFIRMED MINUTES OF THE ENVIRONMENT STRATEGIC REFERENCE GROUP - 7 MARCH 2024 AND 30 NOVEMBER 2023

164/24 RESOLVED

Cr Robins / Cr Grattan

That Council note the minutes of the Environment Strategic Reference Group meetings held on 7 March 2024 and 30 November 2023.

RESOLVED BY EXCEPTION

11.3 MINUTES OF THE NORTHERN BEACHES BUSH FIRE MANAGEMENT COMMITTEE HELD ON 5 DECEMBER 2023

165/24 RESOLVED

Cr Robins / Cr Grattan

That Council note the minutes of the Northern Beaches Bush Fire Management Committee meeting held on 5 December 2023.

RESOLVED BY EXCEPTION

12.1 PLANNING PROPOSAL FOR LOT 2 DP 1174201 WINBOURNE ROAD, BROOKVALE (PEX2024/0003)

166/24 RESOLVED

Cr Robins / Cr Grattan

That Council forward the Planning Proposal for Lot 2 DP 1174201 at Winbourne Road, Brookvale to the Minister for Planning and Public Spaces for a Gateway Determination.

RESOLVED BY EXCEPTION

12.3 FIRE & RESCUE NSW - INSPECTION REPORT AND FIRE SAFETY ORDER - 195-197 SYDNEY ROAD FAIRLIGHT

167/24 RESOLVED

Cr Robins / Cr Grattan

That Council:

1. Determine not to exercise its powers to issue an Order under the *Environmental Planning and Assessment Act 1979*, as Fire & Rescue NSW has issued a Fire Safety Order on the property, and the order has been complied with.
2. Provide notice of this determination to Fire & Rescue NSW.

RESOLVED BY EXCEPTION

17.1 RFT 2024/015 - DESIGN AND CONSTRUCT QUEENSCLIFF PEDESTRIAN AND CYCLE BRIDGE AND ASSOCIATED FOOTPATH REALIGNMENTS

168/24 **RESOLVED**

Cr Robins / Cr Grattan

That Council:

1. Accept the tender of Heuron Screenline Pty Limited for RFT2024/015 – Design and Construct Queenscliff Pedestrian and Cycle Bridge and Associated Footpath Realignments for the sum of \$896,100 excluding GST.
2. Delegate authority to the Chief Executive Officer to execute all necessary documentation to give effect to this resolution and to approve contract payments up to the amount specified in the confidential evaluation report.

RESOLVED BY EXCEPTION

7.0 MAYORAL MINUTES

7.2 MAYORAL MINUTE NO 13/2024 - KADDY TRANSPORT

169/24 **RESOLVED**

Cr Heins

That Council acknowledge the extraordinary services of KADDY Disability Transport and the management committee and volunteers who have given so generously of their time to serve our community over the last 43 years.

VOTING

FOR: Unanimous

CARRIED

8.0 CHIEF EXECUTIVE OFFICER'S DIVISION REPORTS

8.1 DIPLOMATIC TIES AND CIVIC RELATIONSHIPS

Cr Heins / Cr Ryburn

That Council:

1. Not proceed with the draft Diplomatic Ties and Civic Relationships Policy.
2. Write to the Mayors of Brewarrina Shire Council and Gunnedah Shire Council seeking interest in establishing new opportunities that are meaningful and beneficial for their respective communities and the Northern Beaches community.
3. Revoke the former Manly Council Policy, Sister Cities - Policy on Visits to Council by Overseas Tourists.

AMENDMENT

Cr Gencher / Cr Robins

That Council staff provide a report and briefing to Council within 6 months with an accurate overview of our current partnerships, focusing on their status and budgetary considerations.

VOTING

FOR: Unanimous

CARRIED

THE AMENDMENT WAS CARRIED AND BECAME THE MOTION

170/24 RESOLVED - MOTION

Cr Gencher / Cr Robins

That Council staff provide a report and briefing to Council within 6 months with an accurate overview of our current partnerships, focusing on their status and budgetary considerations.

VOTING

FOR: Unanimous

CARRIED

PROCEDURAL MOTION - ADJOURN THE MEETING

171/24 RESOLVED

Cr Heins / Cr Walton

That in accordance with clause 19.1 of the Code of Meeting Practice the meeting be adjourned for 10 minutes.

VOTING

FOR: Cr Bingham, Cr Grattan, Cr Walton, Cr Regan, Cr Menano-Pires, Cr Sprott, Cr Robins, Cr Ryburn and Cr Heins

AGAINST: Cr Glanville, Cr De Luca, Cr Page, Cr Gencher and Cr Korzy

CARRIED

NOTE: The meeting adjourned at 8:19pm and resumed at 8:31pm

9.0 CORPORATE SERVICES DIVISION REPORTS

9.2 PUBLIC EXHIBITION - DRAFT CODE OF MEETING PRACTICE

NOTE: Councillor Sprott left the chamber at 8:53pm and returned at 8:55pm

Cr Grattan / Cr Heins

That Council place the draft Code of Meeting Practice on public exhibition for a period of 28 days with the outcome of the public exhibition to be reported to Council.

AMENDMENT

Cr De Luca / Cr Menano-Pires

That Council place the draft Code of Meeting Practice on public exhibition for a period of 28 days with the outcome of the public exhibition to be reported to Council, with the following amendments:

- a. Maintain the status quo for speaking times and finishing times.
- b. Retain the existing Notice of Motion deadline.

VOTING

FOR: Cr Bingham, Cr Grattan, Cr Glanville, Cr Walton, Cr Menano-Pires, Cr Sprott, Cr Robins, Cr De Luca, Cr Page, Cr Gencher and Cr Korzy

AGAINST: Cr Regan, Cr Ryburn and Cr Heins

CARRIED

THE AMENDMENT WAS CARRIED AND BECAME THE MOTION

172/24 RESOLVED - MOTION

Cr De Luca / Cr Menano-Pires

That Council place the draft Code of Meeting Practice on public exhibition for a period of 28 days with the outcome of the public exhibition to be reported to Council, with the following amendments:

- a. Maintain the status quo for speaking times and finishing times.
- b. Retain the existing Notice of Motion deadline.

VOTING

FOR: Cr Bingham, Cr Grattan, Cr Glanville, Cr Walton, Cr Menano-Pires, Cr Sprott, Cr Robins, Cr De Luca, Cr Page, Cr Gencher and Cr Ryburn

AGAINST: Cr Regan, Cr Korzy and Cr Heins

CARRIED

10.0 COMMUNITY AND RECREATION DIVISION REPORTS

10.1 TOY LIBRARY TRIAL OUTCOMES

NOTE: Councillor Regan left the chamber at 9:03pm and returned at 9:07pm

Cr Robins / Cr Regan

That Council:

1. Approve a 5-year partnership with Early Ed (Early Education Inc) Cubby House Toy Library, subject to ongoing, regular performance and partnership reviews.
2. Delegate authority to the Chief Executive Officer to execute all necessary documentation to give effect to this resolution.

AMENDMENT

Cr Glanville / Cr Korzy

That Council:

1. Approve a 2-year partnership with Early Ed (Early Education Inc) Cubby House Toy Library, subject to ongoing, regular performance and partnership reviews.
2. Delegate authority to the Chief Executive Officer to execute all necessary documentation to give effect to this resolution.
3. The Chief Executive Officer provide a report back to Councillors regarding:
 - a. the cost and options to make the toy library service free to Library card holders
 - b. the cost and options to expand the toy library offering to Dee Why Library or some other suitable location in the Dee Why - Cromer area
 - c. the cost and options to expand the collection hours for the service.

VOTING

FOR: Cr Glanville and Cr Korzy

AGAINST: Cr Bingham, Cr Grattan, Cr Walton, Cr Regan, Cr Menano-Pires, Cr Sprott, Cr Robins, Cr De Luca, Cr Page, Cr Gencher, Cr Ryburn and Cr Heins

LOST

THE AMENDMENT WAS LOST AND DEBATE RESUMED ON THE ORIGINAL MOTION

173/24 **RESOLVED**

Cr Robins / Cr Regan

That Council:

1. Approve a 5-year partnership with Early Ed (Early Education Inc) Cubby House Toy Library, subject to ongoing, regular performance and partnership reviews.
2. Delegate authority to the Chief Executive Officer to execute all necessary documentation to give effect to this resolution.

VOTING

FOR: Unanimous

CARRIED

10.2 RESPONSE TO MAYORAL MINUTE 7/2024 - ENGAGING WITH THE NORTHERN BEACHES ABORIGINAL COMMUNITY

Cr Heins / Cr Korzy

That Council note the report.

AMENDMENT

Cr Walton / Cr Page

That Council:

1. Note the report.
2. Adopt option 1: status quo.
3. Staff put a process in place to work closely with the Metropolitan Local Aboriginal Land Council to further the strategic outcomes of local aboriginal people.

VOTING

FOR: Cr Walton, Cr Menano-Pires, Cr Sprott, Cr De Luca, Cr Page, Cr Gencher and Cr Ryburn

AGAINST: Cr Bingham, Cr Grattan, Cr Glanville, Cr Regan, Cr Robins, Cr Korzy and Cr Heins

There being an equal number of votes the Mayor used her casting vote against the motion which was declared LOST.

THE AMENDMENT WAS LOST AND DEBATE RESUMED ON THE ORIGINAL MOTION

Cr Heins / Cr Korzy

That Council note the report.

AMENDMENT

Cr Heins / Cr Glanville

That Council:

1. Receive a report identifying projects that can be delayed or deferred and approve the reallocation of ongoing funding and resources, including establishing an Aboriginal-identified staff position.
2. Await the results of our financials at quarter 1 and/or quarter 2 to see what funds are available and report back to a briefing on financial options.
3. Subject to funding, establish an Aboriginal and Torres Strait Islander Advisory Group, in consultation with Aboriginal and Torres Strait Islander stakeholders including the Metropolitan Local Aboriginal Land Council.

VOTING

FOR: Cr Bingham, Cr Grattan, Cr Glanville, Cr Regan, Cr Robins, Cr Korzy and Cr Heins

AGAINST: Cr Walton, Cr Menano-Pires, Cr Sprott, Cr De Luca, Cr Page, Cr Gencher and Cr Ryburn

There being an equal number of votes the Mayor used her casting vote for the motion which was declared CARRIED.

THE AMENDMENT WAS CARRIED AND BECAME THE MOTION

174/24 RESOLVED - MOTION

Cr Heins / Cr Glanville

That Council:

1. Receive a report identifying projects that can be delayed or deferred and approve the reallocation of ongoing funding and resources, including establishing an Aboriginal-identified staff position.
2. Await the results of our financials at quarter 1 and/or quarter 2 to see what funds are available and report back to a briefing on financial options.
3. Subject to funding, establish an Aboriginal and Torres Strait Islander Advisory Group, in consultation with Aboriginal and Torres Strait Islander stakeholders including the Metropolitan Local Aboriginal Land Council.

VOTING

FOR: Cr Bingham, Cr Grattan, Cr Glanville, Cr Regan, Cr Robins, Cr Korzy and Cr Heins

AGAINST: Cr Walton, Cr Menano-Pires, Cr Sprott, Cr De Luca, Cr Page, Cr Gencher and Cr Ryburn

There being an equal number of votes the Mayor used her casting vote for the motion which was declared CARRIED.

PROCEDURAL MOTION - CHANGE TO ORDER OF BUSINESS & ADJOURN THE MEETING

175/24 RESOLVED

Cr De Luca / Cr Sprott

That:

1. The order of business be changed so item 12.6 be brought forward and dealt with immediately.
2. After item 12.6, in accordance with 19.4 (b) of the Code of Meeting Practice the meeting be adjourned to 6pm on 6 August 2024 in Council Chambers, Dee Why.
3. For the purpose of Council's Code of Meeting Practice including clause 18.5, Council's resolutions made today, 30 July 2024, may be implemented after 12 noon tomorrow, 31 July 2024 and do not need to await the resumption of the adjourned meeting.

VOTING

FOR: Cr Bingham, Cr Grattan, Cr Glanville, Cr Walton, Cr Menano-Pires, Cr Sprott, Cr Robins, Cr De Luca, Cr Page, Cr Gencher, Cr Ryburn and Cr Heins

AGAINST: Cr Regan and Cr Korzy

CARRIED

12.6 INTERIM HERITAGE ORDER - 71 WHISTLER STREET, MANLY

Cr Grattan / Cr Ryburn

That Council:

1. Does not proceed with an Interim Heritage Order for the property known as 71 Whistler Street, Manly, being Lot 1 DP 799776.
2. Recommend that if the consent authority is of a mind to permit the demolition of the existing dwelling, it would be appropriate that the property owner firstly engages a heritage expert to prepare a report documenting and photographing the existing building and submit to Council for public record in line with NSW Heritage Council guidelines.

VOTING

FOR: Cr Grattan, Cr Walton, Cr Regan, Cr Sprott, Cr Robins, Cr De Luca, Cr Page, Cr Gencher, Cr Ryburn and Cr Heins

AGAINST: Cr Bingham, Cr Glanville, Cr Menano-Pires and Cr Korzy

CARRIED

NOTE: The following items were not considered on 30 July 2024 and in accordance with clause 19.4(b) of the Code of Meeting Practice will be considered at the resumption of the meeting on 6 August 2024:

- 11.2 *Outcome of Public Exhibition - Display of Banners and Promotions on Council Facilities Policy*
- 12.2 *Response to Notice of Motion 12/2024 - Responsible Dog and Cat Ownership*
- 12.4 *Outcome of Public Exhibition - My Place: Manly (Manly Place Plan)*
- 12.5 *State Heritage Listing Nomination - Warringah Civic Centre Precinct*
- 13.1 *Response to Notice of Motion No 24/2023 - Killarney Heights Shops Public Toilets*
- 14.1 *Notice of Motion No 20/2024 - Northern Beaches Surfing Heritage Interpretation Plan*
- 14.2 *Notice of Motion No 21/2024 - Urgent Freshwater Village Safety, Traffic, Maintenance and Operational Issues*
- 14.3 *Notice of Motion No 22/2024 - Towards Net Zero*
- 14.4 *Notice Of Motion No 23/2024 – Boat and Trailer Parking in Residential and Industrial Streets*
- 14.5 *Notice Of Motion No 24/2024 - Cats and Dogs*
- 14.6 *Notice Of Motion No 25/2024 - Truck Exhaust Brake Restrictions at Frenchs Forest*
- 14.7 *Notice Of Motion No 26/2024 - Youth Mental Health Facilities and Services on the Northern Beaches*
- 14.8 *Notice Of Motion No 28/2024 - Vale Kay Van Norton Poche AO*
- 14.9 *Notice of Motion No 30/2024 - Northern Beaches Council Discretionary Fund*
- 14.10 *Notice of Motion No 31/2024 - Manly Warringah 12 Years Representative Netball Team - Undefeated State Champions*
- 14.11 *Notice of Motion No 35/2024 - Review of Tree Stewardship and Creation of Tree Management Policy*
- 14.12 *Notice Of Motion No 27/2024 - Sportsground Allocations and Audit*
- 14.13 *Notice Of Motion No 29/2024 - Urban Greening of the Northern Beaches*

- 14.14 Notice of Motion No 32/2024 - State Government's Funding, Services and Infrastructure Cuts on the Northern Beaches*
- 14.15 Notice of Motion No 33/2024 - Council Candidate Safety*
- 14.16 Notice of Motion No 34/2024 - Smart Street Tree Management*
- 17.2 Exemption from Tendering for Provision of Hosting, Support and Management Software for Penalty Infringement System*

The meeting was adjourned at 10:53pm to be resumed at 6:00pm on 6 August 2024

The meeting being reconvened commenced at 6:01pm 6 August 2024

ATTENDANCE – 6 AUGUST 2024:

Councillors

Sue Heins (Mayor)
Candy Bingham
Sarah Grattan
Kristyn Glanville – *left the meeting at 10:12pm*
David Walton
Michael Regan (*remote*) – *left the meeting at 7:12pm*
Jose Menano-Pires (*remote*) – *joined the meeting at 6:07pm*
Stuart Sprott (*remote*) – *left the meeting at 6:34pm*
Ruth Robins
Vincent De Luca OAM
Karina Page
Michael Gencher
Bianca Crvelin
Miranda Korzy

Officers

Scott Phillips	Chief Executive Officer
Kelly Loveridge	Chief Operating Officer
David Kerr	Director Community & Recreation
Andrew Ward-Harvey	Acting Director Environment & Open Space
Louise Kerr	Director Planning & Place
Campbell Pfeiffer	Director Transport & Assets
Jeremy Smith	Acting Executive Manager Parks & Open Space
Liza Cordoba	Manager Strategic Place Planning
Roy Cottam	Manager Rangers
Sarah Dunstan	Executive Manager Governance & Risk
Lauren Reti	Senior Advisor - Governance
Corinne Lieberman	Senior Service Delivery Analyst
Mehadi Hassan	Senior Service Desk Analyst

The 6 August 2024 session of the meeting commenced at 6:01pm, went into closed session at 7:00pm resumed in open session at 7:10pm, adjourned at 8.12pm and resumed at 8.22pm and concluded at 10.37pm

1.0 ACKNOWLEDGEMENT OF COUNTRY

NOTE: The Mayor acknowledged the traditional custodians of the land on which the meeting gathered, and paid respect to Elders past, present and emerging

2.0 APOLOGIES AND APPLICATIONS FOR LEAVE OF ABSENCE AND REMOTE ATTENDANCE

PROCEDURAL MOTION - REQUEST FOR REMOTE ATTENDANCE

176/24 RESOLVED

Cr Page / Cr Robins

That in accordance with clause 6.26 of the Code of Meeting Practice, remote attendance to the reconvened session of the July Ordinary Council meeting be granted to Councillors Regan and Sprott due to work commitments and Councillor Menano-Pires.

VOTING

FOR: Cr Bingham, Cr Grattan, Cr Glanville, Cr Walton, Cr Regan, Cr Sprott, Cr Robins, Cr De Luca, Cr Page, Cr Gencher, Cr Crvelin, Cr Korzy and Cr Heins

AGAINST: Nil

ABSENT: Cr Menano-Pires

CARRIED

PROCEDURAL MOTION - LEAVE OF ABSENCE

177/24 RESOLVED

Cr Page / Cr Bingham

That Council accept the application for a leave of absence from Councillor Ryburn for the reconvened session of the July Ordinary Council meeting.

VOTING

FOR: Cr Bingham, Cr Grattan, Cr Glanville, Cr Walton, Cr Regan, Cr Sprott, Cr Robins, Cr De Luca, Cr Page, Cr Gencher, Cr Crvelin, Cr Korzy and Cr Heins

AGAINST: Nil

ABSENT: Cr Menano-Pires

CARRIED

4.0 DISCLOSURES OF INTEREST

Nil

PROCEDURAL MOTION – DEFER ITEMS AND CHANGE THE ORDER OF BUSINESS

178/24 **RESOLVED**

Cr Sprott / Cr Page

That:

1. Items 12.2, 13.1, 14.5, 14.6, 14.13, 14.16 be deferred to the August Ordinary Council meeting.
2. The order of business be changed in accordance with clause 4.13 of the Code of Meeting Practice. The order of business after item 12.5:
 - 14.1 Notice Of Motion No 20/2024 - Northern Beaches Surfing Heritage Interpretation Plan
 - 14.2 Notice Of Motion No 21/2024 - Urgent Freshwater Village Safety, Traffic, Maintenance and Operational Issues
 - 14.3 Notice Of Motion No 22/2024 - Towards Net Zero
 - 14.4 Notice Of Motion No 23/2024 - Boat and Trailer Parking in Residential And Industrial Streets
 - 14.7 Notice Of Motion No 26/2024 - Youth Mental Health Facilities and Services on the Northern Beaches
 - 14.8 Notice Of Motion No 28/2024 - Vale Kay Van Norton Poche OA
 - 14.12 Notice Of Motion No 27/2024 - Sportsground Allocations and Audit
 - 14.9 Notice of Motion No 30/2024 - Northern Beaches Council Discretionary Fund
 - 14.10 Notice of Motion No 31/2024 - Manly Warringah 12 Years Representative Netball Team - Undefeated State Champions
 - 14.14 Notice of Motion No 32/2024 - State Government's Funding, Services and Infrastructure Cuts on the Northern Beaches
 - 14.11 Notice of Motion No 35/2024 - Review of Tree Stewardship and Creation of Tree Management Policy
 - 14.15 Notice of Motion No 33/2024 - Council Candidate Safety

VOTING

FOR: Cr Grattan, Cr Walton, Cr Regan, Cr Sprott, Cr Robins, Cr De Luca, Cr Page, Cr Gencher, Cr Crvelin, Cr Korzy and Cr Heins

AGAINST: Cr Bingham and Cr Glanville

ABSENT: Cr Menano-Pires

CARRIED

11.0 ENVIRONMENT AND OPEN SPACE DIVISION REPORTS

11.2 OUTCOME OF PUBLIC EXHIBITION - DISPLAY OF BANNERS AND PROMOTIONS ON COUNCIL FACILITIES POLICY

NOTE: Councillor Menano-Pires joined the meeting at 6:07pm

NOTE: Councillor Regan left the meeting at 6:08pm and returned at 6:10pm

179/24 **RESOLVED**

Cr Walton / Cr Glanville

That Council:

1. Adopt the revised draft Display of Banners and Promotions on Council Facilities Policy (Attachment 2).
2. Revoke the:
 - a. Banners on Public Land Policy - No 163 (former Pittwater)
 - b. Display of Banners within Council controlled properties and reserves – B10 (former Manly).

VOTING

FOR: Unanimous

CARRIED

12.0 PLANNING AND PLACE DIVISION REPORTS

12.4 OUTCOME OF PUBLIC EXHIBITION - MY PLACE: MANLY (MANLY PLACE PLAN)

NOTE: Councillor Regan left the meeting at 6:12pm and returned at 6:35pm

NOTE: Councillor Spratt left the meeting at 6:34pm

180/24 **RESOLVED**

Cr Bingham / Cr Grattan

That Council:

1. Adopt My Place: Manly to replace the Manly 2015 Masterplan incorporating the following changes and additions:
 - a. That local consultants be advised of any procurement process for ongoing stages of the Plan, where practical.
 - b. That the concept drawings, submitted by Manly Business Chamber/McGregor Coxall, be considered in future planning for the area.
 - c. Continue to consult with the Manly Business Chamber, Councillors and other stakeholders as the Plan develops.
 - d. Prioritise the Movement & Place Plan, including the 'Area of Influence' identified in the Plan, for consideration in the 25/26 Budget.

- e. Consider the role of Darley Road as an ancillary gateway and key intersection.
 - f. That all signage be reflective of the historic and cultural significance of Manly, and be unique to the area.
 - g. Acknowledge the importance of an outdoor performance space for Manly, however reconsider the proposed location (outlined on page 79) and further examine its purpose (general activation, major events, community use) and factors necessary for success.
 - h. That all replacement paving be consistent with the 'Beach' theme adopted in the Public Space & Design Guidelines 2040.
 - i. Update the Plan to include proposed active transport connections outlined in the 2020 Northern Beaches Bike and Walk Plans including in Belgrave Street, connecting to the Wharf, Raglan and Darley Streets.
 - j. Council work with the NSW Government and relevant stakeholders to identify relevant governance and grant opportunities to support the delivery of the Place Plan, including the consideration of initiatives such as the Community Improvement District Program.
2. Allow, upon Council resolution for changes to the Plan, should new ideas present themselves. This includes, but is not limited to, new civic precinct solutions addressing future needs of Manly Library and the Whistler Street Carpark.
 3. Write to submitters thanking them for their contribution and advise of Council's decision.

VOTING

FOR: Cr Bingham, Cr Grattan, Cr Glanville, Cr Walton, Cr Regan, Cr Menano-Pires, Cr Robins, Cr De Luca, Cr Page, Cr Gencher, Cr Crvelin, Cr Korzy and Cr Heins

AGAINST: Nil

ABSENT: Cr Sprott

CARRIED

12.5 STATE HERITAGE LISTING NOMINATION - WARRINGAH CIVIC CENTRE PRECINCT

Cr Regan / Cr Korzy

That Council write to Heritage NSW expressing gratitude for the detailed briefing to Councillors on the proposal and confirm support for the intention to list the revised Warringah Civic Centre Precinct (Map 2), 725 Pittwater Road, Dee Why on the State Heritage Register, including the revised Site-Specific Exemptions as detailed in Attachment 1.

VOTING

FOR: Cr Bingham, Cr Grattan, Cr Glanville, Cr Korzy and Cr Heins

AGAINST: Cr Walton, Cr Regan, Cr Menano-Pires, Cr Robins, Cr De Luca, Cr Page, Cr Gencher and Cr Crvelin

ABSENT: Cr Sprott

LOST

17.0 CONFIDENTIAL MATTERS – CLOSED SESSION

PROCEDURAL MOTION - CHANGE TO ORDER OF BUSINESS

181/24 RESOLVED

Cr Heins / Cr Grattan

1. The order of business be changed so item 17.2 be brought forward and dealt with immediately.
2. In accordance with the requirements of section 10A of the *Local Government Act 1993* as addressed below, Council resolve to close the meeting to the public to consider and discuss:
 - A. Item 17.2 Exemption from Tendering for Provision of Hosting, Support & Management Software for Penalty Infringement System on the basis that it involves the receipt and discussion of information that would, if disclosed, confer a commercial advantage on a person with whom the Council is conducting (or proposes to conduct) business [10A(2)(c) *Local Government Act 1993*].

This report discusses/provides advice concerning contracts of a financial nature. On balance, the public interest in preserving the confidentiality of the information about the matter outweighs the public interest in maintaining openness and transparency in Council decision-making because the disclosure of this information would provide a commercial advantage against Council.
3. The resolutions passed by Council in closed session be made public after the conclusion of the closed session and such resolutions be recorded in the minutes of the Council meeting.

VOTING

FOR: Cr Grattan, Cr Glanville, Cr Walton, Cr Robins, Cr De Luca, Cr Page, Cr Gencher, Cr Crvelin and Cr Heins

AGAINST: Cr Bingham, Cr Regan, Cr Menano-Pires and Cr Korzy

ABSENT: Cr Sprott

CARRIED

NOTE: The meeting moved into closed session at 7:00pm

PROCEDURAL MOTION – RESUME IN OPEN SESSION

183/24 RESOLVED

Cr De Luca / Cr Robins

That Council resume in open session.

VOTING

FOR: Cr Bingham, Cr Grattan, Cr Glanville, Cr Walton, Cr Regan, Cr Menano-Pires, Cr Robins, Cr De Luca, Cr Page, Cr Gencher, Cr Crvelin, Cr Korzy and Cr Heins

AGAINST: Nil

ABSENT: Cr Sprott

CARRIED

NOTE: The meeting resumed in open session at 7:10pm

14.0 NOTICES OF MOTION

14.1 NOTICE OF MOTION NO 20/2024 - NORTHERN BEACHES SURFING HERITAGE INTERPRETATION PLAN

NOTE: Councillor Regan left the meeting at 7:12pm

184/24 **RESOLVED**

Cr Glanville / Cr Walton

That the Chief Executive Officer prepare a report on the options for developing a heritage interpretation plan relating to surfing history on the Northern Beaches, including engagement with relevant stakeholders and opportunities to:

1. Update the Freshwater Surfing 'Walk of Fame'.
2. Update/expand the surfing heritage walk map to reflect the existing and proposed surfing heritage recognition projects.
3. Update/modernise the signage at existing recognition sites on the Northern Beaches.
4. Find ways to celebrate local female surfing stories and pioneers.
5. Identify any other suitable opportunities.

VOTING

FOR: Cr Bingham, Cr Grattan, Cr Glanville, Cr Walton, Cr Menano-Pires, Cr Robins, Cr De Luca, Cr Page, Cr Gencher, Cr Crvelin, Cr Korzy and Cr Heins

AGAINST: Nil

ABSENT: Cr Regan and Cr Sprott

CARRIED

14.2 NOTICE OF MOTION NO 21/2024 – URGENT FRESHWATER VILLAGE SAFETY, TRAFFIC, MAINTENANCE AND OPERATIONAL ISSUES

Cr Walton / Cr Glanville

That Council:

1. Invite the Manly Chamber of Commerce Freshwater Sub Committee to meet with Council management to address and improve the maintenance, safety, and community engagement of Freshwater Village.
2. Investigate opportunities to address the following matters:
 - a. Maintenance including Sunshade - ensure regular maintenance of public areas, with a focus on repairing and installing sunshades in common areas to provide relief from the sun and enhance comfort for residents and visitors.
 - b. Cleansing - implement a more frequent and thorough cleansing schedule for all public spaces, including streets, parks, and common areas, to maintain cleanliness and hygiene standards.
 - c. Community Board - install a community board in a central location to facilitate communication among residents and keep the community informed about local events, notices, and initiatives.

- d. Bubblers - install a drinking water bubbler in a strategic locations, in alignment with the Friends of Freshwater efforts, to provide accessible and clean drinking water to the public.
 - e. Bins - increase the number of waste bins in public areas and ensure they are regularly emptied to prevent littering and maintain cleanliness. The bins should include recycling bins.
 - f. Lighting - improve and expand lighting in public spaces to enhance safety and visibility during evening and nighttime hours, ensuring well-lit pathways and common areas. Introduce String Lighting around the main square to create community feeling at night.
 - g. Signage - install clear and informative signage to guide residents and visitors towards the beach and along main roads. This includes directional signs and road signs to improve navigation and accessibility from other suburbs into Freshwater. There is not sign to direct drivers to Freshwater main strip and beach at the corner of Oliver and Laurence Street.
 - h. Traffic safety - coloured road mapping, introduce coloured road mapping at key intersections, pedestrian crossings, and high-traffic areas. This will involve painting sections of the road in bright, easily distinguishable colours to increase visibility and alert drivers to potential hazards and pedestrian zones.
 - i. Reduced Speed Limit - implement a reduced speed limit, lowering the speed limit will help to reduce the likelihood and severity of accidents, creating a safer environment for all road users. The current speed limit is 40 Km/H.
3. Investigate the following for inclusion in a future capital expenditure plan:
- a. Landscaping Improvements - develop and implement a comprehensive landscaping plan for the main square to include the planting of new, shrubs, flowers, and other greenery. Raising the current soil level to existing planter boxes will enhance the visual appeal and provide a pleasant environment for residents and visitors.
 - b. Updating the public bathroom facilities behind Harbord Literacy Institute to current hygiene and privacy standards, including an accessible public toilet and baby change facilities.
 - c. Wider disabled access pathways - expand and improve pathways to provide wider and more accessible routes for disabled individuals between the beach and the village. This includes ensuring pathways are smooth, well-maintained, and compliant with accessibility standards to facilitate easy and safe movement for all residents and visitors. The current footpath at times becomes very narrow, uneven and hard to be used.
4. Staff provide a report to Council on items 2 and 3 within 6 months.

AMENDMENT

Cr Grattan / Cr Bingham

That Council:

1. In collaboration with Manly Chamber of Commerce sub committee, Friends of Freshwater and other interested parties investigate opportunities to address maintenance, cleansing, community board, bubblers, bins, lighting, signage, pedestrian safety and active transport.
2. Investigate the following for inclusion in a future capital expenditure plan:
 - a. landscaping
 - b. provision of accessible public amenities

- c. accessible pathways.
- 3. Investigate options for funding Freshwater Village improvement works.
- 4. Bring a report back to Council within 3-6 months.

VOTING

FOR: Cr Bingham, Cr Grattan, Cr Robins, Cr De Luca, Cr Crvelin and Cr Heins

AGAINST: Cr Glanville, Cr Walton, Cr Menano-Pires, Cr Page, Cr Gencher and Cr Korzy

ABSENT: Cr Regan and Cr Sprott

There being an equal number of votes the Mayor used her casting vote for the motion which was declared CARRIED.

THE AMENDMENT WAS CARRIED AND BECAME THE MOTION

MOTION

Cr Grattan / Cr Bingham

That Council:

- 1. In collaboration with Manly Chamber of Commerce sub committee, Friends of Freshwater and other interested parties investigate opportunities to address maintenance, cleansing, community board, bubblers, bins, lighting, signage, pedestrian safety and active transport.
- 2. Investigate the following for inclusion in a future capital expenditure plan:
 - a. landscaping
 - b. provision of accessible public amenities
 - c. accessible pathways.
- 3. Investigate options for funding Freshwater Village improvement works.
- 4. Bring a report back to Council within 3-6 months.

AMENDMENT

Cr Walton / Cr Glanville

That Council:

- 1. In collaboration with Manly Chamber of Commerce sub committee, Friends of Freshwater and other interested parties investigate opportunities to address maintenance, cleansing, community board, bubblers, bins, lighting, signage, pedestrian safety and active transport.
- 2. Investigate the following for inclusion in a future capital expenditure plan:
 - a. landscaping
 - b. updating public amenities
 - c. accessible pathways.
- 3. Investigate options for funding Freshwater Village improvement works.
- 4. Bring a report back to Council within 3-6 months.

VOTING

FOR: Cr Bingham, Cr Grattan, Cr Glanville, Cr Walton, Cr Menano-Pires, Cr Robins, Cr De Luca, Cr Page, Cr Gencher, Cr Crvelin, Cr Korzy and Cr Heins

AGAINST: Nil

ABSENT: Cr Regan and Cr Sprott

CARRIED

THE AMENDMENT WAS CARRIED AND BECAME THE MOTION

185/24 RESOLVED - MOTION

Cr Walton / Cr Glanville

That Council:

1. In collaboration with Manly Chamber of Commerce sub committee, Friends of Freshwater and other interested parties investigate opportunities to address maintenance, cleansing, community board, bubblers, bins, lighting, signage, pedestrian safety and active transport.
2. Investigate the following for inclusion in a future capital expenditure plan:
 - a. landscaping
 - b. updating public amenities
 - c. accessible pathways.
3. Investigate options for funding Freshwater Village improvement works.
4. Bring a report back to Council within 3-6 months.

VOTING

FOR: Cr Bingham, Cr Grattan, Cr Glanville, Cr Walton, Cr Menano-Pires, Cr Robins, Cr De Luca, Cr Page, Cr Gencher, Cr Crvelin, Cr Korzy and Cr Heins

AGAINST: Nil

ABSENT: Cr Regan and Cr Sprott

CARRIED

14.3 NOTICE OF MOTION NO 22/2024 - TOWARDS NET ZERO

Cr Korzy / Cr Glanville

That Council:

1. Staff provide a report to Councillors within 4 months outlining a proposal for inclusion in the new harmonised Development Control Plan (DCP) for all new development (residential and non-residential) across the Northern Beaches local government area (LGA) to be all-electric, based on the successful Lane Cove Council approach.
2. Staff identify other LGAs committed to climate action, reducing carbon emissions, and prepare a report on how Northern Beaches Council could collaborate with these councils to achieve NSW and Federal Government commitments to Net Zero in BASIX and National Construction Code provisions.
3. Write to all Local, State and Federal Members of Parliament, asking them to advocate with governments for mandating Net Zero in BASIX and the National Construction Code.
4. Write to NSW and Federal Environment, Planning and Energy Ministers, outlining the impact scientists expect climate change will have on the Northern Beaches, in terms of coastal erosion and inundation, species loss and extinction, flooding and bushfires, and ask them to commit to Net Zero provisions in BASIX and the National Construction Code.

AMENDMENT

Cr Grattan / Cr Robins

That Council staff provide a briefing to Councillors within 4 months outlining:

1. How a requirement for electrification of all new development (residential and non-residential) be included in the new harmonised Northern Beaches Council Development Control Plan.
2. Advocacy pathways to government for achieving Net Zero in BASIX and national construction code provisions.

VOTING

FOR: Cr Bingham, Cr Grattan, Cr Robins, Cr Korzy and Cr Heins

AGAINST: Cr Glanville, Cr Walton, Cr Menano-Pires, Cr De Luca, Cr Page, Cr Gencher and Cr Crvelin

ABSENT: Cr Regan and Cr Sprott

LOST

THE AMENDMENT WAS LOST AND DEBATE RESUMED ON THE ORIGINAL MOTION

Cr Korzy / Cr Glanville

That Council:

1. Staff provide a report to Councillors within 4 months outlining a proposal for inclusion in the new harmonised Development Control Plan (DCP) for all new development (residential and non-residential) across the Northern Beaches local government area (LGA) to be all-electric, based on the successful Lane Cove Council approach.
2. Staff identify other LGAs committed to climate action, reducing carbon emissions, and prepare a report on how Northern Beaches Council could collaborate with these councils to achieve NSW and Federal Government commitments to Net Zero in BASIX and National Construction Code provisions.
3. Write to all Local, State and Federal Members of Parliament, asking them to advocate with governments for mandating Net Zero in BASIX and the National Construction Code.
4. Write to NSW and Federal Environment, Planning and Energy Ministers, outlining the impact scientists expect climate change will have on the Northern Beaches, in terms of coastal erosion and inundation, species loss and extinction, flooding and bushfires, and ask them to commit to Net Zero provisions in BASIX and the National Construction Code.

VOTING

FOR: Cr Bingham, Cr Grattan, Cr Glanville, Cr Korzy and Cr Heins

AGAINST: Cr Walton, Cr Menano-Pires, Cr Robins, Cr De Luca, Cr Page, Cr Gencher and Cr Crvelin

ABSENT: Cr Regan and Cr Sprott

LOST

PROCEDURAL MOTION - ADJOURN THE MEETING

186/24 **RESOLVED**

Cr De Luca / Cr Grattan

That in accordance with clause 19.1 of the Code of Meeting Practice the meeting be adjourned for 10 minutes.

VOTING

FOR: Cr Bingham, Cr Grattan, Cr Glanville, Cr Menano-Pires, Cr Robins, Cr De Luca, Cr Page, Cr Gencher, Cr Crvelin, Cr Korzy and Cr Heins

AGAINST: Cr Walton

ABSENT: Cr Regan and Cr Sprott

CARRIED

Note: The meeting was adjourned at 8:12pm and resumed at 8:22pm

14.4 NOTICE OF MOTION NO 23/2024 - BOAT AND TRAILER PARKING IN RESIDENTIAL AND INDUSTRIAL STREETS

187/24 **RESOLVED**

Cr Page / Cr De Luca

That Council:

1. Staff provide a detailed report to a Council meeting within 4 months on measures to prevent boats, trailers and other large vehicles from parking in residential and industrial streets including various types of signage. The report is to include:
 - a. a summary of the powers currently available to Council for preventing boats, trailers and other large vehicles parking for long periods of time without movement on local roads
 - b. the possibility of designated parking areas for boats, trailers and other large vehicles
 - c. an assessment of the impact of boat, trailer and other large vehicles parking on residential and industrial streets on residents and businesses, including safety, traffic flow and amenity considerations, including the impact of reduced parking for residents.
2. Consider after the report to write to all State Members of Parliament on the Northern Beaches to lobby the State Government for legislative changes to allow Council to develop and enforce rules consistent with its residents' needs.

VOTING

FOR: Cr Bingham, Cr Grattan, Cr Glanville, Cr Walton, Cr Menano-Pires, Cr Robins, Cr De Luca, Cr Page, Cr Gencher, Cr Crvelin, Cr Korzy and Cr Heins

AGAINST: Nil

ABSENT: Cr Regan and Cr Sprott

CARRIED

14.7 NOTICE OF MOTION NO 26/2024 - YOUTH MENTAL HEALTH FACILITIES AND SERVICES ON THE NORTHERN BEACHES

188/24 RESOLVED

Cr De Luca / Cr Page

That the item be deferred to the next Ordinary Council meeting.

VOTING

FOR: Cr Bingham, Cr Grattan, Cr Glanville, Cr Walton, Cr Menano-Pires, Cr Robins, Cr De Luca, Cr Page, Cr Gencher, Cr Crvelin, Cr Korzy and Cr Heins

AGAINST: Nil

ABSENT: Cr Regan and Cr Sprott

CARRIED

14.8 NOTICE OF MOTION NO 28/2024 - VALE KAY VAN NORTON POCHE AO

189/24 RESOLVED

Cr Bingham / Cr Grattan

That Council:

1. Acknowledge the significant contributions made by the late Kay Poche AO to the Northern Beaches community and the Australian community more broadly through her generous philanthropic support.
2. Send its condolences to the Poche family.

VOTING

FOR: Cr Bingham, Cr Grattan, Cr Glanville, Cr Walton, Cr Menano-Pires, Cr Robins, Cr De Luca, Cr Page, Cr Gencher, Cr Crvelin, Cr Korzy and Cr Heins

AGAINST: Nil

ABSENT: Cr Regan and Cr Sprott

CARRIED

14.12 NOTICE OF MOTION NO 27/2024 - SPORTSGROUND ALLOCATIONS AND AUDIT

190/24 RESOLVED

Cr Page / Cr Robins

That the Chief Executive Officer prepare a briefing to Councillors on the how sports fields on the Northern Beaches are allocated to sporting clubs and that the briefing consider the following:

1. The process for allocation to sporting clubs in summer and winter.
2. What mechanism does Council employ to ensure allocation is used?
3. What are the barriers to providing more access on our current grounds?
4. Can supply of sporting facilities meet the demands of sport?

5. How has the Sportsground Strategy adopted in 2017 and its implementation impacted on the above?
6. Explore the provision of a maintenance works schedule for all sporting organisations prior to the commencement of the season noting the effect of inclement weather.
7. Inform all sporting organisations of the mowing schedule, depending on inclement weather.
8. Explore a similar booking system to that of community centres and that before any booking is made the organisation that has majority use of the facility is consulted.
9. That council explore the provision of amenity facilities for female athletes.
10. Provide a breakdown of sports fields total usage for matches and training on weekends and weekdays by:
 - a. Women and girls
 - b. Men and boys
 - c. Mixed teams.

VOTING

FOR: Cr Bingham, Cr Grattan, Cr Glanville, Cr Walton, Cr Menano-Pires, Cr Robins, Cr De Luca, Cr Page, Cr Gencher, Cr Crvelin, Cr Korzy and Cr Heins

AGAINST: Nil

ABSENT: Cr Regan and Cr Sprott

CARRIED

14.9 NOTICE OF MOTION NO 30/2024 - NORTHERN BEACHES COUNCIL DISCRETIONARY FUND

Cr Menano-Pires / Cr Walton

That

1. Council note the expenditure approved by the Mayor's office of \$2,000 for 5 residents to compete at the 2024 FIT Touch World Cup in England representing the Cook Islands, as per the Northern Beaches Council Discretionary Fund Policy, clause 5 (a) and (b)
2. The Northern Beaches Council Discretionary Fund be immediately suspended until:
 - a. Councillors are briefed on the current Northern Beaches Discretionary Fund Policy
 - b. Council conducts a full review of the Policy, including any changes that may be proposed by Councillors and/or staff
 - c. Following public consultation if required, Council to lift the suspension if and when, considered appropriate.

VOTING

FOR: Cr Menano-Pires

AGAINST: Cr Bingham, Cr Grattan, Cr Glanville, Cr Walton, Cr Robins, Cr De Luca, Cr Page, Cr Gencher, Cr Crvelin, Cr Korzy and Cr Heins

ABSENT: Cr Regan and Cr Sprott

LOST

14.10 NOTICE OF MOTION NO 31/2024 - MANLY WARRINGAH 12 YEARS REPRESENTATIVE NETBALL TEAM - UNDEFEATED STATE CHAMPIONS

191/24 **RESOLVED**

Cr De Luca / Cr Robins

That

1. Council note with pleasure that at the recent New South Wales Junior State Netball Titles, for the first time since 2019 a Manly Warringah Netball Team won the State Championship in the 12 years Division.
2. The Team consisted of:
 - Coach - Gloria Berryman
 - Manager - Edith Nathan
 - Primary Carer - Millie Gallacher
 - Team Members
 - Lily Angus
 - Sophia Cottrell
 - Sydney Kaivelata
 - Emma Knight
 - Mele Manuofetoa
 - Addison McCullough
 - Ellie Mimmo
 - Inga Mitchell
 - Bo-Kiiarni Paki
 - Amarlea Tonga
3. Council congratulate and commend the Manly Warringah Netball 12 years team on being undefeated State Champions.

VOTING

FOR: Cr Bingham, Cr Grattan, Cr Glanville, Cr Walton, Cr Menano-Pires, Cr Robins, Cr De Luca, Cr Page, Cr Gencher, Cr Crvelin, Cr Korzy and Cr Heins

AGAINST: Nil

ABSENT: Cr Regan and Cr Sprott

CARRIED

14.11 NOTICE OF MOTION NO 35/2024 - REVIEW OF TREE STEWARDSHIP AND CREATION OF TREE MANAGEMENT POLICY

192/24 **RESOLVED**

Cr Korzy / Cr Glanville

That Council:

1. Undertake an internal review of its tree assessment, pruning and removal processes including:
 - a. Frequency of inspections of individual mature trees on public land.
 - b. The number of arborists on the relevant Council panel and the criteria used to assess and appoint them.
 - c. Standard instructions provided to arborists when undertaking tree assessments.
 - d. Consultation with the public regarding potential tree removals.
 - e. Actions taken to inform the public following identification of a high risk tree and mitigate risk.
 - f. Protocols for the review of tree removal and pruning decisions including the triggers for when these reviews are undertaken.
2. As part of that review, identify the funding required to:
 - a. Inspect and assess mature trees to safely retain them in situ for their useful life expectancy.
 - b. Prune, stag or completely remove unsafe mature trees across the LGA on an annual basis.
 - c. Maintain existing trees including ongoing watering of tubestock/saplings, fertilising, weeding around them, and mulching as foreshadowed in the Tree Canopy Plan.
3. Create a Tree Management Policy for Northern Beaches Council, consistent with the Tree Canopy Plan as resolved by Council in September 2023.
4. Within six months report to council on the outcome of the reviews in points 1. and 2. as well as the new draft Tree Management Policy.

VOTING

FOR: Cr Bingham, Cr Grattan, Cr Glanville, Cr Walton, Cr Robins, Cr De Luca, Cr Page, Cr Gencher, Cr Crvelin, Cr Korzy and Cr Heins

AGAINST: Cr Menano-Pires

ABSENT: Cr Regan and Cr Spratt

CARRIED

14.14 NOTICE OF MOTION NO 32/2024 - STATE GOVERNMENT'S FUNDING, SERVICES AND INFRASTRUCTURE CUTS ON THE NORTHERN BEACHES

NOTE: Councillor Glanville left the meeting at 10:12pm

193/24 **RESOLVED**

Cr De Luca / Cr Page

That

1. This Council notes with serious concern the neglect and attacks on the Northern Beaches by the State Government:
 - a. The State Government is considering that tolls should be higher and that drivers be charged in both directions for crossing the Sydney Harbour Bridge and Tunnel.
 - b. The State Government continue to withhold funding to finish essential Mona Vale Road Works.
 - c. The State Government has abandoned the Northern Beaches Tunnel project.
 - d. The State Government has announced the closure of Narrabeen Ambulance Station.
 - e. In July 2023, the State Government reduced bus services on the Northern Beaches without any community consultation.
 - f. The State Government has presided over funding and staff cuts at Northern Beaches Hospital.
 - g. The State Government abandoned plans to upgrade and refurbish Balgowlah Boys High School.
 - h. The State Government had failed to commit to the ongoing funding and support of the Dalwood Spilstead Service.
 - i. The State Government has announced proposed planning reforms to increase development on the Northern Beaches, despite our community lacking the infrastructure to cope with current development.
 - j. On 20 September 2023, Premier Chris Minns, in Parliament accused the Northern Beaches of "NIMBYism" and targeted and named the suburbs of "Bilgola Plateau, Ingleside, Mona Vale, Newport, Palm Beach, Terry Hills and Warriewood".

2. This Council condemns the State Government for its unfair attacks, neglect and funding cuts on the Northern Beaches and writes to NSW Premier Chris Minns calling on him to show fairness and restore funding, services and infrastructure to the Northern Beaches.

VOTING

FOR: Cr Walton, Cr Menano-Pires, Cr De Luca, Cr Page, Cr Gencher and Cr Crvelin

AGAINST: Cr Bingham, Cr Grattan, Cr Robins, Cr Korzy and Cr Heins

ABSENT: Cr Glanville, Cr Regan and Cr Sprott

CARRIED

14.15 NOTICE OF MOTION NO 33/2024 - COUNCIL CANDIDATE SAFETY

194/24 **RESOLVED**

Cr De Luca / Cr Heins

That Council:

1. Note with concern the failure of the NSW Minns Government to respond to safety concerns and enact the resolution 272/23 of Northern Beaches Council meeting held on 26 September 2023 and the 2023 NSW Local Government Conference held on November 2023 to ensure Local Government Candidates' safety by removing the requirement to have a street address on campaign material and the request to revert to the previous Regulation whereby a PO Box could be used.
2. Note with concern the advice from the Office of Local Government that an Office address or hot desk can be used as this still poses a safety risk to candidates or Registered Officers in their workplaces or unnecessary expenses for hot desks.
3. Note with serious concerns violent attacks on Members of Parliament and their Officers. For example, the alleged terrorist attack on the Member for Newcastle, the attack and vandalism of the Premier's Office in Kogarah and the attack and firebomb on Josh Burns MP's office to name a few.
4. Request the Chief Executive Officer to take all necessary actions as a matter of urgency to contact the Premier, Minister of Local Government, Office for Local Government and Opposition Leader and Shadow Minister and any other relevant persons to urgently change the Regulation that poses a significant safety risk to candidates, their families and others.

VOTING

FOR: Cr Bingham, Cr Grattan, Cr Walton, Cr Menano-Pires, Cr Robins, Cr De Luca, Cr Page, Cr Gencher, Cr Crvelin, Cr Korzy and Cr Heins

AGAINST: Nil

ABSENT: Cr Glanville, Cr Regan and Cr Sprott

CARRIED

18.0 REPORT OF CONFIDENTIAL RESOLUTIONS

In accordance with Council's Code of Meeting Practice clause 15.22 the resolutions of confidential reports resolved by exception earlier in the meeting and resolutions passed in closed session were displayed on the public screens and livestream of the meeting webcast

17.1 RFT 2024/015 - DESIGN AND CONSTRUCT QUEENSCLIFF PEDESTRIAN AND CYCLE BRIDGE AND ASSOCIATED FOOTPATH REALIGNMENTS

168/24**RESOLVED**

Cr Robins / Cr Grattan

That Council:

1. Accept the tender of Heuron Screenline Pty Limited for RFT2024/015 – Design and Construct Queenscliff Pedestrian and Cycle Bridge and Associated Footpath Realignment for the sum of \$896,100 excluding GST.

2. Delegate authority to the Chief Executive Officer to execute all necessary documentation to give effect to this resolution and to approve contract payments up to the amount specified in the confidential evaluation report.

RESOLVED BY EXCEPTION

Note: This is a copy of the resolution that was resolved by exception in open session in section 6.0-Items Resolved by Exception on page 11.

17.2 EXEMPTION FROM TENDERING FOR PROVISION OF HOSTING, SUPPORT & MANAGEMENT SOFTWARE FOR PENALTY INFRINGEMENT SYSTEM

182/24 RESOLVED

Cr Glanville / Cr Grattan

That Council:

1. Enter into a contract with Orikan Australia Pty Ltd (previously trading as Pinforce Pty Ltd) for Penalty Infringement Management Services for a period of up to 3 years.
2. Resolve pursuant to section 55(3)(i) of the *Local Government Act 1993* that a satisfactory result would not be achieved by inviting tenders for the contract referred to in 1 because of extenuating circumstances by reason of the following:
 - a. Orikan Australia Pty Ltd interfaces with Revenue NSW and has been providing professional and reliable services to Council since 2016.
 - b. The ongoing engagement of a specialist ticketing service provider is critical to the operational viability of Council ticketing services.
 - c. Orikan Australia Pty Ltd recently updated Council's software management platform to a ticketless system which has been operating since March 2024 and is proving reliable and efficient. Making changes to this system now would cause significant operational delays.
 - d. Orikan is the only viable provider with cloud based ticketless parking that interfaces with Revenue NSW that maintains Council's current functionality. Moving away from Revenue NSW at this time would be costly and impracticable.
 - e. Orikan Australia Pty Ltd's integration with Revenue NSW creates operational efficiencies.
3. Delegate authority to the Chief Executive Officer to do all things necessary to give effect to this resolution including the execution of all necessary documentation.

VOTING

FOR: Cr Bingham, Cr Grattan, Cr Glanville, Cr Walton, Cr Regan, Cr Menano-Pires, Cr Robins, Cr De Luca, Cr Page, Cr Gencher, Cr Crvelin, Cr Korzy and Cr Heins

AGAINST: Nil

ABSENT: Cr Sprott

CARRIED

The meeting concluded at 10:37pm

This is the final page of the minutes comprising 38 pages numbered 1 to 38 of the Northern Beaches Council Meeting held on Tuesday 30 July 2024 and confirmed on Tuesday 13 August 2024

Mayor

Chief Executive Officer