

Manly Council

Minutes

Ordinary Meeting

Held at Council Chambers, 1 Belgrave Street Manly on:

Monday 20 September 2004

*Copies of business papers are available at the Customer Services Counter at Manly Council, Manly Library and Seaforth Library and are available on Council's website:
www.manly.nsw.gov.au*



The Ordinary Meeting of Manly Council was held in the Council Chambers, Town Hall, Manly, on Monday 20 September 2004. The meeting commenced at 7:34 pm.

PRESENT

His Worship, The Mayor, Councillor Dr Peter Macdonald, who presided
Deputy Mayor, Councillor R Morrison, Deputy Chairperson
Councillor B Aird
Councillor P Daley
Councillor J Evans
Councillor J Hay, AM
Councillor A Heasman
Councillor J Lambert
Councillor D Murphy
Councillor M Norek

ALSO PRESENT

Henry T Wong, General Manager
Dave Stray, Manager Development Control
Julia Paul, Minute Secretariat

OPENING PRAYER (File A8/2)

The Opening Prayer was presented by Pastor Ian Freestone.

APOLOGIES (File A8/2)

Apologies were tendered on behalf of Councillor S Cant and Councillor B Pedersen, for non-attendance.

141/04 RESOLVED: (Hay/Heasman)

That the apologies received from Councillor Cant and Councillor Pedersen, be accepted and leave be granted.

For the Resolution: Councillors Hay, Heasman, Lambert, Murphy, Daley, Morrison, Aird, Evans, Norek and Macdonald.

Against the Resolution: Nil.

DECLARATIONS OF PECUNIARY INTEREST / CONFLICT OF INTEREST (File A8/2)

Nil.

CONFIRMATION OF MINUTES (File C17/23)

That copies of the Minutes of the Ordinary Meeting of Council held on Monday 16 August 2004, having been furnished to each member of the Council, such Minutes be taken as read and confirmed as a true record of proceedings of such meeting.

142/04 RESOLVED: (Macdonald/Heasman)

That copies of the Minutes of the Ordinary Meeting of Council held on Monday 16 August 2004, having been furnished to each member of the Council, such Minutes be taken as read and confirmed as a true record of proceedings of such meeting.

For the Resolution: Councillors Hay, Heasman, Lambert, Murphy, Daley, Morrison, Aird, Evans, Norek and Macdonald.

Against the Resolution: Nil.

PUBLIC FORUM (File C17/43)

NAME	SUBJECT/PUBLIC SPEAKERS
Mr Peter Gardiner	Provision of First Aid Oxygen at Shelly Beach
Dr Patricia Petersen	Tony Abbott's position re local hospitals
Mr Richard Hewitt	Penguins

SUSPENSION OF STANDING ORDERS (Macdonald/Hay)

That **Standing Orders** be suspended to allow for consideration of the following items of public interest i.,e. Public Addresses, Mayoral Minute No. 16, Refugee Welcome Zones, Mayoral Minute No. 17, Services Sydney Proposal - National Competition Council (NCC) Draft Recommendations and Notice of Motion No. 40, Manly Council to show leadership on Shopping Trolley Pollution.

143/04 RESOLVED: (Macdonald/Hay)

That **Standing Orders** be suspended to allow for consideration of the following items of public interest i.,e. Public Addresses, Mayoral Minute No. 16, Refugee Welcome Zones, Mayoral Minute No. 17, Services Sydney Proposal - National Competition Council (NCC) Draft Recommendations and Notice of Motion No. 40, Manly Council to show leadership on Shopping Trolley Pollution.

For the Resolution: Councillors Hay, Heasman, Lambert, Murphy, Daley, Morrison, Aird, Evans, Norek and Macdonald.

Against the Resolution: Nil.

PUBLIC ADDRESSES
(File C17/43)

NAME	SUBJECT/PUBLIC SPEAKERS
Dr Rosemary Ashton	Mayoral Minute No. 16, Refugee Welcome Zones
Mr Richard Hewitt	Mayoral Minute No. 17, Services Sydney Proposal - National Competition Council (NCC) Draft Recommendations
Ms Anita Douglas	Notice of Motion No. 40 Manly Council to show leadership on Shopping Trolley Pollution

MAYORAL MINUTES

Mayoral Minute Report No. 16

Refugee Welcome Zones

MOTION: (Macdonald)

That the Manly Council (LGA) be declared a Refugee Welcome Zone.

AMENDMENT: (Heasman / Morrison)

That the Notice of Motion be **deferred** until after the Federal Election to seek unanimous support for this motion.

For the Amendment: Councillors Heasman, Murphy, Daley and Morrison.

Against the Amendment: Councillors Hay, Lambert, Aird, Evans, Norek and Macdonald.

The **Amendment** was declared **Lost**.

144/04 RESOLVED: (Macdonald)

That the Manly Council (LGA) be declared a Refugee Welcome Zone.

For the Resolution: Councillors Hay, Heasman, Lambert, Aird, Evans, Norek and Macdonald.

Against the Resolution: Councillors Murphy, Daley and Morrison.

Mayoral Minute Report No. 17

Services Sydney Proposal - National Competition Council (NCC) Draft Recommendations

MOTION: (Macdonald)

1. That Council re-affirms its submission made in July to the original enquiry but also argues for a declaration period closer to that requested by Services Sydney's of at least 25-30 years – closing date for submissions is 24 September, 2004.
2. That Council makes every effort to promote the concept to the Manly and broader communities. This is not just important in showing the NCC the community is vitally

interested but also in sending a signal to the Premier who must approve the proposed declaration.

3. That as many Councillors as possible make individual submissions. These need only be brief, commending the NCC on a thorough review and asking only that they consider a longer declaration period. NCC take note of community views.
4. That Council notify the Sydney Coastal Councils Group on our actions on this issue.

AMENDMENT: (Murphy/Norek)

1. That Council re-affirms its submission made in July to the original enquiry but also argues for a declaration period closer to that requested by Services Sydney's of at least 15-20 years – closing date for submissions is 24 September, 2004.
2. That Council makes every effort to promote the concept to the Manly and broader communities. This is not just important in showing the NCC the community is vitally interested but also in sending a signal to the Premier who must approve the proposed declaration.
3. That as many Councillors as possible make individual submissions. These need only be brief, commending the NCC on a thorough review and asking only that they consider a longer declaration period. NCC take note of community views.
4. That Council notify the Sydney Coastal Group on this issue.

For the Amendment: Councillors Hay, Murphy, Daley, Morrison and Norek.

Against the Amendment: Councillors Heasman, Lambert, Aird, Evans and Macdonald.

With the voting being equal the Mayor exercised his casting vote against the amendment and declared it **Lost**.

145/04 RESOLVED: (Macdonald/)

1. That Council re-affirms its submission made in July to the original enquiry but also argues for a declaration period closer to that requested by Services Sydney's of at least 25-30 years – closing date for submissions is 24 September, 2004.
2. That Council makes every effort to promote the concept to the Manly and broader communities. This is not just important in showing the NCC the community is vitally interested but also in sending a signal to the Premier who must approve the proposed declaration.
3. That as many Councillors as possible make individual submissions. These need only be brief, commending the NCC on a thorough review and asking only that they consider a longer declaration period. NCC take note of community views.
4. That Council notify the Sydney Coastal Council Group on our actions on this issue.

For the Resolution: Councillors Hay, Heasman, Lambert, Daley, Morrison, Aird, Evans, Norek and Macdonald.

Against the Resolution: Councillor Murphy.

NOTICES OF MOTION

Notice of Motion Report No. 40

Manly Council to show leadership on Shopping Trolley Pollution**MOTION: (Norek/Heasman)**

1. That an urgent meeting be convened by Council involving the Mayor, the General Manager and the Managers of Coles, Food for Less and Franklins to address the problem of management of the trolleys from Coles and to develop a Council policy on shopping trolleys and report back to the next Ordinary Meeting of Council.
2. That Council establish a working party with all relevant stakeholders to determine the best solution for the management of abandoned trolleys in Manly LGA. This should consist of the following:
 - i. Councillor Norek and one other councillor,
 - ii. Council ranger and other appropriate council staff,
 - iii. other key community stakeholders
 - iv. and representatives of the main retailers.
3. Some of the possible solutions might be:
 - i. Implement a trolley deposit system, whereby shoppers pay a small fee for the use of a trolley.
 - ii. Establishment of a tracking system with individual devices placed on trolleys to facilitate their collection.
 - iii. Marking the trolleys with notices highlighting the personal responsibility of individuals to return trolleys and the implications if they don't.
4. Supporting whichever solution, would be the enhancement of Council services including:
 - i. Promotion of the scheme via shop advertisements, in-store posters, Media Launch and Precinct newsletters.

AMENDMENT: (Aird/Lambert)

That an urgent meeting be convened by Council involving the Mayor, the General Manager and the Managers of Coles, Food for Less and Franklins to address the problem of management of the trolleys from Coles and to develop a Council policy on shopping trolleys and report back to the next Ordinary Meeting of Council.

For the Amendment: Councillors Lambert, Morrison, Aird, Evans and Macdonald.

Against the Amendment: Councillors Hay, Heasman, Murphy, Daley and Norek.

With the voting being equal the Mayor exercised his casting vote against the Amendment and declared it **Lost**.

146/04 RESOLVED: (Norek/Heasman)

1. That an urgent meeting be convened by Council involving the Mayor, the General Manager and the Managers of Coles, Food for Less and Franklins to address the problem of management of the trolleys from Coles and to develop a Council policy on shopping trolleys and report back to the next Ordinary Meeting of Council.
2. That Council establish a working party with all relevant stakeholders to determine the best solution for the management of abandoned trolleys in Manly LGA. This should consist of

the following:

- i. Councillor Norek and one other councillor,
- ii. Council ranger and other appropriate council staff,
- iii. other key community stakeholders
- iv. and representatives of the main retailers.

3. Some of the possible solutions might be:

- i. Implement a trolley deposit system, whereby shoppers pay a small fee for the use of a trolley.
- ii. Establishment of a tracking system with individual devices placed on trolleys to facilitate their collection.
- iii. Marking the trolleys with notices highlighting the personal responsibility of individuals to return trolleys and the implications if they don't.

4. Supporting whichever solution, would be the enhancement of Council services including:

- i. Promotion of the scheme via shop advertisements, in-store posters, Media Launch and Precinct newsletters.

For the Resolution: Councillors Hay, Heasman, Murphy, Daley, Morrison, Evans, Norek and Macdonald.

Against the Resolution: Councillors Lambert and Aird.

RESUMPTION OF STANDING ORDERS (Macdonald/Hay)

That **Standing Orders** be resumed.

147/04 RESOLVED: (Macdonald/Hay)

That **Standing Orders** be resumed.

For the Resolution: Councillors Hay, Heasman, Lambert, Murphy, Daley, Morrison, Aird, Evans, Norek and Macdonald.

Against the Resolution: Nil.

Notice of Motion Report No. 41

Alcohol Free Zones in Manly

MOTION: (Daley/Murphy)

1. That Manly Council request the local Police to enforce the Alcohol Free Zones within the Manly Local Government area.
2. That the Mayor utilise his Mayoral column to remind the Manly community of their responsibilities within the Alcohol Free Zone within Manly.

AMENDMENT: (Heasman/Hay)

1. That Manly Council write to the local Police to thank them for their commitment to our LGA and request them to continue to enforce the Alcohol Free Zones within the LGA.

2. That the Mayor utilise his Mayoral column to remind the Manly community of their responsibilities within the Alcohol Free Zone in Manly.
3. That Council approach the Manly Youth Council to look at ways of highlighting the responsibilities of the Alcohol Free Zone in the Manly LGA.

For the Amendment: Councillors Hay, Heasman, Evans and Macdonald.

Against the Amendment: Councillors Lambert, Murphy, Daley, Morrison, Aird and Norek.

The **Amendment** was declared **Lost**.

148/04 RESOLVED: (Daley/Murphy)

1. That Manly Council request the local Police to enforce the Alcohol Free Zones within the Manly Local Government area.
2. That the Mayor utilise his Mayoral column to remind the Manly community of their responsibilities within the Alcohol Free Zone within Manly.

For the Resolution: Councillors Lambert, Murphy, Daley, Morrison, Aird, Evans, Norek and Macdonald.

Against the Resolution: Councillors Hay and Heasman.

ITEMS FOR BRIEF MENTION

Item For Brief Mention Report No. 6

Items for Brief Mention

Reports

1. Candidates contesting elections and parties registered in the Local Government Register of political parties endorsing candidates at an election are required to lodge a Declaration of Political Contributions received and Electoral Expenditure Incurred. The Election Funding Authority has provided copies of the Declarations lodged by candidates in connection with the ordinary election of the Mayor and Councillors held on 27 March, 2004. The Declarations are public documents under Section 12(1) of the Local Government Act, 1993. The declarations are tabled.

Minutes of Meetings

2. WASTE COMMITTEE MINUTES OF MEETING HELD ON 25 AUGUST 2004.
3. ACCESS COMMITTEE MINUTES OF MEETING HELD ON 19 AUGUST 2004
4. COMMUNITY SAFETY COMMITTEE MINUTES OF MEETING HELD ON 19 AUGUST 2004
5. MANLY HERITAGE COMMITTEE NOTES FOR DISCUSSION OF THE MEETING HELD ON 11 AUGUST 2004.
6. MANLY YOUTH COUNCIL MINUTES OF MEETING HELD ON 16 AUGUST 2004
7. MANLY ARTS FESTIVAL COMMITTEE NOTES OF MEETING HELD ON 5 AUGUST 2004

8. PUBLIC ART COMMITTEE MINUTES OF MEETING HELD ON 18 AUGUST 2004
9. MANLY ART GALLERY & MUSEUM LIAISON COMMITTEE MINUTES OF MEETING HELD ON 11 AUGUST 2004
10. THE MANLY MEALS ON WHEELS SERVICE COMMITTEE MINUTES OF MEETING HELD ON 11 AUGUST 2004
11. THE MANLY MEALS ON WHEELS SERVICE COMMITTEE MINUTES OF MEETING HELD ON 1 SEPTEMBER 2004

MOTION: (Hay/Morrison)

1. That items as listed in the above Reports and Minutes of Meetings be adopted with the exception of the Minutes of Waste Committee held on 25 August 2004.
2. WASTE COMMITTEE MINUTES OF 25 AUGUST 2004

That the items listed in the Waste Committee Minutes of 25 August 2004 be adopted, including the following:

Item 5.1 - Food and Wine Festival Planning

- A. That the VIC Board, Environment Committee, Traffic Committee and Manly Sustainability Working Group each be asked to evaluate the following options and provide comment as a basis for consideration by Council:
 1. Discontinue the Food and Wine Festival
 2. Conduct a week-long business-based Festival similar to the recent Fiery Food Festival – managed by the Chamber of Commerce with Council support
 3. Continue a Festival for businesses on the Oceanfront, but limited to the Area south of the roadway, outside their businesses
 4. As now, but with tighter Waste Management controls
- B. That Events Manager John Morgan be asked to provide to the Waste Committee by 10th September, 2004 a detailed report on the financial aspects of the event and trends over recent years, together with advice on attendance trends.
- C. That reports from other Committees be brought back to the September meeting of the Waste Management Committee prior to a recommendation to Council's October meeting for determination of the future direction of the festival.

Item 5.2 State of the Environment Report 2003/04

That Council staff review *major submissions* (received throughout the year) to the extent possible, with some means in the future for feeding such submissions into the SoE review progressively (as they are received).

149/04 RESOLVED: (Hay/Morrison)

1. That items as listed in the above Reports and Minutes of Meetings be adopted with the exception of the Minutes of Waste Committee held on 25 August 2004.
2. WASTE COMMITTEE MINUTES OF 25 AUGUST 2004

That the items listed in the Waste Committee Minutes of 25 August 2004 be adopted,

including the following:

Item 5.1 - Food and Wine Festival Planning

- A. That the VIC Board, Environment Committee, Traffic Committee and Manly Sustainability Working Group each be asked to evaluate the following options and provide comment as a basis for consideration by Council:
1. Discontinue the Food and Wine Festival
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 4. As now, but with tighter Waste Management controls
- B. That Events Manager John Morgan be asked to provide to the Waste Committee by 10th September, 2004 a detailed report on the financial aspects of the event and trends over recent years, together with advice on attendance trends.
- C. That reports from other Committees be brought back to the September meeting of the Waste Management Committee prior to a recommendation to Council's October meeting for determination of the future direction of the festival.

Item 5.2 - State of the Environment Report 2003/04

That Council staff review *major submissions* (received throughout the year) to the extent possible, with some means in the future for feeding such submissions into the SoE review progressively (as they are received).

For the Resolution: Councillors Hay, Heasman, Lambert, Murphy, Daley, Morrison, Aird, Evans, Norek and Macdonald.

Against the Resolution: Nil.

CORPORATE SERVICES DIVISION REPORTS

Corporate Services Division Report No. 19

Accounts - Report on Council Investment as at 31 August 2004 (A2/12) SUMMARY

Latest accounting statements for the period to 31 August, 2004.

1. Statement showing General Fund Bank Account balance as at 31 August, 2004.
2. Cash investments as at 31 August, 2004.

MOTION: (Hay/Heasman)

1. That the statement of General Fund Bank Account balance as at 31 August, 2004 be received and noted.
2. That details of Council's cash investments as at 31 August, 2004 be received and noted.

150/04 RESOLVED: (Hay/Heasman)

1. That the statement of General Fund Bank Account balance as at 31 August, 2004 be received and noted.
2. That details of Council's cash investments as at 31 August, 2004 be received and noted.

For the Resolution: Councillors Hay, Heasman, Lambert, Murphy, Daley, Morrison, Aird, Evans, Norek and Macdonald.

Against the Resolution: Nil.

ENVIRONMENTAL SERVICES DIVISION REPORTS

Environmental Services Division Report No. 64

Honorary Rangers (H11/1)

SUMMARY

Current council policy allows for Honorary Rangers to be appointed every two years. The current two year term expires 16 December 2004. Normal practice is to inform all Precinct Community Forums and to those current listed Honorary Rangers. Council has currently eight (8) honorary rangers, one (1) in Fairlight; Seaforth; Clontarf and five (5) in Manly.

MOTION: (Hay/Heasman)

1. That Council reconfirm the current policies and practices as they are meeting the needs of the community.
2. That Council request the Clontarf Precinct to nominate 2 additional Honorary Rangers for the Sandy Bay Road Reserve

151/04 RESOLVED: (Hay/Heasman)

1. That Council reconfirm the current policies and practices as they are meeting the needs of the community.
2. That Council request the Clontarf Precinct to nominate 2 additional Honorary Rangers for the Sandy Bay Road Reserve

For the Resolution: Councillors Hay, Heasman, Lambert, Murphy, Daley, Morrison, Evans, Norek and Macdonald.

Against the Resolution: Nil.

Councillor Aird was not present and did not take part in the voting.

CIVIC SERVICES UNIT REPORTS

Civic Services Unit Report No. 1

**Tenders - Purchase of Major Plant – Tender No. 04/11 - Supply and Delivery of One (1) 8m³ Garbage Compactor – Tender No. 04/12 - Sale of Plant No 726 By Tender (T5/1/13)
SUMMARY**

1. Tenders have been received for the supply of one (1) 8m³ Garbage Compactor together with the purchase and/or trade-in on Council's Plant No 726.
2. It is recommended that the tender from Suttons Motors Arncliffe Pty Ltd for the supply and delivery of one (1) Garbage Compactor and the tender by Fretus Waste Service Pty Ltd for the purchase of Plant No 726 be accepted.

MOTION: (Hay/Morrison)

1. That Council accept the offer from **Suttons Motors Arncliffe Pty Ltd** for the supply and delivery of one 8m³ garbage compactor being an **Isuzu FRR500** cab chassis for **\$91,690** including GST coupled with a **Garwood compactor** unit for **\$77,165** for an all up cost of **\$168,855 including GST.**
2. That Council accept the offer from **Fretus Waste Services Pty Ltd** for the purchase of plant No.726 for **\$44,000including GST**
3. That the unsuccessful tenderers be advised accordingly.

152/04 RESOLVED: (Hay/Morrison)

1. That Council accept the offer from **Suttons Motors Arncliffe Pty Ltd** for the supply and delivery of one 8m³ garbage compactor being an **Isuzu FRR500** cab chassis for **\$91,690** including GST coupled with a **Garwood compactor** unit for **\$77,165** for an all up cost of **\$168,855 including GST.**
2. That Council accept the offer from **Fretus Waste Services Pty Ltd** for the purchase of plant No.726 for **\$44,000including GST**
3. That the unsuccessful tenderers be advised accordingly.

For the Resolution: Councillors Hay, Heasman, Lambert, Murphy, Daley, Morrison, Evans, Norek and Macdonald.

Against the Resolution: Nil.

Councillor Aird was not present and did not take part in the voting.

QUESTIONS WITHOUT NOTICE**Councillor Hay**

I have received a number of phone calls and emails from parents of St Cecilia's school concerned about the fact that they have received a letter stating that their children are not allowed to attend Manly Council Before and After School Care. Could the General Manager advise why this is?

At the request of the Mayor, the General Manager advised that he was unaware that Council is discouraging any of our existing users from utilising this service. The OOSH service is very popular and we have not reduced services. The General Manager undertook to take this matter on notice.

The Mayor advised that he also has been receiving representations and has been in contact with the Director of Children Services Treena Allen and perhaps the General Manager could ask her to email Cllr Hay with similar emails that she sent to the Mayor.

Councillor Lambert

Some months ago the General Manager gave me an assurance that the bank of big bins in The Corso would be there for a limited trial period and I understood that we would then get a report on the performance of them. I am wondering whether that performance audit has been done, where we are up to, whether there are any plans to reverse that or install more and what the state of play in relation to those big bins is?

At the request of the Mayor the General Manager advised that there are two bins one is for recycling and the other is for putrescible and they are side by side at the moment. The whole purpose is to reduce the cycle time required to service them, in summer the cycle time is every 20 minutes and that is simple taking staff away from other duties and I have plans to install most of my Corso staff as litter patrol officers as part of the changing of their duties. The recycling bins will certainly remain but the housing is to be redesigned somewhat and the putrescible or garbage bins are the subject of the audit, not the recyclable bin. I will report back on the figures that will come out of that in terms of diversion of avoidable material collected.

Supplementary Question Cllr Lambert

I presume from that we are not yet in a position to decide if we are going to leave that one there or whether we are thinking of installing any others?

At the request of the Mayor, the General Manager advised the way ahead is to remove the small bins wherever they are and replace four small bins with one larger housing and all of which to be located where trucks could easily pick them up from The Corso. As Councillors may recall last year we had a submission from a Criminal Barrister who lives in the Peninsula Building on noise issues. It was after that submission that we looked at the whole question of cycle times and certainly in relation to the current push to eliminate or reduce the reliance on plastic bags, the 660 litre bins if deployed in the way we think they can be will eliminate the need for bin liners that we have previously required. We would like to see the reduction in the number of smaller bins and replace them with groups of larger bins at the end of The Corso so that they can be picked up mechanically and install our current Corso cleaners as litter patrol officers. In fact they are being sworn in this week.

Councillor Murphy

I have been asked by a few people since becoming a Councillor what is the situation with DA's that go to the Land and Environment Court. What happens, do we approach the applicant once they go to Land and Environment Court and if we do does it then go to a DAU or do the respective legal teams sort it out and does the applicant get charged another submission fee?

At the request of the Mayor the General Manager advised the situation is that court procedure requires the parties to mediate as the first step. Most of the issues could be mediated in relation to DA consent and if we reach agreement either by way of a Court order or by way of a supplementary consent by Section 96 or 82A Review then we would do that, otherwise the matter would go to a hearing. There aren't many matters that go to the full hearing per se and with those matters that do go to the full hearing 90% are found in Councils favour.

Supplementary Question Cllr Murphy

If the matter that is going to court and agreement was able to be reached at arbitration (mediation) would the applicant then have to submit a Section 96 for his modified plans given that in the mediation he might have made some changes that would satisfy Council? The process is just what I am looking for.

At the request of the Mayor the General Manager advised that the Court might suggest that the applicant submit fresh plans and when a matter is litigated, the Court becomes the Consent Authority not the Council.

Councillor Morrison

I wish to raise a question of visual pollution of real estate signs. In Seaforth we have multiple lot developments and what we are getting is the standard 1.8m wide x1m high signs. In some places we have six in front of one house block development where there is a multiple estate, 41 Castle Circuit is the example I am talking about. When do they become visual pollution? I know the Real Estate agents pay a fee but these blocks have failed to sell so the site signage has come from one or two agents and now there are half a dozen at a time all offering sale of the same property that other agents are offering. At what stage do the neighbours that get this billboard effect get the signage removed?

At the request of the Mayor the General Manager advised that anyone who puts up a larger than standard sign that causes a nuisance will be dealt with. The issue in the instance of Castle Circuit situation is one of reasonableness, if they put up a series of signs that is in contravention of the spirit of the policy objective, then I am happy to take issue with them.

Councillor Aird

1. A month ago I asked if Council could put "No Cycling" signs on the walkway directly to the south of North Steyne Surf Club because it is now a restricted walkway due to the repairs and it is dangerous. It needs to be at the beginning of the path.

At the request of the Mayor the General Manager advised that he will take this matter on notice to action.

2. Following on from Cllr Lambert's concerns regarding the bins, I have had a number of complaints from the community as to the visual impacts of the large bins and I ask that the issue come to the next LMUD Committee with the rationale and their comments and also to the Waste Committee.

At the request of the Mayor the General Manager advised that he will take this matter on notice to action.

Councillor Norek

1. Manly Council has its OH&S Manuals, is each staff member conversant with the requirements of OH&S, are they constantly being fine tuned, if so when, what training is given particularly to new staff and volunteers, and is Manly Council OH&S up to date with last year NSW State laws in relation to OH&S and volunteers?

At the request of the Mayor the General Manager advised that he is fully aware of the legislative requirements of OH&S. In fact no one around this chamber is responsible for OH&S requirements but the General Manager. It is incumbent on him to ensure that every member of staff when they come on board is fully inducted in relation to OH&S requirements. Council have a very active OH&S workplace Committee they are also very much engaged in areas of work method specifications and certainly in relation to OH&S procedures particularly in such areas as manual handling and also working in confined spaces. The induction process is on a once every six week basis for new staff and in relation to OH&S training we provide OH&S Committee specific training on a once a year basis for updating purposes and there are two OH&S Corporate Training programs a year and they are part of the Corporate Training calendar. I make it a business of mine to ensure that I personally open each of these training sessions so that staff involved are left

in no doubt that Council considers it important that everyone is fully trained and there are no injuries in the workplace.

With regard to volunteers it is not only volunteers, we are also responsible for contractors, sub-contractors and their sub-contractors so at the end of the day I am responsible for all of them. Certainly from a procedural side there is a proper sign-off process required for our contractors and that they get involved in an induction process before they get on a site. In as far as volunteers go we do not have a large volume of volunteers other than in the bush care area. Bush Care volunteers are inducted properly and also put through the paces as far as safe work practices the same as any new member of staff on the Council.

2. I have received numerous letters from residents asking why is it possible to send a cheque and letter to Manly Council by post on one day and have the cheque presented the next day while letters received from Manly Council are received 6 or 7 days after the date of the letter.

At the request of the Mayor the General Manager advised that the Council relies on an agent to post our letters on a bulk basis through Australia Post. Australia Post also has a system of delivery on a priority basis for any letter with a barcode (BMP). Manly Council does not have that system in place and therefore Council's mail sometimes takes second priority to someone who has a bulk mail system (BMP) which may have cost a great deal to implement. As far as banking is concerned, the Council has a daily routine for banking.

MATTERS OF URGENCY

Nil

CLOSE

The meeting closed at 10.34pm

The above minutes were confirmed at an **Ordinary Meeting** of Manly Council held on 18 October 2004.

MAYOR

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