

Manly Council

Minutes

Ordinary Meeting

Held at Council Chambers, 1 Belgrave Street Manly on:

Monday 25 July 2005

*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 was held in the Council Chambers, Town Hall, Manly, on Monday 25 July 2005. The meeting commenced at 7:39 pm.

PRESENT

His Worship, The Mayor, Councillor Dr Peter Macdonald, who presided
Deputy Mayor, Councillor R Morrison, Deputy Chairperson (arrived at 7:41pm)
Councillor B Aird
Councillor S Cant
Councillor J Evans
Councillor J Hay, AM
Councillor A Heasman
Councillor J Lambert
Councillor D Murphy
Councillor B Pedersen

ALSO PRESENT

Henry T Wong, General Manager
Jim Hunter, Director Corporate Planning & Strategy
David Stray, Manager Development Control
Ross Fleming, Chief Financial Officer
Melinda Aitkenhead, Minute Taker
Rachael Levey, Minute Taker

OPENING PRAYER

The Opening Prayer was presented by His Worship, The Mayor, Councillor Dr Peter Macdonald.

APOLOGIES

Apologies were tendered on behalf of Councillor P Daley and Councillor M Norek for non-attendance.

303/05 RESOLVED: (Hay/Heasman)

That the apologies received from Councillor P Daley and Councillor M Norek, be accepted and leave be granted.

For the Resolution: Councillors Macdonald, Hay, Heasman, Lambert, Cant, Murphy, Pedersen, Aird, Evans.

Against the Resolution: Nil.

DECLARATIONS OF PECUNIARY INTEREST / CONFLICT OF INTEREST

Nil.

CONFIRMATION OF MINUTES**304/05 RESOLVED: (Pedersen/Heasman)**

That copies of the Minutes of the Ordinary Meeting of Council held on Monday 20 June 2005, 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 Macdonald, Hay, Heasman, Lambert, Cant, Murphy, Pedersen, Aird, Evans.

Against the Resolution: Nil.

305/05 RESOLVED: (Pedersen/Heasman)

That copies of the Minutes of the Extraordinary Meeting of Council held on Monday 4 July 2005, 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 Macdonald, Hay, Heasman, Lambert, Cant, Murphy, Pedersen, Aird, Evans.

Against the Resolution: Nil.

Councillor Morrison entered the Chamber at 7.41pm

PUBLIC FORUM

NAME	SUBJECT/PUBLIC SPEAKERS
Shelagh Champion	The spearing of Governor Phillip at Manly Cove in September 1790 and the importance of the First Fleet records.
Tom Shanahan	Opposition to the midnight lockout in Manly.
Patrick Burke	Closure of Alexander St at Balgowlah Road, including a safety barrier between the proposed roundabout and Stella Maris Multi-Media Centre.

STANDING ORDERS (Mayor Macdonald)

That Standing Orders be suspended to allow for consideration of Items of public interest, being Public Addresses, Notice of Rescission Report No. 5, and Corporate Planning and Strategy Division Report No. 40.

306/05 RESOLVED: (Macdonald)

That Standing Orders be suspended to allow for consideration of Items of public interest, being Public Addresses, Notice of Rescission Report No. 5, and Corporate Planning and Strategy Division Report No. 40.

For the resolution: Councillors Hay, Heasman, Lambert, Cant, Murphy, Morrison, Pedersen, Aird, Evans, Macdonald.

Against the resolution: Nil.

PUBLIC ADDRESSES

ITEM	SPEAKER
<p>Notice of Rescission No.5 Environmental Services Report 29 – Ordinary Meeting 20/6/05</p> <p>Development Application 76/05 243-259 Pittwater Road, Manly Objector</p>	<p>Mr Jim Stackpool</p>

NOTICES OF RESCISSION

Notice of Rescission Report No. 5

DA76/05 243-259 Pittwater Rd, Manly

Councillor Norek, Councillor Pedersen, and Councillor Aird moved:

“That the Council’s decision of 20 June 2005 being Item 29 in respect of DA76/05 243-259 Pittwater Rd, Manly be and is hereby rescinded.”

MOTION (Pedersen / Aird)

That the Council’s decision of 20 June 2005 being Item 29 in respect of DA76/05 243-259 Pittwater Rd, Manly be and is hereby rescinded.

For the Motion: Councillors Pedersen, Aird, Macdonald.

Against the Motion: Councillors Hay, Heasman, Lambert, Cant, Murphy, Morrison, Evans.

The **Notice of Rescission** was **Lost**.

MATTERS OF URGENCY (Aird / Evans)

Note: Councillor Aird requested that she be allowed to introduce a **Matter of Urgency** in accordance with the provisions of Clause 20 (3) of Council’s Code of Meeting Practice. Following an outline of the matter the Mayor put the matter to the vote.

307/05 RESOLVED: (Macdonald/Aird)

That in accordance with the provisions in Clause 20(3) of Council’s Code of Meeting Practice, the matter relating to the impact of traffic issues relating to the development of 243-259 Pittwater Rd, Manly be considered as a **Matter of Urgency**.

For the Resolution: Councillors Hay, Heasman, Lambert, Cant, Pedersen, Aird, Evans, Macdonald.

Against the Resolution: Councillors Murphy, Morrison.

The Mayor ruled that the item **was of great urgency** and the matter proceeded to debate.

MOTION (Aird / Evans)

That the implications of DA76/05 243-259 Pittwater Rd, Manly be factored into an urgent assessment by the Traffic Committee, including local impact and actions that might be taken to ameliorate those impacts through appropriate traffic management.

308/05 RESOLVED: (Aird/Evans)

That the implications of DA76/05 243-259 Pittwater Rd, Manly be factored into an urgent assessment by the Traffic Committee, including local impact and that actions that might be taken to ameliorate those impacts through appropriate traffic management.

For the Resolution: Councillors Hay, Heasman, Lambert, Cant, Murphy, Morrison, Pedersen, Aird, Evans, Macdonald.

Against the Resolution: Nil.

PUBLIC ADDRESSES (cont.)

ITEM	SPEAKER
Corporate Services Report No.40 Manly Environment Centre Progress Report and Manly Environment Centre Working Party Report Back	Ms Keelah Lam

CORPORATE PLANNING AND STRATEGY DIVISION REPORTS

Corporate Planning and Strategy Division Report No. 40

Manly Environment Centre Progress Report and Manly Environment Centre Working Party Report Back

SUMMARY

- Council has resolved to build a sustainably designed special purpose Manly Environment Centre (MEC) on the third level of the Library building.
- Funding has been provided in Council's Budget and grant funds have been applied for.
- Council established a Working Party to review the MEC community role (refer to revised "Draft Statement of Intent" **circulated**).
- There have been issues associated with the proposed relocation of the MEC (including interim arrangements).
- This progress report updates Council on these matters.

MOTION (Pedersen / Cant)

1. That the recommendations of the Manly Environment Centre Working Party of 31st May, 2005 be received and adopted.
2. That Council defer further consideration of the relocation and future operations of the Manly Environment Centre for approximately two to three months, pending further advice regarding Council's success in relation to grant funding.
3. That in the interim period, no action be taken in relation to relocation of the Manly Environment Centre.
4. That the matter be further reviewed in approximately three months.
5. That the Statement of Intent document be the subject to further discussion and circulated for community consultation for a period of 3 months and that the Environment Committee be asked to submit to Council a draft interim statement.
6. That the elected Council prefer to see the current staffing levels of the Manly Environment Centre to remain as it is until the report is returned to Council in two to three months.

Councillor Hay was the original seconder of the Motion, however she later **withdrew** the seconding of the Motion.

AMENDMENT (Lambert / Murphy)

1. That the recommendations of the Manly Environment Centre Working Party of 31st May, 2005 be received and noted.
2. That planning for the future operation of the Manly Environment Centre from a purpose-built, sustainability-designed facility at level three of the Manly Library proceed, with details to be finalised in two to three months, once advice is received on the success of Council's grant funding application.
3. That in the interim period, no action be taken in relation to relocation of the Manly Environment Centre shop front operations.
4. That the matter be further reviewed in approximately three months.
5. That the Statement of Intent document be the subject of further discussion and community consultation, including input from the Environment Committee, and that a report be brought to Council to resolve it's operating purpose, roles and responsibilities within the next three months, including a critique role on matters of Council policy.

For the Amendment: Councillors Hay, Heasman, Lambert, Murphy, Morrison, Aird, Evans, Macdonald.

Against the Amendment: Councillors Cant, Pedersen.

The **Amendment** became the **Motion** and was put and declared **Carried**.

309/05 RESOLVED: (Lambert/Murphy)

1. That the recommendations of the Manly Environment Centre Working Party of 31st May, 2005 be received and noted.
2. That planning for the future operation of the Manly Environment Centre from a purpose-built, sustainability-designed facility at level three of the Manly Library proceed, with details to be finalised in two to three months, once advice is received on the success of Council's grant funding application.
3. That in the interim period, no action be taken in relation to relocation of the Manly Environment Centre shop front operations.
4. That the matter be further reviewed in approximately three months.
5. That the Statement of Intent document be the subject of further discussion and community consultation, including input from the Environment Committee, and that a report be brought to Council to resolve it's operating purpose, roles and responsibilities within the next three months, including a critique role on matters of Council policy.

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

Against the Resolution: Councillors Cant, Pedersen.

At 9.33pm Councillor Morrison departed the meeting.

STANDING ORDERS (Mayor Macdonald)

That Standing Orders be resumed.

310/05 RESOLVED: (Macdonald)

That Standing Orders be resumed.

For the resolution: Councillors Hay, Heasman, Lambert, Cant, Murphy, Pedersen, Aird, Evans, Macdonald.

Against the resolution: Nil.

NOTICES OF MOTION

Notice of Motion Report No. 25

Review of Cost of Travel Passes & Travel Tens by Independent Pricing & Regulatory Tribunal

Councillor Aird moved:

That Manly Council strongly opposes any fare increases on Sydney ferries or buses that would discourage commuters from using public transport.

This opposition is to be conveyed to the Premier of NSW, to the Independent Pricing Tribunal (IPART) and to the Ministers for the following departments:
Environment, Transport, Health & for Local Government.

Additionally, the Council's opposition to any fare increases are to be conveyed to the SHOROC Councils of Mosman, Warringah and Pittwater.

This submission is to be prepared in the form of a detailed submission based on triple bottom line accounting highlighting the key factors; Economic, Environmental & Social impacts of price rises in commuter fares.

The Precinct newsletter co-ordinators are to be encouraged to include this information to inform the community of proposed fare increases to encourage individual submissions to be made to the above.

MOTION (Aird / Lambert)

1. That Manly Council strongly opposes any fare increases on Sydney ferries or buses that would discourage commuters from using public transport.

That this opposition be conveyed to the Premier of NSW, to the Independent Pricing Tribunal (IPART) and to the Ministers for the following departments of Environment, Transport, Health & for Local Government.

2. That additionally, Council's opposition to any fare increases are to be conveyed to the SHOROC Councils of Mosman, Warringah and Pittwater.
3. That a detailed submission be prepared based on triple bottom line accounting highlighting the key factors; Economic, Environmental & Social impacts of price rises in commuter fares.
4. That Council advise the Precinct newsletter coordinators of this resolution and that they be encouraged to include this information to inform the community of proposed fare increases to encourage individual submissions to be made to the above in their next newsletter.

311/05 RESOLVED: (Aird/Lambert)

1. That Manly Council strongly opposes any fare increases on Sydney ferries or buses that would discourage commuters from using public transport.

That this opposition be conveyed to the Premier of NSW, to the Independent Pricing Tribunal (IPART) and to the Ministers for the following departments of Environment, Transport, Health & for Local Government.

2. That additionally, Council's opposition to any fare increases are to be conveyed to the SHOROC Councils of Mosman, Warringah and Pittwater.
3. That a detailed submission be prepared based on triple bottom line accounting highlighting the key factors; Economic, Environmental & Social impacts of price rises in commuter fares.
4. That Council advise the Precinct newsletter coordinators of this resolution and that they be encouraged to include this information to inform the community of proposed fare increases to encourage individual submissions to be made to the above in their next newsletter.

For the Resolution: Councillors Hay, Heasman, Lambert, Murphy, Cant, Aird, Evans, Macdonald.

Against the Resolution: Nil.

Councillor Pedersen was not in the Chamber when the Motion was put.

ITEMS FOR BRIEF MENTION

Item For Brief Mention Report No. 6

Item For Brief Mention**1. Reports:**

On 2nd June 2005, at the Local Emergency Management meeting, a cheque for \$55,000 was formally presented to Council's Civic Services Manager, Mr Ted Williams, from the Local Manly S.E.S. Controller, Mr Dave Curley, as their buildings subsidy grant contribution to the new Manly Council Depot.

The S.E.S. requested that Council be formally notified of their contribution.

2. Minutes Of Meetings:

- i ACCESS COMMITTEE MINUTES OF MEETING HELD ON 19 MAY 2005
- ii COMMUNITY SAFETY COMMITTEE MINUTES OF MEETING HELD ON 21 APRIL 2005
- iii COMMUNITY SAFETY COMMITTEE MINUTES OF MEETING HELD ON 19 MAY 2005
- iv PUBLIC ART COMMITTEE MINUTES OF MEETING HELD ON 18 MAY 2005
- v MANLY YOUTH COUNCIL MINUTES OF MEETING HELD ON 11 APRIL 2005
- vi MANLY YOUTH COUNCIL MINUTES OF MEETING HELD ON 16 MAY 2005
- vii. MANLY ART GALLERY & MUSEUM LIAISON COMMITTEE MINUTES OF MEETING HELD ON 11 MAY 2005
- viii. THE MANLY MEALS ON WHEELS SERVICE COMMITTEE MINUTES OF MEETING HELD ON 1 JUNE 2005
- ix. THE MANLY SISTER CITIES COMMITTEE MINUTES OF MEETING HELD ON 11 MAY 2005
- x. MANLY VISITOR AND COMMUNITY BOARD COMMITTEE MINUTES OF MEETING HELD ON 9 JUNE 2005
- xi. ACCESS COMMITTEE MINUTES OF MEETING HELD ON 16 JUNE 2005
- xii. COMMUNITY SAFETY COMMITTEE MINUTES OF MEETING HELD ON 16 JUNE 2005
- xiii MANLY YOUTH COUNCIL MINUTES OF MEETING HELD ON 20 JUNE 2005
- xiv. THE MANLY SISTER CITIES COMMITTEE MINUTES OF MEETING HELD ON 8 JUNE 2005
- xv. MANLY ARTS FESTIVAL COMMITTEE MINUTES OF MEETING HELD ON 9 JUNE 2005.
- xvi. 150 YEAR CELEBRATIONS OF MANLY WHARF AND THE CORSO REFERENCE GROUP HELD 7 JUNE 2005

THE FOLLOWING MINUTES CONTAIN RECOMMENDATIONS OF A SUBSTANTIAL NATURE REQUIRING FORMAL COUNCIL ADOPTION AS FOLLOWS:

3. a. Manly Public Art Committee - Minutes of a Meeting held on 18 May 2005.

Item Number: ITEM 5 - Market Lane Mural

3. b. Community Safety Committee Minutes of Meeting Held on 16 June 2005

Item Number: ITEM 7.2 – Ranger Feedback

MOTION (Lambert / Cant)

1. That Council receive and note the S.E.S's donation.
2. That the recommendations of **Minutes of Meetings, as listed in item 2**, being **item no's i-xvi**, as listed above, be **adopted**.
- 3a. That item 5 - Market Lane Mural of Manly Public Art Committee Minutes of Meeting held on 18 May 2005 be adopted, as follows:

“That this report be received and that Council notes that work on the Market Lane mural is proceeding.”
- 3b. That item 7.2 Ranger Feedback of Community Safety Committee Minutes of Meeting Held on 16 June 2005 be **noted**, as follows:

“That the minutes be noted by Council and that Item 7.2 be referred to the General Manager and the Bicycle Committee for his consideration and action as:

 - Council's Risk Manager has already been consulted on this matter
 - It involves a significant policy change, whereby the current state of play requires cyclists to dismount along Marine Parade on weekends and public holidays
 - To allow time for further consultation with the Bicycle Committee and other relevant stakeholders to occur before any change is either determined or implemented by Council.”

AMENDMENT (Hay / Macdonald)

1. That Council receive and note the S.E.S's donation.
2. That the recommendations of **Minutes of Meetings, as listed in item 2**, being **item no's i-xvi**, as listed above, be **adopted**.
- 3a. That item 5 - Market Lane Mural of Manly Public Art Committee Minutes of Meeting held on 18 May 2005 be adopted, as follows:

“That this report be received and that Council notes that work on the Market Lane mural is proceeding.”
- 3b. That item 7.2 Ranger Feedback of Community Safety Committee Minutes of Meeting Held on 16 June 2005 be **adopted**, as follows:

“That the minutes be noted by Council and that Item 7.2 be referred to the General Manager for his consideration and action as:

- Council's Risk Manager has already been consulted on this matter
- It involves a significant policy change, whereby the current state of play requires cyclists to dismount along Marine Parade on weekends and public holidays
- To allow time for further consultation with the Bicycle Committee and other relevant stakeholders to occur before any change is either determined or implemented by Council."

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

Against the Amendment: Councillors Lambert, Cant, Murphy, Pedersen.

The **Amendment** became the **Motion** and was put and declared **Carried**.

312/05 RESOLVED: (Hay/Macdonald)

That Council receive and note the S.E.S's donation.

2. That the recommendations of **Minutes of Meetings, as listed in item 2**, being **item no's i-xvi**, as listed above, be **adopted**.

3a. That item 5 - Market Lane Mural of Manly Public Art Committee Minutes of Meeting held on 18 May 2005 be adopted, as follows:

"That this report be received and that Council notes that work on the Market Lane mural is proceeding."

3b. That item 7.2 Ranger Feedback of Community Safety Committee Minutes of Meeting Held on 16 June 2005 be **adopted**, as follows:

"That the minutes be noted by Council and that Item 7.2 be referred to the General Manager for his consideration and action as:

- Council's Risk Manager has already been consulted on this matter
- It involves a significant policy change, whereby the current state of play requires cyclists to dismount along Marine Parade on weekends and public holidays
- To allow time for further consultation with the Bicycle Committee and other relevant stakeholders to occur before any change is either determined or implemented by Council."

For the Resolution: Councillors Hay, Heasman, Murphy, Aird, Evans, Macdonald.

Against the Resolution: Councillors Lambert, Cant, Pedersen.

CORPORATE SERVICES DIVISION REPORTS

Corporate Services Division Report No. 14

Accounts – Report on Council Investment as at 31 May, 2005.

SUMMARY

Latest accounting statements for the period to 31 May, 2005.

1. Statement showing general fund bank account balance as at 31 May, 2005.
2. Cash investments as at 31 May 2005.

MOTION (Pedersen / Heasman)

1. That the statement of General Fund Bank Account balance as at 31 May, 2005 be received and noted.
2. That the certification by the Chief Financial Officer be noted.
3. That details of Council's cash investments as at 31 May, 2005 be received and noted.

313/05 RESOLVED: (Pedersen/Heasman)

1. That the statement of General Fund Bank Account balance as at 31 May, 2005 be received and noted.
2. That the certification by the Chief Financial Officer be noted.
3. That details of Council's cash investments as at 31 May, 2005 be received and noted.

For the Resolution: Councillors Hay, Heasman, Lambert, Cant, Murphy, Pedersen, Aird, Evans, Macdonald.

Against the Resolution: Nil.

Corporate Services Division Report No. 15

Mayors' and Councillors' Fees - Determination of Local Government Remuneration Tribunal - 2005/2006**SUMMARY**

1. The Local Government Remuneration Tribunal has completed its annual review of the category of Councils and the fees payable to the Mayor and Councillors.
2. The Tribunal has deferred any decision in regards to changes to the minimum and maximum fees for all Councils in all categories for Councillors and Mayors.
3. It is recommended that Council continue with its current adopted policy and set the Mayor and Councillor Remuneration fees at the maximum level determined by the Tribunal.

MOTION (Murphy / Heasman)

1. That the Report be received and noted,
2. That Council reaffirm its previous policy adopted in July 1998 to set the Mayor and Councillor remuneration fees at the maximum level determined by the Local Government Remuneration Tribunal.
3. That any pay increase be retrospective as per the wages of Parliament.
4. That Council write to the Tribunal and justify an increased rate in relation to the Manly residential component in addition to the 8 million tourists that visit Manly each year and that support be given for full time wages for Manly Councillors.

AMENDMENT (Pedersen / Macdonald)

1. That the Report be received and noted.
2. That Council reaffirm its previous policy adopted in July 1998 to set the Mayor and Councillor remuneration fees at the maximum level determined by the Local Government Remuneration Tribunal.

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

Against the Amendment: Councillors Cant and Murphy.

The **Amendment** became the **Motion** and was put and declared **Carried**.

314/05 RESOLVED: (Pedersen/Macdonald)

1. That the Report be received and noted.
2. That Council reaffirm its previous policy adopted in July 1998 to set the Mayor and Councillor remuneration fees at the maximum level determined by the Local Government Remuneration Tribunal.

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

Against the Resolution: Councillor Murphy.

Corporate Services Division Report No. 16

Special Rate on Take-Away Food Shops**SUMMARY**

Council has asked for a report regarding the establishment of a special levy for take-away food/drink outlets that operate in Manly.

MOTION (Hay / Aird)

1. That the Report be received and noted.
2. That the Report be forwarded to the Local Government Association and the Sydney Coastal Council Group for information.
3. That the Report be referred back to the Waste Committee seeking a recommendation regarding front end management.

315/05 RESOLVED: (Hay/Aird)

1. That the Report be received and noted.
2. That the Report be forwarded to the Local Government Association and the Sydney Coastal Council Group for information.
3. That the Report be referred back to the Waste Committee seeking a recommendation

regarding front end management.

For the Resolution: Councillors Hay, Heasman, Lambert, Cant, Murphy, Pedersen, Aird, Evans and Macdonald.
Against the Resolution: Nil.

Corporate Services Division Report No. 17

Accounts – Report on Council Investment as at 30 June, 2005.

SUMMARY

Latest accounting statements for the period to 30 June, 2005.

1. Statement showing general fund bank account balance as at 30 June, 2005.
2. Cash investments as at 30 June 2005

MOTION (Heasman / Pedersen)

1. That the statement of General Fund Bank Account balance as at 30 June, 2005 be received and noted.
2. That the certification by the Chief Financial Officer be noted.
3. That details of Council's cash investments as at 30 June, 2005 be received and noted.

316/05 RESOLVED: (Heasman/Pedersen)

1. That the statement of General Fund Bank Account balance as at 30 June, 2005 be received and noted.
2. That the certification by the Chief Financial Officer be noted.
3. That details of Council's cash investments as at 30 June, 2005 be received and noted.

For the Resolution: Councillors Hay, Heasman, Lambert, Cant, Murphy, Pedersen, Aird, Evans, Macdonald.
Against the Resolution: Nil.

ENVIRONMENTAL SERVICES DIVISION REPORTS

Environmental Services Division Report No. 34

Honorary Rangers

SUMMARY

This item will be resubmitted to the Ordinary Meeting of Council 15 August 2005.

MOTION (Pedersen / Lambert)

That the matter be deferred pending a further report to Council.

317/05 RESOLVED: (Pedersen/Lambert)

That the matter be deferred pending a further report to Council.

For the Resolution: Councillors Hay, Heasman, Lambert, Cant, Murphy, Pedersen, Aird, Evans, Macdonald.

Against the Resolution: Nil.

CIVIC SERVICES UNIT REPORTS

Civic Services Unit Report No. 4

Tenders- Purchase of Major Plant– Tender No. 05/04 - Supply and delivery of two (2) Garbage Compactors – Tender No. 05/05 - Sale of plant no.s 620 & 624 by tender

SUMMARY

1. Tenders have been received for the supply of two (2) garbage compactors together with the purchase and/or trade-in on council's plant nos 620 & 624.
2. It is recommended that the tender from Sydney Truck Sales Pty Ltd for the supply and delivery of two (2) garbage compactors and the tender by Sydney Truck Sales for the trade-in of plant nos 620 & 624 be accepted.

MOTION (Heasman / Hay)

1. That Council accept the offer from Sydney Truck Sales Pty Ltd for the supply and delivery of two garbage compactors being two International cab chassis for \$317,000 excluding GST coupled with two Binksie 23 cubic meter compactor units for \$217,384 excluding GST for an all up cost of \$534,384 excluding GST.
2. That Council accept the offer from Sydney Truck Sales for the trade-in of plant No. 620 for \$50,000 including GST and also plant No. 624 for \$55,000 including GST.
3. That the unsuccessful tenderers be advised accordingly.

318/05 RESOLVED: (Heasman/Hay)

1. That Council accept the offer from Sydney Truck Sales Pty Ltd for the supply and delivery of two garbage compactors being two International cab chassis for \$317,000 excluding GST coupled with two Binksie 23 cubic meter compactor units for \$217,384 excluding GST for an all up cost of \$534,384 excluding GST.
2. That Council accept the offer from Sydney Truck Sales for the trade-in of plant No. 620 for \$50,000 including GST and also plant No. 624 for \$55,000 including GST.
3. That the unsuccessful tenderers be advised accordingly.

For the Resolution: Councillors Hay, Heasman, Lambert, Cant, Murphy, Pedersen, Aird, Evans, Macdonald.

Against the Resolution: Nil.

QUESTIONS WITHOUT NOTICE**Councillor Heasman:**

1. How will Council ensure that the Tower Hill parking survey and the proposed Fairlight Local Area Traffic Management Plan conducted by the Fairlight Precinct are conducted in an effective manner in relation to the mail-outs reaching the appropriate residents and owners of this area?

At the request of the Mayor, the General Manager advised that Council is working with the Precinct on this matter and depending on the Precincts advice, Council will progress the matter as appropriate, ensuring that consultation is conducted with all relevant stakeholders.

2. How does Council intend to address the issue of cars accessing the Little Manly Point car park and creating a public disturbance late at night? Has the matter of a boom gate to close the car park be considered?

At the request of the Mayor, the General Manager advised that Council has met with the Precinct on two occasions and installed additional measures, including increased lighting in this area. The General Manager advised that he will raise the issue of securing the car park with the Precinct at the next opportunity and will seek their feedback.

Councillor Lambert:

1. Has Council written to the Minister to express opposition to the abolition of the energy-smart program?

At the request of the Mayor, the Director Corporate Planning & Strategy advised that Council has written to the Minister but as yet, no response has been received.

2. What is the current status of the partial cliff face collapse at Little Manly Point (approximately 1 Addison Road)?

At the request of the Mayor, the General Manager advised that the occupier at 1 Addison Road has a duty to fence off the danger in relation to the cliff face collapse from the public. Due to the location, this issue has been forwarded to a number of areas to ensure minimal damage to this sensitive area. The matter was taken on notice.

The Mayor advised that the last correspondence with the occupier was 22 June 2005 and that the area has now been cordoned off and the occupier is aware of the need to address safety issues and that staff and the applicant are progressing this issue as a matter of urgency.

Councillor Pedersen:

Can information be provided as to the installation of the bike lane and signs at Tania Park?

At the request of the Mayor, the General Manager advised that the signs were installed by staff as part of the bike plan implementation.

Councillor Aird:

1. Can advice be provided on the progress of Council's purchasing policy and when will this policy be available?

At the request of the Mayor, Chief Financial Officer advised that the draft policy had been prepared and is currently being circulated to staff for endorsement. It will be available within two months and will include ethical policy considerations.

2. Advice has been received that the Australian Local Government Association is calling for photographic images to be included in their conference in November, is it possible for Council to forward images such as "Smoke Free beaches" and "Great Taste Less Waste" initiatives be included?

At the request of the Mayor, the General Manager advised that this matter would be taken on notice.

Councillor Murphy:

1. Can Council please define what type of work must be started on a property to constitute commencement of the property alterations/construction.

At the request of the Mayor, the General Manager took the matter on notice.

2. How much of an original building must remain before the alterations/additions goes beyond the definition (ie constituting an entirely new building).

At the request of the Mayor, the General Manager took the matter on notice.

CLOSE

The meeting closed at [10.54pm](#)

The above minutes were confirmed at an **Ordinary Meeting** of Manly Council held on [15 August 2005](#).

MAYOR

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