



MINUTES

The Minutes of the Council held at the
Council Chambers, North Sydney at 7:00 PM on Monday 12 September 2022.



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1. Opening Meeting

Statement of ethical obligations

Councillors are reminded of the oath or affirmation taken upon commencement of office that they will undertake the duties of the office of councillor in the best interests of the people of North Sydney and the North Sydney Council and that they will faithfully and impartially carry out the functions, powers, authorities and discretions vested in them under the [Local Government Act 1993](#) or any other Act to the best of their ability and judgment.

Councillors are also reminded of their obligations under the Code of Conduct to disclose and appropriately manage conflicts of interest.

Attendance

At the commencement of business (7:00 pm) those present were: The Mayor, and Councillors Beregi, Bourke, Drummond (remotely), Gibson, Lamb, Santer, Spenceley, Mutton and Welch.

The meeting was opened by The Mayor.

2. Acknowledgement of Country

RECOGNITION OF THE CAMMERAYGAL PEOPLE

We respectfully acknowledge the Traditional Custodians of the land and waters of North Sydney local government area, the Cammeraygal people.

The Acknowledgement of Country was read by The Mayor, Councillor Baker.

3. Apologies and applications for leaves of absence or attendance by audio-visual link by councillors

It was moved by Councillor Baker and seconded by Councillor Mutton:

THAT Council grant permission for Councillor Drummond to attend remotely for the following reason: travel

The Motion was put and **Carried**.

Voting was as follows:

For/Against 10 / 0

For: Councillor Baker, Councillor Beregi, Councillor Bourke, Councillor Drummond, Councillor Gibson, Councillor Lamb, Councillor Santer, Councillor Spenceley, Councillor Mutton and Councillor Welch

Against: Nil

Absent: Nil

264. RESOLVED:

1.THAT Council grant permission for Councillor Drummond to attend remotely for the following reason: travel

4. Confirmation of Minutes

THAT THE MINUTES of the previous 3763rd Council Meeting held on Monday, 22 August 2022 be taken as read and confirmed.

The Recommendation was moved by Councillor Santer and seconded by Councillor Lamb.

The Motion was put and **Carried**.

Voting was as follows:

For/Against 10 / 0

For: Councillor Baker, Councillor Beregi, Councillor Bourke, Councillor Drummond, Councillor Gibson, Councillor Lamb, Councillor Santer, Councillor Spenceley, Councillor Mutton and Councillor Welch

Against: Nil

Absent: Nil

265. RESOLVED:

1. THAT THE MINUTES of the previous 3763rd Council Meeting held on Monday, 22 August 2022 be taken as read and confirmed.

5. Disclosures of Interest

There were no Disclosures of Interest.

Items to be Considered by Exception

It was moved by Councillor Beregi and seconded by Councillor Santer that the recommendations in the following items be adopted:

7.1	Sport and Recreation Reference Group Minutes - 15 August 2022
8.1	Extraordinary Meeting - Referring Financial Statements to Audit
8.3	Corporate Policy Manual Review - Direction 2
8.8	Review of Community Awards
8.9	Nan Manefield Young Writers Award 2022
9.1	Notice of Motion 49/22 - StreetPlay in the North Sydney LGA - Cr Beregi

The Motion was put and **Carried**.

Voting was as follows:

For/Against 10 / 0

For: Councillor Baker, Councillor Beregi, Councillor Bourke, Councillor Drummond, Councillor Gibson, Councillor Lamb, Councillor Santer, Councillor Spenceley, Councillor Mutton and Councillor Welch

Against: Nil

Absent: Nil

266. RESOLVED:

1.THAT the recommendations in the following items be adopted:

7.1	Sport and Recreation Reference Group Minutes - 15 August 2022
8.1	Extraordinary Meeting - Referring Financial Statements to Audit
8.3	Corporate Policy Manual Review - Direction 2
8.8	Review of Community Awards
8.9	Nan Manefield Young Writers Award 2022
9.1	Notice of Motion 49/22 - StreetPlay in the North Sydney LGA - Cr Beregi

6. Mayoral Minutes

6.1. Determination of Council's Organisational Structure

Under section 333 of the *Local Government Act 1993* the Council must review, and may re-determine, the organisation structure within 12 months after any ordinary election of Council.

This Mayoral Minute is provided for the purpose of meeting this statutory obligation.

As Council is currently in the process of recruiting a General Manager it would not be prudent to undertake a review of the organisation structure until an appointment has been made. However, it is necessary for Council to formally make a determination regarding the organisational structure by December 2022.

Making a determination at this time meets Council's statutory obligations without precluding a further organisational review in the future. Any such review is required to be undertaken with consultation between the Council and the General Manager.

Section 332 of the Act sets out the requirements for the determination of structure. It is the role of the Council, after consulting the General Manager, to determine:

- The senior staff positions within the organisation structure of the Council;
- The roles and reporting lines of holders of senior staff positions; and

- The resources to be allocated towards the employment of staff.

It is the role of the General Manager to, after consulting the Council, determine the positions (other than the senior staff positions) within the organisation structure of the Council. The positions within the organisation structure of the Council are to be such as to give effect to the priorities set out in the strategic plans (including the Community Strategic Plan) and delivery program of the Council.

I therefore recommend:

1.THAT Council resolve that it has redetermined the organisational structure within 12 months of the December 2021 Local Government election as required under section 333 of the *Local Government Act 1993*.

2.THAT Council note that by redetermining the organisational structure it does not preclude any further structural review which may be undertaken in accordance with section 332 of the *Local Government Act 1993*.

The Motion was moved by The Mayor.

The Motion was put and **Carried**.

Voting was as follows:

For/Against 10 / 0

For: Councillor Baker, Councillor Beregi, Councillor Bourke, Councillor Drummond, Councillor Gibson, Councillor Lamb, Councillor Santer, Councillor Spenceley, Councillor Mutton and Councillor Welch

Against: Nil

Absent: Nil

267. RESOLVED:

1.THAT Council resolve that it has redetermined the organisational structure within 12 months of the December 2021 Local Government election as required under section 333 of the *Local Government Act 1993*.

2.THAT Council note that by redetermining the organisational structure it does not preclude any further structural review which may be undertaken in accordance with section 332 of the *Local Government Act 1993*.

6.2. Delegations

Under the Local Government Act 1993 (the Act), Council must review all their delegations within 12 months of an election. Council may, by resolution, delegate to the General Manager or any other person or body (but not an employee of the Council other than the General

Manager) any of the functions of the Council other than those referred to in section 377 of the Act.

This Mayoral Minute has been prepared in consultation with the Executive Manager Governance. This Mayoral Minutes considers the delegations to the General Manager and requests a further report to Council regarding delegations to the Mayor.

Legislation

The Act contemplates councils delegating functions and decision making to the General Manager. These are those functions that are operational and administrative in nature rather than strategic.

There are some functions that a council is not able to delegate and these are prescribed in section 377 of the Act as follows:

- (1) A council may, by resolution, delegate to the general manager or any other person or body (not including another employee of the council) any of the functions of the council under this or any other Act, other than the following*
- (a) the appointment of a general manager,*
 - (b) the making of a rate,*
 - (c) a determination under [section 549](#) as to the levying of a rate,*
 - (d) the making of a charge,*
 - (e) the fixing of a fee,*
 - (f) the borrowing of money,*
 - (g) the voting of money for expenditure on its works, services or operations,*
 - (h) the compulsory acquisition, purchase, sale, exchange or surrender of any land or other property (but not including the sale of items of plant or equipment),*
 - (i) the acceptance of tenders to provide services currently provided by members of staff of the council,*
 - (j) the adoption of an operational plan under [section 405](#),*
 - (k) the adoption of a financial statement included in an annual financial report,*
 - (l) a decision to classify or reclassify public land under Division 1 of Part 2 of Chapter 6,*
 - (m) the fixing of an amount or rate for the carrying out by the council of work on private land,*
 - (n) the decision to carry out work on private land for an amount that is less than the amount or rate fixed by the council for the carrying out of any such work,*
 - (o) the review of a determination made by the council, and not by a delegate of the council, of an application for approval or an application that may be reviewed under section 82A of the [Environmental Planning and Assessment Act 1979](#),*
 - (p) the power of the council to authorise the use of reasonable force for the purpose of gaining entry to premises under [section 194](#),*
 - (q) a decision under [section 356](#) to contribute money or otherwise grant financial assistance to persons,*

- (r) a decision under [section 234](#) to grant leave of absence to the holder of a civic office,
- (s) the making of an application, or the giving of a notice, to the Governor or Minister,
- (t) this power of delegation,
- (u) any function under this or any other Act that is expressly required to be exercised by resolution of the council.

(1A) Despite subsection (1), a council may delegate its functions relating to the granting of financial assistance if

- (a) the financial assistance is part of a specified program, and*
- (b) the program is included in the council's draft operational plan for the year in which the financial assistance is proposed to be given, and*
- (c) the program's proposed budget for that year does not exceed 5 per cent of the council's proposed income from the ordinary rates levied for that year, and*
- (d) the program applies uniformly to all persons within the council's area or to a significant proportion of all the persons within the council's area.*

(2) A council may, by resolution, sub-delegate to the general manager or any other person or body (not including another employee of the council) any function delegated to the council by the Departmental Chief Executive except as provided by the instrument of delegation to the council.

(3) A council may delegate functions to a joint organisation only with the approval, by resolution, of the board of the joint organisation

A General Manager can only exercise and sub delegate to staff the powers and functions they have either in their own right (under legislation) or that have been delegated by Council (through a resolution or instrument of delegation).

Generally there are two approaches to council delegation:

1. Delegation by exception

The delegation is drafted in such a way that all the powers and authorities of the council that can be delegated are delegated by a council to the General Manager. The council then expressly excludes powers or functions from the delegation and the council then retains those powers. These retained powers are listed in the Instrument of Delegation.

The exceptions should not seek to unduly restrict the operational and management role of a general manager but instead make clear any decisions the council wishes to retain itself.

2. Individual delegations

The delegation is prescriptive and sets out the functions the general manager is authorised to perform.

This form of delegation is rare at a general manager level due to the significant number of identifiable functions delegable under the Act and other legislation applicable for local government. This form is more commonly used at the officer level where the general manager delegates functions to staff.

Delegation to General Manager

The current North Sydney Council delegation to the General Manager is largely in the form of delegation by exception. There are some specified delegations which reference specific pieces of legislation and this is good practice. There are also some functions listed in the delegation on which there are either restrictions or specified requirements in the performance of the delegation.

However, there are some delegations which state the function and do not relate specifically to legislation nor do they include a restrictions on the function. In these instances it is recommended that the Instrument of Delegation be amended as follows:

1. Remove the reference regarding contracts (item 6). This provision replicates the requirements already present in the legislation. Removing this delegation will not alter the functions the General Manager is delegated to undertake nor will it alter the restrictions around that function.
2. Remove the reference to Minuting of Council Meetings (item 11). Removing this delegation will not alter the functions the General Manager is delegated to undertake nor will it alter the restrictions around that function.
3. Remove the reference to Business Papers (item 12). This is the role of the General Manager as set out in the Act. Removing this delegation will not alter the functions the General Manager is delegated to undertake nor will it alter the restrictions around that function.
4. Remove the reference to appointment of staff (Item 16). It is the General Manager who employs staff. This functions must be performed in accordance with the relevant Industrial instruments in force at any time. Removing this delegation will not alter the functions the General Manager is delegated to undertake nor will it alter the restrictions around that function.
5. Remove the reference to Staff- Award Band (item 17). It is the General Manager who employs staff. This functions must be performed in accordance with the relevant Industrial instruments in force at any time. Removing this delegation will not alter

the functions the General Manager is delegated to undertake nor will it alter the restrictions around that function.

6. Remove the reference to Salary and Award Variations (item 18). It is the General Manager who employs staff. This function must be performed in accordance with the relevant Industrial instruments in force at any time. Removing this delegation will not alter the functions the General Manager is delegated to undertake nor will it alter the restrictions around that function.
7. Remove the reference to Staff Overtime (item 19). It is the General Manager who employs staff. This functions must be performed in accordance with the relevant Industrial instruments in force at any time. Removing this delegation will not alter the functions the General Manager is delegated to undertake nor will it alter the restrictions around that function.
8. Amend the provisions regarding attendance at conferences (item 20) to include provision to approve attendance at international conferences were the associated costs including travel are less than \$5,000.

Attached is a proposed Instrument of Delegation with the above changes shown in strikethrough.

Delegation to Mayor

The delegation from Council to the Mayor is also to be reviewed and I propose that a report be provided to Council by staff for this purpose.

I therefore recommend:

1.THAT Council delegate to the General Manager any of the functions under the *Local Government Act 1993* or any other Act other than those provided in section 377(1) in accordance with the attached Instrument of Delegation.

2.THAT a report be provided to Council for the purpose of considering the Instrument of Delegation to the Mayor before December 2022 in order to meet Council's obligations under the Act.

The Motion was moved by The Mayor.

The Motion was put and **Carried**.

Voting was as follows:

For/Against 10 / 0

For: Councillor Baker, Councillor Beregi, Councillor Bourke, Councillor Drummond, Councillor Gibson, Councillor Lamb, Councillor Santer, Councillor Spenceley, Councillor Mutton and Councillor Welch

Against: Nil

Absent: Nil

268. RESOLVED:

1.THAT Council delegate to the General Manager any of the functions under the *Local Government Act 1993* or any other Act other than those provided in section 377(1) in accordance with the attached Instrument of Delegation.

2.THAT a report be provided to Council for the purpose of considering the Instrument of Delegation to the Mayor before December 2022 in order to meet Council's obligations under the Act.

6.3. Mayoral Minute - Vale Queen Elizabeth II

Her Majesty Queen Elizabeth II reigned as Queen of the United Kingdom and other Commonwealth realms, including Australia, from 6 February 1952 until her death on 8 September 2022.

She reigned for 70 years and 214 days and is the longest recorded female head of state in history and the longest serving of any British monarch.

The Queen visited Australia 16 times and has visited every State and Territory - she had a particular regard for Australia and the Australian people, having first visited in 1954.

In 2002, The Queen said:

“For myself, I thank all Australians... I declare again... that my admiration, affection and regard for the people of Australia will remain, as it has been... constant, sure and true.”

The Queen has, of course, visited the North Sydney local government area on many occasions – not least because Admiralty House, Kirribilli is the official residence of the Governor-General in Sydney.

However, in 1954 The Queen visited North Sydney as part of the official royal tour of Australia. Below is a photograph from Council's Historical Collection: Crowds line Military Road, Neutral Bay Junction, to view the motorcade of HM Queen Elizabeth II and HRH The Duke of Edinburgh, February 1954 (Photograph by Robin Cale).

Council's Historian, Dr Ian Hoskins, advised that there was great interest in the visit of the Queen to North Sydney. Aldermen lobbied the Premier to alter the route so that it would head up the Pacific Highway. The Rector of St Thomas Church was particularly keen that she should see that building, but he was ultimately disappointed. However, 48,000 school children saw her as she drove slowly through St Leonards Park.

Council is facilitating and encouraging community members who wish to leave their condolences via Council's website. As a mark of respect, flags on Council buildings will be flown at half-mast during the formal mourning period.

In 2015 the Queen's Canopy was launched at the Commonwealth Heads of Government Meeting (CHOGM) in Malta. The Queen's Canopy is a network of forest conservation projects involving all Commonwealth member countries. Australia committed to planting 20 million native trees by 2020 under the scheme.

In 2021, the Queen launched the Queen's Green Canopy scheme in the United Kingdom to mark Her Majesty's Platinum Jubilee. People were encouraged to plant trees until the end of 2022 to mark her 70 year reign.

Accordingly, it would be appropriate to mark The Queen's passing and acknowledge her reign by planting trees as part of the Queen's Green Canopy commitment.

The Queen's long reign has been admired and respected by many. She will be mourned and sadly missed.

Vale Her Majesty Queen Elizabeth II.

I therefore recommend:

1.THAT Council send condolences to His Majesty King Charles III, the King's Consort and the people of the United Kingdom acknowledging The Queen's long and stable reign and the affection in which she was held by the Australian people.

2.THAT Council identify an appropriate tree planting project to plant trees as part of the Queen's Canopy scheme.

A Motion was moved by The Mayor.

1.THAT Council send condolences to His Majesty King Charles III, the King's Consort and the people of the United Kingdom acknowledging The Queen's long and stable reign and the affection in which she was held by the Australian people.

2.THAT Council identify an appropriate tree planting project to plant trees as part of the Queen's Canopy scheme with an appropriate plaque.

The Motion was put and **Carried**.

Voting was as follows:

For/Against 10 / 0

For: Councillor Baker, Councillor Beregi, Councillor Bourke, Councillor Drummond, Councillor Gibson, Councillor Lamb, Councillor Santer, Councillor Spenceley, Councillor Mutton and Councillor Welch

Against: Nil

Absent: Nil

269. RESOLVED:

1.THAT Council send condolences to His Majesty King Charles III, the King's Consort and the people of the United Kingdom acknowledging The Queen's long and stable reign and the affection in which she was held by the Australian people.

2.THAT Council identify an appropriate tree planting project to plant trees as part of the Queen's Canopy scheme with an appropriate plaque.

The Council Meeting observed a minute's silence at 7.16PM

7. Reports of Committees

7.1. Sport and Recreation Reference Group Minutes - 15 August 2022

AUTHOR: Ian Curry, Manager Council & Committee Services

To report the proceedings of the Sport and Recreation Reference Group to Council.

This report presents the minutes of the last meeting of the Sport and Recreation Reference Group held on 15 August 2022. The minutes are attached for information.

There are no financial implications associated with this report.

RECOMMENDATION:

1.THAT the Primrose Park reconfiguration be made a standing item for the Sport and Recreation Reference Group.

2.THAT a copy of the Ryde Council report and resolution regrading synthetic playing surfaces be circulated to the Sport and Recreation Reference Group members.

3.THAT a presentation of the progress and improvements of hybrid hockey playing surfaces be made to the next Sport and Recreation Reference Group meeting.

4.THAT all sporting groups make submissions to NSROC requesting urgent action in relation to increasing the supply of playing fields and courts, both indoor and outdoor, throughout the NSROC area.

5.THAT the Council progress the Development Application to extend the hours of operation at Cammeray Park.

This item was adopted by exception (see page 6.)

270. RESOLVED:

1.THAT the Primrose Park reconfiguration be made a standing item for the Sport and Recreation Reference Group.

2.THAT a copy of the Ryde Council report and resolution regrading synthetic playing surfaces be circulated to the Sport and Recreation Reference Group members.

3.THAT a presentation of the progress and improvements of hybrid hockey playing surfaces be made to the next Sport and Recreation Reference Group meeting.

4.THAT all sporting groups make submissions to NSROC requesting urgent action in relation to increasing the supply of playing fields and courts, both indoor and outdoor, throughout the NSROC area.

5.THAT the Council progress the Development Application to extend the hours of operation at Cammeray Park.

8. Reports to Council

8.1. Extraordinary Meeting - Referring Financial Statements to Audit

AUTHOR: Christian Menday, Manager Financial Services

The purpose of this report is for Council to consider the conduct of an Extraordinary Council Meeting for the purpose of endorsing the Council's Financial Statements for the year ended 30 June 2022 and referring them to audit.

Council is required to lodge its audited Financial Statements for the year ended 30 June 2022 with the Office of Local Government by 31 October 2022. Prior to this Council must perform a series of administrative steps including endorsing the Statements and resolving to refer them to Audit, whilst leaving sufficient time for the Auditor to conduct final reviews and issue the Auditor's Report.

Due to the conduct of the Local Government NSW Conference from 23 to 26 October 2022 there is only one Council meeting currently scheduled for October. To balance the need to provide staff with sufficient time to prepare the Financial Statements and the need to provide capacity to liaise with the NSW Audit Office it is recommended that an Extraordinary Meeting be conducted on 18 October 2022 at 6.30pm.

The Audited Financial Statements for the year ended 30 June 2022 must be certified by Council and referred to the NSW Audit Office with sufficient time to lodge audited Statements to the Office of Local Government by Monday, 31 October 2022.

Council must then receive the final audited Financial Statements by the end of November. It is planned that they will be reported to the meeting of 28 November 2022. It is currently planned that this will be published with the agenda on 18 November 2022.

RECOMMENDATION:

1. THAT Council resolve that an Extraordinary Council Meeting be conducted on Tuesday, 18 October 2022 at 6.30pm for the purpose of endorsing the Financial Statements for the year ended 30 June 2022 and referring them to audit.

This item was adopted by exception (see page 6.)

271. RESOLVED:

1. THAT Council resolve that an Extraordinary Council Meeting be conducted on Tuesday, 18 October 2022 at 6.30pm for the purpose of endorsing the Financial Statements for the year ended 30 June 2022 and referring them to audit.

8.2. 2022 Local Government NSW Annual Conference - Proposed Motions

AUTHOR: Ian Curry, Manager Council & Committee Services

To determine Council's motions for the LGNSW Conference .

The Local Government NSW (LGNSW) Annual Conference is taking place from 23 to 25 October 2022 at the Crowne Plaza Hunter Valley, and will feature a range of keynote speakers, workshops, training sessions, plus much more.

As the main policy-making event for the local government sector, the Annual Conference is an opportunity to help set the advocacy agenda for the year ahead. Motions passed at Conference become Resolutions, which LGNSW actions on behalf of its members, as part of its advocacy program.

Council resolved at its meeting on 8 August 2022 to appoint Councillors Beregi, Lamb, Santer and Welch in addition to the Mayor as its five voting delegates to the Conference. No further Councillors indicated that they wish to attend.

Motions have also been called directly from the Precinct Committees, the local business community and the general community via the Council website and social media channels as resolved by Council.

Costs will include delegate registration and travel costs. An amount of \$12,500 has been allocated in the 2022/23 budget for Mayor and Councillor attendance at conferences, seminars and training.

RECOMMENDATION:

1. THAT Council submit the following Motions for consideration by the LGNSW Annual Conference:

- That Local Government NSW lobby the NSW State Government to change the Section 34 process to allow more community participation and transparency
- That the NSW Government continue to develop the draft Design and Place State Environmental Planning Policy, which formed part of Minister's Planning Principles and SEPP consolidation plan released in December 2021.
- That the NSW Government develop guidelines to improve the transparency of decision making by Local Planning Panels, either by requiring the panels to hold their discussions in public or by publishing a statement of reasons similar to that used for District and Regional Planning Panels.
- 1. THAT this conference ask the State Government to investigate and look to implement measures to incentivise property owners to not leave their property(ies) unoccupied.
- 2. THAT in doing so, measures which allow such unoccupied properties to be utilised on a long or short time basis for low-cost accommodation be positively explored.

2.THAT Council consider any further Motions that may be raised by Councillors at this meeting.

A Motion was moved by Councillor Beregi and seconded by Councillor Spenceley.

1. THAT Council submit the following Motions for consideration by the LGNSW Annual Conference:

- That Local Government NSW lobby the NSW State Government to change the Section 34 process to allow more community participation and transparency
- That the NSW Government continue to develop the draft Design and Place State Environmental Planning Policy, which formed part of Minister's Planning Principles and SEPP consolidation plan released in December 2021.
- That the NSW Government develop guidelines to improve the transparency of decision making by Local Planning Panels, either by requiring the panels to hold their discussions in public or by publishing a statement of reasons similar to that used for District and Regional Planning Panels.
- 1. THAT this conference ask the State Government to investigate and look to implement measures to incentivise property owners to not leave their property(ies) unoccupied.
- 2. THAT in doing so, measures which allow such unoccupied properties to be utilised on a long or short time basis for low-cost accommodation be positively explored.
- THAT LGNSW undertake an urgent community campaign to return local planning powers to local communities.

- THAT LGNSW lobby the Minister for Planning to urgently introduce provisions to prevent State appointees to Regional Planning Panel from sitting on applications in circumstances where they continue to act/represent/ provide advice to applicants/proponents on development within the Local Government Area the subject of the application.
- THAT LGNSW support ALGA in their call for the establishment of a Productivity Review into housing affordability.
- THAT LGNSW work with ALGA and their recent resolution in relation to the provision of aged care services, to develop a framework for the delivery of aged care services, fully funded by the Federal Government and delivered by the State Government through Local Government.
- THAT LGNSW work with ALGA to lobby the Federal Government to deliver local, affordable childcare in local communities, fully funded by the Federal Government and delivered on the ground by Local Government.
- THAT LGNSW partner with the NSW State Government to develop a meaningful and deliverable process to urgently address, protect and increase tree canopy, particularly urban tree canopy and forest, to minimise the impacts of climate change and to protect biodiversity and habitat.
- THAT LGNSW calls upon the State Government to work with the Federal Government to urgently step in to address the structural issues with waste and recycling as a result of the China Sword and in order to promote and delivered a circular and sustainable waste practices.
- THAT the LGNSW lobby the NSW State Government to change the name of Financial Assistance Grants to Financially Responsible Organised Grants.

The Motion was put and **Carried**.

Voting was as follows:

For/Against 10 / 0

For: Councillor Baker, Councillor Beregi, Councillor Bourke, Councillor Drummond, Councillor Gibson, Councillor Lamb, Councillor Santer, Councillor Spenceley, Councillor Mutton and Councillor Welch

Against: Nil

Absent: Nil

272. RESOLVED:

1. THAT Council submit the following Motions for consideration by the LGNSW Annual Conference:

- That Local Government NSW lobby the NSW State Government to change the Section 34 process to allow more community participation and transparency
- That the NSW Government continue to develop the draft Design and Place State Environmental Planning Policy, which formed part of Minister's Planning Principles and SEPP consolidation plan released in December 2021.
- That the NSW Government develop guidelines to improve the transparency of decision making by Local Planning Panels, either by requiring the panels to hold their

discussions in public or by publishing a statement of reasons similar to that used for District and Regional Planning Panels.

- 1. THAT this conference ask the State Government to investigate and look to implement measures to incentivise property owners to not leave their property(ies) unoccupied.
- 2. THAT in doing so, measures which allow such unoccupied properties to be utilised on a long or short time basis for low-cost accommodation be positively explored.
- THAT LGNSW undertake an urgent community campaign to return local planning powers to local communities.
- THAT LGNSW lobby the Minister for Planning to urgently introduce provisions to prevent State appointees to Regional Planning Panel from sitting on applications in circumstances where they continue to act/represent/ provide advice to applicants/proponents on development within the Local Government Area the subject of the application.
- THAT LGNSW support ALGA in their call for the establishment of a Productivity Review into housing affordability.
- THAT LGNSW work with ALGA and their recent resolution in relation to the provision of aged care services, to develop a framework for the delivery of aged care services, fully funded by the Federal Government and delivered by the State Government through Local Government.
- THAT LGNSW work with ALGA to lobby the Federal Government to deliver local, affordable childcare in local communities, fully funded by the Federal Government and delivered on the ground by Local Government.
- THAT LGNSW partner with the NSW State Government to develop a meaningful and deliverable process to urgently address, protect and increase tree canopy, particularly urban tree canopy and forest, to minimise the impacts of climate change and to protect biodiversity and habitat.
- THAT LGNSW calls upon the State Government to work with the Federal Government to urgently step in to address the structural issues with waste and recycling as a result of the China Sword and in order to promote and delivered a circular and sustainable waste practices.
- THAT the LGNSW lobby the NSW State Government to change the name of Financial Assistance Grants to Financially Responsible Organised Grants.

8.3. Corporate Policy Manual Review - Direction 2

AUTHOR: Jenny Gleeson, Manager Corporate Planning and Engagement

This report presents the corporate policies under Direction 2. Our Built Infrastructure for readoption.

As previously advised, Council's corporate Policy Manual is being progressively presented to the Council for readoption between August and November 2022, with Direction 1 reported to Council on 22 August 2022. This long-standing practice occurs in line with Council's commitment to open government and ensures each term of Council is aware of the policies in operation.

Corporate policies are grouped by the five Strategic Directions of the *North Sydney Community Strategic Plan*, demonstrating alignment between Council services and programs and the community vision.

Most of the Direction 2 policies have been reviewed and required only correction of administrative or typographical errors and/or updating of legislative changes/Act references. Exceptions are as follows:

- the *Asset Management Policy* was recently readopted as part of Council's *Resourcing Strategy 2022-2032*
- review of the *Outdoor Dining and Goods Display Policy and Guidelines* is pending
- review of the *Resident Parking Permit Policy* is pending
- minor amendment to the *Car Share Policy*; and
- minor amendment to the *Encroachments Management Policy*.

A minor amendment is proposed to the *Car Share Policy* to reference the long-standing notification practice regarding proposed new car share spaces aligning to the notification period for Development Applications. This Policy is categorised 'strategic'; the amendment is not considered significant and therefore it is recommended that public exhibition is not required.

Minor amendments have also been made to the *Encroachments Management Policy*. This policy is categorised 'operational' and accordingly, the amendments were approved by the General Manager on 25 August 2022. The reason for the amendment is that the policy previously required two valuations in all circumstances when this does not reflect the procurement guidelines. In addition, legal costs have increased since the policy was last reviewed, hence the increase in the bond amount is required to cover the costs of the required valuations and is based on actual costs incurred in recent years. Consultation on the increase to the bond is not required as is distinct from fees and charges.

For ease of reference, the amendments to the *Car Share Policy* and *Encroachments Management Policy* are marked up in the respective attachments, with strikethrough indicating deletion and red font/italics indicating new text.

There are no financial implications arising from the review of Direction 2 corporate policies.

RECOMMENDATION:

1. THAT Council readopt the Direction 2 corporate policies as attached to this report being the following:

- a) Banner Hire Policy
- b) Encroachment Management Policy
- c) Graffiti Management Policy
- d) Restoration Works on Public Land Policy
- e) Rights of Way over Drainage Reserves and Community Land Policy
- f) Road and Place Remaining Policy
- g) Street Lighting and Under Awning Policy
- h) Telecommunications and Electrical Network Infrastructure Policy
- i) Trailer Parking Policy

2. THAT the minor amendments to the Car Share Policy be adopted.

This item was adopted by exception (see page 6.)

273. RESOLVED:

1. THAT Council readopt the Direction 2 corporate policies as attached to this report being the following:

- a) Banner Hire Policy
- b) Encroachment Management Policy
- c) Graffiti Management Policy
- d) Restoration Works on Public Land Policy
- e) Rights of Way over Drainage Reserves and Community Land Policy
- f) Road and Place Remaining Policy
- g) Street Lighting and Under Awning Policy
- h) Telecommunications and Electrical Network Infrastructure Policy
- i) Trailer Parking Policy

2. THAT the minor amendments to the Car Share Policy be adopted.

8.4. Draft amendment to NSDCP 2013 - St Leonards / Crows Nest 2036 Plan

AUTHOR: Jing Li, Senior Strategic Planner - Urban Design

To seek Council's endorsement to amend *North Sydney Development Control Plan 2013* (NSDCP 2013) to provide built form guidance for medium and tall towers enabled under the *St Leonards and Crows Nest 2036 Plan* and improve public space and street level amenity; and place that draft amendment on public exhibition.

St Leonards and Crows Nest are undergoing a period of increased development interest following the making of the *St Leonards and Crows Nest 2036 Plan (2036 Plan)* by the Department of Planning and Environment (DPE) in 2020. The 2036 Plan recommends substantial change and uplift adjacent to St Leonards Railway Station and the future Crow Nest Metro Station and along the Pacific Highway. In particular, it seeks in part, increasing the maximum building height, amending the minimum non-residential Floor space Ratio (FSR) and establishing maximum FSR controls under North Sydney Local Environmental Plan 2013 (NSLEP 2013). These controls are currently being amended via site-specific planning proposals lodged by landowners.

To manage the impacts of the increased density and height uplift, the *2036 Plan* also recommends built form controls on building setback, street wall (or podiums) height and solar protection. This report proposes to amend NSDCP 2013 to implement the intent of these recommendations, and provide amended and additional design guidance to:

- minimise the impacts of tall towers;
- create a human scale to the street and transition to lower density areas; and
- improve public spaces and street level amenity.

It is recommended that the attached draft DCP amendment is adopted by Council for the purposes of public exhibition.

As previously reported to Council, the DPE did not consult Council following the exhibition of the draft *2036 Plan* and significant post exhibition changes were made to the final *2036 Plan*. In preparing this draft DCP amendment, several problematic issues have been identified with the final plan including FSR controls that don't match proposed heights, reduced and limited employment capacity on land near the Railway and Metro Stations and mapping errors. This report recommends the DPE be advised of these issues. This will make it easier for Council to implement the intent of the *2036 Plan* when it amends NSLEP 2013 via landowner-initiated planning proposals.

There will be relatively modest expenses with respect to the public exhibition of the DCP amendment and its implementation which can be funded through existing recurrent budgeting lines.

RECOMMENDATION:

1.THAT Council resolves to adopt the draft amendments to NSDCP 2013, as provided in Attachments 1 and 2.

2.THAT the draft amendments to NSDCP 2013 be placed on public exhibition for a minimum period of 42 days.

3.THAT Council write to the Department of Planning and Environment outlining the identified issues and inconsistencies with the implementation of the *2036 Plan* as discussed in this report.

4.THAT a Councillor Briefing be held prior to or in the early stages of the exhibition period.

A Motion was moved by Councillor Mutton and seconded by Councillor Gibson.

1.THAT this matter be deferred to the next practicable Council Meeting pending the conduct of a detailed Councillor Briefing.

An amendment was moved by Councillor Beregi, seconded by the Mayor, Councillor Baker.

1.THAT Council resolves to adopt the draft amendments to NSDCP 2013, as provided in Attachments 1 and 2.

2.THAT the draft amendments to NSDCP 2013 be placed on public exhibition for a minimum period of 42 days.

3.THAT Council write to the Department of Planning and Environment outlining the identified issues and inconsistencies with the implementation of the *2036 Plan* as discussed in this report.

4.THAT a Councillor Briefing be held prior to or in the early stages of the exhibition period.

The Amendment was put and **Carried**.

Voting was as follows:

For/Against 9 / 1

For: Councillor Baker, Councillor Beregi, Councillor Bourke, Councillor Drummond, Councillor Gibson, Councillor Lamb, Councillor Santer, Councillor Spenceley, and Councillor Welch

Against: Councillor Mutton

Absent: Nil

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

Voting was as follows:

For/Against 9 / 1

For: Councillor Baker, Councillor Beregi, Councillor Bourke, Councillor Drummond, Councillor Gibson, Councillor Lamb, Councillor Santer, Councillor Spenceley, and Councillor Welch

Against: Councillor Mutton

Absent: Nil

274. RESOLVED:

1.THAT Council resolves to adopt the draft amendments to NSDCP 2013, as provided in Attachments 1 and 2.

2.THAT the draft amendments to NSDCP 2013 be placed on public exhibition for a minimum period of 42 days.

3.THAT Council write to the Department of Planning and Environment outlining the identified issues and inconsistencies with the implementation of the *2036 Plan* as discussed in this report.

4.THAT a Councillor Briefing be held prior to or in the early stages of the exhibition period.

8.5. East Crescent Street McMahons Point - Streets as Shared Spaces

AUTHOR: Matthew Noonan, Engineering Project Manager

The purpose of this report is to update Council on the design changes that have been made to the East Crescent Street “Shared Space”, McMahons Point, for which Council has received funding under Round 2 – “*Streets as Shared Spaces*” Program.

On 25 July 2022 Council resolved that the design for the East Crescent Street “Shared Space” as reported to Council on 27 June 2022 be redesigned based on the feedback received from residents who attended a site meeting on Saturday 23 July 2022. Council also resolved at the July Council meeting that the changes to the design be reported back to Council as soon as practicable and that the changes to the design be communicated to all residents/submitters, signatories to the petitions received by Council and relevant precinct committees.

On 2 May 2022, the Minister for Infrastructure, Cities and Active Transport announced that North Sydney Council was successful with its funding application for Round 2 of the “*Street as Shared Spaces*” Program. Council had applied for funding for the creation of a small “Shared Space” at the intersection of East Crescent Street and Blues Point Road McMahons Point. The creation of new Public Open Space in this location was identified as one of the priority projects in the McMahons Point - Blues Point Road Village Centre Master Plan, which was adopted by Council in April 2021.

The funding that Council has received is for a “Trial Shared Space” in this location, with the view to making it a permanent pocket park if the community supports the trial.

It was moved by Councillor Beregi, seconded by Councillor Welch that this item be brought forward to allow the registered speakers to address the Meeting.

The Motion was put and **Carried**.

Voting was as follows:

For/Against 10 / 0

For: Councillor Baker, Councillor Beregi, Councillor Bourke, Councillor Drummond, Councillor Gibson, Councillor Lamb, Councillor Santer, Councillor Spenceley, Councillor Mutton and Councillor Welch

Against: Nil

Absent: Nil

275. RESOLVED:

1.THAT this item be brought forward to allow the registered speakers to address the Meeting.

The following people spoke on this item as part of the Public Forum:

- Dr Sunil Dubey
- George Gallagher
- Conway Restom
- Amanda Reston

A Motion was moved by Councillor Beregi and seconded by Councillor Gibson.

1.THAT Council proceeds with Option 2a to Request for Quotation and construction as soon as possible to meet the “*Streets and Shared Spaces*” grant program funding requirements for a “*Trial Shared Space*” in East Crescent Street, McMahons Point.

2. THAT the trial period (a true trial that takes into consideration all aspects of the constraints on the space into account including the size of the space) that forms part of Councils funding Agreement is conducted December 2022 to March 2023.

3.THAT feedback be sought during the trial period from December 2022 to March 2023.

4.THAT a post-trial report be prepared for Council at the end of the trial period inclusive of all the collated feedback as well as a Traffic Study and Human Movement Study which will also be conducted during the trial.

The Motion was put and **Carried**.

Voting was as follows:

For/Against 10 / 0

For: Councillor Baker, Councillor Beregi, Councillor Bourke, Councillor Drummond, Councillor Gibson, Councillor Lamb, Councillor Santer, Councillor Spenceley, Councillor Mutton and Councillor Welch

Against: Nil

Absent: Nil

276. RESOLVED:

1.THAT Council proceeds with Option 2a to Request for Quotation and construction as soon as possible to meet the “*Streets and Shared Spaces*” grant program funding requirements for a “*Trial Shared Space*” in East Crescent Street, McMahons Point.

2. THAT the trial period (a true trial that takes into consideration all aspects of the constraints on the space into account including the size of the space) that forms part of Councils funding Agreement is conducted December 2022 to March 2023.

3.THAT feedback be sought during the trial period from December 2022 to March 2023.

4.THAT a post-trial report be prepared for Council at the end of the trial period inclusive of all the collated feedback as well as a Traffic Study and Human Movement Study which will also be conducted during the trial.

8.6. North Sydney Olympic Pool Redevelopment Monthly Progress Report

AUTHOR: John Thomson, Corporate Contracts Manager

The purpose of this report is to provide Council with a high-level report on the progress of the redevelopment of the North Sydney Olympic Pool.

At its meeting of 26 July 2021, Council resolved as follows:

- 1. THAT the General Manager provide a high-level update/report on the progress of the redevelopment of the North Sydney Olympic Pool to each Council meeting until the redevelopment is completed.*
- 2. THAT Council notes that this report does not alter the governance structure of the project.*

This report responds to this resolution. This report details progress since the last report to Council at the meeting held on 25 July 2022.

The financial position of the project is reported quarterly to Council, the next report will be in November 2022.

RECOMMENDATION:

- 1. THAT** the report be received.

A Motion was moved by Councillor Gibson and seconded by Councillor Drummond.

- 1. THAT** the report be received.
- 2. THAT** the concerns raised by Mayor Baker and Councillor Beregi regarding financial mismanagement and lack of transparency be clearly addressed in the November Financial Report.
- 3. THAT** the briefing be held between now and the November report so that those concerns can be fully discussed.

The Motion was put and **Lost**.

For/Against 0 / 10

Voting was as follows:

For: Nil

Against: Councillor Baker, Councillor Beregi, Councillor Bourke, Councillor Drummond, Councillor Gibson, Councillor Lamb, Councillor Santer, Councillor Spenceley, Councillor Mutton and Councillor Welch

Absent: Nil

A further Motion was moved by Councillor Spenceley, and seconded by Councillor Beregi

1.THAT the report be received.

2.THAT Council be updated on major variations or developments regarding the pool project of an aggregate quantum of \$500,000 or more as part of the regular Councillor briefing process.

The Motion was put and **Carried**.

Voting was as follows:

For/Against 10 / 0

For: Councillor Baker, Councillor Beregi, Councillor Bourke, Councillor Drummond, Councillor Gibson, Councillor Lamb, Councillor Santer, Councillor Spenceley, Councillor Mutton and Councillor Welch

Against: Nil

Absent: Nil

277. RESOLVED:

1. THAT the report be received.

2. THAT Council be updated on major variations or developments regarding the pool project of an aggregate quantum of \$500,000 or more as part of the regular Councillor briefing process.

8.7. The Living Futures Festival

AUTHOR: Leonie Netting, Coordinator Coal Loader Centre for Sustainability
Danielle Birkbeck, Snr Sustainability Programs Coordinator

This report has been prepared in response to the resolution of Council at the 28 March 2022 Council:

1.THAT Council organise for a 'Sustainable' festival at the Coal Loader as it is our sustainable achievement of North Sydney;

2.THAT the inclusion of a festival be considered as part of the current budget deliberations.

This report addresses this resolution by putting forward a concept plan for a North Sydney sustainability festival and includes details on festival components, delivery format, and anticipated budget.

The inaugural Living Futures Festival will be held at the Coal Loader Centre for Sustainability over the period 24 – 30 April 2023. The festival will comprise of two components starting with the thought provoking 'Living Ideas' series and culminating in a full day activation on Sunday 30 April.

The expected budget for planning and delivery of the festival is approximately \$150,000. This amount will be funded from Council's Environment Levy Reserve due to the nexus between the expected outcomes of the Sustainability Festival and the policies and plans contained within the Environmental Levy.

RECOMMENDATION:

- 1. THAT** Council approves the concept plan for the North Sydney Living Futures Festival to be held in April 2023 at the Coal Loader Centre for Sustainability;
- 2. THAT** all monies required to be expended throughout the course of planning and delivery of the Living Futures Festival is funded through Council's Environment Levy Reserve.

A Motion was moved by Councillor Lamb and seconded by Councillor Beregi.

- 1. THAT** Council approves the concept plan for the North Sydney Living Futures Festival to be held in April 2023 at the Coal Loader Centre for Sustainability;
- 2. THAT** all monies required to be expended throughout the course of planning and delivery of the Living Futures Festival is funded through Council's Environment Levy Reserve.
- 3. THAT** the festival be named the North Sydney Living Futures Sustainability Festival.

The Motion was put and **Carried**.

Voting was as follows:

For/Against 10 / 0

For: Councillor Baker, Councillor Beregi, Councillor Bourke, Councillor Drummond, Councillor Gibson, Councillor Lamb, Councillor Santer, Councillor Spenceley, Councillor Mutton and Councillor Welch

Against: Nil

Absent: Nil

278. RESOLVED:

- 1. THAT** Council approves the concept plan for the North Sydney Living Futures Festival to be held in April 2023 at the Coal Loader Centre for Sustainability;
- 2. THAT** all monies required to be expended throughout the course of planning and delivery of the Living Futures Festival is funded through Council's Environment Levy Reserve.
- 3. THAT** the festival be named the North Sydney Living Futures Sustainability Festival.

8.8. Review of Community Awards

AUTHOR: Helen Campbell, Manager Community Development

To present to Council recommendations arising out of a review of the Community Awards event.

North Sydney Council conducts an annual community awards event which recognises citizens and groups who have made outstanding contributions during the year to the life and soul of the North Sydney community.

Up until and including 2019, these awards mirrored the national Australia Day awards, offering awards in the same categories, and took place on Australia Day after Council's Citizenship Ceremony. In 2020 and 2021, the Awards were held separately.

At its meeting held 27 June 2022, Council resolved:

- 1. THAT a review be undertaken of the North Sydney Community Awards (Citizen of Year) and a report to Council provided with a view to the future structure of the program, including the possibility of establishing a quarterly North Sydney 'Legacy Awards' where members of the community who have performed great services*

continuously over the decades – minimum 20 years, be awarded for their dedication to the North Sydney Community.

2. *THAT the identification of any additional budget requirements beyond those currently provided in the Delivery Program and Operational Plan be made for this award program.*

A review has now been undertaken with an intent to give the awards a revitalised North Sydney character and brand, better championing Council's new Community Vision Statement and Guiding Principles, with the aim to increase the pool of nominations the program will attract and raise the profile of the event in the community.

The former budget allocated to this event of \$1,500 was moderate and limited. Now that the event is held separate to the Australia Day Citizenship Ceremony, it is envisioned that a larger budget will provide the funding to enhance and develop the awards program to become prestigious and the awards more highly regarded, thereby increasing nominations and enthusiasm in the community.

A cost estimate of \$8,000 including contingencies has been developed for 2022/23. An annual budget of \$10,000 is sought for 2023/24 and beyond, to include a guest speaker and any further miscellaneous costs.

RECOMMENDATIONS:

- 1.THAT** the North Sydney Community Awards are maintained as a distinct Council delivered program, independent from Australia Day.
- 2.THAT** all nominees receive a North Sydney Community Awards certificate in recognition of their achievement.
- 3.THAT** a new 'Local Legend' award is included in the annual Community Awards to recognise individuals who have demonstrated a sustained and long-term commitment to servicing the community.
- 4.THAT** a Selection Committee is established and includes the Mayor, Deputy Mayor and key staff for the purposes of making recommendations to Council for determination
- 5.THAT** at the next quarterly budget review, the North Sydney Community Awards budget be increased from \$1,500 to \$8,000 for 2022/23.
- 6.THAT** the annual North Sydney Community Awards budget be increased to \$10,000 for 2023/24 and beyond.

This item was adopted by exception (see page 6.)

279. RESOLVED:

- 1.THAT** the North Sydney Community Awards are maintained as a distinct Council delivered program, independent from Australia Day.
- 2.THAT** all nominees receive a North Sydney Community Awards certificate in recognition of their achievement.
- 3.THAT** a new 'Local Legend' award is included in the annual Community Awards to recognise individuals who have demonstrated a sustained and long-term commitment to servicing the community.
- 4.THAT** a Selection Committee is established and includes the Mayor, Deputy Mayor and key staff for the purposes of making recommendations to Council for determination

5.THAT at the next quarterly budget review, the North Sydney Community Awards budget be increased from \$1,500 to \$8,000 for 2022/23.

6.THAT the annual North Sydney Community Awards budget be increased to \$10,000 for 2023/24 and beyond.

8.9. Nan Manefield Young Writers Award 2022

AUTHOR: Bec Shelberg, Children's & Youth Librarian

This report provides a summary of the annual Nan Manefield Young Writer's Award.

Winners of the 33rd Young Writers' Award were announced at a presentation evening at Stanton Library on Thursday 9 June 2022.

A total of 354 entries were received from across the Sydney Metropolitan region. The presentation event was held to celebrate the Winning, Highly Commended and Commended entries, many of whom attended with their family members.

Judges of two age categories were in attendance to speak about the entries, provide general feedback and give insight into their choices when awarding the prizes. The other three judges (who were unable to attend due to COVID restrictions) provided written feedback that was read out by a member of the library staff. Prizes across the five age categories totalled \$3500. The judges all acknowledged the consistently high quality of the entries received, a reflection of both the commitment of local schools to high quality creative writing and to the high standards that the Young Writers' Award has come to elicit from the local community.

There is an allocated budget of \$5,000 to deliver the Young Writers' Award annually.

RECOMMENDATION:

1. THAT the report be received.

This item was adopted by exception (see page 6.)

280. RESOLVED:

1. THAT the report be received.

9. Notices of Motion

9.1. Notice of Motion 49/22 - StreetPlay in the North Sydney LGA - Cr Beregi

1.THAT Council call for expressions of interest from the community in relation to identifying streets, roads etc for StreetPlay for the next 6 months.

2.THAT Council re-assess the locations contained in the 22 June 2020 report as possible locations.

3.THAT Council seek to roll out the StreetPlay Program as soon as possible.

4.THAT Council continue to seek and apply for appropriate funding grants.

5.THAT should Council be unsuccessful in obtaining grant funding, that the General Manager identify funding sources to support the StreetPlay Program.

The Motion was moved by Councillor Beregi and seconded by Councillor Gibson.

The Motion was put and **Carried**.

Voting was as follows:

For/Against 10 / 0

For: Councillor Baker, Councillor Beregi, Councillor Bourke, Councillor Drummond, Councillor Gibson, Councillor Lamb, Councillor Santer, Councillor Spenceley, Councillor Mutton and Councillor Welch

Against: Nil

Absent: Nil

281. RESOLVED:

- 1.THAT** Council call for expressions of interest from the community in relation to identifying streets, roads etc for StreetPlay for the next 6 months.
- 2.THAT** Council re-assess the locations contained in the 22 June 2020 report as possible locations.
- 3.THAT** Council seek to roll out the StreetPlay Program as soon as possible.
- 4.THAT** Council continue to seek and apply for appropriate funding grants.
- 5.THAT** should Council be unsuccessful in obtaining grant funding, that the General Manager identify funding sources to support the StreetPlay Program.

9.2. Notice of Motion 50/22 - Unoccupied dwellings - investigating incentives for property owners to increase housing supply and availability - Cr Beregi

- 1. THAT** Council write to the Minister for Local Government, The Hon. Wendy Tuckerman and the Minister for Planning and Homes, The Hon. Anthony Roberts, asking that the State Government:
 - a. Explore more fully methods to identify unoccupied dwellings
 - b. Consider reforms to the Local Government rating system, and the NSW land tax system, to provide a financial incentive for property owners to ensure their investment property holdings are being utilised for residential accommodation purposes.
 - c. Any rate revenue derived from such unoccupied dwellings be directed to acquisition of key worker/affordable housing.
- 2. THAT** in recognizing that lack of housing is an issue across the Sydney metropolitan area, North Sydney Council writes to the Chair of NSROC, seeking support for a joint letter, calling for the actions in point one (a-c).

The Motion was moved by Councillor Beregi and seconded by Councillor Welch.

The Motion was put and **Carried**.

Voting was as follows:

For/Against 10 / 0

For: Councillor Baker, Councillor Beregi, Councillor Bourke, Councillor Drummond, Councillor Gibson, Councillor Lamb, Councillor Santer, Councillor Spenceley, Councillor Mutton and Councillor Welch

Against: Nil

Absent: Nil

282. RESOLVED:

1. THAT Council write to the Minister for Local Government, The Hon. Wendy Tuckerman and the Minister for Planning and Homes, The Hon. Anthony Roberts, asking that the State Government:

- a. Explore more fully methods to identify unoccupied dwellings
- b. Consider reforms to the Local Government rating system, and the NSW land tax system, to provide a financial incentive for property owners to ensure their investment property holdings are being utilised for residential accommodation purposes.
- c. Any rate revenue derived from such unoccupied dwellings be directed to acquisition of key worker/affordable housing.

2. THAT in recognizing that lack of housing is an issue across the Sydney metropolitan area, North Sydney Council writes to the Chair of NSROC, seeking support for a joint letter, calling for the actions in point one (a-c).

9.3. Notice of Motion 51/22 - Organisational Transparency - Cr Gibson

1.THAT the Mayor and Acting General Manager immediately schedule a briefing to address several matters of concern to Councillors.

2.THAT an opportunity for Q&A is included.

A Motion was moved by Councillor Gibson and seconded by Councillor Drummond.

1.THAT the Mayor and Acting General Manager immediately schedule a briefing to address several matters of concern to Councillors.

2.THAT an opportunity for Q&A is included.

3. THAT the briefing be confidential and that no electronic devices are permitted in the meeting.

4. THAT all printed material be clearly identified as confidential and be returned for shredding at the conclusion of the briefing.

5. THAT the email that was sent from LGNSW to Mayor Baker on 14 April 2022 at 5.24pm be provided to Councillors at the briefing.

The Motion was put and **Lost**.

For/Against 2 / 8

Voting was as follows:

For: Councillor Drummond and Councillor Gibson

Against: Councillor Baker, Councillor Beregi, Councillor Bourke, Councillor Lamb, Councillor Santer, Councillor Spenceley, Councillor Mutton and Councillor Welch

Absent: Nil

9.4. Notice of Motion 52/22 - Billboards on Council pavements - Cr Gibson

1.THAT a brief report be provided to the next practicable Council Meeting on Council's tolerance to small billboards and other advertising paraphernalia on the pavements in Kirribilli Village.

The Motion was moved by Councillor Gibson and seconded by Councillor Drummond.

The Motion was put and **Lost**.

Voting was as follows: For/Against 5 / 5

For: Councillor Bourke, Councillor Drummond, Councillor Gibson, Councillor Spenceley and Councillor Mutton

Against: Councillor Baker, Councillor Beregi, Councillor Lamb, Councillor Santer and Councillor Welch

Absent: Nil

The Mayor used her casting vote against the Motion.

9.5. Notice of Motion 53/22 - Cleanliness in Kirribilli Village and surrounding streets - Cr Gibson

1.THAT a brief report be prepared for the next practicable Council Meeting providing details of the current cleaning schedule for Kirribilli Village and surrounding streets.

A Motion was moved by Councillor Gibson and seconded by Councillor Drummond.

1. THAT this matter be delegated to the General Manager for investigation and where appropriate necessary action is taken

2. THAT if deemed necessary that a brief report be prepared for a Council Meeting.

The Motion was put and **Carried**.

Voting was as follows: For/Against 10 / 0

For: Councillor Baker, Councillor Beregi, Councillor Bourke, Councillor Drummond, Councillor Gibson, Councillor Lamb, Councillor Santer, Councillor Spenceley, Councillor Mutton and Councillor Welch

Against: Nil

Absent: Nil

283. RESOLVED:

1. THAT this matter be delegated to the General Manager for investigation and where appropriate necessary action is taken

2. THAT if deemed necessary that a brief report be prepared for a Council Meeting.

9.6. Notice of Motion 54/22 - Trial Weekend Closure of the Western end of Bligh St Kirribilli - Cr Gibson

1. THAT a report be promptly prepared to examine options for the trial closure of Bligh St this Spring/Summer. The relevant section of road is from Humphrey Place to Broughton St and the suggested hours are from 5pm Friday to 5pm Sunday.

The Motion was moved by Councillor Gibson and seconded by Councillor Drummond.

1. THAT Bligh Street be considered for the Street Play Program.

The Motion was put and **Lost**.

Voting was as follows:

For/Against 3 / 7

For: Councillor Drummond, Councillor Gibson and Councillor Mutton

Against: Councillor Baker, Councillor Beregi, Councillor Bourke, Councillor Lamb, Councillor Santer, Councillor Spenceley and Councillor Welch

Absent: Nil

A further Motion was moved by Councillor Beregi and was seconded by Councillor Spenceley.

1. THAT Bligh Street be considered for the Street Play Program.

The Motion was put and **Carried**.

For/Against 10 / 0

Voting was as follows:

For: Councillor Baker, Councillor Beregi, Councillor Bourke, Councillor Drummond, Councillor Gibson, Councillor Lamb, Councillor Santer, Councillor Spenceley, Councillor Mutton and Councillor Welch

Against: Nil

Absent: Nil

284. RESOLVED:

1. THAT Bligh Street be considered for the Street Play Program.

10. Matters of Urgency

Nil.

11. Confidential Matters

Nil.

12. Closure

The Meeting concluded at 8:49 pm.