

## 10.1. Matters Outstanding to December 2023

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<b>ATTACHMENTS</b>	1. Matters Outstanding Feb 2024 [ <b>10.1.1</b> - 4 pages]
<b>CSP LINK</b>	5. Our Civic Leadership 5.2 Strong civic leadership and customer focussed services

### **PURPOSE:**

The purpose of this report is to update Council regarding the status of resolutions arising from Mayoral Minutes, Notices of Motion, and Questions Without Notice.

### **EXECUTIVE SUMMARY:**

- Each month, a report is presented to Council on the status of resolutions arising from Mayoral Minutes, Notices of Motion, and Questions Without Notice.
- The attached table has been updated to include resolutions up to the 11 December 2023 Ordinary Meeting of Council.

### **RECOMMENDATION:**

- 1. THAT** the report be received.

## **Background**

The previous report to Council on this matter was on 27 November 2023.

## **Report**

Attached is the updated table of outstanding resolutions for the information of Council.

## **Consultation requirements**

Community engagement is not required.

## **Financial/Resource Implications**

There are no financial implications to this report.

## **Legislation**

It is a requirement under the Local Government Act that lawful decisions of the Council are implemented without undue delay.

Meeting date	Item Reference	Resolved Action	COS	Target Date	OPEN	Current Status (12 February 2024)
22/3/2021	6.2. MM02 Parking Review	<p>1. THAT the Traffic Department prepare a report outlining how greater equity in parking permit allocation can be achieved.</p> <p>2. THAT the report includes a methodology to trial increased permit allocation for apartment dwellers to match permit allocation for detached dwellings in a small area so that the impact can be assessed.</p> <p>3. THAT consideration also be given to small business.</p>	OSI	31/7/24	OPEN	In 2024 Council will develop a new parking policy which will include a holistic review of the number of issued permits with consideration of available parking spaces. It is expected that this policy will be ready for exhibition in 2025.
10/10/2022	11.4. Notice of Motion 59/22 - Counting of voting in Council community consultations and submissions - Cr Santer	<p>1. THAT in its consultative process with the community, including consideration of submissions from Precincts, on Council policy proposals, Council ensure, when voting from the community is requested, Council recognises the number of individual votes for and against the proposal, rather than consider that an individual organisation's majority vote be counted as a block of one vote for or against the proposal.</p> <p>2. THAT at community group meetings where a consultation is requested by Council, it is made explicitly clear, through a prepared standard statement (agreed to by Council) read in the meeting, the individual vote numbers will be recorded in the consultation report to Council.</p> <p>3. THAT for the purpose of transparency and to ensure the absence of 'branch stacking', the names and addresses of individual voters will be included in the report to Council on the voting outcome of the consultation.</p> <p>4. THAT when voting is counted at Council, any individual person's vote is only counted once, whether it be as an individual or part of a group.</p> <p>5. THAT the principle of "One person, one value, one vote" is included in the review of the Community Engagement Protocol.</p>	CoS	Jul-23	OPEN	Work is currently underway on the review of the Community Engagement Protocol as part of the regular cycle of review to ensure best practice and compliance with the new legislative requirements for councils to have a Community Engagement Strategy. The process and method of reporting of feedback (or votes) as part of consultation processes will be part of this review.
24/07/2023	11.1. Notice of Motion 9/23 - Bradfield Park South, Milsons Point	<p>1. THAT Council notes Sydney Harbour Tunnel (private Joint Venture) Act 1987 and in particular:</p> <p>1. Section 12 which vests the southern end of Bradfield Park (SHT Land) in the Commissioner for Main Roads.</p> <p>2. Section 13 which contemplates that the land vested pursuant to section 12 may be re-vested in the person in whom that part of the land was vested immediately before the land was so vested in the Commissioner provided no lease remain current.</p> <p>3. The SHT land was leased in 1987 to Transfield (SHTJV) Pty. Limited and Kumagai Gumi Co., Ltd and that the term of that lease has or is about to end.</p> <p>4. The SHT land is the subject of the proclamation of the Governor of NSW made on 19 March 1935 pursuant to Sydney Harbour Bridge (Administration) Act, 1932 which proclamation vest land including the SHT Land in the Municipal Council of North Sydney .. upon trust for an estate in fee simple upon trust for parks and recreation purposes.</p> <p>2. THAT Council resolves to call for a report on the:</p> <p>a. standing (titles) of the land that was vested in the Commissioner of Main Roads by the Sydney Harbour Tunnel (private Joint Venture) Act 1987 and</p> <p>b. options available to have the intent of the proclamation of the Governor of NSW dated 19 March 1935 implemented.</p>	OSI	Nov-23	OPEN	Barristers advice was provided post 14/11/22 in relation to this NoM. Meeting with Councillor to understand whether further information is required.

Meeting date	Item Reference	Resolved Action	COS	Target Date	OPEN	Current Status (12 February 2024)
14/08/2023	MoU: Vale - Mary-Louise McLaws AO	<p>1. THAT Council acknowledge the significant contribution of the late Professor Mary-Louise McLaws AO to epidemiology, medical research, infection prevention and health administration.</p> <p>2. THAT Council consult with her husband, Mr Richard Flook, in respect of the location of a tree to be planted in her memory and that following such consultation the tree be planted with a plaque identifying the reason for the planting.</p> <p>3. THAT Council write to Mr Richard Flook and the Flook family expressing deep sympathy and condolences on the passing of Professor Mary-Louise McLaws AO and include a copy of this resolution.</p>	COS	Mar-24	OPEN	The memorial tree will be planted on 1 March 2024 at Mary Booth lookout. Close for next report
28/08/2023	11.1. Notice of Motion 11/23 - Strategy for management of Council's properties and facilities	<p>1. THAT Council note that an Open Space and Recreation needs study is currently being undertaken to inform a new Open Space and Recreation Strategy which will set direction in relation to service levels and infrastructure.</p> <p>2. THAT given the high demand for sporting, recreational and community facilities within the North Sydney Local Government Area, a service level review for all sporting, recreation and community assets be submitted to Council prior to any new leasing or licensing contracts being considered. The service level review should include but not be limited to consideration of the following:</p> <p>i. Is the current use of the property/facility the highest and/or best use of the property/facility?</p> <p>ii. Is the property/facility able to be adapted to accommodate multiple/different sporting, recreational and/or community services?</p> <p>iii. Is Council in a position to manage the property/facility itself?</p> <p>iv. Could the property/facility be leased to multiple lessors?</p>	OSI	Feb-24	OPEN	Council Open Space and Recreation needs strategy is currently being developed, which will inform the use of Council-owned recreation space. In the interim separate service review of individual sporting facilities will be undertaken if the expiry of leases and licences requires this.
9/10/2023	11.2. Notice of Motion 11/23: Tree at 38 Shellcove Road Kurraba Point – Cr Gibson	1. THAT Council takes appropriate action on a 'dangerous tree' situated on private property at 38 Shellcove Road Kurraba Point.	CPE		OPEN	An emergency order (which expired on 20 November), was issued to the owner to prepare an engineering response to address the collapse of the wall and its structural integrity. This was not complied with. After receiving further advice on the matter, an Emergency Order was issued on 29 November 2023 requiring the owner of the property with 7 days to remove the tree. The matter is now in the hands of Council's legal advisors to enforce this Order.
23/10/2023	11.1. Notice of Motion 14/23: Construction delays in Bligh Street Kirribilli - Cr Gibson	<p>1. THAT a report be provided to Council regarding creating a policy relating to outdoor dining fees during disruption caused by public domain work.</p> <p>2. THAT the experience in Bligh Street be investigated as part of that report.</p>	OSI		OPEN	Council is currently in the process of updating its outdoor dining policy. This matter will be address within this policy.

Meeting date	Item Reference	Resolved Action	COS	Target Date	OPEN	Current Status (12 February 2024)
27/11/2023	8.1. MM01: Vale Rotary Club of North Sydney	<p>1. THAT Council acknowledge the valuable contribution of the Rotary Club of North Sydney to our community by planting a tree to be grouped with the existing "Rotary trees" in St Leonards Park.</p> <p>2. THAT Council write to the Rotary Club of North Sydney thanking them for their service to our community for the last 95 years.</p> <p>3. THAT Council give special acknowledgment and thanks to the outgoing President Ms Field and her fellow office bearers.</p>	COS		OPEN	Tree planting to be arranged.
27/11/2023	8.3. MM03: Correspondence from the Hon. Paul Scully, MP Minister for Planning re housing density and the housing crisis	<p>1. THAT Council write to the Minister for Planning seeking an urgent meeting to discuss housing density and the provision of vital social infrastructure.</p> <p>2. THAT Council undertake an urgent review of DA assessment/determination times with reference to the model put forward by Newcastle City Council at the recent Local Government Conference and collaborate with other councils to adopt best practice;</p> <p>3. THAT Council urge the State Government to improve DA assessment/determination times within their control by funding and requiring State Planning Panels to meet more frequently (for example, the Sydney North Planning Panel average assessment times for 2022/23 is 237 days);</p> <p>4. THAT Council urge the State Government to retain the valuable Greater Cities Commission and, in the event that it is abolished, immediately release the draft housing targets prepared by the Greater Cities Commission, commence community consultation, and retain the existing Greater Cities Commission housing targets for the North Sydney LGA.</p> <p>5. THAT Council urge the State Government to use the levers within its control to promote construction and completion of housing projects, including:</p> <p>(a) introducing a "use it or lose it" provision for development consents, reducing the lapsing provisions from five years to two years from determination;</p> <p>(b) immediately mandating inclusionary zoning for affordable housing in new residential development;</p> <p>(c) establishment of a funding model (such as the establishment of a State Housing Development Bank) to give certainty to the</p>	CPE		OPEN	1. COMPLETED. Meeting with Minister for Planning held 19 December 2023 with the Mayor, General Manager and Director Planning and Environment. In relation to DA review, this is an improvement program that Council is currently undertaking which comprises various components. The Newcastle model is being explored and its application in the North Sydney context, being considered.
11/12/2023	MM03: Ban on gas appliances and connections in new homes - Doctors for the Environment	<p>1. THAT a report on amending Council's planning controls to require all new residential developments to be all electric be prepared, a Councillor Briefing be held, and a report come to the next meeting of Council.</p> <p>2. THAT Council write to the Premier of NSW, The Hon. Chris Minns and The Hon Penny Sharpe, MLC, Minister for Climate Change, Energy, Environment, and Heritage urging the State Government to:</p> <p>(a) adopt the ACT and Victorian policy approach and develop a plan, supported by incentives or rebates, to transition homes and businesses from gas to renewable energy; and</p> <p>(b) not expand the state's gas industry.</p>	CPE	Jun-24	OPEN	1. Will commence action in early February 2024, with a view to holding a councillor briefing Feb-Mar 2024 and potential subsequent council report by April 2024.

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11/12/2023	11.1. Notice of Motion 17/23: Supporting Local Businesses during Council Infrastructure Works - Cr Gibson	1. THAT Council acknowledges that infrastructure works - while ultimately improving conditions for small, and large, businesses - usually cause temporary disruption. 2. THAT Council prepare a report as to how infrastructure work programs can be improved to minimise disruption and loss of income to local businesses. 3. THAT the report examine the timing of work, improving communication with property and business stakeholders, providing adequate notice of due works, improving hoardings, and any other relevant measures that can ameliorate disruption to business operations.	OSI	Mar-24	OPEN	Report to be prepared.
11/12/2023	11.2. Notice of Motion 18/23: Landscaping at Greenway on Broughton Street Kirribilli - Cr Gibson	1. THAT Council liaise with the landowner and community representatives from Greenway regarding the non-accessible/neglected Greenway property on Broughton Street.	OSI		OPEN	Initial internal advice is that the topography of the area in question is too steep for volunteer groups to maintain. Contact has been made with the Greenway in relation to how this matter could best be progressed with assistance from State Govt.
11/12/2023	11.3. Notice of Motion 19/23: Management of Code of Conduct Complaints - Cr Gibson	1. THAT a briefing be scheduled (confidential if necessary) on how our Council manages Code of Conduct complaints - particularly anonymous complaints. Information should be provided which compares our practices with our fellow NSROC Councils. Councillors should send any questions they would like answered to the General Manger.	GMO	Mar-24	OPEN	Councillor briefing to be arranged
11/12/2023	11.4. Notice of Motion 20/23: Mass destruction of Bushland in Lane Cove - Cr Gibson	1. THAT Council acknowledges the environmental vandalism that has occurred in Bushland in our neighbouring municipalities. 2. THAT Council identifies any potential environmental risks in our LGA and what preventative strategies could be implemented. 3. THAT Council undertake an investigation/review on previous locations in the Local Government Area that have been subject to environmental vandalism, to ensure that no destruction is taking place. 4. THAT Council place an article in the next North Sydney News about the matter, providing residents with a strategy as to how to approach Council if concerned about possible inappropriate activity. 5. THAT Council work with the adjacent affected Councils to share information and learnings.	OSI	Mar-24	OPEN	Council Urbans Forest Supervisor and Manager Bushland are currently reviewing the NoM and preparing a response on initiatives to be undertaken by Council to prevent vandalism and destruction of Bushland within the LGA.
11/12/2023	11.5. Notice of Motion 21/23: Proposed No New Advertising Billboards Policy - Cr Bourke	1. THAT Council, as soon as practicable, prepare a report on the feasibility of implementing a no new advertising billboards policy that would cease all new planning applications for outdoor advertising of non-Council information on Council-owned property.	CPE	Jul-24	OPEN	Work has commenced on preparing this report in collaboration with the Asset Management team.