

10.1. Matters Outstanding to 24 June 2024

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| AUTHOR | Ian Curry, Manager Governance |
| ENDORSED BY | Luke Harvey, Director Corporate Services |
| ATTACHMENTS | 1. Matters Outstanding July 2024 [10.1.1 - 5 pages] |
| CSP LINK | 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 24 June 2024 Ordinary Meeting of Council.

RECOMMENDATION:

1. THAT the report be received.

Background

The previous report to Council on this matter was on 24 June 2024.

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 | CPE | Target Date | OPEN | Current Status (22 July 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 | Nov-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> | GMO | Dec-24 | OPEN | Following the 'Have your say on North Sydney's next ten years' community engagement campaign, work will recommence on the review of the Community Engagement Protocol 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. |
| 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 | Nov-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. Individual reviews of community assets will be conducted as required in the interim. |

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| 23/10/2023 | 11.1. Notice of Motion 14/23: Construction delays in Bligh Street Kirribilli - Cr Gibson | <ol style="list-style-type: none"> THAT a report be provided to Council regarding creating a policy relating to outdoor dining fees during disruption caused by public domain work. THAT the experience in Bligh Street be investigated as part of that report. | OSI | Aug-24 | OPEN | Outdoor Dining Policy, which will address the NoM is on exhibition closing on 15 July. A report in relation to this matter will be brought to the August meeting of Council. |
| 11/12/2023 | MM03: Ban on gas appliances and connections in new homes - Doctors for the Environment | <ol style="list-style-type: none"> 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. 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: <ol style="list-style-type: none"> 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 not expand the state's gas industry. | CPE | Dec-24 | OPEN | 1. A briefing was held with Councillors on 17th June 2024. Further research is required ahead of report to Council on DCP amendment options. |
| 12/02/2024 | MM02: Trees should not die for a view - destruction of trees – correspondence from Lane Cove Council | <ol style="list-style-type: none"> THAT Council restate its strong commitment to protecting, measuring, and increasing urban tree canopy. THAT Council recognise the impediments to successful prosecution including the difficulty in identifying vandals. THAT Council support Lane Cove and Willoughby City Council's lobbying of the State Government in relation to tree vandalism and increased penalties. THAT Council write to the Premier, Ministers for Environment and Planning, the Leader of the Opposition, Shadow Ministers for Environment and Planning, and the minor parties to call on the State Government to undertake an urgent review of the tree protection regime including increasing fines, the role of NSW Police in investigation and prosecution of large-scale environmental vandalism, and an education campaign on the value of urban tree canopy to communities. THAT Council call on the State Government to model best practice in all public works projects and design projects to preserve and increase urban tree canopy which is in line with State policy on climate change mitigation and reduction of carbon emissions. THAT Council introduce an awareness campaign for residents to report in-progress acts of vandalism. | OSI | Jun-24 | OPEN | Items 1,2 addressed in report to Council 25/3/2024. Letters sent 9/7/2024 addressing items 3,4,5. Item 6 is ongoing through a number of initiatives including "Trees shouldn't die for a view" pamphlets in Customer service etc and distributed with a letter-drop when TV incidents are reported/identified and an Article in the upcoming North Sydney News publication specifically regarding residents reporting TV incidents. Council is also hosting an online talk in August with the Urban Forest Team about North Sydney's canopy cover; trends; threats & opportunities etc. CLOSE for next report. |

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| 12/02/2024 | MM04: Strengthening Council governance and decision-making frameworks | <p>1. THAT Council prepare, consult on and adopt a Governance and Decision-Making Framework/Strategy as part of the strategic framework being undertaken this year.</p> <p>2. THAT Council engage with the community, the Office of Local Government, IPART and other external stakeholders to ensure that the Framework/Strategy is best practice and local government sector leading.</p> <p>3. THAT Council note the new Risk Management and Internal Audit Guidelines issued by the OLG and resolve to immediately reset the external membership of the Audit, Risk and Improvement Committee ahead of the implementing of the guidelines by July 2024.</p> <p>4. THAT Council inform the community of this resolution.</p> | COS | Oct-24 | OPEN | <p>1. The drafting of the strategy continues to develop in line with the release dates for all informing strategies.</p> <p>2. The strategy will be consulted as part of our Community Strategic Plan, and other external stakeholders appropriate to develop best practice.</p> <p>3. The Audit, Risk and Improvement Committee has reset the external membership. The Committee conducted its first meeting with the new members on 14 June, and the membership are considering new Terms of Reference in line with the noted changes.</p> <p>4. Council resolution was published to the community, and further consultation as noted above will occur for the Community Strategic Plan.</p> |
| 25/03/2024 | 8.1 MM01: Noise Pollution | <p>1. THAT Council strongly advocate for the State Government to address increasing noise pollution through a review of the EPA Noise Guidelines, adoption of electric vehicles, provisions in relation to the use of electric power tools in urban areas, noise, and CCTV monitoring in areas experiencing a rise in "hoon" cars.</p> <p>2. THAT Council undertake a review of standard noise conditions of consent for both construction period and general operation</p> | CPE | Dec-24 | OPEN | <p>1. A response has been received by The Hon. Penny Sharpe, Minister for Climate Change, Energy, Environment and Heritage addressing council's comments and advising that the EPA is undertaking a review of its Noise Control Regulations and council's submission and concerns will be taken into consideration.</p> <p>2. Development Services are currently in the process of appointing an appropriate noise expert to undertake a review of the noise conditions of consent.</p> |
| 25/03/2024 | 8.3 MM03: 70th Anniversary – Greenway, Milsons Point | <p>1. THAT Council provide support to the Greenway Tenants' Association 70th Anniversary event by paying for a person to provide a Welcome to Country on 28 March 2024 (estimated cost \$550) and the funds be provided from the existing Subsidies and Grants allocation.</p> <p>2. THAT Council commission an artist to work with Greenway tenants and the local community to produce a public artwork celebrating Greenway to be located on the Ennis Road retaining wall, Broughton Street, Kirribilli between Greenway Drive and the stairs to Ennis Road and that the public artwork be funded from existing the Public Art budget allocation.</p> | COS | Oct-24 | OPEN | <p>1. Council provided support to the Tenant' associations 70th anniversary by providing funding to provide a Welcome to Country. 2. Council's arts team is currently working with tenants and community to identify a suitable artist to undertake this work.</p> |
| 25/03/2024 | 8.4 MM04: Request from Kylea Tink, MP to support a "Stand Up and Rock Out" youth-led climate action concert in support of the Duty of Care campaign | <p>1. THAT Council accept the invitation to partner with Kylea Tink MP on an event in St Leonards Park to be held on Sunday 19 May 2024 on the basis of the letter dated 22 March 2024 including waiver of park hire fee, technical support (sound system/PA etc), waste management, promotion, crowd control support via equipment such as bollards, signs, and joint public insurance liability.</p> <p>2. THAT the support for the event be funded via the existing Events budget.</p> | COS | Jul-24 | OPEN | <p>1. This event has been rescheduled from 19 March, to 28 July.</p> <p>2. A request has been received, to extend insurance to cover Kylea Tink Independent's Volunteers and Events are liaising with insurers to confirm options.</p> <p>3. A Memorandum of Understanding (MOU) in relation to insurance has been prepared.</p> <p>4. Event promotion is planned to commence in June.</p> |
| 13/05/2024 | 11.1. Notice of Motion 06/24 - May Gibbs Lookout | <p>1. THAT Council produce a report looking into the feasibility of creating a lookout over the city, in Phillips Street Neutral Bay.</p> <p>2. THAT the report also consider the feasibility of creating a May Gibbs theme in the Phillips Street playground.</p> | OSI | Aug-24 | OPEN | <p>Council staff are currently in the process of awaiting advice from the Geographical Names Board</p> |

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| 27/05/2024 | 11.1. Notice of Motion 07/24 - Accessibility and Inclusion budgetary allowance | <p>1. THAT, as part of Council's financial strategy going forward, Council quarantine an agreed annual budget amount sufficient to fund initiatives, infrastructure, and services that will advance accessibility and inclusion within our Local Government Area and ensure that Council meets its obligations in accordance with the requirements of the Disability Inclusion Act 2014.</p> <p>2. THAT, once the agreed annual budget has been determined, Council include a progress update in its annual report for this important area.</p> <p>3. THAT Council adopt the recommendation from the recent meeting, and agree to rename the Committee as the "Access and Inclusion Committee".</p> | COS | Sep-24 | OPEN | 1. Management will commence investigation of this matter in conjunction with the September 2025 Quarterly Budget Review Statement. |
| 18/06/2024 | 6.1 Notice of Motion 09/24: Neutral Bay Village - Low to Mid-Rise Housing Reform | <p>1. THAT Council notes the invalid response provided by Council staff to the Department of Planning, Housing, and Infrastructure (DPHI) on 15 May 2024 in response to the Station and Town Centre Selection Form and the failure to implement a lawful resolution of Council made on 12 February 2024.</p> <p>2. THAT Council notes the response fails to positively implement Council's resolved position and serves to undermine Council's resolved position.</p> <p>3. THAT Council writes to the DPHI to formally rescind its earlier response to the Station and Town Centre Selection Form, requesting acknowledgement of the rescission from the DPHI.</p> <p>4. THAT Council resolves to submit a transparent and authorised response to the Station and Town Centre Selection Form, that represents the Council resolution dated 12 February 2024, including justifications to demonstrate that Neutral Bay is unsuitable for inclusion, including addressing the DPHI criteria as well as the assessment of the town centre including:</p> <ul style="list-style-type: none"> • transport capacity including: <ul style="list-style-type: none"> o lack of train service o the quality and capacity of bus service • the extended linear nature of the Village and resulting difficulty in access • Council's existing and further commitment to high quality place-based planning <p>5. THAT the CEO facilitates an urgent industry-appropriate review of the internal process that resulted in a submission on the Station and Town Centre Selection Form that was contrary to Council's resolved position.</p> <p>6. THAT the CEO urgently reports back to Council on all appropriate measures to rectify the relevant contravention and documents actions</p> | CPE | Aug-24 | OPEN | <p>1. Noted</p> <p>2. Noted</p> <p>3. Submission sent to DPHI 21 June 2024</p> <p>4. Submission sent to DPHI 21 June 2024</p> <p>5. CEO seeking industry appropriate review and scope.</p> |
| 24/06/2024 | 8.1 MM01: State Heritage listing of The Hayden Orpheum Picture Palace | <p>1. THAT Council write to the Hon. Penny Sharpe MLC thanking her and the staff at Heritage NSW for their advocacy and action.</p> <p>2. THAT Council write to Ms Fiona Gracie and the Cremorne Conservation Group acknowledging the important role they played in galvanising community interest and support for the State Heritage listing.</p> <p>3. THAT Council acknowledge and thank Council heritage and strategic planning staff for their contribution to the listing.</p> | CPE | Jul-24 | OPEN | <p>1. Letter of appreciation sent 11 July 2024</p> <p>2. Letter of appreciation sent 11 July 2024</p> <p>3. Noted. CLOSE for next report.</p> |

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| 24/06/2024 | 8.2 MM02: Diverse and Affordable Housing - Memorandum of Understanding with Homes NSW | <p>1. THAT Council seek to develop a Memorandum of Understanding (MoU) with Homes NSW to expedite the delivery of new and refurbished social and affordable housing within the North Sydney LGA.</p> <p>2. THAT a report on funding options for the Parraween Street park / community centre / affordable housing project be provided to Council.</p> <p>3. THAT Council urgently seek from the NSW State Government its response to Council's request of 11 December 2023, for the Government to amend the Voluntary Planning Agreement offer on the Metro site at 52 McLaren Street, North Sydney, to provide affordable housing, at a minimum of 30% and ideally 100%, and appropriate community spaces in perpetuity as part of the Gateway Determination.</p> | CPE | Aug-24 | OPEN | <p>1. Work underway and ongoing. Preparation and key terms required prior to initial representations being made.</p> <p>2. Detailed work yet to commence. Review and QS required of previous development consent.</p> <p>3. Gateway determination issued for exhibition of the Planning proposal. Sydney metro declined the request to increase the extent of affordable housing (5%) being offered on the site. Further representations will be made to State Government following public exhibition of the Planning proposal.</p> |
| 24/06/2024 | MM03: Transport Oriented Development Inquiry | <p>1. THAT Council note the attached evidence to the Upper House Inquiry into the impacts of the Transport Oriented Development. 2. THAT Council call on the State Government to provide a special infrastructure contribution for the Crows Nest Accelerated TOD Precinct to fund and deliver essential community infrastructure for the existing, planned, and additional planned population including open space, road upgrades, community facilities etc, and upgrades to essential services.</p> <p>3. THAT a copy of this resolution and Minute be provided to the Upper House Inquiry</p> | CPE | Jul-24 | OPEN | <p>1. Noted</p> <p>2. Submission under preparation. Estimated issue date of 12 July 2024.</p> <p>3. Copy of Mayoral Minute and resolution provided to Upper House Enquiry 5 July 2024.</p> |
| 24/06/2024 | 11.1 Notice of Motion 08/24: Recognising Freddie Lane (1880-1969) - Olympic Gold Medallist, and the MacCallum Pool | <p>1. THAT Council call for a report outlining an appropriate way to recognise former North Sydney resident Freddie Lane (1880-1969) who was an Olympic Gold Medallist and significant contributor to the building of the MacCallum Pool.</p> <p>2. THAT Council Historian Dr Ian Hoskins be consulted and invited to make recommendations as to appropriate ways to recognise Freddie Lane.</p> | COS | Oct-24 | OPEN | A report is currently being drafted. Council's Historian is being consulted on the report and invited to make recommendations. |