

## **8.1. Matters Outstanding - November 2020**

**AUTHOR:** Ian Curry, Manager Governance & Committee Services

**ENDORSED BY:** Carrie Chan, Executive Governance Manager

**ATTACHMENTS:**

1. Matters Outstanding - November 2020 [8.1.1 - 10 pages]

**PURPOSE:**

To report to Council on the status of Councillor resolutions.

**EXECUTIVE SUMMARY:**

Each month, a report is presented to Council on the status of those resolutions arising from Mayoral Minutes, Notices of Motion and Questions Without Notice.

The attached table has been updated to include resolutions from the 26 October 2020 Ordinary Meeting of Council.

**FINANCIAL IMPLICATIONS:**

Nil.

**RECOMMENDATION:**

1. **THAT** the report be received.

## **LINK TO COMMUNITY STRATEGIC PLAN**

The relationship with the Community Strategic Plan is as follows:

5. Our Civic Leadership

5.2 Council is well governed, and customer focused

## **BACKGROUND**

The previous report to Council on this matter was on 26 October 2020.

## **CONSULTATION REQUIREMENTS**

Community engagement is not required.

## **DETAIL**

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

## ATTACHMENT 1


**REPORT TO THE COUNCIL MEETING OF 30 NOVEMBER 2020 ON MATTERS OUTSTANDING FROM NOTICES OF MOTION OR COUNCILLOR REQUESTS FOR ACTION, UP TO THE 26 OCTOBER 2020 MEETING**

	<b>Meeting Date and Min. No.</b>	<b>Item Reference</b>	<b>Agreed Action</b>	<b>Responsible Director</b>	<b>Target Date</b>	<b>Current Status</b>
1.	19/11/18 (Min. No.426)	NoM03: Notice of Motion No. 30/18 by Cr Mutton - 14/11/18, Re: Wendy's Secret Garden	1. THAT Council resolve to call for a report on the options that are available to bridge or enclose the water course and estimate the costs of delivering each of the options.	OSE  EPS Assessment Complete	Feb 2021	<p>Engineers are investigating a diversion of the watercourse.</p> <p>Council staff met with Cr Mutton on site 4 March to discuss what is required to address the issue in the NoM. EPS &amp; OSE staff will prepare a concept plan to address the issues raised at the site meeting.</p> <p>Consultant has prepared costings and they have been distributed to all stakeholders</p> <p>Site meeting held on 1 May to discuss design options with stakeholders. A new design is being prepared based on stakeholder feedback.</p> <p>Site meeting held with Garden's volunteer coordinator 29 October 2019. Option for embankment stabilisation selected, budget bid will be prepared for future Capital</p>

**Report on Matters Outstanding - Meeting of 30/11/20****Page 2**

	<b>Meeting Date and Min. No.</b>	<b>Item Reference</b>	<b>Agreed Action</b>	<b>Responsible Director</b>	<b>Target Date</b>	<b>Current Status</b>
						Works program and reported to Council.
2.	27/05/19 (Min. No. 131)	NoM01:Notice of Motion No. 5/19 - Crs Baker, Carr and Beregi – 22/05/19, Re: Compliance with DA 1164/90 – Noakes: 6 John Street, McMahons Point	1. THAT Council take all necessary action to ensure compliance with the conditions of consent of DA 1164/90 for redevelopment of the existing boat maintenance facility at 6 John Street, McMahons Point. 2. THAT, in particular, such action include all steps necessary to ensure the enforcement of the public benefit condition D51 which required the developer to “provide a public jetty extending from land below John Street, approximately in the location of the former sea baths, subject to the design and position being acceptable to Council”.	CiS	Ongoing	July 2020; Discussions with RMS has established clarity regarding appropriate approval pathway. Further discussion with Stannard’s occurred in late July/August. Briefing and report to 12 October Legal and Planning Committee meeting.  A further report on this matter will be submitted to Council on 30/11/20.
3.	23/09/19 (Min. No. 254)	MM01: Trees at the Coal Loader	1. THAT a report be prepared on ways to provide additional shade at the Coal Loader Platform in time for the 2020/21 summer. The report should: a) provide a range of options for Council to consider, including planting additional trees along the periphery of the Platform as well as options for shade using the existing colonnade; b) include a review of essential facilities on the Platform and	OSE	Nov 2020	A report on this matter will be submitted to the 30/11/20 Council meeting.

**Report on Matters Outstanding - Meeting of 30/11/20**

	<b>Meeting Date and Min. No.</b>	<b>Item Reference</b>	<b>Agreed Action</b>	<b>Responsible Director</b>	<b>Target Date</b>	<b>Current Status</b>
			<p>recommendations for providing additional facilities, such as toilets and a drinking fountain, if required;</p> <p>c) include the cost of installing and maintaining each option; and</p> <p>d) be provided to Council in time to incorporate a project in the 2020/21 Operational Plan if required.</p>			
4.	25/11/19 (Min. No. 363)	NoM01: Notice of Motion No. 11/19 – Crs Baker, Beregi and Carr – 13/11/19, Re: Review of the Neutral Bay Heritage Conservation Area	1. THAT the matter be deferred to the Legal and Planning Committee to clarify potential conflicts of interest and discuss the concerns raised by the Director City Strategy.	CiS	March 2021	<p>A report was submitted to the 9 March Legal and Planning Committee meeting. Council on 6 April resolved that the matter be deferred until the 2020/21 financial year.</p> <p>The matter will be represented to the March 2021 Legal and Planning Committee meeting.</p>
5.	24/02/20 (Min. No. 6)	MM02: Bring Back the Roundabout	<p>1. THAT Council staff prepare a report to identify the costs associated with reinstating the roundabout with a flat top like the one on Alexander Street and identify a funding source.</p> <p>2. THAT consideration be given to improving pedestrian access in the new design.</p>	EPS	Oct 2020	<p>Report submitted to 26/10/20 Council meeting</p> <p><b>COMPLETED</b></p>

**Report on Matters Outstanding - Meeting of 30/11/20****Page 4**

	<b>Meeting Date and Min. No.</b>	<b>Item Reference</b>	<b>Agreed Action</b>	<b>Responsible Director</b>	<b>Target Date</b>	<b>Current Status</b>
6.	24/02/20 (Min. No. 7)	MM03: Diverting Food Waste from Landfill	1. THAT staff prepare a report on the options for conducting a food waste diversion trial that: a. includes information on costs and likely community interest to participate in a trial; and b. includes details on any smart phone applications that could be used to allow residents to express an interest in food waste collection in their street.	OSE	Dec 2020	This report cannot be developed until such time as we can arrange meetings with other Councils and associated contactors. None are available at this present time. Project and report delayed until December 2020.
7.	24/02/20 (Min. No. 42)	Notice of Motion No. 1/20 – Cr Mutton– 24/11/19  Re: Extension of Land into Sawmillers Reserve	THAT Council resolve to: i. Seek to lease on terms to be approved by Council from the Government of NSW the “unused land” and incorporate that land in to Sawmillers Reserve. ii. Seek to reach an agreement on terms to be approved by Council with the Government of NSW and the Scout Association of Australia, North Sydney Region pursuant to which the toilets in that hall are made available for public use.	OSE	Nov 2020	A meeting was held with appropriate TfNSW staff on 29 October 2020. At this meeting, it was made bluntly apparent that beautification leases are a low priority of Sydney trains due to staff restrictions and issues such as this may need to be addressed at the political level to achieve active process.
8.	23/03/20 (Min. No 56)	MM05: Free 15 Minute Parking at all Meters	1. THAT Council receive a report from the General Manager (Director Engineering and Property Services) outlining the practicality of running a 12-month trial for free 15 minute	EPS	Feb 2021	At the 27/4/20 Council Meeting, this matter was deferred to January 2021.

## Report on Matters Outstanding - Meeting of 30/11/20

	Meeting Date and Min. No.	Item Reference	Agreed Action	Responsible Director	Target Date	Current Status
			parking at all North Sydney Council parking meters. 2. THAT the report be submitted to the 27 April 2020 Council meeting, if practicable.			1. THAT in light of the current financial challenges being encountered by Council, the matter be deferred until January 2021. 2. THAT in the interim Council officers investigate the implications of altering Council's parking system to incorporate either paper parking tickets or recording registration numbers as per other Councils who provide 15 minutes free parking.
9.	22/06/20 (Min. No. 39)	7.2.MM02: Cammeray Connection Over Warringah Freeway	1. THAT Council seeks a meeting with the Hon Andrew Constance, Minister for Transport and Roads and the Hon Rob Stokes, Minister for Planning and Public Spaces, with the Mayor, Deputy Mayor and General Manager, to discuss how additional open space in North Sydney can be incorporated into the Western Harbour Tunnel Project.	GM		Requests for meetings sent 16 July 2020.  The WHT&BL EIS submissions report has subsequently been published by TfNSW. Council Officers continue to liaise with the WHT&BL Project Team in respect to the project land requirements and negotiation of an "Interface Agreement."
10.	24/08/20 (Min. No. 99)	6.2 MM02: A Parking Policy to Meet Community Expectations	<b>1. THAT</b> Council reviews the residential and non-residential parking rates in the Car Parking and Transport section of the North Sydney Council Development Control Plan, and that the review include extensive community consultation, with balanced	CiS	May/Jun 2021	A project plan and engagement strategy are currently being devised.

**Report on Matters Outstanding - Meeting of 30/11/20****Page 6**

	Meeting Date and Min. No.	Item Reference	Agreed Action	Responsible Director	Target Date	Current Status
			information about the impacts of parking controls within new developments.			
11.	24/08/20 (Min. No. 118)	9.1. Notice of Motion No. 11/20 - Cr Brodie - Netted Harbour Swimming Enclosures	<b>1. THAT</b> Council staff provide a brief report to assess the viability and cost of a netted swimming area within a harbourside swimming location – possible locations to include Hayes Street Beach and/or Lavender Bay.	OSE	Nov 2020	Report was presented to the 26 October Council meeting. <b>COMPLETED.</b>
12.	24/08/20 (Min. No. 119)	9.2. Notice of Motion No. 12/20 - Cr Brodie - Transparency in Planning	<b>1. THAT</b> this matter be deferred for a Councillor Briefing.	CiS	Nov 2020	A Councillor Briefing was held on 14 September 2020.  Report to 30/11/20 Council meeting which will identify the information we currently provide and outline options for improvements. <b>COMPLETED.</b>
13.	28/9/20 (Min. No 125)	6.1 MM01: Proud to be Smoke Free	1. THAT some of the annual street banner budget be allocated to the design and installation of street banners promoting the smoke free CBD messaging.	EPS	Nov 2020	The resolution is currently being costed.  Smoke Free Banners have been designed and will be installed in January 2021. <b>COMPLETED.</b>
14.	28/9/20 (Min. No 126)	6.3 MM03: Primrose Park Tennis Courts	1. THAT a report on the settlement issues and cost of renewing the Primrose Park Tennis Courts be provided to Council.	EPS	Nov 2020	Report to be submitted to 30/11/20 Council meeting.



**Report on Matters Outstanding - Meeting of 30/11/20****Page 7**

	Meeting Date and Min. No.	Item Reference	Agreed Action	Responsible Director	Target Date	Current Status
			2. THAT the report explores options for providing tennis facilities at Primrose Park as well as other sports that can use a multipurpose facility. 3. THAT Council staff apply for external grant funding from both State and Federal funding programs.			
15.	28/9/20 (Min. No 127)	6.4 MM04: Road Safety Near Middle Harbour School	1. THAT Council staff prepare a report investigating the options and efficacy of various traffic calming measures to increase safety at the pedestrian crossing at Gerard and Macpherson Street in Cremorne. 2. THAT the Mayor and a member of Council staff meet with the Member for North Shore, Ms Felicity Wilson MP, for a site visit at this intersection.	EPS	Nov 2020	Report to be submitted to 30/11/20 Council meeting.
16.	28/9/20 (Min. No 128)	6.5 MM05: Local Government Exclusion from National Cabinet	1. THAT Council agree to send a letter to the NSW Premier, Ms Gladys Berejiklian MP, Federal Member for North Sydney, Mr Trent Zimmerman MP, Federal Member for Warringah, Ms Zali Steggall MP, and State Member for North Shore, Ms Felicity Wilson MP, which highlights the Council's disappointment that Local Government is not represented on the newly formed National Cabinet and seeks their assistance in requesting that First Ministers review the	GM	Nov 2020	Letter sent to Premier on 29/10/20. Letters emailed to Federal & State Members on 29/10/20. <b>COMPLETED</b>

**Report on Matters Outstanding - Meeting of 30/11/20**

	<b>Meeting Date and Min. No.</b>	<b>Item Reference</b>	<b>Agreed Action</b>	<b>Responsible Director</b>	<b>Target Date</b>	<b>Current Status</b>
			<p>decision to exclude Local Government.</p> <p>2. THAT Council notes that the Australian Local Government Association, Local Government NSW and other state/territory local government associations will continue to advocate for local government representation on the National Cabinet and for Local Government's interests in all relevant forums.</p>			
17.	26/10/20 (Min. No. 155)	6.1 MM01: Sculpture at Sawmillers 2021	1. THAT Council staff provide a report to the November Council Meeting in respect to the proposed Sculpture Exhibition and capacity to incorporate it within Council's overall event program.	CoS	Feb 2021	The proposal to provide financial assistance for this project is being advertised in accordance with s.356 of the Local Govt Act. A report will be submitted to Council in February 2021
18.	26/10/20 (Min. No. 156)	6.2 MM02: Loss of Open Space in Kesterton Park	<p>1. THAT Council write to the Minister for Transport and Roads, the Hon Andrew Constance, requesting an urgent review of the design.</p> <p>2. THAT the revised design ensures there is no loss of parkland, no net increase of hard surfaces within the park and no mature trees removed.</p> <p>3. THAT Council staff be authorised to negotiate an improved design on behalf of Council.</p>	OSE	Feb 2021	Letter written. Submission made to TfNSW advising Council resolution and identifying issues with design.

**Report on Matters Outstanding - Meeting of 30/11/20****Page 9**

	<b>Meeting Date and Min. No.</b>	<b>Item Reference</b>	<b>Agreed Action</b>	<b>Responsible Director</b>	<b>Target Date</b>	<b>Current Status</b>
19.	26/10/20 (Min. No. 157)	6.3 MM03: GIPA Requests - Impacts on Council Resources	<p>1. THAT a report be prepared for the Governance and Finance Committee outlining the number of Informal and Formal GIPA requests received since 1 October 2017.</p> <p>2. THAT the report identify the source of all GIPA applications, including the number submitted by Councillors.</p> <p>3. THAT the report identify topics of the GIPA applications, the level of complexity/resource intensity of each request and the average processing time.</p> <p>4. THAT the report identify whether there is information that could be provided on the Council website or disseminated via Information Sessions to the community or Councillors to reduce the number of requests.</p>	CoS	Feb 2021	A report is being prepared for the February 2021 Governance and Finance Committee meeting.
20.	26/10/20 (Min. No. 158)	6.4 MM04: Federal Government Serves Up an Ace for Primrose Park Tennis Courts	<p>1. THAT Council write to the Federal Member for North Sydney, Mr Trent Zimmerman MP, thanking him for his support of the North Sydney community.</p> <p>2. THAT Council give in principle support to allocating the grant funding to the Primrose Park Tennis Courts upgrade subject to the project meeting the criteria for the funding program.</p> <p>3. THAT Council staff prepare a report for the November Council</p>	EPS	Nov 2020	A report on this matter will be submitted to the 30/11/21 Council meeting.

**Report on Matters Outstanding - Meeting of 30/11/20****Page 10**

	<b>Meeting Date and Min. No.</b>	<b>Item Reference</b>	<b>Agreed Action</b>	<b>Responsible Director</b>	<b>Target Date</b>	<b>Current Status</b>
			Meeting on whether the specifications of the project could be adjusted to meet the level of funding available.			

**KEN GOULDTHORP, General Manager****Legend:**

GMO - General Manager's Office

CIS - City Strategy Division

CLS - Community and Library Services Division

COS - Corporate Services Division

EPS - Engineering and Property Services Division

OSE - Open Space and Environmental Services Division

MM - Mayoral Minute

MoU - Matter of Urgency

NoM - Notice of Motion

NoRM - Notice of Rescission Motion

Q - Question with/without Notice