Summary of Actions Arising (SOA) 2021 - Neutral Precinct

This document is North Sydney Council's response to actions arising from Precinct Committee Minutes. On receipt of the minutes, actions are numbered and allocated to relevant Council Officers for response.

To effectively manage and provide clarity, all actions are allocated a status when reporting to Precinct Committees in response to their minutes. There are three categories:

- Awaiting Response action allotted to Council Officer response awaited.
- Open/Ongoing action allocated to Council Officer, initial response provided. Matter ongoing and further response/update to be provided at later date.
- Closed for Council Council either completed related works/tasks or has taken all reasonable steps within its power to resolve issue (for example when matter is beyond its jurisdiction). If the Precinct Committee feels Council can take further steps, they can request Council reopen action.

Questions or concerns re content of this document should be directed precincts@northsydney.nsw.gov.au

Month	Item	Actions	Council's Reply	Status
September	iii	Infrastructure charges reform - Neutral Precinct sent a question to Council on infrastructure reform and the need for these reforms to be communicated to residents. The meeting noted advice from Council's Manager Strategic Planning that Council's position on Infrastructure Charges Reform which was endorsed by Council at its meeting on 26 July 2021. The meeting also noted that Neutral Precinct's question on this matter was not adequately addressed in the response received from Council. It was also noted that at the recent Council meeting on August 23rd a motion was passed which stated: <i>THAT Council write to all residents regarding the changes to infrastructure charges and the implications for rate payers.</i> Neutral Precinct requests Council to let us know when this motion will be actioned.	Council's Manager Strategic Planning has advised that the infrastructure contribution charge discussions between councils and the NSW Government has been fast evolving. Council will look at opportunities of including the notification, as resolved by Council, into a planned mail out to residents, to ensure cost economies.	Open/Ongoing

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	4iv	Basketball hoops in Ilbery Park - Motion: That the Council considers the installation of a Basketball hoop, with a small area of rubber matting underneath, be installed in the north east corner of Ilbery Park. Vote: unanimous	Council's Manger Parks & Reserves has advised that at this stage Council has no plans or funding for a basketball hoop to be installed at Ilberry Park.	Closed for Council
	8.ii	Damage to footpaths by electrical contractors - Motion: The Precinct requests advice from the Council on current arrangements required of contractors and responsibilities to return any affected area back to original condition.	 Council's Corporate Contracts Manager has advised that: Customers can contact Council's Customer Service Centre/call Centre to report any outstanding and/or unsafe restorations which while they are a temporary restoration are the responsibility of that contractor or utility company to fix and maintain in a safe and trafficable condition. Council will undertake site inspections and follow up with relevant utility authorities, street opening permit holders, and others responsible parties for any outstanding restoration works. For example Sydney Water undertake their own final restoration as per the signed MOU with Council. That includes good quality temporary restoration by their contractors to readily provide safe pavement surface. Damaged and unsafe utility asset such as communication pit and electrical pillar etc. will be reported to relevant utility authorities for action. Once a utility company has completed their work and has paid Council the money for the permanent restoration of the pavement, Council is then responsible for undertaking the final pavement restoration. Sometimes it takes many months for the utility authorities or the street opening permit 	Closed for Council

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			holders to confirm back top Council that the works are complete and also sometimes it takes them months to pay Council so that the permanent restoration works can commence.	
August	5	Warringah Freeway Upgrade (WFU) & Western Harbour Tunnel (WHT): Discussion Points - The following ideas were suggested for legacy projects: i. Creation of a green bridge over the freeway, linked to St Leonards Park; ii. Creating a cycle/pedestrian way from Cammeray to the Harbour Bridge; iii. Providing a green cover over part or whole of the buildings to be permanently built on the Cammeray Golf Club site.	Council's Director City Strategy has advised that the Active Transport review is included in the planning approval conditions of consent for the WFU & WHT. This has been acknowledged by Transport for NSW and the WHT project team. The active transport review is also under consideration by the North Sydney Integrated Transport Program (NSITP) which is a separate group within TfNSW who are developing a holistic transport strategy for the North Sydney CBD area. Note: that the active transport review has not been finalised and Council is not aware of the next steps in relation to community consultation. Legacy Projects: The creation of a green bridge over the freeway and the undergrounding of the WHT operations buildings were included in the submission to TfNSW and DPIE made by Council in response to the assessment/consultation process for the project. These requests were rejected and were not included in the conditions of approval. Council feels that these projects have community impact but at present there is no mechanism available to revisit these matters. With regard to the cycleway from Cammeray to the SHB there are currently discussions across a number of teams	Closed for Council

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			(TfNSW, cycle advocates and Council) with regard to the North Sydney cycle network. These plans are covered, in part, by the requirement that the WHT project include an active transport element. These plans are still being developed and Council is not aware of the next steps in relation to further community consultation. Council does however continue to seek further details regarding cycle planning.	
	6	Infrastructure Contributions Reform - Neutral Precinct commends the Council on the position it has taken in relation to the proposed reforms. It is recommended Council provide information on this issue to all Precinct Committees so that the Precincts can support the Council's advocacy.	Council's Manager Strategic Planning has advised that Council's position is clearly described on Item 8.10 considered by Council at its meeting on 26 July 2021: 1. THAT Council endorses the submission made to the Development Contributions Upper House Committee dated 9 July 2021 as attached to this report. 2. THAT Council makes representations to the Minister for Planning and Public Spaces to withdraw the current Infrastructure Contributions Bill and that more detailed analysis be undertaken, greater level of consultation be conducted with local government and that the full impacts on Councils' capacity to fund infrastructure to support growth in the context of changes proposed under the Bill, be better understood. Also, Mayoral Minute MM04 was considered at the same meeting.	Closed for Council
		Code of Conduct for Councillors - A resident drew attention to a Sydney Morning Herald property article that identified a current NS Councillor's recent property sale to a developer for \$10M. Concern was expressed as	Council's Executive Manager Governance has advised that the requirements with regard to declarations of interest are set out in the <i>Code of Conduct - Councillors & Staff</i> available on <u>Council's website</u> .	Closed for Council

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	to whether the Councillor would be free to vote on the development of that property and if the current Code of Conduct for Councillors was transparent enough in this respect. MOTION: The Precinct requests Council provides advice on the time, following a sale of a property, that a Councillor needs to disqualify themselves from the decision-making process on any Development Application on the site.	The specific provisions are as follows: Clause 4.21 Disclosure of interests in written returns which requires that a Councillor designated person must make and lodge a return in the prescribed form within three months of becoming a Councillor, within three months of 30 June each year and within three months of becoming aware of an interest they need to disclose which was not previously disclosed. This requirement is in addition to the ongoing requirement for council officials (including Councillors) to effectively declare and manage pecuniary and non-pecuniary interests as required under the Code of Conduct (relevant sections are Part 4 - Pecuniary Interests and Part 5 - Non-pecuniary interests). Council's Code of Conduct is based upon the Office of Local Government's Model Code of Conduct as required. UPDATE (30 September 2021) Council's Executive Manager Governance has advised that all Council Officials (which includes Councillors and staff) are bound by the Code of Conduct. The Code sets out the requirements for Council Officials to manage conflicts of interest, both pecuniary (Part 4) and non-pecuniary (Part 5). At the commencement of each Council Meeting Councillors are required to declare any conflicts of interest in accordance with the Code of Conduct and these declarations are minute.	

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			Where a Councillor has a pecuniary interest in a matter before Council the following applies:	
			4.29 A councillor or a council committee member who has a pecuniary interest in any matter with which the council is concerned, and who is present at a meeting of the council or committee at which the matter is being considered, must disclose the nature of the interest to the meeting as soon as practicable.	
			4.30 The councillor or council committee member must not be present at, or in sight of, the meeting of the council or committee:	
			 a) at any time during which the matter is being considered or discussed by the council or committee, or b) at any time during which the council or committee is voting on any question in relation to the matter 	
			Non-pecuniary interests are categorised as either significant or less than significant. A non-pecuniary conflict of interest exists where a reasonable and informed person would perceive that a Council Official could be influenced by a private interest when carrying out their official functions in relation to a matter.	
			Significant non-pecuniary conflicts of interest must be managed in one of two ways:	

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			 a) by not participating in consideration of, or decision making in relation to, the matter in which you have the significant non-pecuniary conflict of interest and the matter being allocated to another person for consideration or determination, or b) if the significant non-pecuniary conflict of interest arises in relation to a matter under consideration at a council or committee meeting, by managing the conflict of interest as if you had a pecuniary interest in the matter by complying with clauses 4.28 and 4.29. If a Council Official determines that they have a non-pecuniary conflict of interest in a matter that is not significant and does not require further action, when disclosing the interest they must also explain in writing why you consider that the nonpecuniary conflict of interest is not significant and does not require further action in the circumstances. 	
			About the Code of Conduct	
			Councillors, administrators, members of staff of councils, delegates of councils, (including members of council committees that are delegates of a council) and any other person a council's adopted code of conduct applies to, must comply with the applicable provisions of their council's code of conduct. It is the personal responsibility of council officials to comply with the standards in the	

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			code and to regularly review their personal circumstances and conduct with this in mind. Failure by a councillor to comply with the standards of conduct prescribed under this code constitutes misconduct for the purposes of the Local Government Act. The Act provides for a range of penalties that may be imposed on councillors for misconduct, including suspension or disqualification from civic office.	
July	5	 Cycleways - Discussion Points: It is encouraging to see the Council wanting to build cycleways but the initial selection of routes was not good because the identified roads are narrow. It makes sense for the Council to encourage people to cycle to and from work and local shops etc. but the geography provides challenges. Current cycleways along the ridgeline are well used and it should be possible to incorporate a cycleway within the upgrade to the Warringah Freeway for cyclists moving through the LGA rather than through the narrow residential streets i.e. Broughton Street, Kurraba and Clark roads. A broader safety issue was raised. Many cyclists wear dark clothing and it is extremely difficult for motorists to see them at night. It was suggested signs could be erected along popular cycle routes to alert motorists to cyclists. 	Council's Sustainable Transport Project Coordinator has advised that the Precinct Committee's comments regarding cycling signage and safety will be included in the forthcoming review of Council's cycling strategy documents. The Young Street project is currently on-hold pending technical feedback from TfNSW regarding changes to the traffic control signals at the intersection between Young and Belgrave Streets. The Precinct Committee's comments regarding the Young Street project will be included as part of any future reporting on the project to Council.	Closed for Council

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		 similar to the signs near schools to alert that children are about. TG to contact Chatswood Local Police Command, where cycle police are located, and/or TfNSW to make this suggestion. The proposed cycleway in Young St was raised with the suggestion that it be delayed until after the anticipated development of the Woolworths Grosvenor St site. It was noted, however, that this development is probably some years away. The loss of parking spots from the Young St cycleway was noted but the additional pedestrian crossings was considered to be a plus for residents. It was further noted that the Young St cycleway needs to proceed to use the funding allocated by the State Government for this project. It was agreed there will be some short-term pain for residents accessing the Young St area during the project. In summary it was agreed the issue in Neutral Bay is the lack of open space to retrofit both cycleways and create green space. 		
June	8	ii) Cremorne to Kirribilli walking, cycling and streetscape upgrades - The meeting agreed that the roads included in this proposal are probably too narrow to allow for a separate cycleway and it will inevitably create traffic chaos. It was recommended that residents view the proposal on the Council website and provide feedback via website.	Council's Director Engineering & Property Services has advised that the post exhibition report was considered by Council on 28 June 2021, whereby Council resolved: 1. THAT Council urgently write to TfNSW thanking them for their commitment for funding to the North Sydney Cycling Strategy and asking them to provide the funds so that Council	Closed for Council

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			can securely hold those funds in a restricted account until such	
			time that the preferred option has been determined following	
			completion of the community consultation.	
			2. THAT Council halt and review the Kirribilli to Cremorne	
			Walking, Cycling and Streetscape Upgrades until such time as	
			rigorous and comprehensive community consultation and	
			engagement has taken place.	
			3. THAT Council re-exhibit the Kirribilli to Cremorne Walking,	
			Cycling and Streetscape Upgrades project: (a) in a form	
			consistent with the requirements of Council's Community	
			Participation Plan; (b) that the notification areas be extended	
			to include affected properties on streets surrounding the	
			proposed route, schools and precinct committees within the	
			proposed route catchment; and (c) that accurate documents	
			and plans informed by traffic engineering advice together with	
			options for alternative routes are exhibited.	
			4. THAT following re-exhibition, the matter be reported to	
			Council for further consideration.	
			Note: a rescission motion was received and considered at an	
			Extraordinary Council meeting held 5 July 2021. The motion as	
			lost i.e. the substantive resolution from 28 June 2021 stands.	
			Subsequent to the Council resolution of 28 June 2021, a	
			letter was sent to TfNSW seeking amendments to the	
			funding agreement as resolved. TfNSW responded stating	
			that the funding for this project has been withdrawn.	
			TfNSW has confirmed in principle support for the project	
			and encourages Council to pursue finalisation of the	
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			design 'for construction' status and further noted that	
			should Council resolve to construct the project, a funding	
			submission can be made to the 2022/23 Active Transport	

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			Grants program. Timing of the re-exhibition of the proposal will be provided to all Precinct Committees in due course.	
	8iii	Young Street walking, cycling and Streetscape upgrades - Noted that the proposal seems logical and the design is OK. Noted that here would be a loss of 7 car parking spaces to provide for required pedestrian crossings. It was recommended that residents view the proposal on the Council website and provide feedback via.	Precinct Committee's feedback is noted. Refer to Council's reply to item 5 from the Precinct Committee's July 2021 minutes.	Closed for Council
	12v	DA255/2019/3 - 147, 151 & 153 Kurraba Road - Nobody attended to speak to this DA. It was noted, however, the Precinct hosted discussion with residents, the developer, and the Mayor on the original proposal for this site and advocated successfully for changes to the original DA. This is a significant and large development site which is highly visible on Kurraba Point. Loss of landscaping will interfere with the green amenity of the Point. The Committee will make a submission to Council through the website. Motion: Neutral Precinct objects to the removal of landscaping on the roof of the building.	Council's Senior Assessment Officer has advised that the issue raised in the submission will be considered as part of the assessment.	Closed for Council
	12vi	DA141/2021 - 34 Phillip Street Neutral Bay, the Precinct thinks DA141/2021 -is an overdevelopment of the site and out of character with the area. It appears to exceed the building envelope and robs neighbours of privacy, solar access and long held iconic views of the harbour and city which should be shared with the present site lines retained.	Comments noted by Council's Assessment Officer.	Closed for Council

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Vlay	6ii	Grosvenor Lane - Precinct request to Council to undertake urgent work in Grosvenor Lane to improve pedestrian safety. New signs banning trucks from entering Grosvenor Lane from Ben Boyd Road have been erected. The meeting agreed this goes someway to improving pedestrian safety in the Lane, however, the speed of vehicles and vehicles not observing the stop sign at the Young Street end remain safety issues.	Council's Manager Traffic & Transport Operations has advised that the matter was raised at the Traffic Committee meeting on 30 April 2021 and signage will be reviewed in accordance with the recommendations of the Traffic Committee: 11. THAT "end shared zone" signage in Grosvenor Lane be moved closer to Young Street and add "give way to pedestrian" signage. (7.4) 12. THAT Council Staff review the current signage and options for increased safety measures. (7.4)	Closed for Council
	12i	Parking in Harriette Street - A resident raised the issue of parking spaces in Harriette Street at the Wycombe Road end. There is one 'Go Get' Car Share reserved space but it is unclear how many other cars can park in this area. At least one resident has been fined for parking there. The Precinct understands the Council has been reviewing this issue. The Precinct recommends that the Council install appropriate signage and/or line markings on the road surface	Council's Manager Traffic & Transport Operations has advised that Council's Traffic & Transport Engineer is investigating and formalising angle parking at this location. Update (9 August 2021) Council's Manager Traffic & Transport Operations has advised that an instruction was has been issued to Council's Works Section to paint line marking for 2 spaces adjacent to the car share space and to install angle parking signs to formalise the angle parking.	Closed for Council
	12ii	Land swap between Neutral Bay Club and North Sydney Council at Ilbery Park Reserve - The land swap proposal was noted and supported by the meeting.	Council's Property Officer had advised that the Precinct Committee's feedback will be treated as a submission.	Closed for Council
	12iii	Ilbery Park Reserve use - A resident raised the issue of dog owners not abiding by Council's signage in the park, including not collecting and bagging dog waste, and	Council's Manager Parks & Reserves has advised that the area is already fenced off so no further fencing will be put	Closed for Council

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		suggested some segregation is needed between off-the-leash dogs and the children's playground. The meeting noted: • the area is probably too small to fence off the	in place. Council doesn't have any segregated dog off leash areas. A new dog bag station and larger signage will be placed	
		 playground; and that there is no other facility nearby for dogs to exercise off-the-leash. 	near the eastern gate.	
		 The Precinct recommends that the Council: install a dog bag station next to the waste bin at the Anderson/Barry St entrance; and install larger signage at the Park entrances. 		
April	5ii	Slow down signs - LS stated that the plastic slow down signs installed by Council throughout the LGA were now looking somewhat 'worn and tatty' and some have disappeared, in particular at the intersection of Lindsay St. and Premier St. It was suggested more permanent signs be investigated.	Council's Road Safety Coordinator has advised that permanent Slow Down signs will be investigated, however considering the number of signs throughout the LGA, this may be out of scope for the current budget, alternatively such can be deferred to the 2021/22 budget. If signs need replacing Council can do so if made aware of the specific locations, including the intersection of Lindsay/Premier Streets.	Closed for Council
	6	Young Street Plaza Trial - The Committee said the Precinct residents held mixed views but were mainly in favour of a plaza. The Committee had noted families, children and individuals regularly using the trial area facilities. The Committee pointed out the closure of this section of Young St had greatly increased the amount of traffic using the Grosvenor Lane shared zone between Ben Boyd Road and Young Street. We were sitting in a	Council's Project Manager has advised that the Precinct Committee's comments will be treated as a submission.	Closed for Council

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		cafe with the Mayor opposite the Lane and observed traffic for more than an hour. The Mayor agreed many vehicles were not obeying the speed limit nor stopping at the stop sign on the corner of the Lane and Young St. We witnessed several near misses between vehicles and pedestrians. The meeting discussed the mayor's feedback and unanimously agreed the following motion: Neutral Precinct requests that the Council undertake urgent work in Grosvenor Lane to improve pedestrian safety.		
	9i	North Alfred Street parking - GC reported that 75 car spaces had been removed together with one lane between the Ridge St pedestrian overpass to Merlin St. A further 35 car spaces will be removed over the next 3-6 years. This is causing significant distress to residents in the area as many do not have off-site parking.	Council's Manager Traffic & Transport Operations has advised that works associated with the Western Harbour Tunnel and Warringah Freeway Upgrade are being undertaken by Transport for NSW (TfNSW) which has road authority powers under the Roads Act 1993 to work on Council roads. As a major stakeholder, Council shares the Precinct Committee's concerns and will continue to raise concerns about traffic, parking and community impacts with TfNSW throughout the project, as we have done since the early planning stages. As this project is being managed by TfNSW, the Precinct Committee (and individual residents) are encouraged to contact them directly regarding your concerns at	Closed for Council
			whtbl@transport.nsw.gov.au, so they can use this to better understand residents needs and develop potential solutions.	
Narch	7	Military Road Corridor Planning Study Stage 1 - Motion: Neutral Precinct expresses disappointment at the	Comments noted by Council's Manager Strategic Planning.	Closed for Council

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		Council's decision of 22 February 2021. We support the Councillors' rescission motion to allow further engagement with community and stakeholders. We request that the Council invite residents and the Precinct Committee to attend the proposed site meeting for Site 4.		
	12.i	Ben Boyd Road Consultation - Survey on proposed raised pedestrian crossings in Ben Boyd Road at Hardie St and Clarke Rd at Margaret St. The meeting agreed to support both proposals but to request that ground cover plants only be used in the proposed adjacent garden beds to maintain visibility for both pedestrians and drivers.	Council's Traffic & Transport Engineer has advised that Council uses low planting in these kinds of locations.	Closed for Council
February	8	Public access to State Transit toilet facilities at Neutral Bay (Hayes Street) - Wharf residents have undertaken research on the feasibility of providing public access with the following results: • Public access to the toilet was available in the 1960s/70s. • By measuring the external wall area of the building there appears to be approx. 8 square metres of internal space. See drawing at end of minutes. • Accessible access could possibly be provided at the point of the window on the roadside. • All other parks with water access in the area have toilet facilities Motion: Neutral Precinct requests the Council work with the State Transit Authority to renovate the transport staff toilet at Hayes Street Wharf to provide public accessible access.	Council's Director Open Space & Environmental Services has advised that Council is working with Transport for NSW and Sydney Buses to gain approvals for Council to deliver a single public toilet within the existing building at Hayes Street Wharf. UPDATE (23 March 2021) Council at its meeting of 22 February 2021 resolved: 1. THAT Council writes to the Member for North Shore, Ms Felicity Wilson, thanking her for advocating strongly on our behalf with TfNSW. 2. THAT the Director Open Space and Environmental Services prepares a report for the March meeting of Council outlining the approximate cost of the project, the timeline and process for progressing the work, and the possibility of funding and completing the project in the first quarter of the 2021/2022 financial year so that the new toilet is available for the busy Summer swimming and kayaking season.	Closed for Council

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			3. THAT Council writes to Loretta Moy, President of the Kayak Share Club, thanking her for her sustained lobbying for this facility.	
			A report will be prepared for Council when approval is received from TfNSW to proceed.	
			UPDATE (25 August 2021) Council at its meeting of 23 August 2021 considered Item 8.10 and resolved that the report be received. In summary, The purpose this report provided a progress update on the upgrade of Hayes Street Amenity Block. The procurement process for an appropriate builder is expected to commence in the week of 23 August 2021. Assuming that the license agreement is executed within four weeks, it is expected that the works associated with the upgrade of the amenity block could start at the beginning of October 2021 and be completed within two months. Council has allocated \$130,000 to deliver this project in the current financial year.	
	10	Young Street Plaza and Road Closure Trial - There were mixed views expressed. Residents were individually encouraged to provide feedback on the trial. Positive Comments: Residents have noted much activity with families and individuals using the area for various recreational activities, sitting having a coffee from the pop-up coffee bar, using laptop computers or reading. The area is well shaded by the plane trees. Pedestrian	Council's Project Manager has advised that the Precinct Committee's feedback is noted and will be treated as a submission. UPDATE (30 June 2021) Council at its meeting of 28 June 2021 resolved: 1. THAT Council notes the community feedback received during the trial pedestrian plaza and road closure in Young Street Neutral Bay.	Closed for Council

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		access crossing Young Street at the Military Road end is significantly improved. Negative comments: Traffic, particularly delivery trucks, has increased substantially in the Shared Zone area of Grosvenor Lane between Ben Boyd Road and Young Street making it more perilous for pedestrians. It was suggested that one lane access off Military Road could be provided with the remainder given over to a plaza. Vehicle access to Grosvenor Street from Ben Boyd Road has been difficult and sometimes impossible during the current building works on the corner of Grosvenor St and Ben Boyd Rd.	2. THAT Council notes the results of the Traffic Study as well as the Human Movement Data Study that was undertaken during the trial pedestrian plaza and road closure in Young Street Neutral Bay. 3. THAT Council proceeds with the detailed design and construction of the permanent road closure and new public plaza in Young Street, Neutral Bay as per the concept design attached to this report. 4. THAT the current Young Street Road closure and public plaza remain in place until the commencement of the permanent construction works in late 2021. 5. THAT traffic calming measures at the Young Street end of Grosvenor Lane be installed concurrently with the permanent road closure works. 6. THAT Council reconsiders the container's use at this location.	