



**REPORT TO THE COUNCIL MEETING OF 15 FEBRUARY 2016 ON MATTERS OUTSTANDING FROM NOTICES OF MOTION OR COUNCILLOR REQUESTS FOR ACTION, UP TO THE 7 DECEMBER 2015 MEETING**

	<b>Meeting Date &amp; Min. No.</b>	<b>Item Reference</b>	<b>Agreed Action</b>	<b>Responsible Director</b>	<b>Target Date</b>	<b>Current Status</b>
1.	9/07/12 Min No. 394	NoM01: Notice of Motion No. 24/12 by Councillor Baker - 29/05/12 Re: North Sydney App Building Contest	<b>1. THAT</b> Council resolve to hold a contest in which citizens are asked to build and submit data-driven applications that could improve the experience of living and working in North Sydney. <b>2. THAT</b> Council seek prizes and sponsorship from businesses and institutions within the North Sydney local government area in order to run the contest.	CoS	Dec 2016	Progress report presented to Governance Committee 15/04/13. This project will be delivered in conjunction with the emerging Events Strategy and External Communications Strategy.
2.	8/10/12 Min No. 570	MM01 Wendy Whiteley's Garden	<b>4. THAT</b> the garden be marked with a plaque and celebration when the naming is official.	OSE	Mar 2016	Naming celebration will be organised at an appropriate time the RailCorp lease is executed.
3.	16/09/13 (Min. No. 609)	NoM03: Notice of Motion No. 35/13 by Councillor Baker - 11/09/13 Re: Community uses for existing Council properties	<b>1. THAT</b> Council resolve to undertake an urgent study of existing Council owned properties to identify opportunities to provide new community uses including, but not limited to, open space, active and passive recreational uses and public amenities (such as public toilets). <b>2. THAT</b> the study include: <ul style="list-style-type: none"> <li>• a review of Council above ground carparks including, but not</li> </ul>	CiS	Mar 2016	This matter was reported to Council on 28/04/14 and is now included in the Delivery Program and Budget for 2014/15.  Architectural and other consultancy services engaged April 2015. This project is currently still under review due to some unexpected delays with the external consultants. Pre-exhibition report to

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			<p>limited to, Ridge Street, Holtermann Street, Hume Street and Barry Street;</p> <ul style="list-style-type: none"> <li>• particular consideration of the use of rooftop spaces on Council above ground carparks;</li> <li>• feasibility with regard to structural engineering and access issues;</li> <li>• exploration and identification of opportunities for public art projects, lighting and landscaping to improve the aesthetics of existing carparks;</li> <li>• innovative methods to deliver additional community facilities;</li> <li>• delivery of identified community uses in the short, medium and long term including consideration of potential trials and “quick wins” in the style of the approach taken by New York City in the delivery of its Transport Plan 2006; and</li> <li>• discussions with key stakeholders including, educational institutions, community centres and sporting clubs.</li> </ul> <p><b>3. THAT</b> Council direct the General Manager to ensure that the study includes significant advice and detailed input from Council’s Strategic Planning Department and Engineering and Property Services Division.</p>			<p>be presented to Council in 2016.</p> <p>Ridge Street site has progressed independently and was reported to Legal &amp; Planning Committee in August and it was placed on public exhibition in September/October. Post-exhibition report on track for December Council meeting.</p>

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			<p><b>4.THAT</b> the General Manager provide a full inventory of all Council owned land, with details of the categorisation under the Local Government Act 1993 (whether community or operational), the current uses on each of the sites, leases and licences, including terms and when they were granted.</p>			
4.	21/07/14 (Min. No. 294)	NoM04: Notice of Motion No. 14/14 by Councillor Barbour - 16/07/14. Re: North Sydney Arts and Cultural Forum	<p><b>1. THAT</b> Council establish an Arts and Cultural Forum to be chaired by Councillor Barbour.</p> <p><b>2. THAT</b> the Forum identify, consider and recommend to Council various arts and cultural projects and policies to align with and inform the North Sydney Community Strategic Plan 2013-2023 (Outcome 4.3, Direction 4 - Our Social Vitality).</p> <p><b>3. THAT</b> North Sydney citizens prominent in the arts (including visual arts, literature, architecture, and film) be invited to participate in the forum.</p> <p><b>4.THAT</b> the Forum report back to Council within 12 months of its first meeting with recommendations for arts and cultural policies and projects to be considered by Council and the community.</p>	CLS	Mar 2016	Brief for Forum being developed. Forum scheduled for March 2016. Moderator has been engaged.
5.	18/08/14 (Min No. 342)	NoM04: Notice of Motion No. 18/14 by Councillor Beregi -	<p><b>1. THAT</b> the General Manager liaise with Associate Professor Roberta Ryan, Director, Australian Centre of</p>	CiS	Mar 2016	<p>1. Training has been postponed indefinitely.</p> <p>2. Community and Business</p>

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		11/08/14, Re: Community Engagement Best Practice Workshop	<p>Excellence for Local Government (ACELG) to arrange a workshop for Councillors and Senior Staff in relation to best practice principles and strategies in relation to Community Engagement for Local Government.</p> <p><b>2. THAT</b> the workshop takes place as soon as practicable.</p>			<p>Engagement Co-ordinator position has been appointed. Currently reviewing major projects and identifying relevant stake holders and officers for workshop meetings due to be set up late in 2016.</p> <p>Projects list identified for 2015/2016, as a result, internal staff identified for training. Discussions recommenced with UTS.</p>
6.	1/09/14 (Min. No. 362)	MoU: Workplace Incident - 20 August 2014	<p><b>1. THAT</b> Council seek urgent legal advice from senior counsel regarding the legal obligations of Council in light of the workplace incident on 20 August 2014 and any other relevant information, in relation to the following:</p> <ul style="list-style-type: none"> <li>a) the legal obligations of the Council and members of the governing body to the General Manager and senior staff;</li> <li>b) the legal risk to Council arising from the incident; and</li> <li>c) recommendations for managing WHS risks to all employees, but specifically to senior staff in the future, including any actions or appropriate amendments to policies and procedures.</li> </ul> <p><b>2. THAT</b> Council receives the file notes from relevant Councillors and staff in relation to the incident, who were in attendance.</p>	GMO	TBA	<p>Staff matter and report will be confidential.</p> <p>Advice obtained. Briefing arranged and subsequently cancelled.</p>

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			<p><b>3. THAT</b> the urgent legal advice as per the above be made available at the next Council meeting on 15 September 2014.</p> <p><b>4. THAT</b> Council take immediate steps to improve and eradicate the acrimonious and ineffective culture that exists between the Mayor and Councillors.</p> <p><b>5. THAT</b> Council notes the Mayor was put on notice of potential conflict of interest in this matter.</p>			
7.	13/10/14 (Min. No.460)	NoM02: Notice of Motion No. 26/14 by Councillor Baker - 8/10/14, Re: "Fit for the Future" local government reforms	<p><b>1. THAT</b> Council hold a public meeting on the proposed amalgamation of North Sydney Council with neighbouring councils (Lane Cove, Mosman, Willoughby, Hunters Hill and Ryde).</p> <p><b>2.THAT</b> the Minister for Local Government, the opposition and minor party spokeswomen and men on Local Government and the President of Local Government NSW be invited to speak at the meeting.</p> <p><b>3. THAT</b> Council allocate funds for communication, promotion and advertising of the public meeting; and</p> <p><b>4. THAT</b> Council undertake a public awareness campaign on Council's policy position on "Fit for the Future" and that funds be allocated to support the campaign.</p>	GMO	TBA	<p>Councillor Briefings held 12/11/14, 9/02/15 and 22/6/15.</p> <p>1-3 <b>COMPLETED</b></p> <p>4. Ongoing</p> <p>Extraordinary Meeting held 29/6/15. Submissions sent 30/06/15.</p> <p>Report to Governance Committee 8/2/16 and item listed for Extraordinary meeting on 10/2/16.</p>

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8.	17/11/14 (Min.No. 521)	NoM04:Notice of Motion No. 32/14 by Cr Reymond Re: 100 Pacific Highway North Sydney - Proposed amendment to DCP	<b>1.THAT</b> Council call for a report to the Legal and Planning Committee to consider the making of amendments to its DCP in relation to the idea originally put forward in Leighton’s presentation to Council in November 2001 concerning 100 Pacific Highway concerning an extension of the present garden area created at the rear of 100 Pacific Highway in the direction of Wheeler Lane, through a portion of the rear of the adjacent North Sydney Exchange site should that be redeveloped in the future, by setting a rear building alignment for that site so as to create this extension.	CIS	Mar 2016	A draft DCP amendment for Education Precinct will encompass this notice of motion.  The drafting of the DCP amendment has commenced and will be reported in late 2016 – early 2017.  Consultation underway with CIS assessments to carry out the drafting of the DCP amendment.
9.	17/08/15 (Min. No. 301)	NoM04: Notice of Motion No. 15/15 by Cr Carr - 11/08/15, Re: Leaking of Confidential Information – External Investigation	<b>1. THAT</b> Council engage an external investigator to undertake a through investigation to examine the circumstances surrounding the leaking of confidential information pertaining to the recent Council Meeting, where the Mosman Daily journalist Andrea McCulloch is in receipt of information that was subject to a closed session of Council: <i>CoS02 Governance Committee meeting minutes 29th June 2015 item G10- General Managers Performance Agreement and Remuneration Review (Confidential).</i>	COO/CoS	Mar 2016	1. Report to 21/3/16 Council meeting.  2. Letter sent. <b>COMPLETED</b>

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			<p>It should be noted that this is the third such occurrence where confidential information has been leaked with two Councillors previously sanctioned.</p> <p><b>2. THAT</b> Council write to the Minister and the Office of Local Government advising of this motion which follows on from findings against Crs Bevan and Gibson and that Council again expresses its on-going concern regarding the lack of sanction for breaches involving confidential material.</p>			
10.	21/09/15 (Min. No. 313)	MM02: 1 <sup>st</sup> North Sydney Scout Group McMahons Point	<p>1. THAT Council Officers meet with representatives from 1<sup>st</sup> North Sydney Scouts and 1<sup>st</sup> Cammeray Scouts to discuss current issues.</p> <p>2. THAT Council discuss matter with owner of land/property.</p> <p>3. THAT a report be submitted to Council on the above discussions and on the liability/risk issues.</p>	CLS	Dec 2015	<p>Meetings arranged between scout leaders and Director CLS in week beginning 6 October 2015.</p> <p>Report to Council 7/12/15. <b>COMPLETED</b></p>
11.	21/09/15 (Min. No. 317)	NoM02: Notice of Motion No. 18/15 by Crs Baker, Beregi and Reymond - 16/09/15, Re: Legal challenge to any State Government decision to force	<p>1. THAT Council resolve to immediately commence a legal challenge (including an application for stay) against any decision by the State Government, including but not limited to any decision or order made by the Minister for Local Government or Chief Executive of</p>	GM	N/A	Senior Counsel retained.

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		amalgamation on North Sydney Council	the Office of Local Government, to place North Sydney Council into administration pending forced amalgamation or implementation of the State Government's Fit for the Future policy in respect of amalgamations.			
12.	21/09/15 (Min. No. 352)	NoM01: Notice of Motion No. 17/15 by Cr Morris - 14/09/15, Re: Proposed North Sydney Dog Show	1. THAT Council's events section organise a North Sydney Dog Show, the inaugural event to be held on a Sunday in March 2016 and if deemed a success, annually thereafter. The event to be held in Bradfield Park and free to the public. 2. THAT Council actively seek sponsorship for the event.	CoS	Mar 2016	Bradfield Park has been booked Sunday 6/3/15 for "Bradfield Bark". Unfortunately all the major suppliers were committed to other advertising opportunities for this event.
13.	19/10/15 (Min No. 408)	NoM08: Notice of Motion No. 29/15 by Cr Baker - 16/09/15, Re: Youth Volunteer Initiative	1. THAT a report be prepared and provided to Council on the establishment of a youth volunteer initiative similar to the "Youth Army" established by the Hills Shire Council. 2. THAT the report include the consideration of an Educational and Communication Strategy to all fourteen educational establishments in the LGA.	CLS	Mar 2016	Work to include: * liaison with Hills Shire as to resources required to mobilise the "Youth Army" * discussion with the events team (and other areas of Council holding events) as to what events the Youth Army might support * liaison with Educational Establishments as to what communication Strategy they would participate in. Draft report in the New Year. Initial meeting held with the Youth Volunteer Coordinator.

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14.	19/10/15 (Min No. 402)	NoM02: Notice of Motion No. 23/15 by Cr Reymond – 14/10/15, Re: Installation of Fish Vending Machines	1. THAT a report be prepared for Council’s consideration into the installation of fish vending machines at various waterway locations in North Sydney, a recent example of which was exhibited at the recent LGNSW Conference. The report should cover the advantages and disadvantages (if any) in any such installation and the process for consultation.	OSE	Mar 2016	Report being prepared.
15.	7/12/12 (Min. No. 481)	NoM01: Notice of Motion No. 31/15 by Cr Baker – 25/11/15, Re: Planning for Sydney Metro – proposed new stations for Crows Nest and North Sydney CBD	2. THAT North Sydney Council provide for staff capacity and appropriate resourcing to engender a strong and responsive relationship with TfNSW throughout the design and delivery process of the Metro rail project to ensure that the potential to leverage for local benefit is maximised. 3. THAT Council immediately commence a master planning project in respect of the each of the proposed new metro stations at Clarke Street, Crows Nest and corner Berry and Miller Streets, North Sydney in order to ensure that the public domain works around and any development above the proposed new stations are consistent with Council’s vision for the St Leonards/Crows Nest Precinct and the North Sydney CBD, and the masterplan area include the access to	CiS	Ongoing (Review Dec 2016)	Internal process has commenced to dedicate a staff member to deal specifically with Metro issues.  A masterplanning process has commenced.

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			<p>Oxley Street, Pacific Highway, Hume and Clarke Streets.</p> <p>4. THAT the aims of the masterplan for each site included the provision of defined public benefits including design excellence, enhanced public domain and, particularly for the Crows Nest site, contribution to public open space under the adopted St Leonards/Crows Nest Precinct planning studies.</p>			
16.	7/12/12 (Min. No. 502)	NoM02: Notice of Motion No. 32/15 by Cr Baker – 25/11/15, Re: Review of Council’s Code of Meeting Principles and Practice	<p><b>1. THAT</b> Council undertake an urgent review of the Code of Meeting Principles and Practice to ensure consistency with the Local Government (General) Regulation 2000.</p> <p><b>2. THAT</b> the review include, but not be limited to, clarification and strengthening the provisions relating to:</p> <p>i. Questions of council staff during meetings (clause 249 of the Regulation);</p> <p>ii. Motions of Dissent from ruling of the Chair (clause 255 of the Regulation);</p> <p>iii. Mayoral Minutes – use and timing of provision of such minutes; and</p> <p>Iv. Grounds for the Chair ruling an agenda item “illegal”.</p>	CoS	Mar 2016	Report being prepared.

