



Council Chambers  
21 June 2018

The **3705<sup>th</sup> MEETING of COUNCIL** will be held at the Council Chambers, North Sydney at 7.00pm on Monday, 25 June 2018. The agenda is as follows.

**KEN GOULDTHORP  
GENERAL MANAGER**

North Sydney Council is an Open Government Council. The records of Council are available for public viewing in accordance with this policy, with the only exception being made for certain confidential documents such as legal advice, matters required by legislation not to be divulged, and staff matters.

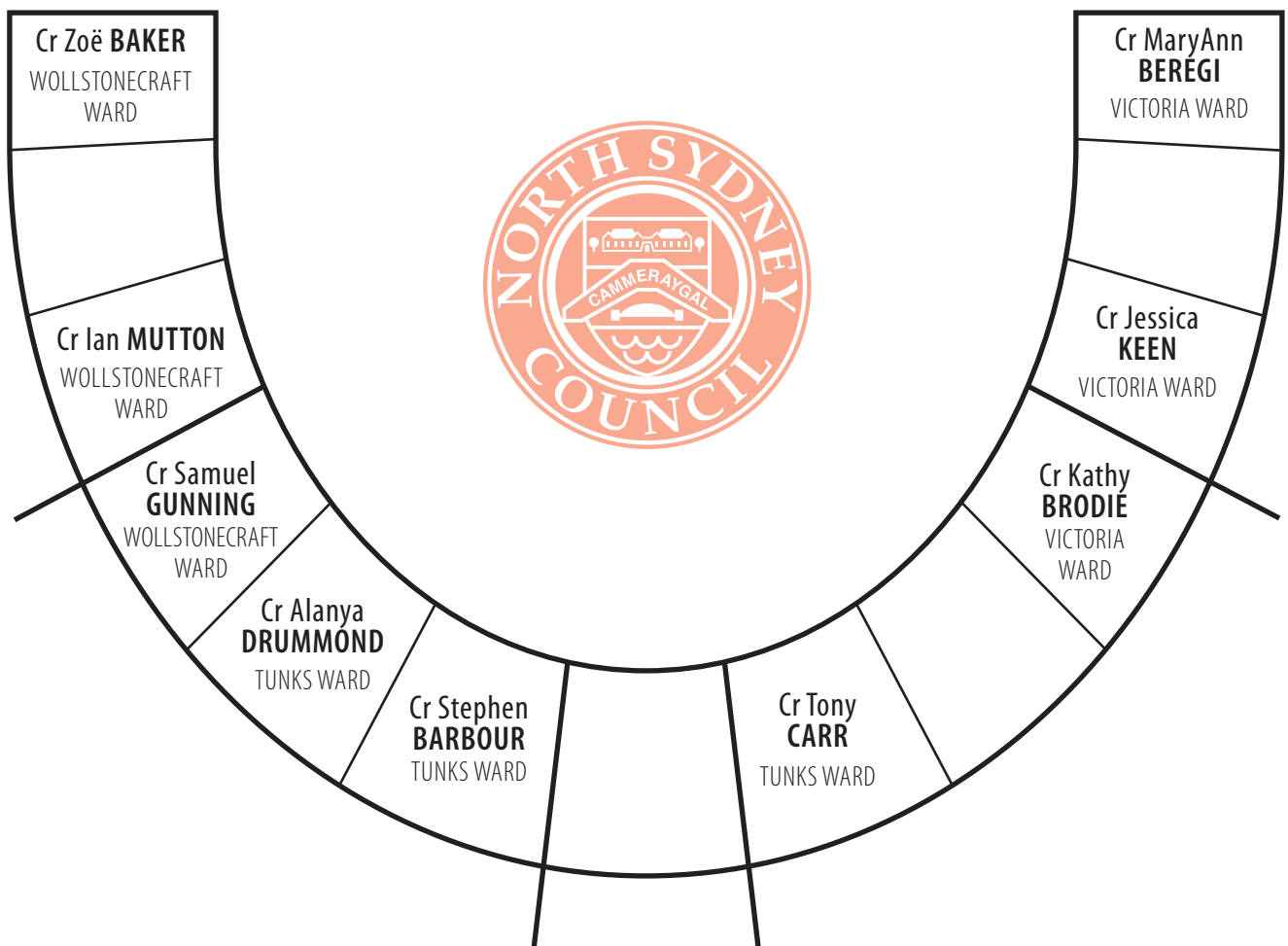
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- **APOLOGIES/LEAVE OF ABSENCE**
  - **ACKNOWLEDGEMENT OF COUNTRY**
  - ***IDENTIFICATION OF MATTERS BROUGHT FORWARD -***
  - **CONFIRMATION OF MINUTES** of the previous Meeting
  - **DECLARATIONS OF INTEREST**
  - **MATTERS REFERRED TO COUNCILLOR INSPECTIONS**
  - **MINUTES OF THE MAYOR**
  - ***DETERMINATION OF MATTERS BROUGHT FORWARD -***
  - **RESCISSION MOTIONS** of which due notice has been given
  - **REPORTS** from Officers of the Council
  - **CORRESPONDENCE** to be read, and if necessary ordered upon
  - **MOTIONS** of which due notice has been given
  - **QUESTIONS** of which due notice has been given
  - **QUESTIONS** without notice.

**COUNCILLORS PLEASE NOTE - ANY PAPERS RELATING TO FUTURE COUNCILLOR  
INSPECTIONS OR RESCISSION MOTIONS SHOULD BE KEPT**



**COUNCIL OFFICERS**

<b>DIRECTOR</b> <b>Open Space &amp; Environmental Services</b> Mr Robert EMERSON	<b>DIRECTOR</b> <b>Community &amp; Library Services</b> Mr Martin ELLIS	<b>DIRECTOR</b> <b>Engineering &amp; Property Services</b> Mr Duncan MITCHELL	<b>DIRECTOR</b> <b>City Strategy</b> Mr Joseph HILL	<b>MANAGERS</b>	<b>CHIEF OPERATING OFFICER</b> Mr Adrian PANUCCIO
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**PUBLIC GALLERY**



### Explanatory Notes for Members of the Public Attending Meetings

1. Council meetings comprise the full membership of the Council with a quorum of six Councillors. Ordinary Council meetings consider reports from all Divisions of Council.
2. The Chairperson shall be the Mayor or, in her absence, the Deputy Mayor.
3. Reports are published on Council's website ([www.northsydney.nsw.gov.au](http://www.northsydney.nsw.gov.au)) by close of business on the **Thursday** before the meeting or printed copies may be viewed at Stanton Library or the Council Chambers.
4. Members of the public wishing to address Council or have an item brought forward may register by telephoning the Council (9936 8100) by 5.00pm on the day of the meeting or by speaking to the officer who is present in the foyer outside the Council Chamber from 6.40pm to 6.55pm. Items brought forward will be considered in the order that they appear on the agenda
5. As the Chairperson calls the brought forward items on the Agenda, speakers are invited to take their place at the foot of the Councillors' table. When you are called to speak, you must identify yourself by name and address or professional status. When you have made your address, the Council may wish to ask questions of you, after which you should resume your seat in the Gallery.
6. The following points should be noted by members of the public wishing to address Council:
  - Addresses must relate to an item on the Agenda.
  - Addresses should be limited to three (3) minutes.
  - Addresses should be made to "Mayor and Councillors".
  - If you have previously addressed the Council on the subject then any further address must be made to present new information **ONLY**.
  - Groups, or persons wishing to present similar points of view, should nominate a spokesperson and not address the Council individually.
  - All questions and comments are to be addressed through the Chairperson.
  - Having made your address and answered any questions put to you by the Councillors, you may take no further part in the debate.
  - No written submissions or documentation may be presented to the meeting without a resolution of Council.
  - Members of the public are asked not to make insulting or defamatory statements, and to take care when discussing other people's personal information (without their consent).
7. When all representations have been heard, the Chairperson will ask for a motion to determine the matter.



### **Explanatory Notes for Members of the Public Attending Meetings**

8. It should be noted that any three (3) Councillors may lodge a Notice to have a decision reviewed. The Notice must be lodged with the General Manager by 12.00 noon on the second business day after the meeting. You should not act on any decision of this meeting until you receive written notice of the decision from the General Manager.

9. Members of the public should acknowledge the Chairperson when entering or leaving the Chamber whilst the meeting is in progress.

10. Members of the public gallery are requested to switch off mobile phones for the duration of the meeting.

11. Parts of this meeting may be recorded for the purpose of assisting in the transcription of the Minutes. The Government Information (Public Access) Act applies to the recording of Council meetings and, from time to time, Council may receive an application to release such recordings to a member of the public.

All Council meetings are also webcast via the internet. Members of the public are advised that if they address Council their voice will form part of the webcast but they will not appear on camera.

*Note: The Code of Meeting Principles and Practices may be viewed on Council's Website, at Council Offices or Stanton Library.*

**TO:** The Mayor, Jilly Gibson and Councillors Baker, Barbour, Beregi, Brodie, Carr, Drummond, Gunning, Keen and Mutton.

**SUBJECT: 3705<sup>th</sup> MEETING OF COUNCIL TO BE HELD ON MONDAY, 25 JUNE 2018**

**THAT THE MINUTES** of the previous 3704<sup>th</sup> Council Meeting held on Monday, 28 May 2018 be taken as read and confirmed.

## **DECLARATIONS OF INTEREST**

## **MINUTES OF THE MAYOR**

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## REPORTS

### General Manager's Office

**1. GMO01: Matters Outstanding – June 2018**

Report of Ken Gouldthorp, General Manager

A report on the current status of matters arising from Council resolutions up to the meeting of 28 May 2018 is presented.

**Recommending:**

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

## City Strategy Division

### 2. **CiS01: Air Quality Monitoring Around Proposed Western Harbour Tunnel and Beaches Link Ventilation Stacks**

Report of Fiona Mulcahy, Team Leader Environmental Health

The purpose of this report is to provide information to Council relating to the following specific resolutions regarding air quality monitoring around the proposed Western Harbour Tunnel and Beaches Link (WHTBL).

At its meeting of 30 April 2018 Council resolved (Min. No. 3702/100):

**1. THAT** Council engage with a preferred supplier of air quality monitoring. The monitoring is to be positioned near both Anzac Park and St Leonards Park to provide evidenced baseline air pollution information.

**2. THAT** information gathered by such testing form part of Council's position and submission to the State Government on the Western Harbour/Northern Beaches Link Tunnel.

**3. THAT** the information, including real time monitoring data and reports, from air quality monitoring installed be made available to the community, including the Precinct System.

At its meeting of 28 May 2018 Council resolved in part (Min. No. 3704/139):

**4. THAT** Council gives in principle support for purchasing and installing Aeroqual (or equivalent) air quality monitoring equipment at locations likely to be affected by ventilation stacks proposed in conjunction with the Western Harbor Tunnel and Northern Beaches Link such as near St Leonard's Park and near any school likely to be affected.

**5. THAT** a report come back to Council's May meeting outlining all associated costs, suitable locations near proposed stacks, and the preferred supplier.

**8. THAT** the information, including real time monitoring data and reports, from air quality monitoring installed be made available to the community, including the Precinct System.

Council has liaised with several suppliers of air quality monitoring equipment in an effort to ascertain the options available to undertake the desired task. Consultation was also undertaken with an air quality monitoring consultancy as the operation, maintenance, data collection and interpretation of any monitoring undertaken is considered to be a specialised field. This expertise is not available within Council. Any monitoring initiative will require an independent consultant to be engaged to undertake the above tasks.

Research undertaken indicates that there are two options available for Council to establish an air quality monitoring program to inform any future submission to the WHTBL project. These options are:

- a) Reference (Compliance); and
- b) Near Reference (Non Compliance).

Both of the options have procurement lead in times that need to be considered. These are of concern given the release of the WHTBL Environmental Impact Statement (EIS) is set for mid-2018. The Department of Planning and Environment (DPE) has issued Secretary's Environmental Assessment Requirements (SEARs) which will inform the preparation of the EIS.

In terms of meeting the objective of resolution No. 2 (from 30 April 2018) the Near-Reference option may be the most appropriate option as it can provide indicative monitoring of the air quality in the chosen locations. Due to the monitor size it can be installed easily in many locations, offer greater spatial density and can be re-located relatively easily if necessary. It should be noted however that this monitoring does not meet Australian Standards and the results from it may therefore be less compelling if Council seeks to rely on them in submissions.

Given the specialised field, it is considered necessary to engage an independent consultant to prepare a Scope of Works, setting out the most appropriate air quality monitoring equipment and monitoring program to meet Council's objective.

This project has not been budgeted for in 2018/19. The costs to commission, install, manage and report on air quality monitoring system/s varies depending on the type of equipment used and the standard of results required.

Option A: Reference based air quality monitoring would cost approximately \$148,698 per monitoring station, per year. Excluding consultant's costs.

Option B: Near-Reference based air quality monitoring would cost approximately \$110,000 in the first year (to purchase four (4) Near-Reference monitors and weather monitors) plus the cost for a consultant to commission, install and manage the project, which is approximately \$43,000 in subsequent years (consultant's fees).

Council's resolution makes reference to Aeroqual monitoring equipment. Information from a specialist in the field is that for Council's purposes, there are too many limitations with this product in terms of communication and integrating third party sensors. Therefore, an alternative Near-Reference product was recommended as an option.

The above is based on some initial market research to obtain estimated costs in the market given the basic parameters. The ongoing project will exceed tendering legislation unless there is an alternative solution through Government Contract.

Given the specialist nature of the air monitoring, a specialist will be engaged (estimated cost of \$5,000) to provide advice on the most appropriate and cost effective system. An intended outcome from this engagement is the development of a scope of works upon which to seek tenders to implement an appropriate system.

Funding for the activity has not been allowed within the 2018/19 exhibited Budget and Operating Plan. Other projects of equivalent value would need to be foregone to facilitate air monitoring within the 2018/19 budget parameters. Alternatively, additional funding could potentially be sourced from the Environmental Levy reserve, however this will further restrict the capacity to fund other projects during years 2-4 of the Delivery Program.

**Recommending:**

**1. THAT** Council note the report and endorse the engagement of a specialist to scope an appropriate and cost effective air monitoring system prior to seeking tenders from relevant suppliers.



3. **CiS02: State Significant Development – Redevelopment of St Aloysius College (Stage 1 and Concept Stage 2)**

Report of Kim Rothe, Senior Assessment Officer

This report has been prepared to advise Council of State Significant Development SSD 17\_8669 for redevelopment at the St Aloysius School Kirribilli Campuses (Junior, Middle and Senior Campuses) lodged with the NSW Department of Planning and Environment (the Department). The application is a Staged Development seeking the following:

- Stage 1: Master Plan and Concept Approval for St Aloysius' College across the three (3) existing campuses, the Junior Campus (29 Burton Street, Kirribilli), Senior Campus (1-5 Jeffreys Street, Kirribilli) and Main Campus (47 Upper Pitt Street, Kirribilli), Kirribilli. The proposal also includes a construction application for detailed built form approval for alterations to the Senior Campus and Main Campus.
- Stage 2: Detailed built form approval for the Junior School will be sought under a future development application submitted to the relevant consent authority.

The proposal satisfies the definition of State Significant Development (SSD) pursuant to Clause 15 of Schedule 1 of State Environmental Planning Policy (State and Regional Development) 2011 as the Capital Investment Value (CIV) exceeds \$20 million. The assessment of the SSD application is being undertaken by the Department. The determination body is either the Minister for Planning (or Authorised Delegate) or the Planning Assessment Commission.

The site is zoned SP2 Infrastructure (Educational Establishment) and R2 Low Density Residential under North Sydney Local Environmental Plan 2013. Development for the purpose of an education establishment and any development that is ordinarily incidental or ancillary to development for that purpose is permissible with consent.

The application was notified for a 30-day period to 28 May 2018, in accordance with statutory requirements for State Significant Development. A specific Councillor briefing session was held on 19 June 2018, with representatives from the School briefing the Councillors as to the particulars of the proposal.

Council staff made a submission to the Department responding to the development as per the attached letter, dated 14 June 2018.

Nil.

**Recommending:**

**1. THAT** Council note the State Significant Development application and resolve whether to prepare a submission to the Department of Planning prior to its determination of the application.

4. **CiS03: Draft Amendment to NSDCP 2013 – Advertising and Signage – Update Report**

Report of Katerina Papas, Strategic Planner and Marcelo Occhiuzzi, Manager Strategic Planning

On 21 November 2016, Council considered a report to amend Section 9 - Advertising and Signage to Part B of North Sydney Development Control Plan

(NSDCP) 2013 and resolved to adopt the draft DCP amendment and place it on public exhibition.

The draft DCP amendment was publicly exhibited from 2 February to 31 March 2017. During this period, a total of thirty-one (31) submissions were received.

Due to the complexity and depth of the issues raised in the submissions received, an interim submissions report was prepared and considered by Council on 22 May 2017 (refer to Attachment 1).

Council sought external legal advice in response to various submissions made, in particular a legal opinion tabled at the Council meeting on 22 May 2017.

This report provides an update on the DCP amendment process and recommends that it not be proceeded with and that a new process recommence once resources allow which is anticipated to be July 2019.

Council has expended a total of \$9,870 seeking the legal advice on this matter as required by Council's resolution of 22 May 2017. Costs have also been incurred in developing the draft amendments and exhibiting them.

**Recommending:**

**1. THAT** having considered submissions in response to the proposed draft amendment to the North Sydney Development Control Plan 2013 regarding advertising and signage, that Council not proceed with the amendment.

**2. THAT** Council give public notice of its decision not to proceed with the amendment, including its reasons for the decision, in a local newspaper within 28 days after the decision is made in accordance with section 21(2) of Environmental Planning and Assessment Regulation 2000.

**3. THAT** a new process commence to review the controls associated with advertising and signage and that relevant stakeholders be consulted at the plan preparation stage of the process.

**4. THAT** this work be scheduled to begin in July 2019, subject to resources being made available or reassigned prior.

**5. CiS04: Victoria Cross - Over Station Development (OSD)**

Report of Geoff Mossemeneer, Executive Planner

A concept State Significant Development (SSD) Application for Over Station Development (OSD) comprising a commercial tower integrated with the future Victoria Cross Station has been lodged with the Department of Planning for determination with the Minister being the consent authority. The application is on public exhibition until 22 June 2018 for comment. The Department of Planning has allowed Council to make its formal submission based on its resolution following Council's consideration of this report.

The purpose of this report is to describe the proposal and identify any concerns or issues that need to be addressed in the final SSD applications for the OSD. This report provides the basis of Council's submission, subject to Council's endorsement.

Whilst various issues of concern are raised in this report, the transport infrastructure represented by Metro and the related employment floor space and public domain potential enhancements associated with this project, are strongly supported.

Nil.

**Recommending:**

1. **THAT** Council make a submission to the concept State Significant Development Application for the Victoria Cross Metro Over Station Development.
2. **THAT** the discussion and assessment contained in this report, particularly the highlighted submissions, be the basis of Council's submission to the Department of Planning and Environment.
3. **THAT** Transport for NSW and the Roads and Maritime Services acknowledge the role of Metro in this location as a basis to achieve enormous mode shift benefits, high levels of pedestrian amenity and an attractive and inviting precinct post Metro and that the current through-traffic function of both Miller and Berry Streets is at odds with this objective.

## 6. **CiS05: Ward Street Precinct Masterplan - Stage 2**

Report of Jennifer Lawley, Senior Strategic Planner

In order to deliver much needed public domain and amenity improvements to the North Sydney Centre, Council has been undertaking the Ward Street Precinct Masterplan project. The Masterplan was prompted most significantly by the opportunities presented in the upcoming release of a large Council landholding and reinforced by the delivery of Sydney Metro in 2024.

At its meeting of 5 December 2016, Council endorsed the draft Ward Street Precinct Masterplan for public exhibition. The draft Masterplan was publicly exhibited between 26 January and 10 March 2017, where valuable feedback was obtained from the community and stakeholders. At the same time, the release and subsequent exhibition of the Draft *North District Plan* occurred, containing key objectives for strengthening the economic and employment role of the North Sydney CBD. In considering these two important factors, on 1 May 2017 Council endorsed a further process of design development, referred to as Stage 2.

The highly constrained nature of the North Sydney CBD, combined with the ambitious jobs targets identified in the *North District Plan* and the accessibility of Metro immediately to the north and south of the precinct, provide a unique opportunity for this precinct to deliver both a significant number of jobs as well as critical public domain/infrastructure improvements that contribute significantly to the attractiveness, appeal and general amenity of the North Sydney CBD.

The Stage 2 Masterplan sets out to deliver a more informed, comprehensive and realisable vision for the precinct. This exploration has ensured that:

- the development potential of key sites has been examined;
- the masterplan achieves the objectives of the Greater Sydney Commission's North District Plan;
- the potential for different amalgamation patterns has been considered; and
- the relationship to the North Sydney CBD Capacity and Land Use Strategy has been clarified.

The Stage 2 design process has developed two masterplan options for consideration:

- 'Miller St Square' Option 1; and
  - 'Central Square' Option 2.
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Both options deliver transformative public domain amenity and significant community use benefits that, whilst being financially viable, can be staged depending on the market uptake.

This report seeks Council's endorsement to proceed with public exhibition of the Stage 2 Masterplan options and associated documentation. It is proposed to undertake the exhibition in late July 2018. Key stakeholders will be actively consulted and following consideration of any submissions received, will be reported back to Council for consideration.

The post exhibition report is likely to consider recommendations in relation to: finalising a preferred final masterplan and an implementation strategy, in conjunction with resourcing implications.

Masterplan - Funding for this project has been included in the adopted 2016/2017 budget and a budget has been allocated for this project for 2017/18. Implementation of a preferred masterplan will require further funding and resourcing allocations as these are not present in the draft Integrated Planning and Reporting framework documents. The financial implications of this project are discussed further at section 8 later in this report.

**Recommending:**

- 1. THAT** Council resolve to place the material prepared for the Stage 2 Ward Street Precinct Masterplan Options (Attachment 1) on public exhibition for 42 days.
- 2. THAT** a future report be prepared for Council's consideration accounting for submissions made and any resulting amendments to the final selected Masterplan.
- 3. THAT** Council write to all parties who made submissions advising the of the exhibition of this draft Masterplan. This in addition to Council's usual notification of relevant stakeholders.
- 4. THAT** Council offer landowners within the Masterplan precinct, the opportunity to meet and discuss details associated with the Masterplan.
- 5. THAT** a plain English more concise version of the Masterplan be prepared for the purposes of public exhibition.
- 6. THAT** in order to maintain high levels of pedestrian amenity and achieve sustainable mode share in favour of public transport to the North Sydney CBD, that parking rates for the precinct are foreshadowed at 1 car parking space per 600sqm of gross floor area.
- 7. THAT** Council be aware that the Department of Planning and Environment is currently considering issuing a Gateway Determination for the Planning Proposal for 41 McLaren Street which was recommended to be exhibited concurrently with the Ward Street Masterplan by the North District Planning Panel.

**7. CiS06: Planning Proposal 1/18 - 23-35 Atchison Street, St Leonards**

Report of Joanne Chan, Strategic Planner

On 16 January 2018, Council received a Planning Proposal along with an offer to enter into a Voluntary Planning Agreement (VPA) relating to the site at 23-35 Atchison Street, St Leonards. The site is located within the area investigated

under the *St Leonards/Crows Nest Planning Study - Precincts 2 and 3*, adopted by Council in May 2015.

The Planning Proposal is seeking to amend North Sydney Local Environmental Plan 2013 (NSLEP 2013). In particular, the Planning Proposal seeks to:

- increase the maximum building height from 20m to RL146;
- increase the minimum non-residential floor space ratio (FSR) control from 0.6:1 to 1.5:1; and
- establish an overall maximum FSR control for the site to 6.3:1.

The Planning Proposal and draft VPA offer have been assessed against the *St Leonards/Crows Nest Planning Study - Precincts 2 and 3* and Regional and District Plans.

The proposed maximum height to RL146 could potentially result in a building greater than 16 storeys. A 16 storey development, not greater, is consistent with the recommendations of the *St Leonards/Crows Nest Planning Study - Precincts 2 and 3*. As such, the Planning Proposal should be amended to reflect a maximum height of 56 metres to ensure consistency with Council's Planning Study.

The Planning Proposal is also accompanied by an offer to enter into a draft VPA which proposes to make monetary and in-kind contributions to community infrastructure in the precinct. Whilst the scope of public benefits offered aligns with Council's study, further refinement regarding the contents and detailed terms of the VPA are still required.

On balance, the proposal complements the objectives and actions of the various State and Local planning strategies. The recommendation therefore is to progress this matter further by requesting a Gateway Determination from the Department of Planning and Environment (DPE) for the purposes of publically exhibiting the scheme.

This should occur only once satisfactory amendments are made to the Planning Proposal and once the General Manager is satisfied with the contents and details of the draft VPA.

The Planning Proposal is accompanied by an offer to enter into a VPA that proposes to provide various monetary and in-kind contributions to Council. The contributions include:

- Dedication of a 5-metre wide strip of land for the Oxley Street linear park;
- Provision of 6-metre wide through site link from Atchison Street to Albany Lane; and
- A monetary contribution of \$2,800,000 to go towards future Hume Street Park upgrade.

**Recommending:**

**1. THAT** the Planning Proposal be amended to Council's satisfaction addressing the recommendations outlined in this report, including a maximum height of buildings equating to 56 metres, a revised number of parking spaces as per North Sydney Development Control Plan 2013, and an updated assessment against the *Greater Sydney Region Plan: A Metropolis of Three Cities* and the North District Plan.

**2. THAT** Council notify the owners of 21 Atchison Street of Council's resolution.

**3. THAT** upon satisfactory negotiation of the contents and detailed terms of the draft VPA and completion of Recommendation 1, the General Manager be

given the authority to forward the Planning Proposal in accordance with Section 3.34 of the Environmental Planning and Assessment Act 1979 seeking a Gateway Determination.

**4. THAT** upon receipt of a Gateway Determination, the associated draft VPA as endorsed by the General Manager, be exhibited concurrently with the subject Planning Proposal.

**5. THAT** a Development Control Plan amendment be prepared for exhibition concurrent with the Planning Proposal which requests that a 6m ground level setback be applied to Atchison Street.

**8. CiS07: Tresillian Private Health Services Facility, Development Application Briefing Report: DA326/17, 25 Shirley Road, Wollstonecraft**

Report of Susanna Cheng, Senior Assessment Officer

The development application submitted by Tresillian Family Care Centres seeks approval for construction of a 5-storey private health services facility at 25 Shirley Road, Wollstonecraft.

The proposal has a Capital Investment Value (CIV) of greater than \$10 million and is to be determined by the Sydney North Planning Panel (SNPP), as the relevant Consent Authority on 11 July 2018.

The development comprises demolition of ancillary buildings associated with the heritage listed Carpenter House, removal of fourteen (14) trees, earthworks, construction of new access driveway along the south-eastern (side) boundary and construction of a new purpose built health facility with fourteen (14) residential care suites, nurseries, nursing and social work services, reception, consultation rooms, communal areas and group session rooms.

The lower ground level parking level provides parking for eleven (11) vehicles in a partly open basement area with outdoor open space and circulation areas to the periphery of the proposed building. The proposal includes new landscape and conservation works to Carpenter House and would maintain the operation of the existing Guthrie Centre, a 42 space long day child care centre.

The site is zoned SP2 Infrastructure (Health Services Facility) under North Sydney LEP 2013. The property is a local heritage item and within Wollstonecraft conservation area (CA25) under the LEP. The surrounding area is predominantly residential of 2 to 3-storey character.

The site is within bush fire prone land as identified in North Sydney Council's Bush Fire Prone Land Map 2009. The application is Integrated Development as the proposal is for a "Special Fire Protection Purpose Development" pursuant to section 100B of the *Rural Fires Act 1997*.

The application was lodged with Council on 18 September 2017. The owners of adjoining properties and the Wollstonecraft Precinct Committee were notified of the proposed development for a 30-day period, between 29 September and 30 October 2017, in accordance with section A4 of NSDCP 2013. The notification resulted in 131 submissions.

The key issues and concerns raised in the submissions include Traffic & parking (96); Character (69); Bulk and scale (57); Construction traffic, safety, duration and impacts (57); Solar access (50); Bushfire evacuation safety (41); Noise (38);

Views (34); Privacy (17); Light spill (14); Heritage (8); Tree removal (6) and Drainage, flooding and erosion (1).

The Sydney North Planning Panel were briefed on the proposal and conducted a site inspection on 14 March 2018.

Council's initial assessment identified key issues relating to height, setbacks, bulk and scale, overshadowing, view loss, visual and acoustic privacy, parking. Council has requested the applicant give consideration to reducing the height, bulk and scale of the development, however amendments deemed necessary to address the physical impacts of the proposal have not been undertaken by the applicant.

The ongoing operation and use of the site as Tresillian health service is supported and is considered to be in keeping with the current and historical use of the site. However, the physical impacts of the proposed new 5 storey facility on adjoining land are considered to be substantial and amendments should be pursued to reduce the impacts of the development.

The assessment is currently being finalised and will be presented in detail to the Sydney North Planning Panel at a public meeting on 11 July 2018.

The Council maintains an interest in the ongoing operation of the "Guthrie Centre" child care centre which provides long day care for 42 children. There is a legal agreement in place since 2001 between Council and Tresillian to operate a long day care centre for at least 40 children until March 2021 in return for a grant of \$779,000 (a contribution of \$38,950 from Section 94 Child Care Centre funds per year, with the final payment being in March 2021). The proposal would maintain the child care operations including through Construction Phases.

**Recommending:**

**1. THAT** Council note the proposed Development Application and resolve whether to prepare a submission to the Sydney North Planning Panel prior to its determination of the application.

**9. CiS08: North Sydney Local Planning Panel - Appointment of Additional State Approved Expert Members**

Report of Stephen Beattie, Manager Development Services.

The North Sydney Local Planning Panel was formed in March 2018 in response to changes in the Environmental Planning and Assessment Act 1979 which required metropolitan councils to establish Local Planning Panels to determine development applications and to advise the elected Council regarding planning proposals.

As part of the onward management of the Panel the appointed expert panellists were contacted and given the opportunity to indicate their availability for the rest of the year. This revealed that while coverage was most likely to be adequate there was a possibility that coverage would be relatively "thin" in certain months of the year, and with conflicts of interest or in the event of unforeseen unavailability, it may be difficult to achieve a quorum.

This report explores this issue and recommends the appointment of three (3) additional Minister approved experts. It also recommends that delegated authority be granted to the General Manager to appoint additional panellist as need presents.

Nil.

**Recommending:**

**1. THAT** Council approve the additional Minister approved experts to join the existing rotating pool of experts of the North Sydney Local Planning Panel as outlined in this report.

**2. THAT** delegated authority be granted to the General Manager pursuant to Section 377 of the Local Government Act 1993 to fill positions on the North Sydney Local Planning Panel from the list of Minister approved experts on a needs basis.

**10. CiS09: North Sydney Smart City Strategy**

Report of James Marshall, Economic Development Coordinator

The purpose of this report is to inform the Council of the preparation of a Smart City Strategy for North Sydney and to advise Council about the Federal Government's Smart Cities and Suburbs Program.

Round 2 of the Federal Government's Smart Cities and Suburbs Program was announced on 2 May 2018 with applications closing 2 July 2018. Council's senior management team considered submitting an application for Round 2, however determined not to proceed given the short timeframe provided to prepare a project proposal (i.e. no "shovel ready projects" meet the parameters), the need to match funding by 50% at a minimum of \$250,000 as well as the need to have finalized the North Sydney Smart City Strategy, as this will set direction for project development should a future funding round (Round 3) be made available. Considerable internal discussion took place before deciding not to apply, including meeting with potential project partners.

Funding has been allocated in the 2018/19 budget, as per the advertised draft Delivery Program/Operational Plan 2018/19-2020/21.

**Recommending:**

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



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## Community & Library Services Division

### 11. CLS01: Community Grants and Subsidies 2018/19

Report of Martin Ellis, Director, Community and Library Services

Council resolved at its meeting on 30 April 2018:

*1. THAT the Draft Community Grants and Subsidies 2018/19 report be placed on public exhibition for a minimum of 28 days, aligning with the Amended Delivery Program/Draft Operational Plan 2018/19.*

The report was placed on public exhibition for 28 days until 7 June 2018, during which period of time no submissions were received.

**Recommending:**

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

### 12. CLS02: Naming Civic Park

Report of Ian Hoskins, Council Historian

In accordance with the Road and Place Naming Policy, Council has received a community proposal to change the name of 'North Sydney Civic Centre Park', the open space between Council Chambers and Stanton Library. The request comes from the Mack family and suggests two names that better reflect the work and vision of former Mayor Ted Mack in creating that Civic Centre which is comprised of open green space, a fountain, covered performance area and other low-rise features. Consequent research has revealed a complex history of planning and nomenclature for this important space, and confirmed that there is no name listed with the Geographic Names Board. The space, therefore, is officially un-named. This report outlines the history of the site's naming and recommends a resolution to the issue.

**Recommending:**

**1. THAT** the name 'Ted Mack Civic Park' be put to the Geographic Names Board, at the appropriate time, for the site currently referred to as 'North Sydney Civic Centre Park'.

### 13. CLS03: Community Housing – Property Management Transfers

Report of Martin Ellis, Director, Community and Library Services

This report recommends Council endorse the proposed transfer of the management of its wholly owned Community Housing from the Department of Family and Community Services (FACS) to St George Community Housing (SGCH) for 20 years. This category has eight properties (60 units) all but one of which are currently leased to NSW Land and Housing Corporation (LAHC) until 2040, the lease for the exception is also leased to LAHC and expires in 2035.

The report recommends Council also support the renewal of leases over its jointly owned Community Housing properties for three years, commencing 1 June 2018, on a tripartite basis, with LAHC, Council and their current Manager,

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Link Housing. This category also has eight properties (20 units), the leases for which are currently on a month-to-month basis.

These recommendations have been made possible by FACS' agreement with all but one of Council's requests that the properties proposed to be managed by SGCH will be managed on the same basis as the properties by Link Housing and which underpin Council's Affordable Housing Policy, namely: (i) preference will be given to persons on the FACS' Social Housing List who are or have been residents of the Municipality of North Sydney for five years or more; (ii) maintenance will remain the responsibility of the Lessee, not Council; (iii) surplus income from the North Sydney Council properties will be retained for North Sydney Council properties and not diverted outside the North Sydney LGA; and (iv) no restriction is placed on the potential redevelopment of these properties pending all parties' agreement as a means of increasing the supply of affordable bed spaces.

The Council request that FACS has not agreed with, is that there be one provider of Council's Community Housing in North Sydney, in order to that the combined surplus be accessible to any property that may need it for capital upgrade; and given that Link has part ownership of a number of properties with Council, that single Manager needed to be Link. FACS also has a preference for one manager and their offer to divide the properties between Link and St George should be seen as a concession and can be agreed to. Either way the housing security of in excess of 100 vulnerable North Sydney residents is secured.

These arrangements will contribute to the ongoing financial sustainability of Council's community housing properties.

Funding for the project is appropriate.

**Recommending:**

**1. THAT** Council write to the Department of Family and Community Services agreeing to the proposed transfer of management of North Sydney Council's community housing properties, and renewal of leases over joint ventures, as outlined in the correspondence from Deputy Secretary, LAHC Anne Skewes and A/Deputy Secretary Commissioning Mandy Young, FACS, undated, received 8 June 2018

**2. THAT** Council notes the Draft Deed of Assignment and grants delegation to the General Manager to finalise it according to the terms of this report, and to take any necessary action to implement the decision including entering associated contracts.

**14. CLS04: Contract for Delivery of Individual Transport 2018/19**

Report of Helen Campbell, Manager, Community Development

This report recommends a one-year contract for the Council-cab and Easy Rider shopping service contract for 2018/19. This will bring the individual transport service contract expiry date in-line with the existing Council service to disadvantaged groups. Both contracts will now expire in June 2019.

Council's strategic objectives in both current and past Delivery Plans to assist transport disadvantaged members of our community are served by both scheduled (groups) and on demand (individual) services. The local accredited not-for-profit community transport provider is Lower North Shore Community

Transport, trading as Community Connect Transport, and they have been under contract to Council since the 1980s. A review of Council's options for 2019/20 and ongoing is being undertaken and a report will be presented to Council with recommendations, later this calendar year.

The funds are available in the adopted budget for 2018/19.

Funding for the project is appropriate.

**Recommending:**

**1. THAT** Council enters into a contract with Lower North Shore Community Transport Inc for delivery of individual transport services for 2018-19.

**2. THAT** the General Manager be authorised to take any necessary action to implement the decision including entering associated contracts.

**15. CLS05: Councillor Representative on the Metropolitan Public Libraries Association**

Report of Rebecca Aukim, Manager Library Services

Correspondence has been received from the NSW Public Libraries Association (NSWPLA), seeking advice as to who Council has appointed as its elected representative to the Association, and who has been appointed for two staff positions. The Association rules entitle Councillors to vote at its Annual General Meeting, held together with the Annual Conference in November, and to stand for one of three positions on the Executive. In past years North Sydney has held the position of Vice President.

Councillor representatives not holding executive positions are in addition entitled to attend zone and quarterly meetings of the Association, though this is not common as the agendas for these meetings are typically at professional officer level.

**Recommending:**

**1. THAT** Council appoint a Councillor to the NSW Public Libraries Association as its authorised elected representative for 2018/19.

**2. THAT** Council notes the General Manager's intention to appoint the Library Customer Service Co-ordinator to the NSW Public Libraries Association, as its authorised Administrative Officer Representative for 2018/19.

**3. THAT** Council notes the General Manager's intention to appoint the Manager, Library Services to the NSW Public Libraries Association, as its authorised Library Representative for 2018/19.

**16. CLS06: Shorelink Minutes – 2 May 2018**

Report of Rebecca Aukim, Manager, Library Services

The Shorelink Committee met on 2 May 2018 and a record of that meeting in the form of minutes is provided for adoption.

It is noted that Manly Council will be leaving the Shorelink network after 35 years due to the recent amalgamation of the former Manly, Warringah and Pittwater Councils into one Northern Beaches Council which will share Spydus as their library management system.

The combined impact of Willoughby and Manly Councils leaving Shorelink in 2017/18, and taking into account a restructuring by the remaining members, is

that North Sydney's contribution for 2018/9 is set at \$110,189, a reduction of \$14,905 over the previous year.

**Recommending:**

**1. THAT** the Minutes of the meeting held on 2 May 2018 of the Shorelink Library Network be adopted.

**17. CLS07: McMahons Point Community Preschool and Early Learning Centre – Tender 32/2018**

Report of Martin Ellis, Director, Community and Library Services

Tenders were called and were received until 4pm Wednesday 9 May 2018 for the submission of tenders to refurbish the playground of McMahons Point Community Preschool and Early Learning Centre.

*In order for Councillors to discuss the content of this Commercial in Confidence report it will be necessary to close the Council meeting to the public.*

A budget of \$128,000 has been allowed for this task in the draft 2018/19 Budget and Operational Plan that has been publicly exhibited. This is not sufficient to accept the proposed tender and additional funding of approximately 35% will be required to do so. This funding may be sourced by defining another project/activity of equivalent value or accessing additional funds from the Child Care Section 94 Reserve. The latter will reduce capacity to fund further proposals during the balance of the Delivery Plan.

**Recommending:**

**1. THAT** additional funding of \$32,500 be sourced from the Section 94 Child Care Reserve and allocated to the McMahons Point Community Centre Preschool and Early Learning Centre playground upgrade in the 2018/19 first quarter budget review.

**2. THAT** Council accept the tender of the highest ranked Tenderer for Tender 32/2018 for McMahons Point Community Preschool and Early Learning Centre.

**3. THAT** the General Manager be authorised to take any necessary action to implement the decision including entering associated contracts.

**4. THAT**, once Council has executed the Contract, information relating to the successful tender be published in Council's Register of Contracts as required by *Government Information (Public Access) Act 2009 - Part 3 Division 5 - Government Contracts With Private Sector*.

**18. CLS08: Vacation Care in Three North Sydney Council Centres – Tender 37/2018**

Report of Martin Ellis, Director, Community and Library Services

Tenders were called and were received until 4pm 5 June 2018 for the submission of tenders to undertake Vacation Care in Three North Sydney Council Centres – Tender 37/2018.

*In order for Councillors to discuss the content of this Commercial in Confidence report it will be necessary to close the Council meeting to the public.*

There is a budget allocation of \$63,500 for Vacation Care in the 2018/19 Budget and Operational Plan that has been publicly exhibited. Further funding of

approximately 30% is required to accept the tender. This can be sourced by reallocating funding within the 2018/19 overall Child Care and Family Day Care programs as detailed in the Confidential Report.

**Recommending:**

- 1. THAT** the budget reallocations within the overall Child Care and Family Day Care programs outlined in the Confidential Report be included in the 2018/19 first quarter budget revision.
- 2. THAT** Council accept the tender of the highest ranked Tenderer for Tender 37/2018 for Vacation Care in Three North Sydney Council Centres.
- 3. THAT** the General Manager be authorised to take any necessary action to implement the decision including entering associated contracts.
- 4. THAT**, once Council has executed the Contract, information relating to the successful tender be published in Council's Register of Contracts as required by *Government Information (Public Access) Act 2009 - Part 3 Division 5 - Government Contracts With Private Sector*.

**19. CLS09: Nan Manefield Young Writers Award (YWA) 2018**

Report of Yasmin Greenhalgh, Children's and Youth Librarian  
Wednesday 6 June 2018 saw the presentation night of the Nan Manefield Young Writers Award at Stanton Library. Young adults from over 24 schools were represented and prizes totalling more than \$3,000 were awarded on the evening, presented by the Mayor, Councillor Jilly Gibson.

The 2018 major prize winners for the five age categories were:

- 11 years: Georgina Nazar of Neutral Bay (Neutral Bay Public School) for *Detective Valdez and the Final Shot*;
- 12 years: Ariane Saywell of Kirribilli (Loreto Kirribilli) for *Untitled*;
- 13 years: Emma Walton of Fairlight (NBSC Manly Campus) for *Matter*;
- 14-15 years: Chloe Entwistle of Northbridge (Wenona) for *Everything*; and
- 16-18 years: Stephen McCarthy of Epping (Sydney Grammar School) for *On the Ellipsis*.

2019 will mark the 30<sup>th</sup> Anniversary of the Award, and the 5<sup>th</sup> in honour of Nan Manefield.

**Recommending:**

- 1. THAT** the report be received.
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## Corporate Services Division

### 20. **CoS01: North Sydney Community Strategic Plan 2018-2028 - Post Exhibition**

Report of Jenny Gleeson, Manager Integrated Planning and Special Projects

The purpose of this report is present the final Community Strategic Plan to Council for adoption. In accordance with legislative requirements, the Community Strategic Plan must be reviewed by 30 June in the year following each local government election.

In accordance with the adopted Community Engagement Strategy, between November 2017 and March 2018 a review of the *North Sydney Community Strategic Plan 2013-2023* was undertaken. The review validated the previous plan and considered new and emerging challenges and opportunities facing the North Sydney local government area.

Council at its meeting of 7 May 2018 endorsed the draft *North Sydney Community Strategic Plan 2018-2028* for public exhibition, commencing from 10 May 2018 for 28 days. Council received 19 submissions during the exhibition period.

#### **Recommending:**

**1. THAT** Council adopts the North Sydney Community Strategic Plan 2018-2028.

**2. THAT** the Mayor write to all those members of the community who provided submissions during the public exhibition period, thanking them for their efforts and support in preparing the North Sydney Community Strategic Plan 2018-2028.

### 21. **CoS02: Resourcing Strategy 2018/19-2027/28 - Post Exhibition**

Report of Jenny Gleeson, Manager Integrated Planning and Special Projects and Garry Ross, Manager Financial Services

The draft Resourcing Strategy 2018/19-2027/28 was endorsed by Council on 7 May 2018, and placed on public exhibition for 28 days, from 10 May to 7 June 2018. It was concurrently exhibited with the Draft Community Strategic Plan, Draft Delivery Program/Operational Plan and Draft Fees and Charges Schedule. The Resourcing Strategy is the point in Council's Integrated Planning and Reporting Framework where Council identifies its responsibilities in delivering the Community Strategic Plan. It includes three components - long term financial planning, asset management planning and workforce management planning.

The plan includes three scenarios, all of which include rates revenue being restricted by the rate cap of 2.3% in 2018/19:

Scenario 1 (Base Case) - this scenario reflects the implementation of the annual IPART determination (rate peg) as the basis of rates revenue projections. It results in a decline in Council's capacity to provide current levels of service.

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Scenario 2 (Maintain existing capacity/services) - incorporating a 5.5% special rate variation (SRV) inclusive of rate peg, commencing in Year 2.

Scenario 3 (Increase existing capacity/services) - incorporating a 7% special rate variation (SRV) inclusive of rate peg, commencing in Year 2.

Community feedback was invited during the public exhibition period and one submission was received from Transport for NSW. Minor amendments to the Resourcing Strategy have been based staff feedback; these changes have not had a financial impact and no changes have occurred to the Appendices.

**Recommending:**

**1. THAT** Council adopts the Resourcing Strategy 2018/19-2027/28 inclusive of Scenario 3 as the preferred Financial Scenario; and this supersedes all previous Resourcing Strategies.

**22. CoS03: Delivery Program 2018/19-2020/21 incorporating Operational Plan 2018/19 - Post Exhibition**

Report of Jenny Gleeson, Manager Integrated Planning and Special Projects

In accordance with legislative requirements, each newly elected council must prepare a new Delivery Program by 30 June in the year following the local government elections. The Operational Plan is a sub-set of the Delivery Program. In accordance with legislative requirements, Council must have an Operational Plan adopted before the beginning of each financial year, outlining the activities to be undertaken that year, as part of the Delivery Program. The *North Sydney Delivery Program 2018/19-2020/21* outlines the actions that the Council will undertake during its term of office, to contribute towards the long-term strategies and desired outcomes of the *North Sydney Community Strategic Plan 2018-2028*.

On 7 May 2018, Council endorsed the draft *Delivery Program 2018/19-2020/21 and Operational Plan 2018/19* to be placed on public exhibition, for 28 days, concurrently with the *Draft Community Strategic Plan 2018- 2028* and *Draft Resourcing Strategy 2018-2028*.

Community feedback was invited during the public exhibition period. Council received 12 submissions, with 3 submissions commenting on the lack of funding allocated for cycling. It has been agreed by senior staff that additional funding for cycling planning is required. Another program requiring additional funding to what has been preliminarily budgeted for, also identified by staff, is traffic management (to implement the Local Area Traffic Management plans and respond to other location specific needs as they arise).

The *Delivery Program/Operational Plan* (Attachment 1) has been amended as outlined in Attachment 2. Overall the majority of amendments are minor and without financial impact, with many dictated by changes to the strategies within the Community Strategic Plan. The *Revenue Policy 2018/19* (Appendix 1 within Attachment 1) has also been updated to reflect the most current rates data, these changes correlate with the accompanying report regarding the rate in the dollar (CoS07), effective from 1 July 2018.

The proposed changes to the *Operational Plan 2018/19* (Year 1 of the Delivery Program) include an additional \$200,000 to be allocated to cycleways planning and an additional \$300,000 towards traffic management. The additional funding has been sourced from additional revenues received in the current financial year (2017/18) in comparison to the current revised budget. The adjustment has not impacted on the net operating surplus of \$7.3m within the 2018/19 budget on exhibition.

The draft *Delivery Program/Operational Plan* and the draft *Resourcing Strategy* (including Long Term Financial Plan) have been developed in accordance with the Integrated Planning and Reporting (IPR) framework and the *Community Strategic Plan 2018-2028*.

**Recommending:**

**1. THAT** Council adopts the *Delivery Program 2018/19-2020/21* and *Operational Plan 2018/19*, including the revised forecast estimates for 2019/20 (Year 2) and 2020/21 (Year 3) prepared under Scenario 3 of the *North Sydney Council Resourcing Strategy 2018-2028*.

**23. CoS04: 2018/19 Rating Structure**

Report of Garry Ross, Manager Financial Services (Responsible Accounting Officer)

The special rate variation (SRV) that has been levied over the past 7 years ceases on 30 June 2018. The proposed rating strategy, as per the Revenue Policy for 2018/19 is based on the

maximum approved increase (Rate Peg) as determined by IPART.

The 2018-19 rate peg for NSW councils has been set at 2.3%. The rate peg applies to general income in total, and not to individual ratepayers' rates. In addition, the maximum amount of the minimum ordinary rate for 2018-19 has been set at \$526.

**Recommending:**

**1. THAT** Council make the following rates for the year 1 July 2018 to 30 June 2019:

Residential Rate	0.086948 cents in the dollar	\$526.00 minimum
Business Rate	0.503805 cents in the dollar	\$526.00 minimum
Infrastructure Levy	0.004126 cents in the dollar	\$22.54 base amount
Environmental Levy	0.004626 cents in the dollar	\$25.32 base amount
Crows Nest Mainstreet Levy	0.029383 cents in the dollar	\$110.64 base amount
Neutral Bay Mainstreet Levy	0.047900 cents in the dollar	\$131.58 base amount

**24. CoS05: Adoption of 2018/19 Fees and Charges**

Report of Garry Ross, Manager Financial Services

The purpose of this report is to adopt the proposed 2018/19 Fees and Charges following the completion of the public exhibition. No submissions were received.

The 2018/19 Fees and Charges was formulated around a general increase of 2.2% over the previous year's adopted schedule and comparable market rates.



All existing and proposed Fees and Charges have been assessed according to the nature of the services being provided.

**Recommending:**

1. **THAT** the 2018/19 Fees and Charges be adopted.

25. **CoS06: Investments and Loan Borrowings Held as at 31 May 2018**

Report of Garry Ross, Manager Financial Services

This report provides details of the performance of Council's investment portfolio and borrowing limits for the period ending 31 May 2018.

Investment Portfolio:

The portfolio provided an annualised return of 3.43% for the year to date as at 31 May 2018, 1.38% above the reportable benchmark (BBSW Bank Bill Index). Interest returns remain consistently above the benchmark. This was attributed to additional funds being made available for investment and prudent selection and allocation of these funds to the financial institutions which make up the investment portfolio.

Borrowing Limits:

Council has commenced a \$30 million debt facility and as at the reporting date, has drawn down \$9.5 million for capital works projects. Council continues to monitor interest rate risk whenever it borrows, regardless of whether the interest rates are fixed or variable.

**Recommending:**

1. **THAT** the report on Investments and Loan Borrowings held as at 31 May 2018 be received.

26. **CoS07: Governance Committee – 4 June 2018**

Report of Ian Curry, Manager Governance and Committee Services

A meeting of the Governance Committee was scheduled for Monday 4 June 2018 and attended by four (4) councillors - the Mayor and Councillors Barbour, Keen and Mutton. Apologies were received from Councillors Baker, Beregi, Brodie and Carr.

The quorum for Governance Committee meetings is five (5) councillors so the meeting was not able to proceed formally. The reports are therefore submitted to Council for consideration.

**Recommending:**

1. **THAT** the Charitable Recycling Bins Policy and Code of Conduct - NSIPP be rescinded. (G01)
2. **THAT** the following amended policies be adopted and no public exhibition is required:
  - a) Amended Asset Accounting and Capitalisation Policy;
  - b) Amended Catering Provision Policy;
  - c) Amended Complaints Handling Policy;
  - d) Amended Councillor Access to Information Interaction with Staff Policy;

- e) Amended Donations Policy;
  - f) Amended Financial Management Policy; and
  - g) Code of Conduct - NSLPP (Code of Conduct for Local Planning Panel Members). (G01)
3. **THAT** the Amended Filming in Council Area Policy be placed on public exhibition for 28 days. (G01)
4. **THAT** the Draft Debt Recovery Policy be placed on public exhibition for 28 days. (G01)
5. **THAT** should Council receive submissions, in relation to the draft/amended policies on exhibition, a further report be prepared for Council's consideration. Should Council receive no submissions, Council consider these new/amended policies as adopted at the end of the closing period for submissions. (G01)
6. **THAT** the remaining policies in the Council Policy Manual be re-adopted. (G01)
7. **THAT** Council nominates four voting delegates to attend the 2018 LGNSW Conference in Sydney, in addition to the Mayor (voting delegate) and General Manager. (G02)
8. **THAT** Councillors be invited to submit proposed Motions for consideration at the 2018 LGNSW Conference. (G02)
9. **THAT** the Precinct Committees and local business community be invited to submit suggested issues for Council's consideration. (G02)
10. **THAT** a further report be submitted to Council in July 2018 regarding any proposed Motions for the LGNSW Conference. (G02)
11. **THAT** Council endorse the proposed amendments to the Constitution of the Northern Sydney Regional Organisation of Councils/NSROC Constitution, and direct its representatives on the NSROC Board to support this decision at the NSROC Board meeting called to consider this matter. (G03)
12. **THAT** Council supports the implementation of the 0.75% surcharge on approved credit card transactions, effective from 1 July 2018. (G04)
13. **THAT** the Contract Variations Report be received. (G05)

27. **CoS08: Councillor Workshop - Finance: Actions Rising – 22 May 2018**

Report of Garry Ross, Financial Services Manager

This report presents the actions arising from the Workshops held on 22 May 2018. Actions arising will be addressed at the next Workshop.

**Recommending:**

1. **THAT** the summary of actions arising from the Councillor Workshop - Finance held on 22 May 2018 be noted.

28. **CoS09: Temporary Suspension Alcohol Prohibition in St Leonards Park**

Report of Justin Sheining, Team Leader Events

The consumption of alcohol in St Leonards Park is currently prohibited from 6pm to 6am between April and September each year. This report recommends a temporary suspension of this alcohol prohibition from Friday 6 July to Sunday

22 July 2018 in conjunction with the Winterland event which will operate throughout the school holidays.

North Shore Police Area Command has expressed support for the proposal. Security guards and staff with Responsible Service of Alcohol qualifications will be present when alcohol is being served. The event is family friendly and alcohol will only be served and consumed within the food village. The licensed bar will be operated by one of the food providers and will sell a limited range of beer, wine and mulled wine.

Consultation has been undertaken with Council's youth development team who manage the drop-in-centre, Planet X in St Leonards Park, and the event organisers will provide an opportunity for the youth to be involved in skating. Stars on Ice, Joylands and Humm Pty Ltd will operate the Winterland event, which includes an ice-skating rink, ice slide, rides and an alpine food village. The event organisers have requested that the alcohol prohibition be temporarily suspended from Friday 6 July to Sunday 22 July so that alcohol can be served in the food village on Thursday, Friday, Saturday and Sunday nights.

**Recommending:**

**1. THAT** Council resolve to suspend the alcohol prohibition in St Leonards Park from Friday 6 July 2018 to Sunday 22 July 2018.

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## Engineering & Property Services Division

### 29. **EPS01: North Sydney Olympic Pool Redevelopment – Project Management Services Tender 33/2018**

Report of Duncan Mitchell, Director Engineering and Property Services  
Tenders were called and were received until 4:00pm on Tuesday, 22 May 2018 for the North Sydney Olympic Pool Redevelopment – Project Management Services Tender - 33/2018.

*In order for Councillors to discuss the content of this Commercial in Confidence report it will be necessary to close the Council meeting to the public.*

#### **Recommending**

**1. THAT** Council accept the highest ranked Tenderer for Tender 33/2018 for the North Sydney Olympic Pool Redevelopment – Project Management Services. Stage 1 Services only.

**2. THAT** The General Manager be authorised to take any necessary action to implement the decision including entering into associated contracts and to award (or not award) the further stages of the Project Management Services engagement (Stages 2,3-and 4) based on the performance of the highest ranked Tenderer in Stage 1.

**3. THAT,** once Council has executed the Contract, information relating to the successful tender be published in Council's Register of Contracts as required by *Government Information (Public Access) Act 2009 - Part 3 Division 5 - Government Contracts With Private Sector.*

### 30. **EPS02: North Sydney Olympic Pool Redevelopment – Design Services Tender 34/2018**

Report of Duncan Mitchell, Director Engineering and Property Services  
Tenders were called and were received until 4:00pm on Tuesday, 22 May 2018 for the North Sydney Olympic Pool Redevelopment – Design Services Tender - 34/2018.

*In order for Councillors to discuss the content of this Commercial in Confidence report it will be necessary to close the Council meeting to the public.*

Funding for this project is included in the Draft 2018/19 budget.

Funding for this engagement for the redevelopment of the North Sydney Olympic Pool is included in the Draft 2018/19 budget.

#### **Recommending:**

**1. THAT** Council accept the highest ranked Tenderer for Tender 34/2018 for the North Sydney Olympic Pool Redevelopment – Design Services. Stage 1,2 and 3 Services only.

**2. THAT** The General Manager be authorised to take any necessary action to implement the decision including entering into associated contracts and to award (or not award) the further stages of the Design Services engagement (Stage 4) based on the performance of the highest ranked Tenderer in Stage 1,2 and 3.

**3. THAT**, once Council has executed the Contract, information relating to the successful tender be published in Council's Register of Contracts as required by *Government Information (Public Access) Act 2009 - Part 3 Division 5 - Government Contracts With Private Sector*.

**31. EPS03: North Sydney Council Local Government Area Wide Floodplain Risk Management Study & Plan – Tender 36/2018**

Report of Jim Moore, Engineering Project Manager

Tenders were called and were received until 4pm, 24 May 2018 for the submission of tenders to undertake the North Sydney Council Local Government Area Wide Floodplain Risk Management Study & Plan.

*In order for Councillors to discuss the content of this Commercial in Confidence report it will be necessary to close the Council meeting to the public.*

**Recommending:**

**1. THAT** Council accept the tender of the highest ranked Tenderer for Tender 36/2018 for North Sydney Council Local Government Area Wide Floodplain Risk Management Study & Plan.

**2. THAT** the General Manager be authorised to take any necessary action to implement the decision including entering associated contracts.

**3. THAT**, once Council has executed the Contract, information relating to the successful tender be published in Council's Register of Contracts as required by *Government Information (Public Access) Act 2009 - Part 3 Division 5 - Government Contracts With Private Sector*.

**32. EPS04: Ecological Sustainable Seawalls - Proposed Installation of Habitat Panels Along the Harbour**

Report of Ashraf Doureihi, Engineering Project Manager

Council has enjoyed a long history supporting Sydney-based universities conducting important research into making seawalls more ecologically sustainable. Various experiments have been trialled over the past 19 years on Council walls using rock pools, flower pots, and habitat tiles. Council has received a request from the Sydney Institute of Marine Science to roll out habitat tiles at Sawmillers Reserve and either Blues Point or Kurraba Point on a long term basis.

Further details are provided in this report.

**Recommending:**

**1. THAT** Council approve the requests to install 108 habitat tiles at Sawmillers Reserve and 50 tiles at either Blues Point or Kurraba Point.

**33. EPS05: Traffic Committee - Minutes - 15 June 2018**

Report of Peita Rose, Governance Officer

This report presents the recommendations of the last meeting of the Traffic Committee held on 15 June 2018 for Council adoption. The Minutes are attached for information.

The full reports to Traffic Committee can be accessed at:

[https://www.northsydney.nsw.gov.au/Council\\_Meetings/Meetings/Committees/Traffic\\_Committee/15\\_June\\_2018](https://www.northsydney.nsw.gov.au/Council_Meetings/Meetings/Committees/Traffic_Committee/15_June_2018)

**Recommending:**

1. **THAT** the information regarding Delegated Authority items be received. (4.1)
2. **THAT** no further action be taken with regard to the loading zone on Whatmore Lane. (4.2.1)
3. **THAT** Council expedite the consultation process as much as possible so that the works can proceed with the Mount Street Public Domain Upgrades as soon as possible. (4.3)
4. **THAT** the Grosvenor Lane TMP and Design Plan be referred to the RMS for consideration as per RMS Shared Zone approval requirements. (4.4)
5. **THAT** Council investigate the immediate area and check all signage that might be unnecessary or redundant, to find another three parking spaces in the nearby area to offset those lost in Grosvenor Lane under the proposed Shared Zone scheme. (4.4)
6. **THAT** the report on information concerning the Abandoned Vehicles and Unattended Boat Trailers be received. (5.1)
7. **THAT** the information concerning Sydney Metro City & South-West Construction Update be received. (5.2)
8. **THAT** the Council notify RMS to urgently fix the 50 km/h speed limit signage on Miller Street and Ernest Street, Cammeray from the end of the school zone to beyond the traffic lights.
9. **THAT** Council investigate suitable locations for a school bus stop in liaison with Sydney Buses and the Principal of Anzac Park Public School.
10. **THAT** Council acknowledge the email from Janette Woodward and Allen El-Kadhi sent on the 7 June 2018 in regards to an accident blackspot in Union Street, McMahons Point.
11. **THAT** Council investigate and looks at all options for improving all pedestrian and car safety and a crash barrier being put in that location and report back to the Traffic Committee, and that Council also liaise with the police.

**34. EPS06: Council Owned/Leased Properties: Leasing Transactions**

Report of Risha Joseph, Property Officer

A report is submitted regarding the leasing transactions for Council's owned and leased properties, for the period ending 7 June 2018.

**Recommending:**

1. **THAT** Council notes the leasing transactions, which are detailed in 'Attachment A' of this report.
2. **THAT** Council hereby authorises its Official Seal to be affixed to the legal instruments necessary to implement the proposed leasing transactions which are noted in 'Attachment A' of this report, under the signature of the Mayor and the General Manager.

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## Open Space & Environmental Services Division

### 35. **OSE01: Sport and Recreation Reference Group Minutes – 21 May 2018**

Report of Melissa Dunlop, Governance Co-ordinator

This report presents the recommendations of the last meeting of the Sport and Recreation Reference Group held on 21 May 2018, for Council endorsement. The minutes are attached for information.

**Recommending:**

1. **THAT** the report on the NSROC Regional Sportsground Strategy review be received.
2. **THAT** the Sport and Recreation Reference Group receive a report on potential locations on local, State and Federal land within North Sydney that can possibly be used for sporting facilities.
3. **THAT** the report on the Capital Works Program Update be received.
4. **THAT** the report on Open Spaces and Greener Sydney Grant Package be received.
5. **THAT** the report on Synthetic Surfaces be received.
6. **THAT** the report on Playground Projects Update be received.
7. **THAT** the report on Anderson Park and Tunks Park Masterplans/Plans of Management – Progress Update be received.
8. **THAT** the report on the Reconfiguration of Primrose Park be received.
9. **THAT** a report be prepared to progress the preliminary planning and consultation in relation to the possible Reconfiguration of Primrose Park.
10. **THAT** Council staff investigate all possibilities for State funding for Primrose Park.
11. **THAT** Council conduct an education and awareness campaign for all users and hirers of Forsyth Park in relation to the usage and movement of portable goals, and provide a link to the NSW Guidelines and any other relevant websites.
12. **THAT** laminated signs remain attached to each of Council's portable goals advising of the dangers of leaving portable goals unrestricted and/or on unstable surfaces and that goals should not be moved except by authorised users.
13. **THAT** Council continue to monitor the situation regarding portable goals.
14. **THAT** Council staff work with North Sydney District Cricket Club to explore further revenue opportunities.
15. **THAT** members of the Sport and Recreation Reference Group be invited to provide feedback on the draft Bradfield Park South landscape improvements directly to the Director Open Space and Environmental Services by 1 June 2018.

### 36. **OSE02: Bondi to Manly Harbourside Walk**

Report of Robert Emerson, Director Open Space & Environmental Services

The Council has been approached by a community group "Bondi to Manly Walk Supporters" led by John Faulkner (retired NSW Senator) and Lachie Harris whom are trying to establish a walking route generally following the foreshore

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between Bondi and Manly. The group have requested North Sydney Council enter into a non-legally binding Memorandum of Understanding that would require Council to assist with the installation of the discreet wayfinding markers, determine the final walking route and maintain the existing pathways.

**Recommending:**

**1. THAT** Council supports the proposal of the Bondi to Manly Harbourside Walk and enters into the memorandum of understanding with this community group

**37. OSE03: Tree and Canopy Cover statistics for North Sydney LGA 1997-2017**

Report of Melissa McManus, Landscape Technical Officer

North Sydney Council and the local community pride themselves on the green leafy character of our local government area. North Sydney Council recognises the importance of managing our urban forest through key strategic planning documents (North Sydney Street Tree Strategy and North Sydney Urban Forest Strategy). These documents provide mechanisms for setting goals, taking actions to achieve those goals and monitoring or measuring performance.

Council has been measuring canopy cover as a key performance indicator since 1997 and great success was achieved in the early years, however recent canopy mapping is showing significant decline, particularly over the past three years.

The Urban Forest Strategy is currently undergoing a review, due to be released in later in 2018, however the degree of canopy loss identified in the latest aerial mapping warranted a preliminary report to Council.

**Recommending:**

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

**38. OSE04: Bradfield Park South Upgrade – Community Consultation**

Report of Alicja Batorowicz, Landscape Projects Coordinator

Following adoption of the Bradfield Park Kirribilli Foreshore Masterplan by North Sydney Council in 1998, money has been allocated to implement various projects.

Upgrade of Kirribilli Foreshore & Broughton Street Lookout was the first project completed in 2000, followed by Bradfield Park North & Kirribilli Village Square in 2003, Dr Mary Booth Lookout Foreshore Walkway and Bradfield Plaza in 2006, Bradfield Park North Heritage Walk in 2007, Olympic Drive bus layover area and Bradfield Park South - East West Pathway in 2009, and interim works for the upgrade of Bradfield Park Central in 2010.

In the 2017/18 Capital Works Program Council allocated funding for the detailed site investigations and the preparation of high quality detailed design for Bradfield Park South and land adjacent to Jeffreys Street Wharf.

This report provides an overview of the community engagement findings for the proposed project. It details engagement process, including the promotion and the awareness activities undertaken, the feedback mechanisms used, the level of



community participation in the process and the collated outcomes in response to the consultation.

**Recommending:**

1. **THAT** Council adopts the concept design for the upgrade of Bradfield Park South.
2. **THAT** Council adopts Option 1 for the area adjoining Jeffreys Street wharf.

39. **OSE05: Skateboard/Scooter Facilities in North Sydney - Response to Notice of Motion**

Report of Melissa McManus, Landscape Technical Officer

This report provides a response to the NoM02: Notice of Motion No. 48/17 by Cr Brodie – 15/11/17 Re: Skateboard /Scooter Facilities in North Sydney and the subsequent resolutions of Council:

1. *THAT Council staff prepare a brief report on existing skateboard/scooter facilities in North Sydney.*
2. *THAT the report includes an assessment of the current facility in North Sydney and whether it meets the current demand for skateboarding/scooter.*
3. *THAT the local users of Cammeray skate park give feedback about what additional facilities they would like to use and if the current skate park meets their needs.*
4. *THAT Council identify any additional sites that might be suitable for a skateboard/scooter park.*

Council's one existing skate park was constructed in 2008 following extensive research and community consultation. A Site Selection Analysis Summary Report, produced by a specialist consultancy firm in October 2005 (see attached), considered four locations and found Cammeray Park to be the most suitable. The existing skate park was constructed in 2008 for a cost of approximately \$505,000. This skate park is considered to be an excellent facility offering a good range of 'street' style objects laid out in a circuit configuration. It is most suited to skateboarders however there are elements suited to scooters. In order to fully address all the resolutions listed above it is recommended Council would need to follow a similar procedure to that carried out in 2005: Engage specialist consultants to conduct an audit of the existing facility and compare the existing offering to current & future user needs through direct consultation with local users and reference to strategic documents such as the North Sydney Recreational Needs Study 2015.

**Recommending:**

1. **THAT** as there is no budget allocation in the Draft Delivery Program for this project that an assessment process to undertake a review of proposed additional sites for a new skateboard /scooter facility not proceed at this time.
2. **THAT** Council engage with local users of the existing Cammeray skate park regarding what additional facilities they would like to use at this location with a view to undertaking some modifications of the existing facility as appropriate.

**MOTIONS OF WHICH DUE NOTICE  
HAS BEEN GIVEN**

**40. NoM01: Notice of Motion No. 10/18 by Crs Mutton and Barbour**

**Re: Bike Docking Stations**

**1. THAT** Council staff investigate the potential to facilitate a network of docked bicycle infrastructure to encourage responsible active transport and a report on the matter be presented to Council.

**Background:**

As advised in Edition 19 of the Councillor Bulletin, Transport for NSW (TfNSW) announced a new enforceable Code of Conduct for Bike Share operators and the intent to introduce stronger penalties to better enable Councils to manage breaches. The State Government, through the annual Walk and Cycling Program administered by RMS, has also announced that it is providing grant funding for bicycle parking (docked bikes) infrastructure.

**41. NoM02: Notice of Motion No. 11/18 by Crs Mutton and Barbour**

**Re: DCP Parking Provisions**

**1. THAT** the parking provisions within Council's Development Control Plan be urgently reviewed to facilitate an increase in the supply of off-street parking.

**Background:**

Section 10.2 of Council's Development Control Plan (DCP2013) establishes *maximum* parking provisions for development. The use of *maximum* rather than *minimum* parking rates restricts the quantum of off-street parking that can be established as part of any new development with the objective of encouraging the use of public transport and reducing traffic generation and congestion.

The implementation of the B-Line bus service has reduced carparking along Military Road. Additionally, Roads and Maritime Services (RMS) are implementing a clearway strategy that removes on-street parking and is encouraging the establishment of off-street parking in order to improve traffic flow on the road network.

The RMS approach and Council's DCP are in conflict with each other. Furthermore, adequacy of carparking within North Sydney is in very high demand and a constant issue with our residents.

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