MINUTES OF THE ORDINARY MEETING OF MOSMAN MUNICIPAL COUNCIL
HELD IN THE COUNCIL CHAMBERS, MOSMAN SQUARE,
ON TUESDAY 5 FEBRUARY 2019 COMMENCING AT 7.02PM

1. PRESENT

The Mayor (Councillor C Corrigan) in the Chair
Councillor R Bendall
Councillor D Cook
Councillor P S Menzies
Councillor E A Moline
Councillor T Sherlock
Councillor J Willoughby
General Manager
Director Community Development
Director Corporate Services
Director Environment and Planning
Acting Manager Communications
Chief Financial Officer
Governance Officer
Manager Governance

2. WELCOME TO VISITORS AND ACKNOWLEDGEMENT OF INDIGENOUS PEOPLE

The total number present in the Gallery was six.

3. NOTICE OF MEETING WEBCAST

The Mayor advised the gallery that proceedings of the meeting in open session are webcast live, recorded and archived on Council's website.

4. APOLOGIES AND LEAVE OF ABSENCE

There were no apologies.

5. DISCLOSURES OF PECUNIARY INTERESTS

There were no disclosures of Pecuniary Interests from Councillors or Senior Staff.

6. DISCLOSURES OF NON-PECUNIARY INTERESTS

There were no disclosures of Non-Pecuniary Interests from Councillors or Senior Staff.

7. CONFIRMATION OF MINUTES

Motion Moline/Cook
That the Minutes of the Ordinary Meeting of Council held on 4 December 2018, as typed and circulated, be confirmed.
CARRIED UNANIMOUSLY
8. MAYORAL MINUTES

The Mayor submitted and read three Mayoral Minutes to the Meeting which were dealt with as follows:

9. MM/1 Mayoral Minute - Zara Florence Colman Grayspence

Following the reading of the Mayoral Minute, the Mayor indicated that a framed copy of the Mayoral Minute had been prepared and would be forwarded to the family. All in attendance observed one minute’s silence in memory of the late Zara Florence Colman Grayspence.

RECOMMENDATION

That the Mayoral Minute be noted.

COUNCIL RESOLUTION

Motion Sherlock/Moline
That the Mayoral Minute be adopted.
CARRIED UNANIMOUSLY

10. MM/2 Mayoral Minute - 2019 Citizen of the Year and Young Citizen of the Year

Mr Gordon Alexander and Ms Ella Spencer were in attendance for the reading of the Mayoral Minute.

RECOMMENDATION

That the Mayoral Minute be noted.

COUNCIL RESOLUTION

Motion Sherlock/Cook
That the Mayoral Minute be adopted.
CARRIED UNANIMOUSLY

11. MM/3 Mayoral Minute - Mosman Village Heritage Conservation Zone Upgrade

RECOMMENDATION

That the Mayoral Minute be noted.

COUNCIL RESOLUTION

Motion Moline/Sherlock
That:

1. The Mayoral Minute be adopted.

2. A report come back to Council on how the fund operates and some recommendations to assist applications from the Military Road precinct.

CARRIED UNANIMOUSLY
12. ITEMS NOT CALLED FOR INDIVIDUAL CONSIDERATION

Councillor Menzies had the call.

Motion Menzies/Moline
That the Officer's Recommendation be adopted in relation to the following items:

<table>
<thead>
<tr>
<th>Item</th>
<th>Description - Officer's Recommendation</th>
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| CD/3 | MOSPLAN Quarterly Report - Q2 - October-December 2018  
      | The Director Community Development recommends that the report be noted. |
| CD/4 | Shorelink Library Network Committee - Record of 178th Meeting  
      | The Manager Library Services recommends that the Minutes be received and noted. |
| CS/1 | Financial Statement to 31 December 2018  
      | The Chief Financial Officer recommends that the Quarterly Budget Review Financial Statement for the period ended 31 December 2018 including the revised estimates contained within the Statement be adopted together with a transfer of $500,000 to the Capital Works Reserve. |
| CS/2 | Investments December 2018 and January 2019  
      | The Chief Financial Officer recommends that the Schedule of Investments for the months of December 2018 and January 2019 be adopted. |
| EP/2 | Report from Mosman Council Traffic Committee Meeting 12 December 2018  
      | The Director Environment and Planning recommends that the Minutes of the Local Traffic Committee Meeting held on 12 December 2018 be noted. |

CARRIED UNANIMOUSLY

13. ITEMS CALLED FOR INDIVIDUAL CONSIDERATION

The following items were called by Councillors for individual consideration:

<table>
<thead>
<tr>
<th>Item</th>
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<tbody>
<tr>
<td>Items adjourned from 4 December 2018:</td>
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<tr>
<td>NM/13</td>
<td>Notice of Motion: Beaches Link Tunnel</td>
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<tr>
<td>NM/14</td>
<td>Notice of Motion: DA Planning Oversight</td>
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<td>NM/15</td>
<td>Notice of Motion: Reducing the Quantum on Parking Fines and Introduction of Grace Periods</td>
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<td>NM/16</td>
<td>Notice of Motion: Strategic Technology and Innovation for Mosman Council</td>
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**OFFICER’S RECOMMENDATION**

The Manager Environment and Open Space recommends that:

1. The updated Car Share Policy as attached to Councillors’ Business Papers be adopted.

2. That the changes to fees and charges be placed on public exhibition during the 2019/2020 Budget process.

**COUNCIL RESOLUTION**

**Motion** Menzies/Willoughby

That the Officer’s Recommendation be adopted with a removal of the 200 metre minimum walking distance requirement and that competition between Car Share Companies be a central tenant of the policy and that consultation with neighbouring properties occur.

**CARRIED**

For: Bendall, Cook, Corrigan, Menzies, Moline, Willoughby

Against: Sherlock

**Amendment** Sherlock/Cook

That the fees are changed to $1500 for the application fee and that the admin annual fee be $400 and removal of the 200 metre minimum walking distance requirement and that competition between Car Share Companies be a central tenant of the policy and that consultation with neighbouring properties occur.

**LOST**

For: Cook, Corrigan, Sherlock

Against: Bendall, Menzies, Moline, Willoughby

15. **NM/13 Notice of Motion: Beaches Link Tunnel**

**NOTICE OF MOTION**

Council writes to NSW Premier congratulating her government on Beaches Link plans and encouraging of construction work to commencing early 2019.

**COUNCIL RESOLUTION**
Motion Menzies/Bendall
That Mosman Council supports Beaches Link and writes to the Premier requesting that the approval process and works commence as soon as possible.
CARRIED

For: Bendall, Cook, Menzies, Moline, Willoughby
Against: Corrigan, Sherlock

Amendment Sherlock/Cook
That Mosman Council supports Beaches Link on condition that it passes all relevant environmental and community hurdles and writes to the Premier requesting that the approval process and works commence as committed.
LOST

For: Cook, Corrigan, Sherlock
Against: Bendall, Menzies, Moline, Willoughby

16. NM/14 Notice of Motion: DA Planning Oversight

NOTICE OF MOTION

That Council:

A. Reintroduces monthly DA planning compliance reports, effective 1 December 2018.

B. Brings back a report on the most effective measures and reports for monitoring of DA planning outcomes, considering leading practices in other councils.

C. Ensures that all Council documentation accurately reflects MDAP ending and MLPP being imposed.

COUNCIL RESOLUTION

Motion Sherlock/Cook
That Council reintroduces monthly DA planning compliance reports, effective 1 December 2018 with a 12 month review.
CARRIED UNANIMOUSLY

17. NM/15 Notice of Motion: Reducing the Quantum on Parking Fines and Introduction of Grace Periods

The Director Environment and Planning’s memorandum dated 5 February 2019 providing further information on the changes to the Regulation was circulated at the Meeting.

NOTICE OF MOTION

That Council:

1. Notify the State Government by the 1st of January 2019 that Mosman Council are electing to opt into the State’s new system allowing Councils to reduce the
quantum of level 2 parking fines, and 10 minute grace periods for those who have paid for an hour or more in the zones subject to this policy.

2. On acceptance into the scheme notify residents and rangers of the new 10 minute grace period before issuing infringements at metered parking spots.

3. Administration notify Councillors of proposals involving changes to the parking infringement and enforcement issued by the State Government.

COUNCIL RESOLUTION

Motion Bendall/Willoughby
That Council:

1. Notify the State Government that we elect to join the system by the 1st of January 2019 that Mosman Council are electing to opt into the State's new system allowing Councils to reduce the quantum of level 2 parking fines, and 10 minute grace periods for those who have paid for an hour or more in the zones subject to this policy.

2. On acceptance into the scheme notify residents and rangers of the new 10 minute grace period before issuing infringements at metered parking spots.

3. Administration notify Councillors of proposals involving changes to the parking infringement and enforcement issued by the State Government.

Amendment Sherlock/Willoughby
That Council take no further action on this.

CARRIED and upon being put as the Motion CARRIED

For: Cook, Corrigan, Menzies, Moline, Sherlock, Willoughby
Against: Bendall

18. NM/16 Notice of Motion: Strategic Technology and Innovation for Mosman Council

NOTICE OF MOTION

That Mosman Council prepare a report to Councillors on:

1. The state of technology and innovation in Mosman Council, referencing example technologies that have been deployed.

2. A high-level summary of opportunities and direction for the future.

3. Alignment of these efforts with state plans and collaboration with other councils.

COUNCIL RESOLUTION

Motion Sherlock/Moline
That Mosman Council prepare a report to Councillors on:
1. The state of technology and innovation in Mosman Council, referencing example technologies that have been deployed.

2. A high-level summary of opportunities and direction for the future.

3. Alignment of these efforts with state plans and collaboration with other councils.

CARRIED UNANIMOUSLY

19. NM/17 Notice of Motion: Street Lighting Energy Reduction

NOTICE OF MOTION

That Council:

1. Investigates options to reduce the costs and greenhouse emissions associated with running inefficient fluorescent or sodium or similar technology lights on non-renewable energy.

2. Reports on the options and a recommended option, considering both costs and emissions, and leading practices in other councils and similar organisations.

COUNCIL RESOLUTION

Motion Sherlock/Menzies

That Council:

1. Investigates options to reduce the costs and greenhouse emissions associated with running inefficient fluorescent or sodium or similar technology lights on non-renewable energy.

2. Investigates options to reduce the costs and greenhouse emissions associated with other Councils electricity usage of non-renewable energy.

3. Reports on the options and a recommended option, considering both costs and emissions, and leading practices in other councils and similar organisations.

CARRIED UNANIMOUSLY

20. CD/1 Festival of Mosman 2019

OFFICER'S RECOMMENDATION

The Manager Communications recommends that:

1. The 2019 Festival of Mosman be held from Friday 18 to Sunday 27 October 2019.

2. The 2019 Festival of Mosman draft program outlined in this report be endorsed, including:

   • Council run events: Pet’s Day Out, Children’s Fair, Spring Dance Party for seniors, October night market, Dinner on the Green, Mosman Art Prize, concerts, exhibitions and community activities.
   • Events organised by Mosman-based community groups and organisations.
3. The next ‘Out & About’ event series be held in October 2020.

4. Appropriate funding for the 2019 Festival of Mosman be referred for consideration in Council's draft 2019/20 Budget.

COUNCIL RESOLUTION

Motion Bendall/Menzies
That the Officer’s Recommendation be adopted.
CARRIED UNANIMOUSLY

21. CD/2 Minutes of Community Consultative Committee Meetings

OFFICER’S RECOMMENDATION

The Director Community Development recommends that:

1. The Minutes of the Meetings of the Art and Culture Community Consultative Committee held on 15 November 2018, the Access and Mobility Community Consultative Committee held on 20 November 2018, and the Active Transport Working Group held on 5 December 2018 be received and noted.

2. The issue of future funding for air conditioning works at Mosman Art Gallery and Community

COUNCIL RESOLUTION

Motion Willoughby/Menzies
That the Officer’s Recommendation be adopted.
CARRIED UNANIMOUSLY

22. CS/3 Model Code of Conduct and Procedures

OFFICER’S RECOMMENDATION

The Manager Governance recommends that the new 2018 Model Code of Conduct for Local Councils in NSW and incorporating Procedures for the Administration of the Model Code of Conduct for Local Councils in NSW as prescribed under the Local Government (General) Regulation 2005, and amended by referencing the Protocol for interaction between Councillors and Staff under Parts 7, 8 and 9 of the Code and insertion of supplementary clause 6.16 to the Code (prohibiting staff acceptance of token gifts and benefits), be adopted pursuant to Section 440 of the Local Government Act 1993.

COUNCIL RESOLUTION

Motion Menzies/Cook
That the Officer’s Recommendation be adopted.
CARRIED UNANIMOUSLY

23. EP/1 TR/27 Military Road M30 Layover

OFFICER’S RECOMMENDATION
The Director Environment and Planning recommends that the Officer’s Recommendation as detailed in the report for item TR/27 Military Road - M30 Layover be adopted.

COUNCIL RESOLUTION

Motion Menzies/Moline
That the Officer’s Recommendation be adopted.
CARRIED UNANIMOUSLY

24. QUESTIONS WITHOUT NOTICE

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<tr>
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<th>By Councillor Bendall</th>
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<td></td>
<td>Could Council have the timer for speeches put up so that all Councillors can see the countdown. If the Chair is the only person that can see it, it is unfair and could possibly be abused.</td>
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<td></td>
<td>Informed by the Manager Governance that in the future the timer will appear on the main screen whenever possible during Councillor debate, noting that the timer needs to be taken down for periods to display on-line reports, recommendations and draft Motions and Amendments on-line and presentations / photographs that Councillors are talking or referring to.</td>
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25. RESCISSION MOTION

Prior to the close of the meeting the Mayor sought advice as to whether Rescission Motion/s were to be submitted by Councillors in respect of any matter determined at the meeting.

26. CLOSE OF MEETING

The Meeting terminated and Council rose at 8.54pm.

CONFIRMED:

MAYOR

5 March 2019