

MINUTES OF ORDINARY MEETING OF COUNCIL HELD ON TUESDAY, 2 DECEMBER 2008

Present: The Mayor, Councillor E Malicki (Chairperson) (Comenarra Ward)
Councillor S Holland (Comenarra Ward)
Councillors E Keays & C Szatow (Gordon Ward)
Councillor J Anderson (Roseville Ward)
Councillors T Hall & C Hardwick (St Ives Ward)
Councillors I Cross & N Ebbeck (Wahroonga Ward)

Staff Present: Director Corporate (John Clark)
Director Development & Regulation (Michael Miocic)
Director Operations (Greg Piconi)
Director Strategy (Andrew Watson)
Director Community (Janice Bevan)
Minutes Secretary (Christina Randall-Smith)

The Meeting commenced at 7.01pm

The Mayor offered the Prayer

426 APOLOGIES

File: S02194

Councillor R Duncombe tendered an apology for non-attendance [business commitment] and requested leave of absence.

NOTE:

The General Manager, John McKee tendered apologies for non-attendance.

Resolved:

(Moved: Councillors Hall/Cross)

That the apology by Councillor R Duncombe for non-attendance be accepted and leave of absence be granted.

CARRIED UNANIMOUSLY

DECLARATIONS OF INTEREST

The Mayor adverted to the necessity for Councillors and staff to declare a Pecuniary Interest/Conflict of Interest in any item on the Business Paper.

No Interest was declared.

ADDRESS THE COUNCIL

The following members of the public addressed Council on items not on the Agenda:

L Purwanto
C Georgans
N Goulston

DOCUMENTS CIRCULATED TO COUNCILLORS

The Mayor adverted to the documents circulated in the Councillors' papers and advised that the following matters would be dealt with at the appropriate time during the meeting:

Late Items: **Minutes of Ordinary Meeting of Council held 25 November 2008**
Refer MM.1 - Ku-ring-gai Youth Summit
Refer MM.2 - Metropolitan Strategy Dwelling Numbers
Refer MM.3 - Excellence in the Environment Awards 2007 to 2008.

CONFIRMATION OF MINUTES**427 Minutes of Ordinary Meeting of Council**

File: S02131

Meeting held 25 November 2008
Minutes numbered 406 to 425

Resolved:

(Moved: Councillors Cross/Ebbeck)

That Minutes numbered 406 to 425 circulated to Councillors were taken as read and confirmed as an accurate record of the proceedings of the Meeting.

CARRIED UNANIMOUSLY

MINUTES FROM THE MAYOR**428 Ku-ring-gai Youth Summit**

File: S02641

The following member of the public addressed Council:

C Carmody

The 2008 Council has set up strong communication links with our residents through the Ward summits which have been proven to be a great success. However one group has been conspicuously absent from these summits and they are our young people. We must set up channels through which the youth of our area can share their views and we can demonstrate our willingness to involve them.

I would like to propose that we hold a Ku-ring-gai Youth Summit during NSW Youth Week, between 28 March and 5 April 2009, with approximately 100 invited youth representatives from High schools, Primary schools, scouts and guides, local sporting clubs, religious youth groups, the Ku-ring-gai Youth Council and any other youth interest groups in the area. To get the full breadth of opinion, the ages invited will be 10-21.

The aim of the Youth Summit will be to ascertain matters of concern for our young people. As Mayor and Councillors, we have all heard young people say that there is little to keep them occupied in our council area and it would be worthwhile to have their input concerning the lack of youth facilities. We are currently considering the revitalization of our town centres, and the provision of future community facilities and we need to ensure we include the views of our young people from the earliest stages.

The Youth Summit will be chaired by the Mayor and Councillors will assist with breakout groups. The General Manager will organise staff assistance as required for setting up, conducting the meeting and for follow-up of the matters raised by our young people.

Notes will be taken of the Summit proceedings and followed by a report to Council from Staff.

I would like to thank Cameron Carmody from Killara High School who has been involved in Work Experience with the Mayors' Office, especially for his assistance in preparing this Mayoral Minute. I am sure you will agree that his involvement has been most appropriate.

Resolved:

That Council adopt the Mayoral Minute and that the Mayor and the General Manager organise times, dates and staff assistance as outlined.

CARRIED UNANIMOUSLY

429

Excellence in the Environment Awards 2007 to 2008

File: S02576

Ku-ring-gai Council has had a successful year receiving 13 awards across its Sustainability and Environmental Programs. These awards reflect the commitment and expertise of staff in their fields and the direction of Council in its policy setting.

Today the Council received six awards as part of the Local Government and Shires Association of NSW Excellence in the Environment Awards 2007-2008. These awards included two winners as part of the stormwater and urban waterway improvement

program, and four commended awards covering natural resource management, local sustainability, climate change and environmental education.

In the past six months, Council also received five awards as part of the NSW Sustainable Water Challenge for 2008. These included the winner for planning and policy for the Integrated Water Cycle Management Policy and Strategy and in the research category for the numerous studies and collaborations to assess the performance of the various water sensitive urban design features. We also received two highly commended and one commended award in this program.

Earlier this year, Council received an achievement award under the Sustainability Green Globe Awards 2008 for its Sustainability Strategy for government projects and a highly commended award under the Keep Australia Beautiful NSW Sustainable Cities Awards 2008.

The list of awards is included below and my congratulations are extended to all staff involved in what has been the most successful year for Ku-ring-gai Council.

Local Government and Shires Association of NSW Excellence in the Environment Awards 2007-2008.

Stormwater and Urban Waterways Award

Overall Winner

"Ku-ring-gai Catchment Remediation Program"

Stormwater and Urban Waterways Award

Winner - Division C

"Ku-ring-gai Catchment Remediation Program"

Climate Change Adaptation and Mitigation Award

Commended - Division C

"Development of a Cost Benefit Model for Climate Change Adaptation and Mitigation at the Local Scale"

Environmental Education Award

Commended - Division C

"Pool to Pond"

Natural Resource management Integration Award

Commended - Division C

"Integrating Sustainability into Management Processes and Outcomes"

Local Sustainability Award

Commended - Division C

"The Ku-ring-gai to Global Sustainability Strategy"

NSW Sustainable Water Challenge - 2008

Planning and Policy Category

Winner

"Integrated Water Cycle Management"

Retrofit Category

Highly Commended

"Retrofit of Stormwater harvesting Systems for Sports Field Irrigation"

Research Projects Category

Winner

"Assessment of Bio-retention Filter Media Effectiveness, Karuah Road"

Landscaping Category

Highly Commended

"Karuah Road Upgrade"

Community Engagement Category

Commended

"Gordon West Public School WSUD"

Sustainability Green Globe Awards 2008

Government Award: Environmental Sustainability

Achievement

"Outstanding Achievement in Environmental Sustainability in NSW"

Keep Australia Beautiful NSW Sustainable Cities Awards 2008**Overall Sustainable Council Award**

Highly Commended

"The Ku-ring-gai to Global Sustainability Strategy"

Resolved:

That Council acknowledge the outstanding contribution made by staff for their efforts in achieving recognition in the Local Government and Shires Association of NSW Excellence in the Environment Awards 2007/2008 and the NSW Sustainable Water Challenge for 2008.

CARRIED UNANIMOUSLY

430

Metropolitan Strategy Dwelling Numbers

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File: S04554

Ku-ring-gai's councillors and residents are quite rightly concerned that Ku-ring-gai is being required to plan for well in excess of the 10,000 dwellings which council voted to supply to fulfil the requirements of the Metropolitan Strategy.

One constant issue for council in discussing Metropolitan Strategy numbers in Ku-ring-gai is that dwelling yields change according to the criteria used to predict or assess them. We have all seen a variety of yield figures which can be confusing if we are not aware of the basis for these figures. For example, a figure may be based on a minimum development scenario, sites may be excluded for various reasons, or, the areas for the calculations may differ.

We need clear, definite and indisputable figures for potential dwelling yields and, it is the purpose of the Mayoral Minute to assemble the figures in an accurate form to ensure consistency in the future. It will enable us to demonstrate that we have exceeded our Metropolitan Strategy targets and that this will put enormous strain on our infrastructure.

I have discussed the Mayoral Minute requirements with the General Manager and Directors and they assured me that it is possible to supply most of these figures by Christmas. This enables us to include them in an additional late submission to the Panel's DLEP for our Town Centres.

Details

1. One key element is that assumptions are based on the size of apartments actually being built in Ku-ring-gai, and to that extent we need to be able to demonstrate the average unit size which has been constructed to date.

A report from 3 August 2007 demonstrated an average unit size of 115 sqm based on an audit of 2,888 dwellings constructed from November 2004 to July 2007.

We need to complete the audit from July 2007 to December 2008 for to give us an up to date figure on the size of apartments being built in Ku-ring-gai. This should be a factor in verifying the dwelling yields.

2. We need to include a net figure for completed/approved dwellings of all types and to that end staff should prepare an accurate count of net dwellings produced from 1 April, 2004, which is the start of the Metropolitan Strategy.
3. We need to predict dwelling yields for the Town Centres and LEP 194/200 based on viability reports according to maximum, mid range and minimum development scenarios, and we need to include all zoned lands.
4. We need to predict natural growth in line with present natural growth outside of the Town Centres.
5. We need to include Part 3A sites.

Resolved:

I move that Staff ascertain:

- A. The actual average unit size of LEP 194/200 buildings constructed or in the process of being constructed from 26 November 2004 to December 2008 (approximately 20 new buildings to be assessed).
- B. Net yields for dwellings approved since 1 April, 2004.

This should include separate categories of apartments, town houses, SEPP 5, SEPP 53, SEPP Seniors' Living, subdivision, single dwelling houses and dual occupancies etc, and show figures for within the Panel's boundaries, within LEP 194/200 boundaries outside of Town Centres, and in the rest of Ku-ring-gai.
- C. Figures for maximum, midrange and minimum development uptake scenarios for the following:
 - i. Figures for each of the 6 Town Centres within the Panel's gazetted boundaries. Figures should be listed under each development/zoning type (ie R2, R3, R4, B2, B4, E4 etc) and should include the gross planned dwellings and net additional dwellings.

- ii. Figures for or all LEP 194/200 areas outside of the Panel Town Centre boundaries on a zoning type basis (ie 2(d3), 2(c2), 2(c1) etc). This should be according to the following areas:

Roseville to Lindfield, Lindfield to Gordon, Gordon to Pymble, Pymble to Turramurra, Turramurra to Wahroonga, St Ives

Maximum development scenarios should include any additional dwellings from bonus controls such as additional FSR for SEPP Seniors' Living, Good design and sloping sites and so on. It should include all zoned lands that have genuine potential for development such as council owned land.

Medium development scenarios should make provision to exclude sites that are unlikely to be developed and assumes a reasonable uptake but should still include bonus provisions. Sites excluded should be noted with the yield they would achieve if they were developed according to their zoning.

- D. potential dwelling numbers for predicted natural growth in areas outside of the Town Centres and LEP 194/200 areas based on best estimates using figures from 1 ABOVE.
- E. Potential dwelling numbers for various types of dwellings within Part 3A sites.

The bulk of this work is to be carried out by Christmas.

If a problem emerges with supplying the documentation by Christmas, Council can adjust the timetable at its meeting on 16 December, 2008.

CARRIED UNANIMOUSLY

REPORTS FROM COMMITTEES

Minutes of Ku-ring-gai Traffic Committee

File: S02110
Meeting held 20 November 2008
Minutes numbered KTC12 to KTC19

431 General Matter Items under Delegated Authority

File: S02738

Vide Minute No KTC12

Advice on matters considered under Delegated Authority.

Resolved:

[Moved: Councillors Keays/Cross]

That the information regarding traffic facilities approved during July 2008 to October 2008 be noted.

CARRIED UNANIMOUSLY

432 **Meeting Dates 2009**

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File: S02110

Vide Minute No KTC13

To determine Ku-ring-gai Traffic Committee meeting dates for 2009.

Resolved:

(Moved: Councillors Keays/Cross)

That the Ku-ring-gai Traffic Committee meetings in 2009 be scheduled for the dates shown below:

5 February
12 March
16 April
21 May
25 June
23 July
20 August
24 September
22 October
26 November

CARRIED UNANIMOUSLY

433 **General Matter – Wahroonga Village Fair**

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File: S02454

Ward: Wahroonga
Electorate: Ku-ring-gai
Vide Minute No KTC14

To consider a proposal to conduct the annual Wahroonga Village Fair on Sunday, 7 December 2008.

Resolved:

(Moved: Councillors Keays/Cross)

That Council approve the Wahroonga Village Fair 2008 and not object to the temporary closures of Railway Avenue, part of Redleaf Lane, Station Lane between Railway Avenue and Coonanbarra Road, and the use of the north and south-western

portions of Council car park (CP 26), except spaces 20 and 21, on Sunday, 7 December 2008 between 5am and 8pm, subject to:

1. The Roads and Traffic Authority approving the Traffic Management Plan prepared by Council on behalf of the Wahroonga Chamber of Commerce.
2. The Wahroonga Chamber of Commerce fully implementing the Roads and Traffic Authority-approved Traffic Management Plan to alleviate traffic congestion during the event and to address the traffic impacts that may result from the proposed road closures.
3. Council receive no substantial objections to the proposal which cannot be addressed, being received by the closing date of the advertising and the Wahroonga Chamber of Commerce paying Council's fee of \$1,310 for advertising and processing the road closure application.
4. The Applicant providing and maintaining all necessary signs, barricades and all other safety equipment at its expense to properly effect the changed traffic conditions.
5. The Applicant confirming in writing to Council that it has liaised with the local emergency services regarding occupation of Railway Avenue and other locations, and that such occupation be approved by the emergency services, and that an emergency access corridor be left available during the Fair, in case of an emergency.
6. The Applicant providing Council with details of liaison with the Police Local Area Commander Ku-ring-gai and the State Emergency Service in regard to providing an adequate number of suitable identifiable personnel to control all approved road closures and changed traffic conditions and that these personnel be responsible for monitoring the closures and providing vehicular access to emergency vehicles and residents if such access is required.
7. Provision of details and locations of any proposed advertising banners to Council for prior approval.
8. Signs being installed on Pacific Highway indicating "Railway Avenue will be closed between Coonanbarra Road and Redleaf Avenue on Sunday, 7 December 2008 for the Wahroonga Village Fair". These signs are to be erected two weeks before the Fair at locations approved by the Roads and Traffic Authority and on the day of the Fair the words "will be" on the signs are to be covered or removed.
9. Banners may be used in Railway Avenue (but not on Pacific Highway) instead of signposting, to advise motorists of the proposed closure of Railway Avenue, subject to that part of the banners having 150mm black lettering on yellow background reading "Railway Avenue closed to traffic on Sunday, 7 December 2008 for the Wahroonga Village Fair".
10. Banners or signs being installed a minimum of two weeks prior to the closure, and that they be properly maintained during the period leading up to the Fair.

11. Any activity associated with the Fair, including stalls, not occupying Railway Avenue beyond the respective building alignments at Coonanbarra Road and Redleaf Avenue and not obstructing pedestrian crossing in any way.
12. That 'No Parking' restrictions be imposed on the south-western side of Woodville Avenue for the length of the existing weekday restrictions, between Redleaf Avenue and No. 18 Woodville Avenue on Sunday, 7 December 2008 with the Wahrenonga Chamber of Commerce obtaining, installing and maintaining appropriate "Clip-on" signs to advise motorists of this alteration.
13. That the Wahrenonga Chamber of Commerce be permitted to occupy the north and south-western portions of Council's car park (CP 26) off Coonanbarra Road in conjunction with the Fair, excepting spaces 20 and 21, and that only the south-eastern portion of the car park be allowed for parking on the Fair day. Access to this portion to be obtained from the eastern end of Redleaf Lane, off Redleaf Avenue.
14. Council's Regulatory Officer visiting the site throughout the day to ensure Council's conditions of approval are being observed.
15. Council's Regulatory Services provide a written report to the Director Operations within 30 days of the Fair on the impact of the Fair on traffic, access, parking and pedestrian movements in the vicinity of the event.
16. The concurrence of the Local Area Commander Ku-ring-gai for RTA approved marshals to be on duty on the Coonanbarra Road and Redleaf Avenue pedestrian crossings at all times during the Fair and at any other locations in the closure area to supervise pedestrians and to ensure that Fair activities are kept clear of the crossings.
17. The Wahrenonga Chamber of Commerce supply 20 million dollars public liability insurance cover, naming Ku-ring-gai Council as principal. A certificate of currency is to be sighted by Council's Director Operations or his delegate before the event will be approved.
18. The Wahrenonga Chamber of Commerce responds in writing to Council by 4 December 2008, regarding the acceptance of Council's conditions for conducting the Wahrenonga Village Fair.

CARRIED UNANIMOUSLY

434

Karuah Road - Proposed Trial of One-Way Traffic

File: 88/05605/03

Ward: Wahrenonga
Electorate: Ku-ring-gai
Vide Minute No KTC15

To consider a proposal for one-way traffic flow (easterly) in Karuah Road, between Eastern Road and Turramurra Avenue.

Resolved:

(Moved: Councillors Keays/Cross)

- A. That Council apply to the Roads and Traffic Authority for approval of a 6 month trial of one-way traffic flow (easterly) in Karuah Road, between Eastern Road and Turramurra Avenue (subject to the outcome of the public exhibition).
- B. That the results of the trial be brought back to Council in 2009.

CARRIED UNANIMOUSLY

435

Pentecost Avenue – Traffic Conditions

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File: 88/05930/03

Ward: St Ives

Electorate: Davidson

Vide Minute No KTC16

To consider residents concerns regarding traffic conditions in Pentecost Avenue.

Resolved:

(Moved: Councillors Keays/Cross)

- A. Council note the reductions in traffic volumes and speeds in Pentecost Avenue since the 1990's.
- B. That traffic data continues to be monitored and that conditions in Pentecost Avenue be reviewed in twelve months.
- C. That Police be requested to increase enforcement of the speed limit in Pentecost Avenue.
- D. That concerned residents of Pentecost Avenue be informed of Council's decision.

CARRIED UNANIMOUSLY

436

Station Street, Pymble

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File: 88/06073/03

Ward: St Ives

Electorate: Davidson

Vide Minute No KTC17

To reconsider improvements at the intersection of Station Street and Alma Street, Pymble.

Resolved:

(Moved: Councillors Keays/Cross)

That Council endorse the proposed realignment of kerb returns in Alma Street and Station Street intersection, as per Sketch Plan No. Station/KTC/11/08.

CARRIED UNANIMOUSLY

437 **Cecil Street, Gordon**

File: 88/05265/03

Ward: Gordon

Electorate: Ku-ring-gai

Vide Minute No KTC18

The following members of the public addressed Council:

V Steer

Mrs Eaton

N McIntosh

S Rufus

C Goodings

To consider a request by Ravenswood School for a Children's Crossing in Cecil Street.

Resolved:

(Moved: Councillors Keays/Szatow)

That consideration of the proposed Cecil Street School Crossing be deferred pending a site inspection to be held on a school day in February 2009 and report back to Council in February 2009.

CARRIED UNANIMOUSLY

438 **Greengate Road, Killara**

File: 88/05501/03

Vide Minute No KTC19

To consider a request from Greengate Hotel to close a section of Greengate Road at Pacific Highway on Christmas Eve 2008.

Resolved:

(Moved: Councillors Keays/Cross)

That Council approve the temporary closure of Greengate Road between Pacific Highway and the eastern end of Greengate Hotel and express no objection for the closure of two north and south bound lanes on Pacific Highway in the vicinity of Greengate Hotel, on Monday, 24 December 2008, subject to:

1. The Roads and Traffic Authority approving the Traffic Management Plan submitted by the Greengate Hotel for Christmas Eve 2008.
2. The Greengate Hotel fully implementing the Roads and Traffic Authority-approved Traffic Management Plan to ensure safety of the patrons and to address the traffic impacts that may result from the proposed road closure
3. The eastbound section of Greengate Road between Pacific Highway and the eastern end of Greengate Hotel be closed from 3.00pm on 24 December and 1.00am on 25 December 2008, while the whole section be closed between 9.00pm and 1.00am in the same period.
4. The travel lanes on Pacific Highway be reduced to a single lane in both directions in the vicinity of Greengate Hotel from 9.00pm on 24 December to 1.00am on 25 December 2008.
5. The closure being advertised by Council as required by Section 116 of the Roads Act 1993 and no substantial objection to the proposal which cannot be addressed, being received by the closing date of the advertising.
6. The Applicant inform the affected residents of the proposed road closure of Greengate Road and other detour arrangements in the area on Christmas Eve 2008.
7. The Applicant providing and maintaining all necessary signs, barricades and all other safety equipment at its expense to properly effect the changed traffic conditions.
8. The Applicant placing appropriate advance warning signs on Pacific Highway to warn motorists about the closure of travel lanes on Pacific Highway.
9. The Applicant providing Council with details of liaison with the Police Local Area Command Kuring-gai in regard to providing an adequate number of suitable identifiable personnel to control pedestrian movement across Pacific Highway on Christmas Eve 2008.
10. The Applicant engaging RTA accredited traffic controllers to monitor the road closure at all times and to provide vehicular access for emergency vehicles and residents if such access is required.
11. The Greengate Hotel responds in writing to Council by Friday, 19 December 2008, regarding the acceptance of Council's conditions for the temporary closure of a section of Greengate Road and traffic alterations on Pacific Highway on Christmas Eve 2008.

CARRIED UNANIMOUSLY

GENERAL BUSINESS439 **Ku-ring-gai Council Wildlife Protection Areas Report**

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File: P57397

To seek Council's approval to list Browns Forest including 102 Rosedale Road, St Ives as a Wildlife Protection Area.

Resolved:

(Moved: Councillors Ebbeck/Cross)

That Council list Browns Forest including 102 Rosedale Road, St Ives as a Wildlife Protection Area under the *Companion Animals Act 1998*.

CARRIED UNANIMOUSLY

440 **Funding Request from Turramurra Rotary for Graffiti Removal**

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File: S04840

For Council to consider a request from Turramurra Rotary Club for additional funding to assist their graffiti removal program in the Turramurra area.

Resolved:

(Moved: Councillors Ebbeck/Cross)

- A. That approval is given to provide additional funding of \$4,000 for the ongoing support of graffiti removal in the Turramurra area.
- B. That funding be provided from the Infrastructure and Facilities Reserve.
- C. That the Council thank the Turramurra Rotary Club for their support of the graffiti removal program.

CARRIED UNANIMOUSLY

441 **W A Bert Oldfield Oval - Dog Off-Leash Area Review**

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File: S05355

To report to Council on the review of the dog off-leash area at Bert Oldfield Oval, Killara.

Resolved:

(Moved: Councillor Keays/Szatow)

- A. That times when dogs are not permitted off-leash at W A "Bert" Oldfield Oval be changed from 11.00am - 3.00pm daily to 1.30pm - 3.30pm daily.
- B. That Council investigate the possibility of creating a permanent, fenced dog off-leash area within Killara Park outside Bert Oldfield Oval for use whenever dogs are not permitted on the Oval.
- C. That Koola Park be designated as an alternative dog off-leash area, except when booked by schools or sporting groups, for use whenever dogs are not permitted on Bert Oldfield Oval, until Council makes a decision on an off-leash area within Killara Park.

For the Resolution: Councillors Anderson, Hardwick, Hall, Holland, Keays & Szatow

Against the Resolution: The Mayor, Councillor E Malicki, Councillors Cross & Ebbeck

The above Resolution was subject to an Amendment which was LOST. The Lost Amendment was:

(Moved: Mayor, Councillor Malicki/Councillor Cross)

- A. That times when dogs are not permitted off-leash at W A "Bert" Oldfield Oval be changed from 11.00am - 3.00pm daily to 1.30pm - 3.30pm daily.*
- B. That dogs are not permitted to be off-leash at W A "Bert" Oldfield Oval whenever Council staff are undertaking maintenance duties.*
- C. That Council investigate the possibility of creating a permanent, fenced dog off-leash area within Killara Park outside Bert Oldfield Oval for use whenever dogs are not permitted on the Oval.*
- D. That Koola Park be designated as an alternative dog off-leash area, except when booked by schools or sporting groups, for use whenever dogs are not permitted on Bert Oldfield Oval, until Council makes a decision on an off-leash area within Killara Park.*

MOTIONS OF WHICH DUE NOTICE HAS BEEN GIVEN

442

St Ives Showground Masterplan & Proposed Plan of Management

File: S02195

Notice of Motion from Councillor Tony Hall dated 14 November 2008

I move:

- "1. That the St Ives Showground Masterplan and proposed Plan of Management proceed deleting any consideration of the draft AFL NSW/Gordon District Cricket Club proposal of 1 November, 2007; and
2. That the Minister for Lands, the Member for Davidson and all affected stakeholders be informed of Council's decision."

Resolved:

(Moved: Councillors Hall/Hardwick)

That the above Notice of Motion, as amended, be adopted.

CARRIED UNANIMOUSLY

*Standing Orders were suspended in order that the following
Business Without Notice by Councillor I Cross -
Allocation of additional monies for the preparation of
Council's submission to the Ku-ring-gai Planning Panel
on the Draft LEP for Ku-ring-gai
be dealt with as a matter of Urgency and was
CARRIED UNANIMOUSLY*

BUSINESS WITHOUT NOTICE - SUBJECT TO CLAUSE 241 OF GENERAL REGULATIONS

443 **Preparation of Council's Submission on Draft LEP by Consultant**

File: S06913

Councillor Ian Cross seeks urgency as Council cannot finish the submission unless more money is voted to the Consultant and that this matter will not wait to the next Council meeting because the submission needs to be completed by 19 December 2008.

I move:

"That Council increase the amount that has been already allocated by an additional \$3,000 to complete the submission."

Resolved:

(Moved: Councillors Cross/Ebbeck)

- A. That Council increase the amount already allocated to the Consultant preparing Council's submission to the Ku-ring-gai Planning Panel on the Draft LEP for Ku-ring-gai by \$7,000, to a total of \$12,000.

- B. That Councillors encourage submission from individual staff members to the Planning Panel and would appreciate assistance from any staff towards Council's submission.

CARRIED UNANIMOUSLY

QUESTIONS WITHOUT NOTICE

444 Establishment of Council Committees

File: S06952

Question Without Notice from Councillor I Cross

When will the staff bring a report back to Council on Council Committees to enable them to be set up?

If it is not done until January or February, it will be five months since Committees have been held.

Answer by the Director Corporate

The report will go to Council on 16 December.

445 Code of Conduct & Planning Panel - Legal Advice

File: S06347

Question Without Notice from Councillor T Hall

I note a legal advising was tabled at the last meeting that the Planning Panel was not subject to any Code of Conduct.

As this advice is of considerable public interest and also raised in the NSW Legislative Assembly on 14 November and was not subject to any resolution by Council to maintain its confidentiality, I ask the General Manager to release the advice to press & public under his own legal delegation?

Answer by the Mayor

It was my understanding there was a Motion on the matter. With the General Manager not present, I would rather take that question on notice and pass it onto him though as I have explained to you, I am happy to sign the Rescission Motion on that matter because I am also happy to have that advice released.

446 **Metropolitan Strategy**

File: S06913

Question Without Notice from Councillor T Hall

Would the Director Strategy advise how he arrived at the 26,000 population for Ku-ring-gai under the Metropolitan Strategy for the next 20 years as advised in his letter of 10 November 2008?

Answer by the Director Strategy

I will take that on notice.

The Meeting closed at 9.05pm

The Minutes of the Ordinary Meeting of Council held on 2 December 2008 (Pages 1 - 18) were confirmed as a full and accurate record of proceedings on 16 December 2008.

General Manager

Mayor / Chairperson