

MINUTES OF ORDINARY MEETING OF COUNCIL HELD ON TUESDAY, 22 JULY 2008

Present: The Mayor, Councillor N Ebbeck (Chairperson) (Wahroonga Ward)
Councillors L Bennett & T Hall (St Ives Ward)
Councillor I Cross (Wahroonga Ward)
Councillors M Lane & A Ryan (Gordon Ward)
Councillor E Malicki (Comenarra Ward)
Councillors M Shelley & J Anderson (Roseville Ward)

Staff Present: General Manager (John McKee)
Director Corporate (John Clark)
Director Development & Regulation (Michael Miocic)
Director Operations (Greg Piconi)
Director Strategy (Andrew Watson)
Manager Corporate Planning & Sustainability (Peter Davies)
Sport & Recreation Planner (Roger Faulkner)
Director Community (Janice Bevan)
Senior Governance Officer (Geoff O'Rourke)
Minutes Secretary (Christina Randall-Smith)

The Meeting commenced at 7.05pm

The Mayor offered the Prayer

APOLOGIES

File: S02194

NOTE:

Councillor Anita Andrew tendered an apology for non-attendance [business commitments] previously granted at Ordinary Meeting of Council meeting held on 10 June 2008 - Minute No 178.

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.

231 **CONFIRMATION OF REPORTS TO BE CONSIDERED IN CLOSED MEETING**

File: S02499

Resolved:

(Moved: Councillors Cross/Ryan)

That in accordance with the provisions of Section 10 of the Local Government Act 1993, all officers' reports be released to the press and public, with the exception of:

Confidential

Agenda

Information: **Refer GB.11 - Graffiti in Business Centre**
Attachment A: Quotation from Graffiti Gone
Attachment B: Quotation from Graffiti Specialists

CARRIED UNANIMOUSLY

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 Item: **Minutes of Extraordinary Meeting of Council held 15 July 2008**

Councillors

Information: **Reduction of Councillor Numbers** - E-mail between Director Corporate & Councillor Hall, Letter from Councillor Hall to the General Manager dated 15 July 2008 & Letter addressed to Councillor Hall from Department Local Government dated 7 July 2008.

Reply to Question Without Notice by Councillor Lane raised at Ordinary Meeting of Council held 24 June 2008 (Minute No 221) - E-mail from General Manager in answer to an e-mail from Councillor Hall dated 20 & 21 July 2008 respectively

Request for Car & Driver for Mayoress - Copy of Memorandum by a past General Manager to Councillor Hall (ex-Mayor) dated 23 September 1999

Memorandum: Refer GB.3 - 27 Miowera Road, North Turramurra - Piping Existing Open Channel Watercourse - Memorandum by Director Development & Regulation dated 22 July 2008 regarding questions raised by Councillors at site inspection.

CONFIRMATION OF MINUTES

232 **Minutes of Ordinary Meeting of Council**

File: S02131

Meeting held 24 June 2008
Minutes numbered 199 to 225

Resolved:

(Moved: Councillors Cross/Shelley)

That Minutes numbered 199 to 225 circulated to Councillors were taken as read and confirmed as an accurate record of the proceedings of the Meeting.

CARRIED UNANIMOUSLY

233 **Minutes of Extraordinary Meeting of Council**

File: S02131

Meeting held 15 July 2008
Minutes numbered EMC226 to EMC230

Resolved:

(Moved: Councillors Ryan/Shelley)

That Minutes numbered EMC226 to EMC230 circulated to Councillors were taken as read and confirmed as an accurate record of the proceedings of the Meeting.

For the Resolution: *The Mayor, Councillor N Ebbeck, Councillors Bennett, Cross, Lane, Malicki, Ryan, Shelley & Anderson*

Against the Resolution: *Councillor Hall*

PETITIONS**234 Culworth Avenue Car Park, Killara - Request that it be a Non-Paying Parking Area -(Fifty [50] Signatures)**

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File: S02848

"We, the undersigned residents of 14 to 16 Lorne Avenue, Killara, request Ku-ring-gai Council to return the Culworth Avenue Car Park in Killara to a non-fee paying parking area.

This Car Park is the only fee paying car park in Ku-ring-gai and we believe this fact encourages commuters and others to park in surrounding streets, leaving the car park under-utilised.

The consequence is that residents have no parking spaces outside their own homes between 7:00am and 7:00pm, in addition to causing unnecessary obstructions, restricted vision for access and egress from driveways, and dangerous traffic conditions."

Resolved:

(Moved: Councillors Ryan/Lane)

That the Petition be received and referred to the appropriate officer of Council for attention.

CARRIED UNANIMOUSLY**235 Petition regarding Culworth Avenue Car Park, Killara - Request Removal of Charge imposed & Parking Problems in Powell Street - (Seventeen [17] Signatures)**

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File: S02848, 88/05944/03

"We, the undersigned residents of Powell Street, Killara, request Ku-ring-gai Council to remove the charge imposed upon commuters who park at the Culworth Avenue Car Park adjacent to Killara Station. It is the only commuter car park in Ku-ring-gai that attracts a daily charge, and as a consequence it is under-utilised. In addition, it pushes commuters' cars to be parked on the surrounding streets.

Also, Council to install parking restrictions in Powell Street, so that users of the street can navigate the street safely, and residents can access their own driveways without putting the lives of themselves and their passengers at risk."

Resolved:

(Moved: Councillors Ryan/Lane)

That the Petition be received and referred to the appropriate officer of Council for attention.

CARRIED UNANIMOUSLY

236

Culworth Avenue Car Park - Petition to Council for Non-Fee Paying Parking Area - (Sixty-Six [66] Signatures)

File: S02848

"We, the undersigned, request Ku-ring-gai Council to return the Culworth Avenue Car Park in Killara to a non-fee paying parking area.

This Car Park is the only fee paying car park in Ku-ring-gai and we believe this encourages commuters and others to park in surrounding streets leaving no room for residents cars and causing unnecessary obstructions."

Resolved:

(Moved: Councillors Ryan/Lane)

That the Petition be received and referred to the appropriate officer of Council for attention.

CARRIED UNANIMOUSLY

237

Petition for Moree Street, Gordon Car Park - Rubbish - (Twenty-Six [26] Signatures)

File: 88/05821/01

"This petition is to notify the Council of the unacceptable conditions and health risk of open garbage bins and rubbish in the Moree Street Council Car Park and shopping trolleys left unattended for hours which affect surrounding businesses and customers in Gordon."

Resolved:

(Moved: Councillors Ryan/Lane)

That the Petition be received and referred to the appropriate officer of Council for attention.

CARRIED UNANIMOUSLY

238 **Turramurra Memorial Park & Karuah Park Draft Masterplan - Petition for Dog Off-Leash Area - (One Thousand, Four Hundred & Twenty-Eight [1,428] Signatures)**

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File: S05920

"Turramurra Memorial Park in Eastern Road has been a wonderful facility for local residents for decades. It became a regular meeting place and provided a much needed 'sense of community', highly valued by residents of the area.

Over the years, the purpose built paved area that surrounds the Oval has proved to be an especially popular venue for residents with dogs. It provides a large facility for running and walking in a fairly contained area that enables dog owners, while exercising, to let their dogs off-leash but still control them.

Ku-ring-gai Council now insists all residents with dogs must keep them leashed. This has excluded many long-term users, including many elderly users, from this facility, leaving them with no similar alternative within the local area.

The undersigned call on Ku-ring-gai Council to:

1. Allow Turramurra Memorial Park to become an off-leash area each day between 6.30 am and 9.30 am.
2. Allow Turramurra Memorial Park to become an off-leash area each day between 4.30 pm and 7.30 pm.
3. Install Council signs to this effect, indicating the provision of proper collection facilities."

Resolved:

(Moved: Councillor Cross/Mayor, Councillor Ebbeck)

That the Petition be received and referred to the appropriate officer of Council for attention.

CARRIED UNANIMOUSLY

GENERAL BUSINESS

239 **Revised Model Code of Conduct for Local Councils in New South Wales**

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File: S06344

For Council to consider adoption of the revised Model Code of Conduct as published by the Department of Local Government on 20 June 2008 (Circular Number 08-38).

Resolved:

(Moved: Councillors Shelley/Ryan)

- A. That Council adopt the revised Model Code of Conduct for local councils in New South Wales as prescribed by Department of Local Government (Circular 08-38).
- B. That Council extend the tenure for independent members of the current Code of Conduct committee to enable it to finalise deliberations with respect to current matters before it.
- C. That Council endorse the concept to establish a panel of independent members to deal with Code of Conduct issues regarding the GM and Councillors on a regional level.
- D. That a further report be provided to Council outlining the composition of panel members and associated costs following an Expression of Interest to be conducted by NSROC.

CARRIED UNANIMOUSLY

MOTIONS OF WHICH DUE NOTICE HAS BEEN GIVEN

240

Model Code of Conduct 2008

File: S02554

Notice of Motion from Councillor Tony Hall dated 14 July 2008.

Following the General Manager's Memorandum of 4 July 2008

I move:

"That the Ku-ring-gai Council's adopted Code of Conduct and Guidelines of 13 June 2006, be replaced forthwith by the Model Code of Conduct for Local Councils in NSW, gazetted by the Minister for Local Government on 20 June 2008 and adopted as Council's Policy, pursuant to Section 440 of the Local Government Act 1993, as amended."

**The above Notice of Motion was
withdrawn by Councillor Hall**

GENERAL BUSINESS (cont)241 **Sustainability Reference Group Meeting - Minutes of 23 June 2008**

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File: S05396

To bring to the attention of Council the proceedings of the Sustainability Reference Group Meeting held on Monday, 23 June 2008.

Resolved:

(Moved: Councillors Shelley/Malicki)

That the Minutes of the Sustainability Reference Group meeting of Monday, 12 June 2008 be received and noted.

CARRIED UNANIMOUSLY

242 **Turramurra Memorial Park & Karuah Park Masterplan - Exhibition
Comments**

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File: S05920

To seek Council's adoption of the Turramurra Memorial Park and Karuah Park Draft Landscape Masterplan.

Resolved:

(Moved: Councillor Cross/Mayor, Councillor Ebbeck)

- A. That Council adopt the Turramurra Memorial Park and Karuah Park Draft Landscape Masterplan with amendments to dog off-leash times in Turramurra Memorial Park as recommended in the report.
- B. That a report be brought back to Council after the conclusion of the dog off-leash trial in 2009.
- C. That a report on the outcomes of the trial for one-way traffic along Karuah Road be brought back to Council in 2009.
- D. That Council thank all individuals, clubs and stakeholders who participated in consultation and inform them that the draft landscape masterplan has been adopted and is available for viewing on Council's website.

CARRIED UNANIMOUSLY

243 **Footpath Maintenance & Repairs Policy & Procedures**

File: S02627

To seek Council's adoption of the updated footpath maintenance and repairs policy.

Resolved:

(Moved: Councillors Shelley/Anderson)

That Council adopt the Footpath Maintenance and Repairs Policy attached to the report.

*For the Resolution: The Mayor, Councillor N Ebbeck, Councillors
Cross, Hall, Lane, Malicki, Ryan, Shelley &
Anderson*

Against the Resolution: Councillor Bennett

MOTIONS OF WHICH DUE NOTICE HAS BEEN GIVEN (cont)

*Standing Orders were suspended to deal with the
NM.1 - Culworth Car Park, Killara after a
Motion moved by Councillors Ryan & Cross
was CARRIED UNANIMOUSLY*

244 **Culworth Car Park, Killara**

File: S04331

The following members of the public addressed Council:

**R Hooper
D Dreyfus**

Notice of Motion from Councillor A Ryan dated 8 July 2008

Following Council's survey of residents in the Culworth Avenue Precinct, many residents approached Council with their concerns about parking in the area. A meeting of residents was held subsequently and all those present expressed a desire to see the Culworth Avenue Council Car Park become fee-free. This Council Car Park is the only fee-paying Car Park in the LGA.

I move:

"That a report be prepared detailing -

1. Why Council charges for the use of the Culworth Car Park.
2. The financial implications of opening the Car Park for general use.
3. The process by which the Car Park could become fee-free."

Resolved:

(Moved: Councillors Ryan/Lane)

That the above Notice of Motion as printed be adopted.

*For the Resolution: The Mayor, Councillor N Ebbeck, Councillors
Bennett, Cross, Lane, Malicki, Ryan & Anderson*

Against the Resolution: Councillors Hall & Shelley

GENERAL BUSINESS (cont)

245

9th International Cities, Town Centres & Communities Society Conference

File: S02812

For Council to determine if it wishes to send delegates to the 9th International Cities, Town Centres & Communities Society Conference (ICTC).

Resolved:

(Moved: Councillors Bennett/Cross)

- A. That Council register two delegates to attend the 9th International Cities, Town Centres & Communities Society Conference to be held 7 to 10 October 2008 at Sydney Olympic Park.
- B. That a report be brought back to Council following Local Government elections in September, informing Councillors of the opportunity to attend this Conference.

CARRIED UNANIMOUSLY

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

(Moved: Councillors Shelley/Hall)

- A. *That Council register four delegates to attend the 9th International Cities, Town Centres & Communities Society Conference to be held 7 to 10 October 2008 at Sydney Olympic Park.*

B. That following Local Government elections in September, Councillors advise the General Manager of their interest in attending by close of business on 3 October 2008.

246 **27 Miowera Road, North Turramurra - Piping Existing Open Channel Watercourse**

File: DA0415/08

Owner: N S Silva

To determine development application No.415/08, which seeks consent for the piping of the natural watercourse running through the rear garden using a 1050mm diameter stormwater pipe.

Resolved:

(Moved: Councillors Malicki/Bennett)

Pursuant to Section 80(1) of the Environmental Planning and Assessment Act, 1979

THAT Council, as the consent authority, refuse development consent for Development Application No. 0415/08 for piping of a natural watercourse on land at 27 Miowera Road, North Turramurra, as shown on plan no. 600155-D-001 & 600155-D-002 Revision C, 600155-D-003 Revision B prepared by Cardno (NSW) Pty Ltd lodged with Council on 9 May 2008 for the following reasons:

1. Unauthorised works

Council is unable to grant retrospective consent as the works have already been substantially undertaken.

Particulars: Section 76A of the EPA Act (1979) and Clause 23 of the KPSO.

2. Integrated development

Council is unable to grant consent to the application because the NSW Department of Water & Energy is not in support of the application.

Particulars: Section 91A(2) of the EPA Act (1979) as amended.

3. Riparian zone

The piping of watercourses is contrary to the objectives of Council's Riparian Policy and DCP 47 that aim to protect and remediate urban streams in Ku-ring-gai.

Particulars: The objects of the EPA Act 1979 (as amended) 5(a)(i), (vii); Aims of DCP 38 – Parts 1.2.3, 1.2.4, 1.2.5, 1.2.6; Objective 3.1(i); Parts 4.5, 7.4(a), 9.3.4 (h) in DCP 47; the aims of the Riparian Policy (14 December 2004)

4. Impacts on trees and landscaping

The proposal has had a detrimental impact upon the landscaped area at the subject site which is contrary to the aims and objectives in the KPSO, DCPs 38 and 47. In addition, a landscape plan was not submitted with the application.

The works also have a negative impact upon the trees (Eucalyptus sp. & Acacia sp.) in close proximity and an arborist report was not provided with the application.

Particulars: Aims & objectives 1(a), (b), 2(c), of the KPSO in schedule 9; Aims & objectives of DCP 38 – Parts 1.2.2, 1.2.4, 1.2.10, 3.1 (c), 3.1.(d), 3.1 (g); 4.3.4; DCP 47 – Part 4.5.

5. Residential amenity

There would be a loss of amenity for adjoining properties as a result of the loss of vegetation causing a loss of privacy and outlook.

Particulars: Aims & objectives 1(a), (b), 2(b) of the KPSO in schedule 9, Aims & objectives of DCP 38 – Parts 1.2.1, 1.2.7, 4.3.4

For the Resolution: Councillors Bennett, Hall, Lane, Malicki, Ryan, Shelley & Anderson

Against the Resolution: The Mayor, Councillor N Ebbeck & Councillor Cross

The above Resolution was CARRIED as an Amendment to the Original Motion. The Original Motion was:

(Moved: Councillors Shelley/Cross/Ryan)

That consideration of the matter be deferred until the next Council meeting on 29 July 2008.

Councillor Bennett withdrew

247

Community Consultation Policy

File: S02090

To seek Council's adoption of a revised Community Consultation Policy.

Resolved:

(Moved: Mayor, Councillor Ebbeck/Councillor Lane)

- A. That Council adopts the revised Community Consultation Policy.
- B. That Council endorses the Community Consultation Guidelines as an operational document to assist staff in implementing the policy.

*For the Resolution: The Mayor, Councillor N Ebbeck, Councillors
Bennett, Cross, Hall, Lane, Malicki, Ryan and
Anderson*

Against the Resolution: Councillor Shelley

*The above Resolution was CARRIED as an Amendment to the Original
Motion. The Original Motion was:*

(Moved: Councillors Hall/Shelley)

*That consideration of the Policy be deferred for the incoming Council after the
elections.*

Councillor Bennett returned

248 **Bushland, Catchments & Natural Areas Reference Group Meeting -
Minutes of 16 June 2008**

File: S03448

To bring to the attention of Council the proceedings from the Bushland, Catchments & Natural Areas Reference Group meeting held on Monday, 16 June 2008.

Resolved:

(Moved: Councillors Bennett/Hall)

- A. That the Minutes of the Bushland, Catchments & Natural Areas Reference Group Meeting of Monday, 16 June 2008 and attachments be received and noted.
- B. That a report be brought back to Council on catchment weed mapping on public bushland.

CARRIED UNANIMOUSLY

*The above Resolution was CARRIED as an Amendment to the Original
Motion. The Original Motion was:*

(Moved: Councillors Malicki/Shelley)

*That the Minutes of the Bushland, Catchments & Natural Areas Reference
Group Meeting of Monday, 16 June 2008 and attachments be received and
noted.*

249 **Future Proposed Road Closure - Hall Street & Warner Avenue, South Turramurra**

File: S02846

To consider the formal public road closure of two unformed roads, Hall Street and the unformed section of Warner Avenue, South Turramurra, to progress future development options for the abandoned B2 road corridor.

Resolved:

(Moved: Councillors Shelley/Hall)

- A. That a formal road closure application for Hall Street and the unformed section of Warner Avenue, South Turramurra be submitted to the Department of Lands.
- B. That upon issuance of the Certificate of Title for the land known as Hall Street and Warner Avenue from the Department of Lands, the land be classified as Operational land.

The above Resolution was CARRIED as an Amendment to the Original Motion. The Original Motion was:

(Moved: Councillors Malicki/Lane)

- A.
 - i. *That a formal road closure application for Hall Street and the unformed section of Warner Avenue, South Turramurra be submitted to the Department of Lands;*
 - ii. *That a formal road closure application for Hall Street and the unformed section Borambil Street Warrawee be submitted to the Department of Lands.*
- B.
 - i. *That upon issuance of the Certificate of Title for the land known as Hall Street and Warner Avenue from the Department of Lands, the land be classified as Operational land.*
 - ii. *That upon issuance of the Certificate of Title for the land known as Borambil Street from the Department of Lands, the land be classified as Operational land.*

250 **Draft Acquisition of Land Policy**

File: S05399

To seek Council's adoption of the draft Acquisition of Land Policy.

Resolved:

(Moved: Councillors Ryan/Shelley)

- A. That the matter be deferred and the Draft Acquisition of Land Policy be brought to Council in conjunction with the Disposal of Land Policy.
- B. That the report include an analysis of the requirement or otherwise to publicly advertise the Policy.

CARRIED UNANIMOUSLY

Councillor Malicki departed

251 **Killara Station Precinct Resident Survey**

File: S04331

To consider resident responses to a survey ascertaining the level of support for Council to developing a new local neighbourhood shop precinct in the area around Killara Railway Station.

Resolved:

(Moved: Councillors Ryan/Lane)

That Council note the results of the Killara Station Precinct Resident's Survey.

*For the Resolution: The Mayor, Councillor N Ebbeck, Councillors
Bennett, Cross, Lane, Ryan, Shelley & Anderson*

Against the Resolution: Councillor Hall

252 **Graffiti in Business Centres**

File: S04840

To advise Council on the options for the removal of graffiti from all property within each of the business centres and the possible funding sources to undertake the work.

Resolved:

(Moved: Councillors Shelley/Anderson)

- A. 1. That Council accept the quotation from 'Graffiti Gone' for the Option 2 level of service for a 12 months trial period, only to review the effectiveness of the service.

2. That a report be brought back to Council following the trial.
 3. That the graffiti removal programme be for all the business centres, except the Turramurra Business Centre.
 4. That Turramurra Rotary be advised of a 12 months extension to their graffiti removal programme for the Turramurra Business Centre.
 5. That funding for this work be allocated from the Business Centre Parking fund from each of the centres.
- B. That the matter be referred to the local Community Development Forum, chaired by Councillor Anderson for consideration.
- C. That Council contact the instrumentalities involved for permission to paint murals on their signal boxes, nodes, etc.
- D. That Council seek funding for further art workshops via Art Start.
- E. That Council work with KYDS, Ku-ring-gai Youth Council and the Youth Services programme.
- F. That Council develop a graffiti artist register and advertise for artists to voluntarily participate in centre beautification programmes.
- G. That the programme is co-ordinated by Council's Community Department.

For the Resolution: *The Mayor, Councillor N Ebbeck, Councillors Cross, Hall, Lane, Ryan, Shelley & Anderson*

Against the Resolution: *Councillor Bennett*

253

Road Maintenance & Repairs Policy & Procedures

File: S03467

To seek Council's adoption of the updated road maintenance and repairs policy.

Resolved:

(Moved: Councillors Shelley/Lane)

That Council adopt the policy for road maintenance and repairs as attached to the report.

For the Resolution: *The Mayor, Councillor N Ebbeck, Councillors Cross, Hall, Lane, Ryan, Shelley & Anderson*

Against the Resolution: *Councillor Bennett*

MOTIONS OF WHICH DUE NOTICE HAS BEEN GIVEN (cont)

254

Lindfield Business Centre Heritage Precinct

File: S04350

Notice of Motion from Councillor J Anderson dated 14 July 2008.

The Lindfield Town Centre precinct on the eastern side of the Pacific Highway has been earmarked for substantial planning in the lodged Draft Town Centre LEP.

This planning will bring about significant change to this side of the railway line. It would not be a realistic option for land owners or Council to undertake significant upgrades in much of this area due to the limited tenure of the existing development prior to expected demolitions and rebuilding of new retail, commercial and residential.

However, it is important to note that buildings 1, 3, 5, 7, 9, 11, 13, 15, 17, 19 and 21 Lindfield Avenue, bordered by Tryon Road, Kochia Lane and Chapman Lane, are heritage-listed with no development planned and run the full length of one block. The buildings have been nominated for State heritage-listing.

I would like to support the aspirations of local residents and retailers to conserve these Lindfield shops with a village atmosphere, incorporating new street furniture, new planter boxes and renewed footpaths, in sympathy with the heritage features of the building. Additionally, attention should be given to cleaning up graffiti that is presently marring these heritage buildings. Some unsympathetic work to sections of the building has been apparent. South Sydney Council addressed similar issues by undertaking a Heritage Main Street Colour Scheme project for King Street, Newtown. That project identified unsympathetic work, addressed how to rectify it, suggested appropriate colour schemes, lighting and signage. A similar heritage project for 1 to 21 Lindfield Avenue, Lindfield could be undertaken in conjunction with Council's current Public Domain Manual work and could then become a template for future sites in the LGA.

It should be noted that State Rail is commencing easy access and general street improvement works to Lindfield Station. Therefore, co-ordinating Council upgrades to this precinct would be very timely.

I propose plans be developed for this heritage block streetscape and also for the Council land directly opposite, which forms the entrance to the railway station and around the bus stop, allowing for Councillor and community involvement before any works are undertaken.

I ask that staff consider the use of paving as an alternative to concrete footpaths, sandstone-style planter boxes instead of the existing concrete pots and, new street furniture that would suit this type of design.

Although this is a small area, I ask that our designers take into consideration the works undertaken on Willoughby Road, Crows Nest, as an example of a successful outcome, which has received much positive comment from our residents and retailers.

I move that:

- "A. Council undertake a business centre upgrade design process which will provide plans showing the proposed alterations and refurbishments to the heritage-listed precinct of 1 to 21 Lindfield Avenue, Lindfield. Such upgrade to include, but not limited to, street furniture, footpath, planter boxes and graffiti removal.
- B. Council undertake community and Councillor consultation and provide draft plans to local residents, retailers, Councillors and the Heritage Advisory Committee seeking feedback.
- C. Council look at funding options from the business centre funding program and other sources as appropriate.
- D. Council undertake a MainStreet Heritage Paint Colour and Refurbishment schema to include, but not limited to, unsympathetic alterations, signage and lighting.
- E. Council Staff liaise with the SRA regarding proposed upgrades in this precinct.
- F. That once a final design is approved and funding allocated, that these works in Item A above, be undertaken immediately".

Resolved:

(Moved: Councillors Anderson/Shelley)

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

*For the Resolution: The Mayor, Councillor N Ebbeck, Councillors
Cross, Lane, Ryan, Shelley and Anderson*

Against the Resolution: Councillors Bennett and Hall

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

(Moved: Councillors Bennett/Hall)

That Council staff report to Council on Councillor Anderson's Notice of Motion and, in particular, focused on expenditure and funding sources.

QUESTIONS WITHOUT NOTICE**255 Annual Reports - Assumptions**

File: S02015

Question Without Notice from Councillor L Bennett

In the schedule to the Annual Report which deals with the Condition of Council assets which categories of expenditure have been included in the item road maintenance' over the last five years?

Answer by the Director Operations

I will take that on notice.

256 Annual Report - Criteria on Expenditure for Road Maintenance

File: S02015

Question Without Notice from Councillor L Bennett

In the schedule to the Annual Report which deals with the condition of Council assets, which criteria was used to determine the amount of expenditure necessary for road maintenance over the last five years?

Answer by the Director Operations

I will take that on notice.

257 St Ives Shopping Village - Vandalism

File: S02620

Question Without Notice from Councillor T Hall

I wrote to the Director Operations on 17 July 2008 to ask he address shopkeepers complaints of vandalism at the St Ives Shopping Village and ask what action is being taken to control these illegal activities as also reported in the Times today, since adjoining Council-owned property is involved?

Answer by the Director Operations

We actually have had our security officers increase their security patrols around that area. We have had our staff talk to the Police around that area. There is a meeting this week between the Shopping Centre and our Staff and also Security Officers and Hornsby Police about what actions that they can actually take to try and improve the security around that area and overcome some of the vandalism issues.

258 **Former Councillors**

File: S04145

Question Without Notice from Councillor T Hall

Our local media has identified a number of Councillors who will not be seeking election at the forthcoming September local Council elections.

Mr Mayor, could I suggest to you that subsequent to September 13, 2008, former Councillors be recognised for their record of services to the Ku-ring-gai community by a Mayoral Minute similar to the practice in other North Shore Councils (such as Mosman)?

Answer by the Mayor

More than happy to look at that. More than happy to get some-one to look at

Follow-up Question Without Notice by Councillor Hall

The Council Seal cannot be used to recognise employees but may be possible for elected officers?

Answer by the Mayor

More than happy to get some-one to look at that as well.

The Meeting closed at 11.06pm

The Minutes of the Ordinary Meeting of Council held on 22 July 2008 (Pages 1 - 20) were confirmed as a full and accurate record of proceedings on 29 July 2008.

General Manager

Mayor / Chairperson