

MINUTES OF ORDINARY MEETING OF COUNCIL HELD ON TUESDAY, 17 MARCH 2026

- Present: The Mayor, Councillor Christine Kay (Chairperson)
Councillors M Devlin & J Pettett (Comenarra Ward)
Councillors I Balachandran & B Ward (Gordon Ward)
Councillors S Ngai & A Taylor (Roseville Ward)
Councillor M Smith (St Ives Ward)
Councillors C Spencer & K Wheatley (Wahroonga Ward)
- Staff Present: General Manager (David Marshall)
Acting Director Community (Michelle Swan-Beardmore)
Director Corporate (Angela Apostol)
Director Development & Regulation (Michael Miocic)
Director Operations (Peter Lichaa)
Director Strategy & Environment (Andrew Watson)
Corporate Lawyer (Jamie Taylor)
Manager Governance and Corporate Strategy (Christopher M Jones)
Acting Governance Team Leader (Eliza Gilbank-Heim)
- Others Present: Manager Project Services (Claire Ashby)
Team Leader Urban Planning (Craig Wyse)

The Meeting commenced at 7:02 PM

The Mayor offered the Acknowledgement of Country and Prayer

APOLOGIES

File: S02194

Nil.

DECLARATIONS OF INTEREST

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

Councillor Devlin declared a non-significant, non-pecuniary interest in GB.12.
Councillor Devlin will remain in Chambers during debate on this item.

The General Manager declared interest in C.1. The General Manager will leave Chambers during debate on this item.

DOCUMENTS CIRCULATED TO COUNCILLORS

The Mayor referred 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:** **MM.1 - Appointments to the Eryldene Trust** - Report by The Mayor dated 17 March 2026.
- Memorandums:** **Memorandum relating to GB.11 Planning Proposal for 1364-1396 Pacific Highway and 1, 1A, 3 and 3A Kissing Point Road Turramurra (Turramurra Plaza) - Post Exhibition** - Report by Manager Governance and Corporate Strategy dated 5 March 2026 and an attachment. Listed as item GB.13 for noting only.
- Confidential Memorandum relating to GB.12 Nominations to the Flood Risk Management Committee - evaluation of nominees** - Report by Manager Governance and Corporate Strategy dated 9 March 2026 with attachments. Listed as item C.3 for noting only.
- Confidential Memorandum relating to C.2 Project Update – Legal Advice** - Report by General Manager dated 17 March 2026. Listed as item C.5 for noting only.
- Councillors Information:** **A response to questions taken on notice from 17 February 2026 OMC** from the Director Corporate was circulated to the Mayor and Councillors on 17 March 2026.
- Late Confidential Items:** **C.1 - General Manager Performance Review** - Report by The Mayor dated 13 March 2026 and an attachment.
- C.2 - Project update - legal advice** - Report by Director Operations dated 13 March 2026 and an attachment.
- C.4 - Legal Advice** - Report by General Manager dated 16 March 2026 and an attachment.

During consideration of the following item, Councillor Devlin departed and returned to Chambers.

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

File: S02499/9

Resolved:

(Moved: Councillors Balachandran/Ward)

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

the following reports and attachments:

C.1 General Manager Performance Review

C.2 Project update - legal advice

C.3 Confidential Memorandum - GB.12 Nominations to the Flood Risk Management Committee - evaluation of nominees

C.4 Legal Advice

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 attachments to the following General Business Reports:

GB.9 RFT13-2025 Road Upgrade Iona Avenue West Pymble

In accordance with 10A(2)(d)(i):

Attachment A1: RFT13-2025 – Road upgrade - Iona Avenue West Pymble - Tender Evaluation Plan

Attachment A2: RFT13-2025 – Road upgrade - Iona Avenue West Pymble - List of Submitters

Attachment A3: RFT13-2025 - Road Upgrade - Iona Avenue West Pymble - Tender Evaluation Report - signed

GB.11 Planning Proposal for 1364-1396 Pacific Hwy and 1, 1A, 3 and 3A Kissing Point Rd Turramurra (Turramurra Plaza) - Post Exhibition

In accordance with 10A(2)(a):

Attachment A10: Public Exhibition - consolidated submissions

Attachment A11: Public Hearing - consolidated submissions

GB.12 Nominations to the Flood Risk Management Committee

In accordance with 10A(2)(a):

Attachment A1: Confidential Attachment - Nominations for the Flood Risk Management Committee 2026

For the Resolution:

The Mayor, Councillor Kay, Councillors Balachandran, Devlin, Ngai, Pettett, Smith, Spencer, Taylor, Ward and Wheatley

Against the Resolution:

None

Absent:

None

CARRIED

CONFIRMATION OF MINUTES

File: EM00049/1
Meeting held 17 February 2026
Minutes numbered 01 to 28

Resolved:

(Moved: Councillors Taylor/Ward)

That Minutes numbered 01 to 28 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 Kay, Councillors
Balachandran, Devlin, Ngai, Pettett,
Smith, Spencer, Taylor, Ward and
Wheatley*

Against the Resolution: *None*

Absent: *None*

CARRIED33 **Minutes of Extraordinary Meeting**

File: EM00055
Meeting held 25 February 2026
Minutes numbered 29 to 30

Resolved:

(Moved: Councillors Taylor/Ward)

That Minutes numbered 29 to 30 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 Kay, Councillors
Balachandran, Devlin, Ngai, Pettett,
Smith, Spencer, Taylor, Ward and
Wheatley*

Against the Resolution: *None*

Absent: *None*

CARRIED**MINUTES FROM THE MAYOR**34 **Appointments to the Eryldene Trust**

File: S03527

Vide: MM.1

In September 2025, Council resolved to appoint alternate representatives to a number of external committees bodies for the current Mayoral term. Under this resolution, Councillor Balachandran was appointed as the alternate representative to the Eryldene Trust alongside Councillor Wheatley as the delegate.

I understand that Councillor Wheatley and Councillor Balachandran have reached an agreement to swap their primary and alternate roles for the remainder of this period.

To provide administrative certainty and ensure the Trust's records accurately reflect Council's delegate, this Minute seeks to formalise this arrangement.

Resolved:

(Moved: The Mayor, Councillor Kay)

That Council appoint Councillor Balachandran as Delegate and Councillor Wheatley as Alternate to the Eryldene Trust.

<i>For the Resolution:</i>	<i>The Mayor, Councillor Kay, Councillors Balachandran, Devlin, Ngai, Pettett, Smith, Spencer, Taylor, Ward and Wheatley</i>
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<i>Against the Resolution:</i>	<i>None</i>
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<i>Absent:</i>	<i>None</i>
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CARRIED

After having declared an interest in C.1, the General Manager left Chambers during the following debate.

35

General Manager Performance Review

File: CY00254/17

Vide: C.1

In accordance with the *Local Government Act 1993* and the *Local Government (General) Regulation 2021*, in the opinion of the General Manager, the following business is of a kind as referred to in section 10A(2)(a), of the Act, and should be dealt with in a part of the meeting closed to the public.

Section 10A(2)(a) of the Act permits the meeting to be closed to the public for business relating to personnel matters concerning particular individuals (other than Councillors).

Report by The Mayor dated 13 March 2026.

MOTION:

(Moved: The Mayor, Councillor Kay)

- A. That the General Manager's Performance Review be adopted.
- B. That the proposed Performance Agreements for 2025/26 and 2026/27 be prepared by the performance review panel, General Manager, and Facilitator using input provided by councillors.

Resolved:

(Moved: The Mayor, Councillor Kay)

- A. That the General Manager's Performance Review be adopted.
- B. That the proposed Performance Agreements for 2025/26 and 2026/27 be prepared by the performance review panel, General Manager, and Facilitator using input provided by councillors.

*For the Resolution: The Mayor, Councillor Kay, Councillors
Balachandran, Devlin, Ngai, Pettett,
Smith, Spencer, Taylor, Ward and
Wheatley*

Against the Resolution: None

Absent: None

CARRIED

The General Manager returned to Chambers.

PETITIONS

36

Urgently Install Footpath on Lower St Johns Avenue Gordon

File: EM00049/2

Vide: PT.1

On 13 November 2025, a beloved resident was struck by a passing car while undertaking his daily walk of the street - something he had done for 45 years. We, the residents of Ku-ring-gai Council, demand a footpath be installed for the safety of pedestrians on this popular and highly active street.

The section currently without footpath commences from Lynne Ridge Avenue and ends at 147 St Johns Ave, spanning approximately 700 metres. The road is

frequented by all walks of life:

- Young families walking prams
- Adults exercising (running and walking)
- Adults and children commuting to the station/bus stop
- Children walking / cycling to school (walking distance to Killara Public, Gordon West Public)
- Elderly keeping active and socialising
- Families walking dogs and accessing the popular greenspace Blackbutt Creek Track.

This foot traffic largely utilises the road due to root growth and the uneven surface of the verge, which causes significant trip hazards.

We are conducting a survey to show more specific frequency of use. This data will be provided to Council alongside the signatures here (in addition to those collected in person) at the Public Forum ahead of Council Meeting (timing TBC).

Additional measures including installing speed bumps will also be recommended to council to assist in reducing vehicle speed on the street.

We will be imploring swift action and re-alignment of priorities within the upcoming year to ensure no other pedestrians meet the same fate on our street.

(528 signatures)

Resolved:

(Moved: Councillors Ward/Balachandran)

That the petition be received and referred to the appropriate Officer of Council for attention.

<i>For the Resolution:</i>	<i>The Mayor, Councillor Kay, Councillors Balachandran, Devlin, Ngai, Pettett, Smith, Spencer, Taylor, Ward and Wheatley</i>
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<i>Against the Resolution:</i>	<i>None</i>
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<i>Absent:</i>	<i>None</i>
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CARRIED

GENERAL BUSINESS

37 **Youth Advisory Committee Meeting Minutes Wednesday 4 February 2026**

File: S04477

Vide: GB.1

To present the minutes of the Youth Advisory Committee meeting held on 4 February 2026.

Resolved:

(Moved: Councillors Wheatley/Pettett)

That Council endorses the minutes of the Youth Advisory Committee meeting held on 4 February 2026.

<i>For the Resolution:</i>	<i>The Mayor, Councillor Kay, Councillors Balachandran, Devlin, Ngai, Pettett, Smith, Spencer, Taylor, Ward and Wheatley</i>
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<i>Against the Resolution:</i>	<i>None</i>
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<i>Absent:</i>	<i>None</i>
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CARRIED

38 **Multicultural Advisory Committee Meeting Minutes 5 February 2026**

File: S04141
Vide: GB.2

To provide Council with the minutes from the Multicultural Advisory Committee meeting held on 5 February 2026

Resolved:

(Moved: Councillors Wheatley/Pettett)

That Council endorses the minutes of the Multicultural Advisory Committee meeting held on 5 February 2026.

<i>For the Resolution:</i>	<i>The Mayor, Councillor Kay, Councillors Balachandran, Devlin, Ngai, Pettett, Smith, Spencer, Taylor, Ward and Wheatley</i>
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<i>Against the Resolution:</i>	<i>None</i>
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<i>Absent:</i>	<i>None</i>
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CARRIED

39 **Ku-ring-gai Local Transport Forum -
Minutes of Meeting 18 February 2026**

File: CY00022/18

Vide: GB.3

To consider the Minutes from the Ku-ring-gai Local Transport Forum (LTF) Meeting held on 18 February 2026.

Resolved:

(Moved: Councillors Wheatley/Pettett)

- A. That Council receive and note the Ku-ring-gai Local Transport Forum Minutes held on 18 February 2026.
- B. That Council approves the recommendations of the Ku-ring-gai Local Transport Forum held on 18 February 2026.

*For the Resolution: The Mayor, Councillor Kay, Councillors
Balachandran, Devlin, Ngai, Pettett,
Smith, Spencer, Taylor, Ward and
Wheatley*

Against the Resolution: None

Absent: None

CARRIED

40 **Investment Report as at 28 February 2026**

File: FY00623/8

Vide: GB.4

To present Council's investment portfolio performance for February 2026.

Resolved:

(Moved: Councillors Wheatley/Pettett)

That:

- A. The summary of investments and performance for February 2026 be received and noted.

B. The Certificate of the Responsible Accounting Officer be noted and the report adopted.

For the Resolution: *The Mayor, Councillor Kay, Councillors Balachandran, Devlin, Ngai, Pettett, Smith, Spencer, Taylor, Ward and Wheatley*

Against the Resolution: *None*

Absent: *None*

CARRIED

41 **Petitions Policy - Post-exhibition report**

File: EM00049/2

Vide: GB.6

To seek Council endorsement of a new Petitions Policy to formalise the process for the consistent and transparent management of public petitions.

Resolved:

(Moved: Councillors Wheatley/Pettett)

That Council adopt the Petitions Policy.

For the Resolution: *The Mayor, Councillor Kay, Councillors Balachandran, Devlin, Ngai, Pettett, Smith, Spencer, Taylor, Ward and Wheatley*

Against the Resolution: *None*

Absent: *None*

CARRIED

42 **Review of Joint Organisations (JO) Framework**

File: CY00430/14

Vide: GB.7

To inform Council of the Minister for Local Government's intention to review the Joint Organisation (JO) framework and boundaries and respond to the Minister's

invitation to join or create a JO.

Resolved:

(Moved: Councillors Wheatley/Pettett)

That Council formally advise the Office of Local Government of its intention to continue regional collaboration through the Northern Sydney Regional Organisation of Councils (NSROC).

*For the Resolution: The Mayor, Councillor Kay, Councillors
Balachandran, Devlin, Ngai, Pettett,
Smith, Spencer, Taylor, Ward and
Wheatley*

Against the Resolution: None

Absent: None

CARRIED

43

RFT13-2025 Road Upgrade Iona Avenue West Pymble

File: RFT13-2025/R

Vide: GB.9

To consider the tenders received for RFT13-2025 Road Upgrade Iona Avenue West Pymble and to appoint the preferred tenderer.

Resolved:

(Moved: Councillors Wheatley/Pettett)

That:

- A. Council accepts the tender submission from Tenderer A to carry out the road upgrade works in Iona Avenue West Pymble.
- B. The Mayor and General Manager be delegated authority to execute all tender documents on Council's behalf in relation to the contract.
- C. The Seal of Council be affixed to all necessary documents.
- D. All tenderers be advised of Council's decision in accordance with Clause 178 of the Local Government Tendering Regulation 2021.

*For the Resolution: The Mayor, Councillor Kay, Councillors
Balachandran, Devlin, Ngai, Pettett,*

Smith, Spencer, Taylor, Ward and Wheatley

Against the Resolution: None

Absent: None

CARRIED

44 **Project update - legal advice**

File: S14999

Vide: C.2

In accordance with the *Local Government Act 1993* and the *Local Government (General) Regulation 2021*, in the opinion of the General Manager, the following business is of a kind as referred to in section 10A(2)(g), of the Act, and should be dealt with in a part of the meeting closed to the public.

Section 10A(2)(g) of the Act permits the meeting to be closed to the public for business relating to advice concerning litigation, or advice that would otherwise be privileged from production in legal proceedings on the ground of legal professional privilege.

This matter is classified confidential under section 10A(2)(g) because it contains advice concerning a legal matter that:

- (a) is a substantial issue relating to a matter in which the Council is involved
- (b) is clearly identified in the advice, and
- (c) is fully discussed in that advice.

It is not in the public interest to release details of the legal advice as it would prejudice Council's position in court proceedings.

Report by Director Operations dated 13 March 2026.

Resolved:

(Moved: Councillors Wheatley/Pettett)

That Council receives and notes this report

For the Resolution: The Mayor, Councillor Kay, Councillors Balachandran, Devlin, Ngai, Pettett, Smith, Spencer, Taylor, Ward and Wheatley

Against the Resolution: None

Absent: None

CARRIED

45 **Confidential Memorandum - GB.12 Nominations to the Flood Risk Management Committee - evaluation of nominees**

File: EM00049/2

Vide: C.3

In accordance with the *Local Government Act 1993* and the *Local Government (General) Regulation 2021*, in the opinion of the General Manager, the following business is of a kind as referred to in section 10A(2)(a), of the Act, and should be dealt with in a part of the meeting closed to the public.

Section 10A(2)(a) of the Act permits the meeting to be closed to the public for business relating to personnel matters concerning particular individuals (other than Councillors).

Report by Manager Governance and Corporate Strategy dated 9 March 2026.

Resolved:

(Moved: Councillors Wheatley/Pettett)

- A. Receive and note the supplementary information
- B. Note that the information contained within the attached documents is to be read in conjunction with the published Business Paper and, where specified, supersedes previous staff advice or recommendations.

<i>For the Resolution:</i>	<i>The Mayor, Councillor Kay, Councillors Balachandran, Devlin, Ngai, Pettett, Smith, Spencer, Taylor, Ward and Wheatley</i>
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<i>Against the Resolution:</i>	<i>None</i>
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<i>Absent:</i>	<i>None</i>
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CARRIED

46 **Legal Advice**

File: CY00861/3

Vide: C.4

In accordance with the *Local Government Act 1993* and the *Local Government (General) Regulation 2021*, in the opinion of the General Manager, the following business is of a kind as referred to in section 10A(2)(g), of the Act, and should be

dealt with in a part of the meeting closed to the public.

Section 10A(2)(g) of the Act permits the meeting to be closed to the public for business relating to advice concerning litigation, or advice that would otherwise be privileged from production in legal proceedings on the ground of legal professional privilege.

This matter is classified confidential under section 10A(2)(g) because it contains advice concerning a legal matter that:

- (a) is a substantial issue relating to a matter in which the Council is involved
- (b) is clearly identified in the advice, and
- (c) is fully discussed in that advice.

It is not in the public interest to release details of the legal advice as it would prejudice Council's position in court proceedings.

Report by General Manager dated 16 March 2026.

Resolved:

(Moved: Councillors Wheatley/Pettett)

That the report be received and noted.

<i>For the Resolution:</i>	<i>The Mayor, Councillor Kay, Councillors Balachandran, Devlin, Ngai, Pettett, Smith, Spencer, Taylor, Ward and Wheatley</i>
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<i>Against the Resolution:</i>	<i>None</i>
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<i>Absent:</i>	<i>None</i>
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CARRIED

During debate on the following item, Councillor Wheatley departed and returned to Chambers.

47 **Delivery Program and Operational Plan: December 2025 Biannual report**

File: S14767
Vide: GB.5

To present to Council a summary of progress of the Delivery Program 2025-2029 and Operational Plan 2025-2026, for the six month period July to December 2025.

MOTION:

(Moved: Councillors Taylor/Balachandran)

- A. The report on the six-monthly progress review of the Delivery Program 2025-2029 and Operational Plan 2025-2026 for the period July to December 2025 be received and noted.
- B. Council amends specific 2025-2026 actions as recommended in the report for actions numbered U2.3.3, U2.3.5 and A2.1.8 only, as the delay of these items is beyond Council's control. (For the sake of clarity, actions numbered U3.1.3, U3.1.4, U3.1.6, U3.2.1, U3.2.2, A2.1.11, C2.2.1 will remain as per current wording.)
- C. Council note the measures being put in place to improve the programming, resourcing and delivery of projects including the formation of a dedicated project delivery unit within the Operations Department and the introduction of a project management office (as reported to the February 2026 Ordinary Meeting of Council). Noting that these measures will take time to be fully implemented, an accelerated review is to be undertaken into the scheduling of projects and resourcing, incorporating the progress of project completion at year end 2025/26 along with planned future works, utilising external assistance as required. The review is to be reported back to Council in the first quarter of 2026/27.

AMENDMENT:

(Moved: Councillors Spencer/Pettett)

- A. The report on the six-monthly progress review of the Delivery Program 2025-2029 and Operational Plan 2025-2026 for the period July to December 2025 be received and noted.
- B. Council amends specific 2025-2026 actions as recommended in the report for actions numbered U2.3.3, U2.3.5 and A2.1.8 only, as the delay of these items is beyond Council's control. (For the sake of clarity, actions numbered U3.1.3, U3.1.4, U3.1.6, U3.2.1, U3.2.2, A2.1.11, C2.2.1 will remain as per current wording.)
- C. Action 2.1.8 be amended to reflect that Council be notified of re-engagement with the relevant stakeholders.
- D. Council note the measures being put in place to improve the programming, resourcing and delivery of projects including the formation of a dedicated project delivery unit within the Operations Department and the introduction of a project management office (as reported to the February 2026 Ordinary Meeting of Council). Noting that these measures will take time to be fully implemented, an accelerated review is to be undertaken into the scheduling of projects and resourcing, incorporating the progress of project completion

at year end 2025/26 along with planned future works, utilising external assistance as required. The review is to be reported back to Council in the first quarter of 2026/27.

The Amendment was put and declared LOST.

For the Amendment: *The Mayor, Councillor Kay, Councillors Ngai, Pettett and Spencer*

Against the Amendment: *Councillors Balachandran, Devlin, Smith, Taylor, Ward and Wheatley*

Absent: *None*

Debate resumed on the Motion. The Motion was put and declared CARRIED.

For the Motion: *The Mayor, Councillor Kay, Councillors Balachandran, Devlin, Ngai, Pettett, Smith, Taylor, Ward and Wheatley*

Against the Motion: *Councillor Spencer*

Absent: *None*

Resolved:

(Moved: Councillors Taylor/Balachandran)

That:

- A. The report on the six-monthly progress review of the Delivery Program 2025-2029 and Operational Plan 2025-2026 for the period July to December 2025 be received and noted.
- B. Council amends specific 2025-2026 actions as recommended in the report for actions numbered U2.3.3, U2.3.5 and A2.1.8 only, as the delay of these items is beyond Council's control. (For the sake of clarity, actions numbered U3.1.3, U3.1.4, U3.1.6, U3.2.1, U3.2.2, A2.1.11, C2.2.1 will remain as per current wording.)
- C. Council note the measures being put in place to improve the programming, resourcing and delivery of projects including the formation of a dedicated project delivery unit within the Operations Department and the introduction of a project management office (as reported to the February 2026 Ordinary Meeting of Council). Noting that these measures will take time to be fully implemented, an accelerated review is to be undertaken into the scheduling of projects and resourcing, incorporating the progress of project completion at year end 2025/26 along with planned future works, utilising external

assistance as required. The review is to be reported back to Council in the first quarter of 2026/27.

For the Resolution: *The Mayor, Councillor Kay, Councillors Balachandran, Devlin, Ngai, Pettett, Smith, Taylor, Ward and Wheatley*

Against the Resolution: *Councillor Spencer*

Absent: *None*

CARRIED

During debate on the following item, Councillor Spencer departed and returned to Chambers.

48

Community Access to Automated External Defibrillators (AED) Across Council Facilities "LACHIE'S HEARTSTART PROJECT"

File: S15185

Vide: GB.8

This report provides Council with information about providing community access to Automated External Defibrillators (AEDs) across Council facilities.

MOTION:

(Moved: Councillors Devlin/Smith)

- A. Seek expert cardiac health advice to inform the placement criteria for AED locations and public awareness strategies, and to assist in refining the proposed locations for Stage 1 (Sportsfields) and Stage 2 (Community buildings);
- B. Include the proposed implementation of Stage 1 (Sportsfields – up to 60 AEDs) and Stage 2 (Community buildings – up to 10 AEDs) in the 2026/27 draft Delivery Program and Operational Plan for exhibition;
- C. Include an increase to relevant fees in the draft 2026/27 Fees & Charges for exhibition, to offset the annualised whole of life cost of installing, maintaining and monitoring the AEDs, phased in over two financial years commencing 2026/27;
- D. Consult directly with key user groups, in addition to the general exhibition process, prior to reporting back to Council for final consideration and adoption in June 2026;
- E. Include the expert health advice and feedback from user groups in the report back to Council following the exhibition of the draft Delivery Program and Operational Plan including any recommended changes or reduction in the sites identified in B to be incorporated into the final DP&OP; and,

- F. Consider funding Stage 3 (Playgrounds and Off-leash Parks) and Stage 4 (Reserves) in advance of preparing the next Community Strategic Plan, with a tailored consultation recognising the varied nature of users and considering the expert cardiac health advice.

*A Procedural Motion moved by Councillors Ngai and Spencer
that voting on this item
be in seriatim was
CARRIED.*

*For the Procedural Motion: The Mayor, Councillor Kay, Councillors
Balachandran, Ngai, Pettett, Taylor and
Ward*

Against the Procedural Motion: Councillors Devlin, Smith and Wheatley

Absent: None

Resolved:

(Moved: Councillors Devlin/Smith)

That Council:

- A. Seek expert cardiac health advice to inform the placement criteria for AED locations and public awareness strategies, and to assist in refining the proposed locations for Stage 1 (Sportsfields) and Stage 2 (Community buildings);
- B. Include the proposed implementation of Stage 1 (Sportsfields – up to 60 AEDs) and Stage 2 (Community buildings – up to 10 AEDs) in the 2026/27 draft Delivery Program and Operational Plan for exhibition;
- C. Include an increase to relevant fees in the draft 2026/27 Fees & Charges for exhibition, to offset the annualised whole of life cost of installing, maintaining and monitoring the AEDs, phased in over two financial years commencing 2026/27;
- D. Consult directly with key user groups, in addition to the general exhibition process, prior to reporting back to Council for final consideration and adoption in June 2026;
- E. Include the expert health advice and feedback from user groups in the report back to Council following the exhibition of the draft Delivery Program and Operational Plan including any recommended changes or reduction in the sites identified in B to be incorporated into the final DP&OP; and,

*For Resolution Points A-E: The Mayor, Councillor Kay, Councillors
Balachandran, Devlin, Ngai, Pettett,
Smith, Spencer, Taylor, Ward and*

Wheatley

Against Resolution Points A-E: None

Absent: None

CARRIED

- F. Consider funding Stage 3 (Playgrounds and Off-leash Parks) and Stage 4 (Reserves) in advance of preparing the next Community Strategic Plan, with a tailored consultation recognising the varied nature of users and considering the expert cardiac health advice.

For Resolution Point F: The Mayor, Councillor Kay, Councillors Devlin, Smith, Taylor, Ward and Wheatley

Against Resolution Point F: Councillors Balachandran, Ngai, Pettett and Spencer

Absent: None

CARRIED

49 **Ku-ring-gai Heritage Strategy**

File: S12203

Vide: GB.10

To provide Council with an assessment of the implementation of the Action Plan included in the Ku-ring-gai Heritage Strategy August 2021.

Resolved:

(Moved: Councillors Balachandran/Wheatley)

That the report be received and noted.

For the Resolution: The Mayor, Councillor Kay, Councillors Balachandran, Devlin, Ngai, Pettett, Smith, Spencer, Taylor, Ward and Wheatley

Against the Resolution: None

Absent: None

CARRIED

50 **Planning Proposal for 1364-1396 Pacific Hwy and 1, 1A, 3 and 3A**

Kissing Point Rd Turramurra (Turramurra Plaza) - Post Exhibition

File: S14408

Vide: GB.11

For Council to consider submissions in response to the public exhibition of the Planning Proposal and site specific DCP for 1364-1396 Pacific Hwy and 1, 1A, 3 and 3A Kissing Point Rd, Turramurra (Turramurra Plaza).

Resolved:

(Moved: Councillors Devlin/Wheatley)

- A. That Council adopts the Planning Proposal for 1364-1396 Pacific Highway and 1, 1a, 3 and 3a Kissing Point Road, Turramurra.
- B. That Council adopt the amended site specific DCP included as Attachment A4 to this report.
- C. That Council endorse the reclassification of its land at 1A, 3 and 3A Kissing Point Road Turramurra from community land to Operational land.
- D. That the Planning Proposal be submitted to the Department of Planning, Housing and Infrastructure (DPHI) in accordance with Section 3.36 of the *Environmental Planning and Assessment Act 1979*, and DPHI be requested to make the plan.
- E. That delegation be given to the Director Strategy and Environment to correct any minor errors or inconsistencies in the Planning Proposal prior to it being submitted to DPHI for finalisation.
- F. Delegate responsibility to Director Strategy and Environment to correct any minor errors or inconsistencies in the Site-specific DCP prior to it coming into effect.
- G. Those persons who made a submission be notified of Council's decision.
- H. That Council note that separate reports will be submitted to Council in relation to any prospective land transaction, and exhibition and subsequent adoption of a draft Planning Agreement.

For the Resolution:

The Mayor, Councillor Kay, Councillors Balachandran, Devlin, Ngai, Smith, Taylor, Ward and Wheatley

Against the Resolution:

Councillors Pettett and Spencer

Absent:

None

CARRIED

Nominations to the Flood Risk Management Committee

File: S10746

Vide: GB.12

To appoint community representatives to the Flood Risk Management Committee.

MOTION:

(Moved: Councillors Devlin/Pettett)

That:

- A. the Terms of Reference for the Flood Risk Management Committee be amended to comprise of up to eight residents from the local community
- B. the six selected nominations and two recommended for the eligibility list in Attachment A1 be accepted to the committee.

RECOMMENDATION:

That:

- A. the Terms of Reference for the Flood Risk Management Committee be amended to comprise of up to eight residents from the local community
- B. the six selected nominations and two recommended for the eligibility list in Attachment A1 be accepted to the committee.

For the Resolution: *The Mayor, Councillor Kay, Councillors Balachandran, Devlin, Ngai, Pettett, Smith, Spencer, Taylor, Ward and Wheatley*

Against the Resolution: *None*

Absent: *None*

CARRIED

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Memorandum - GB.11 Planning Proposal for 1364-1396 Pacific Highway and 1, 1A, 3 and 3A Kissing Point Road Turrumurra (Turrumurra Plaza) - Post Exhibition

File: EM00049/2

Vide: GB.13

To provide Council with supplementary information, including late memoranda and formal responses to questions raised by Councillors, following the distribution of the business paper.

Resolved:

(Moved: Councillors Wheatley/Kay)

That Council:

- A. Receive and note the supplementary information
- B. Note that the information contained within the attached documents is to be read in conjunction with the published Business Paper and, where specified, supersedes previous staff advice or recommendations.

For the Resolution: *The Mayor, Councillor Kay, Councillors Balachandran, Devlin, Ngai, Pettett, Smith, Spencer, Taylor, Ward and Wheatley*

Against the Resolution: *None*

Absent: *None*

CARRIED

BUSINESS WITHOUT NOTICE – SUBJECT TO CLAUSE 9.3 OF CODE OF MEETING PRACTICE

Nil.

QUESTIONS WITH NOTICE

Nil.

INSPECTIONS– SETTING OF TIME, DATE AND RENDEZVOUS

Nil.

The Mayor invited Councillor Devlin to address Council in recognition of St Patrick's Day celebrations.

The Meeting closed at 8:53pm.

The Minutes of the Ordinary Meeting of Council held on 17 March 2026 (Pages 1 - 22) were confirmed as a full and accurate record of proceedings on <Insert confirmation date ...>.

General Manager

Mayor / Chairperson