

**DRAFT MINUTES OF THE ORDINARY MEETING OF ASHFIELD COUNCIL HELD ON LEVEL 6, CIVIC CENTRE, 260 LIVERPOOL ROAD, ASHFIELD ON TUESDAY 9 FEBRUARY 2016, COMMENCING AT 6:38 PM.**

**PRESENT**

Her Worship the Mayor, Councillor McKenna OAM in the Chair and Councillors Cassidy PSM, Drury, Lofts, Mansour, Passas, Raciti, A Raiola, M Raiola, Stott, Wang and Wangmann

Ms V Chan	General Manager
Ms N Kettle	Director Corporate and Community Services
Mr P Sarin	Director Planning and Environment
Ms C Edwards-Davis	Director Works and Infrastructure
Ms P Mourgelas	Manager Corporate Governance
Ms J Anderson	Governance Officer

**ACKNOWLEDGEMENT OF LOCAL ABORIGINAL COMMUNITY**

"Let us acknowledge that we are meeting on country for which the members and elders of the local Aboriginal community have been custodians for many centuries, and on which Aboriginal people have performed age old ceremonies. We acknowledge their living culture and unique role in the life of this region."

**APOLOGIES/REQUEST FOR LEAVE OF ABSENCE**

**RESOLVED:** Cassidy PSM/A Raiola

That Councillor Mansour be granted Leave of Absence for the period 23 April 2016 to 03 June 2016.

**CONDOLENCE AND SYMPATHY MOTIONS**

**SUDDEN PASSING OF SYDNEY DEPUTY LORD MAYOR ROBYN KEMMIS**

**MM1/2016**

**RESOLVED:** McKenna OAM

That a letter of condolence be sent to Deputy Lord Mayor Robyn Kemmis' partner Lynne expressing Council's sympathy.

Councillor Raciti left the meeting, the time being 6.39pm.

**RESOLVED:** Wangmann/McKenna OAM

That a letter of condolence be sent to the family of Mr Rod West, former Principal of Trinity Grammar School expressing Council's sympathy on his passing.

That Council also send a letter to Trinity Grammar School expressing Council's sympathy on the passing of Mr Rod West.

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**MOMENT OF PRIVATE CONTEMPLATION**

The chairperson invited Councillors, staff, members of the press and gallery to stand and observe a moment of private contemplation.

**DISCLOSURES OF INTEREST**

Councillor Cassidy PSM declared a Significant Non-Pecuniary Interest in item CM10.2 – 30 Chandos Street, Ashfield, due to having a proprietary interest in a nearby property. Councillor Cassidy PSM will leave the Chamber during consideration of this item.

**CONFIRMATION OF MINUTES**

**RESOLVED:** Drury/Mansour

That the minutes of the Extraordinary Meeting held on 27 January 2016 be confirmed.

**RESOLVED:** Drury/Mansour

That the minutes of the Council Meeting held on 15 December 2015 be confirmed.

**RESOLVED:** Drury/Stott

That the minutes of the Resumed Council Meeting of 10 November held on 24 November 2015 be confirmed.

**RESOLVED:** Stott/Lofts

That the minutes of the Ashfield Access Committee Meeting held on 09 November 2015 be confirmed and the recommendations contained within the minutes adopted.

**RESOLVED:** Lofts/Wang

That the minutes of the Ashfield Youth Committee Meeting held on 02 November 2015 be confirmed and the recommendations contained within the minutes adopted.

**DRAFT MINUTES OF ORDINARY MEETING  
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**DEVELOPMENT APPLICATION: 10.2015.239.1**  
**23 PROSPECT ROAD SUMMER HILL**

**CM 10.1**

Ms Ann-Maree Barclay addressed the meeting, commencing at 6.46pm and concluded at 6.48pm.

Ms Stephanie Gal addressed the meeting, commencing at 6.48pm and concluded at 6.50pm.

Councillor Raciti returned to the meeting, the time being 6.50pm.

**RESOLVED:** Stott/Lofts

- 1/3 That Council as the consent authority pursuant to Clause 80(1)(b) of the Environmental Planning and Assessment Act 1979 (as amended) refuse Development Application No. 10.2015.239.1 for demolition of existing structures of a four storey 25 room (including manager) boarding house accommodating 50 persons (including manager), car parking and associated works on Lot 50, DP 883, known as 23 Prospect Road, Summer Hill, for the reasons detailed on pages 30-31 of the business paper.
- 2/3 That Council write again to the NSW Police, seeking their comments including history of incidents at that site.
- 3/3 That if the proponent appeals this matter in the Land & Environment Court, Council engage Senior Counsel to defend refusal of the matter.

A division was called and the voting was as follows:-

**For the Motion**

Councillors Stott, Wangmann, Cassidy PSM, Mansour, Wang, Lofts, Drury, A Raiola, M Raiola, Raciti, Passas and McKenna OAM.

**Against the Motion**

Nil.

**The Motion was Carried**

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**DEVELOPMENT APPLICATION: 10.2015.197.1**  
**30 CHANDOS STREET ASHFIELD**

**CM 10.2**

Councillor Cassidy PSM left the meeting at 7.06pm having previously declared an interest in this item.

Councillor Passas left the meeting at 7.07pm and returned at 7.12pm.  
Councillor Passas left the meeting at 7.15pm and returned at 7.23pm.

Ms Barbara Stephenson addressed the meeting, commencing at 7.07pm and concluding at 7.11pm.

Mr Duncan Reed addressed the meeting, commencing at 7.11pm and concluding at 7.20pm.

Ms Mary Foster addressed the meeting, commencing at 7.20pm and concluding at 7.25pm.

Mr Murray Cleaver addressed the meeting, commencing at 7.25pm and concluding at 7.30pm.

**RESOLVED:** Wangmann/Passas

- 1/3 That Council as the consent authority pursuant to Clause 80(1)(b) of the Environmental Planning and Assessment Act 1979 (as amended) refuse Development Application No. 10.2015.197.1 for partial demolition of existing boarding house and construction of a new four level extension to the rear to create a 27 room (incl. manager) and 49 bed (incl. 1 manager bed) boarding house above basement car parking on Lot 1, DP 169164, known as 30 Chandos Street, Ashfield, for the reasons detailed on pages 155-159 of the business paper.
- 2/3 That should Council's decision be contested, Council engage Senior Counsel to represent our concerns.
- 3/3 That Council write to the NSW Police seeking comments on past disturbances on the site and complaints.

A division was called and the voting was as follows:-

For the Motion

Councillors Stott, Wangmann, Mansour, Wang, Lofts, Drury, A Raiola, M Raiola, Raciti, Passas and McKenna OAM.

Against the Motion

Nil.

The Motion was Carried

**DRAFT MINUTES OF ORDINARY MEETING  
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**DEVELOPMENT APPLICATION: 10.2015.241.1**  
**21 CLISSOLD STREET ASHFIELD**

**CM 10.3**

Councillor A Raiola left the meeting, the time being 7.38pm and returned at 7.39pm.

Councillor Cassidy PSM returned to the meeting, the time being 7.38pm.

**RESOLVED:** Passas/Mansour

That Council as the consent authority pursuant to Clause 80(1)(a) of the Environmental Planning and Assessment Act 1979 (as amended) approve Development Application No. 10.2015.241.1 for the demolition of the existing dwelling and detached laundry; Construction of a two storey attached dual occupancy, two garages and front fence on Lot 1 in DP: 921417, known as 21 Clissold Street, Ashfield, subject to conditions.

A division was called and the voting was as follows:-

For the Motion

Councillors Cassidy PSM, Mansour, Wang, Lofts, Drury, A Raiola, M Raiola, Raciti, Passas and McKenna OAM.

Against the Motion

Councillors Stott and Wangmann.

The Motion was Carried.

**DEVELOPMENT APPLICATION: 10.2013.127.3**  
**85 VICTORIA STREET ASHFIELD**

**CM 10.4**

Mr Adam Harb addressed the meeting, commencing at 7.39pm and concluding at 7.40pm.

**MOTION:** Passas/Mansour

That Development Application No. 2013.127 for amalgamation of Lots 3, 4 & 13, DP 4272 and their subdivision into two lots, conservation works to "Mountjoy", and construction of 7 multi dwelling housing units with basement parking with access from William Street be modified in accordance with section 96(1A) of the Environmental Planning and Assessment Act 1979 to include conditions detailed on pages 264-267 of the business paper.

**FORESHADOWED MOTION:** Stott/Lofts

That Development Application No 2013.127 for a amalgamation of Lots 3, 4 & 13, DP 4272 and their subdivision into two lots, conservation works to "Mountjoy", and construction of 7 multi dwelling housing units with basement parking with access from Victoria Street be modified in accordance with section 96(1A) of the Environmental Planning and Assessment Act 1979 to include conditions detailed on pages 264-267 of the business paper.

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That soft and hard landscaping be completed prior to the occupation certificate being issued, and that the two trees be maintained to the satisfaction of Council.

A division was called on the substantive Motion and the voting was as follows:-

For the Motion

Councillors Cassidy PSM, Mansour, Wang, Drury, A Raiola, M Raiola, Raciti and Passas.

Against the Motion

Councillors Stott, Wangmann, Lofts and McKenna OAM.

The Substantive Motion was Carried.

The foreshadowed Motion was not addressed.

**DEVELOPMENT APPLICATION: 10.2015.228.1**  
**66 PALACE STREET ASHFIELD**

**CM 10.5**

Mr George Tabbiche addressed the meeting, commencing at 8.03pm and concluding at 8.10pm.

Councillor Passas left the meeting at 8.04pm and returned at 8.10pm.

Councillor A Raiola left the meeting at 8.04pm and returned at 8.14pm.

**RESOLVED:** Mansour/Lofts

That Council as the consent authority pursuant to Clause 80(1)(a) of the Environmental Planning and Assessment Act 1979 (as amended) approve Development Application No. 10.1015.228 for:

1. Demolition of existing dwelling house;
2. Construction of a dual occupancy development; and
3. Strata title subdivision.

on Lot 1 in DP: 650988, known as 66 Palace Street ASHFIELD, subject to conditions attached to the report with the exception of Conditions A(6) and A(9) which are to be deleted.

A division was called and the voting was as follows:-

For the Motion

Councillors Cassidy PSM, Mansour, Wang, Lofts, Drury, A Raiola, M Raiola, Raciti, Passas and McKenna OAM.

Against the Motion

Councillors Stott and Wangmann.

The Motion was Carried.

**DRAFT MINUTES OF ORDINARY MEETING  
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**DEVELOPMENT APPLICATION: 10.2015.232.1  
69 HAWTHORNE PARADE HABERFIELD**

**CM 10.6**

Councillor A Raiola left the meeting at 8.15pm.

**RESOLVED:** Cassidy PSM/Mansour

That Council as the consent authority pursuant to Clause 80(1)(a) of the Environmental Planning and Assessment Act 1979 (as amended) approve Development Application No. 10.2015.232 for the demolition of an existing dwelling and construction of a new dwelling with a subfloor level on Lot 4 in DP: 4385, known as 69 Hawthorne Parade, Haberfield, subject to conditions included in the attachment to this report.

A division was called and the voting was as follows:-  
For the Motion

Councillors Stott, Wangmann, Cassidy PSM, Mansour, Wang, Lofts, Drury, M Raiola, Raciti, Passas and McKenna OAM.

Against the Motion

Nil.

The Motion was Carried.

**DEVELOPMENT APPLICATION: 10.2015.095.2  
157 BLAND STREET HABERFIELD**

**CM 10.7**

Ms Grace De Luca addressed the meeting, commencing at 8.17pm and concluding at 8.19pm.

Councillor Passas left the meeting at 8.19pm and returned at 8.26pm.

**MOTION:** Cassidy PSM/Mansour

That the Section 96 Application No. 10.2014.116.2 to modify development consent No. 10.2014.116.1 be approved.

**FORESHADOWED MOTION:** Lofts/Wangmann:

That Council as the consent authority pursuant to section 80(1)(b) of the Environmental Planning & Assessment Act 1979 refuse consent to development application No. 10.2014.116.2 to modify development consent No. 10.2014.116.1 for the reasons detailed on page 363 of the business paper.

A division was called on the Substantive Motion and the voting was as follows:-

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For the Motion

Councillors Cassidy PSM, Mansour, Wang, Drury, M Raiola, Raciti and Passas.

Against the Motion

Councillors Stott, Wangmann, Lofts and McKenna OAM.

The Substantive Motion was Carried.

The foreshadowed motion was not addressed.

**INVESTMENT REPORT DECEMBER 2015**

**CM 10.8**

Councillor A Raiola returned to the meeting at 8.28pm.

**RESOLVED:** Mansour/Stott

That the Investment Report for December 2015 be received and noted.

**ALLIED MILLS SITE - LAND DEDICATIONS**

**CM 10.9**

**RESOLVED:** Lofts/Stott

- 1/2 That Council advise EG Funds Management of the preference for the open space and internal roads to be retained in private ownership but publicly accessible via an easement to the Council.
- 2/2 That Council grant delegation to the General Manager to put into effect the above outcome.

A division was called and the voting was as follows:-

For the Motion

Councillors Stott, Wangmann, Wang, Lofts, Drury and McKenna OAM.

Against the Motion

Councillors Cassidy PSM, Mansour, A Raiola, M Raiola, Raciti and Passas.

The vote was tied. The Mayor used her casting vote in favour of the Motion.

The Motion was Carried.

**Note:** A Notice of Rescission was lodged on 09 February 2016, with regard to Item CM10.9 – Allied Mills Site: Land Dedications, and will be considered at the meeting of Council on 23 February 2016.

**DRAFT MINUTES OF ORDINARY MEETING  
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**PEDESTRIAN SAFETY**

**NM5/2016**

Mr Damon Smith addressed the meeting, commencing at 8.40pm and concluding at 8.42pm.

Ms Rebecca Dawson addressed the meeting, commencing at 8.42pm and concluding at 8.45pm.

**MOTION:** Passas/M Raiola

1/2 That the appropriate safety measures at the above location be implemented as a matter of urgency and as Council is aware of the issue there is no need for delay.

2/2 That residents who have raised this with Council be contacted and informed that Council is taking action.

**FORESHADOWED MOTION:** Lofts/Mansour

That Council notes that the issue of pedestrian access at Holden, Clissold and Armstrong Streets has been included in the PAMP which went to the February Traffic Committee. Any further comments from residents should be included for consideration and be brought back to Council on 23 February 2016 for consideration.

That Council is of the mind that this issue must be resolved.

A division was called on the substantive Motion and the voting was as follows:-

**For the Motion**

Councillors Cassidy PSM, A Raiola, M Raiola, Raciti and Passas.

**Against the Motion**

Councillors Stott, Wangmann, Mansour, Wang, Lofts, Drury and McKenna OAM.

The Motion was Lost.

**The foreshadowed** Motion therefore became the Motion and was put to the vote.

**For the Motion**

Councillors Stott, Wangmann, Cassidy PSM, Mansour, Wang, Lofts, Drury, A Raiola, M Raiola, Raciti, Passas and McKenna OAM.

**Against the Motion**

Nil.

**The Motion was Carried.**

**DRAFT MINUTES OF ORDINARY MEETING  
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**AUSTRALIA DAY HONOURS**

**MM2/2016**

Councillor Passas left the meeting at 8.58pm.

**RESOLVED:** McKenna OAM

That a letter of congratulations be sent to Armando Gardiman AM on his Australia Day honour.

**CELEBRATIONS HELD IN ASHFIELD FOR AUSTRALIA DAY**

**MM3/2016**

Councillor Passas returned to the meeting at 9.00pm.

**RESOLVED:** McKenna OAM

That all council staff who worked on the various programs throughout Australia Day be congratulated on their work, and for giving up their Australia Day to ensure a great Australia Day celebration for our community.

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**TREE REMOVAL**

**NM6/2016**

Ms Rhonda Kruger addressed the meeting, commencing at 9.08pm and concluding at 9.09pm.

Councillor Cassidy PSM left the meeting at 9.08pm and returned at 9.09pm.

Councillor Raciti left the meeting at 9.09pm and returned at 9.10pm.

Motion: Passas/M Raiola

- 1/4 That Council's engineer prepare a report to Council, as a matter of urgency, detailing whether the tree is causing damage to the private property.
- 2/4 That if the tree is found to be causing damage to the private property of 28 Beatrice Street Ashfield, it be removed.
- 3/4 That the resident be compensated for damage to the above property if the tree is found to be causing the damage.
- 4/4 That there be more frequent cleaning of the area.

The Motion was put to the vote and all 4 items were voted on separately.

- 1/4 That Council's engineer prepare a report to Council, as a matter of urgency, detailing whether the tree is causing damage to the private property.

A division was called and the voting was as follows:-

For the Motion

Councillors Cassidy PSM, A Raiola, M Raiola, Raciti and Passas.

Against the Motion

Councillors Stott, Wangmann, Mansour, Wang, Lofts, Drury and McKenna OAM.

The Vote was tied and the Mayor did not use her casting vote.

**Item 1/4 was Lost**

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2/4 That if the tree is found to be causing damage to the private property of 28 Beatrice Street Ashfield, it be removed.

A division was called and the voting was as follows:-

For the Motion

Councillors Cassidy PSM, A Raiola, M Raiola, Raciti and Passas.

Against the Motion

Councillors Stott, Wangmann, Mansour, Wang, Lofts, Drury and McKenna OAM.

**Item 2/4 was Lost**

3/4 That the resident be compensated for damage to the above property if the tree is found to be causing the damage.

A division was called and the voting was as follows:-

For the Motion

Councillors Cassidy PSM, A Raiola, M Raiola, Raciti and Passas.

Against the Motion

Councillors Stott, Wangmann, Mansour, Wang, Lofts, Drury and McKenna OAM.

**Item 3/4 was Lost**

4/4 That there be more frequent cleaning of the area.

A division was called and the voting was as follows:-

For the Motion

Councillors Stott, Wangmann, Cassidy PSM, Mansour, Wang, Lofts, A Raiola, M Raiola, Raciti and Passas

Against the Motion

Councillors McKenna OAM and Drury

**Item 4/4 was Carried**

**DRAFT MINUTES OF ORDINARY MEETING  
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**WESTCONNEX PROPERTY ACQUISITIONS**

**CM 10.10**

Mr John Hyde addressed the meeting, commencing at 9.33pm and concluding at 9.36pm.

Ms Sharon Laurar addressed the meeting, commencing at 9.36pm and concluding at 9.38pm.

**RESOLVED:** Cassidy PSM/Mansour

- 1/3 That the RMS be advised that the Council does not accept the proposed offer of compensation for Lot 1 DP 169385 and Lot 5 DP 733249 outlined in the compensation notice.
- 2/3 That Council's solicitor be instructed to lodge an objection with the Land and Environment Court (Class 3 proceedings) on Council's behalf and engage an appropriate expert(s) to present evidence in support of the Council's valuation advice.
- 3/3 That Council engage Senior Counsel to act on our behalf in the Land & Environment Court.

A division was called and the voting was as follows:-

For the Motion

Councillors Stott, Wangmann, Cassidy PSM, Mansour, Wang, Lofts, Drury and McKenna OAM.

Against the Motion

Councillors A Raiola, M Raiola, Raciti and Passas.

The Motion was Carried.

**WESTCONNEX - DRAFT CONSTRUCTION MANAGEMENT PLANS**

**CM 10.11**

Councillor Passas left the meeting, the time being 9.50pm.

Ms Sharon Laurar addressed the meeting, commencing at 9.50pm and concluding at 9.52pm.

Ms Jo Alley addressed the meeting, commencing at 9.52pm and concluding at 9.55pm.

**RESOLVED:** Lofts/Cassidy PSM

1/2 That Council note the information.

2/4 That Council advise the project builder (LSJH) that further Council comments will be provided on plans and other documents once an assessment of the WestConnex application has been completed and, should it be supported, full details of any additional requirements the proponent must address are specified.

3/4 That information received from the Minister and the WestConnex contractors be placed on the Council website.

4/4 That Council is not willing to endorse any construction management plans draft or otherwise prior to proper planning determinations, ministerial approval and prior to the release of detailed design plans for the M4 East project.

A division was called and the voting was as follows:-

**For the Motion**

Councillors Stott, Wangmann, Cassidy PSM, Mansour, Wang, Lofts, Drury, A Raiola, M Raiola, Raciti and McKenna OAM.

**Against the Motion**

Nil.

**The Motion was Carried.**

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**WESTCONNEX PROJECT**

**MM4/2016**

Councillor Passas returned to the meeting, the time being 10.02pm.

Mr Chris Elenor addressed the meeting, commencing at 10.02pm and concluding at 10.04pm.

Mr John Hyde addressed the meeting, commencing at 10.05pm and concluding at 10.07pm.

Ms Louise Farrell addressed the meeting, commencing at 10.07pm and concluding at 10.08pm.

Councillor Raciti left the meeting at 10.12pm.

**RESOLVED:** McKenna OAM

That:

- 1/5 Ashfield Council call on the Secretary of the Department of Planning and Environment for a public hearing on the poor quality of the community consultation related to the M4 East EIS. We note that Section 57 of the Environment Planning and Assessment Act 1979 allows for such a hearing.
- 2/5 Council withdraw approval for any test drilling or preparatory works on Reg Coady Reserve for WestConnex, so that the matter can be brought to the elected Council.
- 3/5 Council commits to take all reasonable steps to notify the community of all test drilling or preparatory works or proposals that Council is aware of, or becomes aware of, in relation to WestConnex or related road projects.
- 4/5 Council confirm that any future decisions or applications for work related to WestConnex will be brought to the elected Council for decision.
- 5/5 Council confirm the right of residents to peacefully protest at Reg Coady Reserve and any other sites owned or managed by Council.

A division was called and the voting was as follows:-

**For the Motion**

Councillors Stott, Wangmann, Cassidy PSM, Mansour, Wang, Lofts, Drury and McKenna OAM.

**Against the Motion**

Councillors A Raiola, M Raiola and Passas.

**The Motion was Carried**

**DISCUSSION PAPER - COMPLYING DEVELOPMENT  
LOW RISE MEDIUM DENSITY HOUSING**

**CM 10.12**

Councillor Passas left the meeting at 10.14pm  
Councillor Raciti returned to the meeting at 10.14pm

**RESOLVED:** Cassidy PSM/Mansour

- 1/5 That a copy of this report be provided to the Department of Planning and Environment as Council's response to the exhibited Discussion Paper - Options for Low Rise Medium Density Housing as Complying Development.
- 2/5 That Council opposes having Complying Development apply to land uses which are not currently permissible in Low Rise R2 Low Density Zones of the Ashfield LEP 2013.
- 3/5 That Council opposes having Complying Development which would permit Dual Occupancies, Manor Homes, Townhouses - Multi Dwelling Housing, on sites which have Heritage items or sites within Heritage Conservation Areas.
- 4/5 That the controls which would apply for multi dwelling housing, such as that of townhouses, have deficient site area requirements, deficient building separation requirements, and deficient privacy standards for neighbouring properties proposed in the Discussion Paper. Any such design standards must be informed via comprehensive design studies.
- 5/5 That the Discussion Paper and certification for Complying Development does not adequately address design quality for new dwelling buildings and their open spaces such as front gardens and urban design impacts on streetscapes.

**IPART REVIEW OF THE LOCAL GOVERNMENT RATING SYSTEM**

**CM 10.13**

Councillor Passas returned to the meeting at 10.17pm.

**RESOLVED:** Mansour/Lofts

That the report be received and noted.

**NOTICE OF RESCISSION -**

**TENDER 15/54672 - HERITAGE AND URBAN DESIGN ADVISORY PANEL MEMBERS**

**NR6/2015**

**MOTION:** Cassidy PSM/Passas

That the resolution of Item CM10.16, Tender 15/54672 – Heritage and Urban Design Advisory Panel Members, passed at the Ordinary meeting of Council held on 15 December 2015, be rescinded.

A division was called and the voting was as follows:-

**For the Motion**

Councillors Cassidy PSM, A Raiola, M Raiola, Raciti and Passas.

**Against the Motion**

Councillors Stott, Wangmann, Mansour, Wang, Lofts, Drury and McKenna OAM.

**The Motion to rescind was Lost.**

**APPOINTMENT OF INDEPENDENT MEMBER TO INTERNAL AUDIT COMMITTEE**

**CM 10.14**

**RESOLVED:** Drury/Mansour

That Council appoint Ms Lee Wong as an independent member on the Internal Audit Committee for the remainder of the current Committee term.

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**ASHFIELD BOWLING CLUB - LEASING ARRANGEMENT**

**CM 10.15**

Councillor Wangmann left the meeting at 10.30pm and returned at 10.32pm.  
Councillor Passas left the meeting at 10.30pm.  
Councillor Raciti left the meeting at 10.32pm.

**MOTION:** Drury/Mansour

- 1/2 That Council proceed with a new 5 year lease with Ashfield Bowling Club, as per resolution dated 24 November 2015.
- 2/2 That the General Manager signs the new lease (or licence agreement) as the Reserve Trust Manager of the Ashfield Park Reserve Trust in accordance with the provisions of the Local Government Act 1993 and the Crown Lands Act 1989, and subject to Crown Lands ministerial approval.

**FORESHADOWED MOTION:** Cassidy PSM/ M Raiola

That the matter be deferred for advice from the Chief Executive Officer of the Office of Local Government (OLG) advising Council that the proposal to enter into the lease as proposed in the staff report is in accordance with the guidelines submitted to Council for operational matters during the restructure of Local Government Councils in NSW.

A division was called on the Substantive Motion and the voting was as follows:-  
For the Motion

Councillors Stott, Wangmann, Mansour, Wang, Lofts, Drury and McKenna OAM.

Against the Motion

Councillors Cassidy PSM, A Raiola and M Raiola.

The Motion was Carried.

The foreshadowed motion was not addressed.

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**LEASING POLICY**

**CM 10.16**

**RESOLVED:** Drury/Mansour

That Council adopts the revised Leasing Policy.

**REVIEW OF STATEMENT OF BUSINESS ETHICS**

**CM 10.17**

**RESOLVED:** Drury/Mansour

That Council adopt the revised Statement of Business Ethics subject to an additional dot point to clause 3 on page 624 of the business papers as follows:

- *Comply with relevant industrial laws.*

**PROCEEDINGS TERMINATED 10.43pm**

Chairperson of the meeting of Ordinary Meeting  
when the Minutes were confirmed

Chairperson

Date