



ORDINARY MEETING

SUPPLEMENTARY AGENDA

ITEMS:

6.5, 7.2, 7.3, 7.4, 7.5, 7.6, 7.7, 7.8 and 7.9

26 April 2016

LEICHHARDT MUNICIPAL COUNCIL**ORDINARY MEETING OF COUNCIL**

NOTICE IS HEREBY OF THE FOLLOWING **SUPPLEMENTARY ITEMS** FOR THE **ORDINARY MEETING** OF THE LEICHHARDT MUNICIPAL COUNCIL WILL BE HELD IN THE COUNCIL CHAMBERS, LEICHHARDT TOWN HALL, 107 NORTON STREET, LEICHHARDT ON 26 APRIL 2016 at 6:30 PM.

GENERAL MANAGER

21 April 2016

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SECTION 6 – OTHER REPORTS

ITEM 6.5 SPEAK OUT CAMPAIGN - PARTNERSHIP WITH NAPCAN

Division	Environment and Community Management
Author	Tara Day-Williams, Team Leader Community Planning and Development
Meeting date	22 March 2016 Ordinary Meeting
Strategic Plan Key Service Area	Community well-being Accessibility Place where we live and work A sustainable environment Business in the community Sustainable services and assets

SUMMARY AND ORGANISATIONAL IMPLICATIONS

Purpose of Report	To advise Council on the opportunity to partner with the National Association for Prevention of Child Abuse and Neglect (NAPCAN) to create generational change to end Domestic and Family Violence.
Background	<p>NAPCAN have indicated to Council they are keen to establish a three to five year partnership to create generational change, delivered through a whole of community approach to education of healthy relationships.</p> <p>Council resolved to fund the delivery of Love Bites Training to an estimated 400 young people, year 10 students and Sydney Secondary College Balmain and Leichhardt Campuses by NAPCAN in 2016 (C46/16).</p> <p>Council resolved to defer funding of the partnership with NAPCAN until a response has been received from Ashfield and Marrickville Councils and requested a further report to the March Ordinary Council meeting (C46/16).</p>
Current Status	Ashfield and Marrickville Councils have resolved to partner with Leichhardt Council and NAPCAN at their meetings in March 2016.
Relationship to existing policy	Consistent with the Community and Cultural Plan strategic objectives 3. Developing community strengths and capabilities; and 5. Promoting health and wellbeing.
Financial and Resources Implications	Leichhardt Council allocation of \$25,000 to fund the scoping and planning stage of the partnership. Allocation is recommended from the 3 rd quarter budget review. Ashfield Council and Marrickville Council are also providing financial contributions to the scoping and planning stage of the

	partnership. This proposal is consistent with the recent s23A Guidelines issued by the OLG in relation to financial expenditure.
Recommendation	That Council allocate \$25,000 from the 3rd quarter budget review to NAPCAN, to scope and plan the partnership with NAPCAN and with Ashfield and Marrickville Councils to create generational change to end Domestic and Family Violence.
Notifications	NIL
Attachments	1. NAPCAN Respectful Relationships Program Snapshot.

Purpose of Report

To advise Council on the opportunity to partner with the National Association for Prevention of Child Abuse and Neglect (NAPCAN) to create generational change to end Domestic and Family Violence, and to request funding to scope and plan the partnership.

Recommendation

That Council allocate \$25,000 from the 3rd quarter budget review to NAPCAN, to scope and plan the partnership with NAPCAN and with Ashfield and Marrickville Councils to create generational change to end Domestic and Family Violence.

Background

Over the last 10 years NAPCAN has developed and delivered an evidence based model for the education of children and young people from 3 to 17 years of age aimed at preventing domestic and family violence in the next generation and has recently established a partnership with Western Sydney University to develop an evaluation framework to guide the continuous improvement of the programming.

The Respectful Relationships Education Framework of NAPCAN is presented at Attachment 1.

NAPCAN have indicated to Council they are keen to establish a three to five year partnership to create generational change, delivered through a whole of community approach to education of healthy relationships. The letter from NAPCAN outlining the initial funding proposal (to scope the partnership methodology and resources), is provided at Attachment 2.

Council resolved to fund the delivery of Love Bites Training to an estimated 400 young people, year 10 students and Sydney Secondary College Balmain and Leichhardt Campuses by NAPCAN in 2016, in consultation with the Inner West Love Bites Coordinator (C46/16).

The Mayor wrote in February to Marrickville and Ashfield Councils to partner with Leichhardt Council and NAPCAN to take whole of community action to end domestic and family violence.

Council resolved to defer funding of the partnership with NAPCAN until a response has been received from Ashfield and Marrickville Councils and requested a further report to the March Ordinary Council meeting (C46/16). Council in March deferred consideration of funding of the NAPCAN partnership, pending confirmation of the financial commitments of with Ashfield and Marrickville Councils and consultation with the Leichhardt, Marrickville Domestic Violence Interagency (C137/16).

Report

Partnership with NAPCAN, Ashfield and Marrickville Councils to deliver education to create generational change

Ashfield and Marrickville Councils resolved in March 2016 to partner with Leichhardt Council and NAPCAN to create generational change to end Domestic and Family Violence.

NAPCAN will lead the scoping stage and will produce the scoping stage deliverable, a practical plan for the whole of community approach to deliver Respectful Relationships Education for every child and young person in the Ashfield, Marrickville and Leichhardt communities. The plan will define the methodology and resources to deliver the education in a systemic and integrated way, and will define the governance structure to provide for the education to be community led. The plan will outline the evidence base, the evaluation framework and the measures.

The Mayor met with the Mayors of Ashfield and Marrickville Council on 19th April 2016 and established an in-principle agreement to fund of the scoping and planning stage of the partnership. The initial funding commitment to initiate and plan the partnership is:

- Ashfield Council contribution \$10,000
- Marrickville Council contribution \$15,000
- Leichhardt Council contribution \$25,000

This proposal is consistent with the recent s23A Guidelines issued by the OLG in relation to financial expenditure

Many local organisations and agencies have and are continuing to make an investment in the delivery of the Love Bites component of the Respectful Relationships education. Staff of local organisations and agencies are trained as facilitators and then delivery the Love Bites program in local schools.

Since the announcement of the Speak Out Campaign and the partnership with NAPCAN, Council and NAPCAN have been contacted by multiple organisations that care for and educate children, seeking to access the Respectful Relationships education.

The Leichhardt Marrickville Domestic Violence Liaison Committee considered the partnership between the three Councils and NAPCAN at it's meeting on 1 March 2016. The Committee confirmed it's continued support for the Speak Out Campaign, through collaborative work and consultation with the committee, and it's support for the partnership between the three Councils and NAPCAN. The Committee indicated that it will not be a formal partner with the Councils and NAPCAN.

Progressing the partnership

The next step is the finalisation of a MOU to establish the governance of the partnership and to define the scoping stage to plan the methodology and resources required to implement the partnership.

The partners will respect and leverage good work that is already happening, build community capacity and strengths, and work to close gaps.

The Councils will provide the ongoing leadership to sustain the focus on the prevention of domestic and family violence in the identified communities and will assist NAPCAN to:

- Connect, communicate effectively and work collaboratively with local stakeholders and organisations;
- Understand and engage the diversity of the communities;
- Identify community assets and infrastructure;
- Communicate and seek commitment with schools and other children's and youth organisations;
- Provide local meeting and training facilities as available;
- Leverage local businesses to contribute;
- Integrate with other local strategies and actions.

NAPCAN will:

- Lead the scoping stage and will produce the scoping stage deliverable, a practical plan for the whole of community approach to deliver Respectful Relationships Education for every child and young person in the Ashfield, Marrickville and Leichhardt communities;
- The plan will define the methodology and resources to deliver the education in a systemic and integrated way;
- The plan will define the governance structure to provide for the education to be community led;
- The plan will provide an assessment of community readiness and outline strategies to fully include the diversity of the communities; and
- The plan will outline the evidence base, the evaluation framework and the measures.

Further funding of the partnership will be allocated after the initial stage, following consideration of the scoping and planning stage report by Councils.

Summary/Conclusions

There is a significant opportunity to partner with NAPCAN, and with Marrickville and Ashfield Councils to deliver generational change through an education framework that offers participation to every child and young person in our communities. The scoping and planning stage report (and plan) will be reported to Council.

Attachments

1. NAPCAN Respectful Relationships Program Snapshot.

NAPCAN PREVENT CHILD ABUSE & NEGLECT

RESPECTFUL RELATIONSHIP PROGRAMS PREVENTION EDUCATION ACROSS CHILDHOOD



3 – 6 years

PROTECTIVE BEHAVIOURS education for pre-school and primary school which is interactive using story telling, music and dance, colouring in, craft, and small group activities.

Key themes:

- Helping children identify safe and unsafe feelings, people, places and trusted people.
- Increases emotional literacy, resilience, assertiveness, awareness and self-esteem.
- Developed with Aboriginal communities, the program uses animal and bird characters to explore sensitive issues

Delivery:

Designed to be delivered over 6 weeks in 1 hour sessions by teachers and guest facilitators.



7 – 12 years

Protective behaviours and respectful relationships education for primary school

Key themes:

- Defining respect and disrespect
- Managing feelings and managing behaviours
- Gender roles and stereotypes
- Protective behaviours
- Problem solving in friendships/ crossing the line in relationships
- Managing arguments/fights
- Building listening skills
- Asking for help
- Establishing safe classrooms
- Building connections to family

Delivery:

Designed to be delivered over 8 weeks in 1 hour sessions by teachers and guest facilitators.



11 – 13 years

#FRIENDS. Respectful relationships education focused on navigating relationships and emerging social media.

Key themes:

- Relationships and social media
- Strengths and challenges of social media
- Communication
- Power in relationships
- Jealousy
- Sharing images

Delivery:

Designed to be delivered over 8 – 10 weeks in 1 hour sessions by teachers and guest facilitators.



12 – 15 years

Respectful relationship education for early high school.

Key themes:

- Transitioning in to high school
- Popularity and power
- Power and control in relationships
- Bullying
- Gender roles and stereotypes
- Jealousy
- Homophobia
- Sex, love and control
- Supporting friends
- Breaking up

Delivery:

Designed to be delivered over 8 weeks in 1 hour sessions by teachers and guest facilitators.



15 – 17 years

LOVE BITES. Violence and sexual assault prevention education for latter high school.

Key themes:

- Defining types of relationship violence and sexual assault
- Respectful relationships vs controlling/ abusive behaviour
- Deconstructing myths around violence and sexual assault
- Exploring attitudes and behaviours that support violence against women
- Exploring rights and responsibilities in relationships
- Consent
- Being a bystander

Delivery:

The program is delivered by workers from multiple community settings and/or teachers. Delivery options from 1 day to 8 weeks, in both school and out of school settings.

SECTION 7 – MOTIONS OF WHICH DUE NOTICE HAS BEEN GIVEN

**ITEM 7.2 PROPOSED REVISIONS TO THE OPEN SPACE AND
RECREATION DEVELOPER CONTRIBUTIONS PLAN (2005)
WORK SCHEDULE**

Division	Motions of which Due Notice has been given
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Cr Byrne

Background

Section 94 contributions under the Environmental Planning and Assessment Act 1979 (EP&A Act 1979) are monetary contributions levied by councils where it can be demonstrated that development will, or is likely to, require the provision of or increase the demand for public amenities and public services within the area.

Contributions can only be levied by councils which have adopted a contributions plan prepared in accordance with the EP&A Act 1979.

Leichhardt Council has three s94 contributions plan being:

- Open Space and Recreation Developer Contributions Plan (2005)
- Community Facilities and Services Developer Contributions plan (2005)
- Transport and Access Developer Contribution Plan (1999)

These plans are now more than 10 years old there are many projects Council has endorsed and prioritised in recent years are not contained within the existing schedules and therefore cannot be funded from developer contributions received to date.

Further still, new projects that may be included in the new draft consolidated developer contribution plan, due to be developed in 2016, will not be able to be funded through contributions collected under the existing plan.

That is why I am proposing that the existing Open Space and Recreation Developer Contributions Plan be amended to allow for contemporary needs to be met. Council officers have provided detailed advice to inform the process I am proposing.

There is \$10.422 million available for open space from s94 monies that has not yet been expended, of which \$8.861 million was collected in 2015/16 alone.

The amendment I propose below also identifies the apportionment Council is required to pay where the demand for a project cannot be entirely apportioned to new development.

The proposed priority projects and costings for open space and recreation to be commenced in 2016/17 that have been identified through Park Plans of Management and Council resolutions are shown in the following table.

To amend the work schedules the Environmental Planning and Assessment Act 1979 requires the plan, with the revised work schedule and the reasons for the inclusion of the new projects, to be placed on public exhibition for a period of 28 days for public comment.

This can be undertaken concurrently with the exhibition of the draft 2016/17 budget, thereby ensuring the projects can be included in the budget for 2016/17.

This proposal is consistent with the recent s23A Guidelines issued by the OLG in relation to financial expenditure.

Recommendation

That Council:

1. Endorse the following amendment to incorporate the projects identified into the Open Space and Recreation Developer Contributions Plan (2005)

Location	Cost Estimate \$	Developer Portion \$	Council Portion \$
Waterfront Drive	2,000,000	2,000,000	
Waterfront Drive Amenity Upgrade	300,000	300,000	
Birchgrove Park BBQ Facility	30,000	30,000	
Pioneer Park BBQ facility	30,000	30,000	
36th Battalion BBQ Shelter paving	100,000	100,000	
Indoor Sports Centre Feasibility Study	100,000	100,000	
Birchgrove park accessible ramp	60,000	60,000	
Birchgrove park amenity upgrade	900,000	900,000	
Spindlers Reserve Fitness Station	120,000	120,000	
Shade sails across all parks 24 locations	720,000	720,000	
Gladstone Park Fitness Station	120,000	120,000	
King George Park Fitness Station	120,000	120,000	
Leichhardt Park Native Revegetation	100,000	100,000	
Mort Bay Park POM works	100,000	100,000	
LPAC Masterplan Upgrade works	4,444,000	2,442,000	2,002,000
Whites Creek BBQ	30,000	30,000	
Bubbler Stations throughout LGA	200,000	200,000	
Hawthorne Canal Road Greenway Marion to Parramatta Road	330,000	330,000	
Hawthorne Canal Road Greenway Under Parramatta Road	750,000	750,000	
Hawthorne Canal Lighting	230,000	230,000	

Leichhardt Oval Hill Area	611,300	275,085	336,215
Leichhardt Oval Northern Amenities and scoreboard	633,700	285,165	348,535
Leichhardt Number 2 amenity upgrade	300,000	135,000	165,000
Balmain High Foreshore Link	60,000	60,000	
Cahill Street Reserve - Masterplan Upgrade	100,000	100,000	
Evan Jones Park - Masterplan Upgrade	300,000	300,000	
Badu Park Upgrade	100,000	100,000	
Dawn Fraser Pool accessibility improvements and upgrade to southern structure	800,000	800,000	
TOTAL	\$13,689,000	\$10,395,050	\$3,293,950

2. Delegate authority to the General Manager to make changes to the draft Work Schedule to the Open Space and Recreation Developer Contributions Plan (2005) prior to the public exhibition as a result of consideration by Council or are minor changes that do not affect the substance of the provisions; and
3. Place the revised Works Schedule on public exhibition for a period of 28 days in accordance with the Environmental Planning and Assessment act and Regulation concurrently with the draft Budget 2016/17.
4. Note that the costings for these projects are approximate, based on estimates from Council officers and previous works carried out by Council.
5. Subsequent to the public exhibition and adoption by Council of the amendment that a detailed implementation report be brought to a future Policy Council meeting identifying the process for community consultation, planning and construction of individual projects.

ITEM 7.3**COUNCILS COMMITTEE ATTENDANCE AND QUORUMS**

Division	Motions of which Due Notice has been given
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Cr Stamolis**Background**

The March 2016 Ordinary Council Meeting resolved to investigate declining meeting attendance at Council meetings and to respond to the more recent and increasing problem of inability to achieve a quorum at a number of meetings. The resolution had the support of all but two Councillors.

ITEM 7.10 BUILDING COMMITTEE MEMBERSHIP
C148/16 RESOLVED STAMOLIS/ CHANNELLS

That Council;

1. Undertake a study to consider options which will assist in maintaining and boosting attendance at its committees.
2. That this consideration and any other matters relevant to the operation of Council committees be included in the annual review of committees scheduled for December.

The vote for and against the above RESOLUTION is shown below for the record;

FOR VOTE - Cr Rochelle Porteous, Cr Craig Channelles, Cr Michele McKenzie, Cr John Stamolis, Cr Tony Costantino, Cr Darcy Byrne, Cr Simon Emsley, Cr Frank Breen

AGAINST VOTE - Cr John Jobling, Cr Linda Kelly

Since the March 2016 Ordinary Council Meeting, however, there appears to have been an increase in the number of meetings without a quorum. Of particular concern, two of Councils' key committees this month had no quorum and did not proceed. These were:

- Planning and Urban Design Committee
- Community Culture and Recreation Committee

There were also other committee meetings that did not proceed such as the Seniors Council and the Clontarf Cottage Management Committee.

The focus of this Notice of Motion is to seek action to ensure that, for the very small number of key Council committee meetings held each month that every effort is made to achieve a quorum so that Council business can proceed in the way that has always been done. It will also ensure that the effort of Councillors, Council staff and residents who have come to meetings has not been wasted should there be no quorum. For example, last week six people attended the Planning and Urban

Design Committee - two Councillors, two residents and two staff. The meeting could have proceeded if one additional person had attended. All those in attendance waited the necessary 30 minutes to see if another person would arrive. As this did not eventuate, the meeting was cancelled.

For the key Council meetings it is suggested that the Committee Chairperson, along with Council staff, work together to take steps to ensure that a quorum is achieved. This might involve making contact with other Councillors or other regular attendees of these meetings, if needed, to seek their attendance with sufficient notice (e.g. at least 24 hours).

As a matter of priority Council should make sure that two consecutive meetings of a committee are not cancelled as a result of a lack of quorum. This Notice of Motion notes the recent review of Council meetings which has seen, in some cases, the numbers required to form a quorum being reduced to smaller levels and with the requirement for Councillors to attend the broad range of committees being reduced. It seems that even these measures have not been effective to ensure that quorums are achieved.

Recommendation

That Council ensure that for the small number of key Council committee meetings held each month that every effort be made to achieve a quorum. This might involve making contact with other Councillors or other regular attendees of these meetings to seek their attendance (with sufficient notice being provided).

ITEM 7.4 SAFE SCHOOLS PROGRAM

Division	Motions of which Due Notice has been given
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Cr Channells**Background**

Safe Schools is a program designed to creating safe and inclusive schools, free from homophobic and transphobic bullying.

Lesbian, Gay, Bisexual, Transgender, Intersex and Queer (LGBTIQ) young people are much more likely to suffer bullying and experience mental illness. Young people who are victims of transphobic or homophobic abuse or bullying are much more likely to self-harm. Rates of suicide are much higher among LGBTIQ young people.

A number of Inner West schools are supporters of the Safe Schools program.

Recent conservative attacks on the Safe Schools program have seen the Federal Government withdraw significant funds from the program, and place restrictions on how it is implemented, including requiring young people to “out” themselves by requiring parental permission to participate in the program.

Sydney’s Inner West has one of highest percentage of LGBTIQ people of any LGA in Australia and Leichhardt Council has been proud to support LGBTIQ rights over many years.

It is important that Leichhardt Council adds its voice in support of this important program, as a way to show support for our LGBTIQ young people, and for the schools that support gender diversity.

A list of the supporters of Safe Schools, including several local councils, and the form which Council can use to sign the pledge, can be found here:

<http://www.safeschoolscoalition.org.au/our-supporters/organisations>

Recommendation

That Council:

1. Pledge its support for the Safe School program;
2. Authorises the Mayor or General Manager to sign the Safe Schools pledge on behalf of Council. The pledge states:

We believe that schools should provide a safe and inclusive environment for all students, so that they can learn, grow, and reach their full potential – free from bullying and discrimination. We pledge to stand up against homophobia and transphobia whenever we see or hear it. We are proud to support Safe Schools Coalition Australia and its work to create positive change for same sex attracted, intersex and gender diverse students, school staff and families.

3. Writes to local Councils notifying them of Council’s support for the program.

**ITEM 7.5 LACK OF CLARITY ON WHO SELECTED THE MERGER
OPTION**

Division	Motions of which Due Notice has been given
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Cr Stamolis

Background

There appears to be a lack of information in our community about who proposed the Leichhardt, Marrickville and Ashfield merger option. Additionally, there is very little information as to why this option was chosen.

Some in our community think that State Government proposed this merger option and forced it on Leichhardt Council which is not the case.

Given that Leichhardt Council proposed this merger and offered it to the Minister (based on a vote of 7 to 5) then, Leichhardt Council should advise its community why it made this choice on behalf of its community and why this option was never put to public consultation.

This communication is especially important as many in the public gallery heard Councillors say that this merger was probably the worst option or that this merger was akin to merging with the 'leftovers'. Yet, only weeks later, the same Councillors proceeded to vote for this merger option.

Council should also update the community on the current status of the merger process.

Recommendation

That:

1. Council advise the community about why it chose the Leichhardt, Marrickville and Ashfield merger option and why it offered this option to the Minister.
2. Council update the community on the current status of the merger process.
3. Communication methods could include media release and/or the Mayoral column.

Officer Comment

The proposal to merge Ashfield, Leichhardt and Marrickville Councils was a proposal by the Minister under Section 12E of the Local Government Act, not the Council.

ITEM 7.6 FOOTPATH DINING PROGRAM

Division	Motions of which Due Notice has been given
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Cr Byrne / Breen**Background**

Recent independent research shows high street vacancy rates averaging 13-15 per cent, with some areas as high as 22 per cent.

This is not an issue that is unique to Leichhardt but many of our once bustling retail high streets have fallen into a protracted state of decline.

Leichhardt Council has an ongoing program of projects and initiatives aimed at enlivening, revitalising and restoring our main streets.

In late 2015, Council introduced a nine month trial of fee waivers for A Frame signs and small displays on weekends.

During the trial, application fees for footpath dining licences have been waived. Dining licence occupation fees remain in place.

In order to further boost our main streets, Council could remove all footpath occupation fees for outdoor dining for a trial period of one year, beginning 1 July 2016.

In place of the application fee, an annual fee could be applied in order to cover Council's cost in administering and regulating these licences.

All other Footpath Occupation Fees (eg Hoarding) could remain in place, and approval process would still be required to meet the current Development Control Plan (DCP) provisions.

This proposal has been brought forward by the Leichhardt/Annandale Business Chamber.

The aims of the trial would be to:

- increase the overall number of dining licences across the LGA
- make businesses aware of the economic benefit to them of additional seats
- increase the vibrancy of our main streets
- make the Leichhardt LGA an area renowned for outdoor dining.

Council Officers would in 2017 present a proposal to restore the revenue stream that existed before the trial (approximately \$240K) through a modified annual fee arrangement.

This fee would replace both the Application and Occupation fees.

Financial Analysis

A. Occupation fees

Council currently charges two fees for outdoor dining footpath occupation:

- occupation fees based on a per m² rate; and
- an Application fee.

Current fees (2015-16) are as follows:

- Application fee - \$380
- Annual occupation fee - varies by area and ranges from \$160 per m² at Annandale (Neighbourhood Shops) to \$525 per m² in Balmain (Main Retail Areas).

There are currently 99 footpath dining licences across the LGA, providing revenue of approximately \$240k per annum in occupation fees.

This income would be lost if the occupation fees for outdoor dining were removed for the trial period.

It is proposed that this loss be offset by cost saving/revenue initiatives detailed in the recommendation below.

B. Application fees

The proposal is to remove the Footpath Occupation Fees for outdoor dining for a trial period of one year.

It costs Council approximately \$26K per year to process and regulate footpath occupation licences.

In order to recover these costs, it is proposed that an annual fee be introduced, replacing the current application and occupation fees for outdoor dining.

On the basis of the current 99 existing licence holders, a fee of \$263 has been calculated, as necessary to simply recoup Council's administrative costs.

C. Offsets

The proposal to remove the Footpath Occupation Fees for outdoor dining for a trial period of one year would cost Council approximately \$210K in lost revenue.

It is important that these fees be offset, as the income they provide funds the labour budget for Council's Health, Development Compliance, Fire Safety and Compliance Administration staff.

It is proposed that these costs (which will be incurred for one year only for the trial) be funded through Council's reserves.

D: Goals for increased uptake

The goal of the trial is to significantly increase the number of outdoor dining licences across the municipality. This will allow us to keep a much reduced annual occupation fee as the new permanent fee at the end of the trial.

The new fee arrangements will be presented to Council in 2017.

E: Promotional program

This program must be supported by a strong promotional program.

Council's Economic Development Officer has prepared a program to promote this initiative. The key audiences include:

- Target audience – all cafes, restaurants, bars in LGA – owners and decision makers
- Associated audience – food and beverage industry, suppliers, outdoor furniture/catering equipment wholesalers, commercial real estate agents
- Community – residents, broader business community, Access Committee

The promotional activities could include:

- An extensive Door knock campaign, including pre-booked meetings, for local cafes, bars and restaurants
- Information sessions for local café, bar and restaurant owners
- DL information flyer
- Social media

The estimated promotional costs are \$5,000 for design, print, door knock staff, information sessions and mailing.

Recommendation

That Council:

1. Agree to remove footpath occupation fees for outdoor dining across the municipality for a trial period of one year commencing 1 July 2016 as a means to revitalise our main streets. This proposal would be publically exhibited with Council's Draft 2016/17 Budget.
2. Agree that from the beginning of the trial the Application fee for existing outdoor dining licences be replaced with an annual fee of \$263 to recover the cost incurred by Council in administering and regulating such licences. There would be no fee at all for new applicants.
3. Note that all other Footpath Occupation Fees remain.
4. Note that application and approval processes will still be assessed in line with current DCP provisions.
5. Note that this trial will cost Council in the order of \$210K and that these costs can be offset through Council's reserves.
6. Note that the promotional campaign will cost \$5K and these funds will be met from within the existing Economic Development Budget.

**ITEM 7.7 SAVE ROZELLE BAY ASSOCIATION (SRBA)
 COMMEMORATION**

Division	Motions of which Due Notice has been given
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Cr Kogoy**Background**

The Save Rozelle Bay Association has contributed significantly to the amenity of our local government area. It was the driving force behind the establishment of the beautiful Bicentennial/Federal Park, and the Rozelle Bay Community Native Nursery.

The Save Rozelle Bay Campaign evolved from the Save Annandale Foreshore Environment (SAFE)/Green Bans in 1985. Public meetings were held regarding realignment of The Crescent and the creation of a waterfront park from 1985 onwards.

After a strong community campaign supported by Leichhardt Council, the waterfront site was given to Council in 1992 by the state government to be the Bi-centennial Park Stage 2 following a promise at the 1988 opening of the Bi-centennial Park Stage 1.

Over the years, SRBA and Leichhardt Council worked closely together to develop the parklands. Public meetings and workshops were held for each aspect of the park design. When insufficient funds were available, the community chipped in, and experts offered their services pro bono.

At one point the official opening of the park was to be delayed as council did not have funds to purchase the trees. SRBA members door-knocked and thanks mostly to the generosity of Glebe Point Road businesses raised the required \$7000, in one day. The opening proceeded in 1994.

Today Bicentennial Park is one of Sydney's most beautiful waterfront parks. It is used by thousands of locals for a diverse range of activities including organised sport, passive recreation, dog walking, cycling and picnics. Rozelle Bay Community Native Nursery began in 1995. SRBA members collected seeds from Kelly's Bush, which had similar vegetation to Rozelle Bay, for the purpose of planting the park with indigenous species. All plants are now propagated using seeds collected from our local plants.

People and organisations that supported the building of this waterfront park include: The Maritime Services Board, The Annandale Association, The Glebe Society, Save Rozelle Bay Association, Rozelle Bay Community Native Nursery, Glebe Rowing Club, Glebe District Hockey Club, Glebe PCYC, Glebe Youth Centre, Glebe Chamber of Commerce, Balmain Association, Balmain Sinfonia, J.A. Bradshaw Earth Moving Pty. Ltd., Crescent Timber, Harold Park Trotting Association, Glenmore Meats, Qantas, The Fijian Choir, Staging Rentals, Security Self Storage -

Reg Richardson, Forest Lodge Primary School, Annandale North Public School, The Sydney Morning Herald, Channel Nine Network, Glebe and Inner Western Courier, Annandale Nursery , various restaurants and shopkeepers on Glebe Point Road, Darling Street, Booth and Johnston Streets – as well as individual households/families providing talent, time and private donations of money and the senior management and staff of Leichhardt Council with the unanimous support of elected Leichhardt Councillors going back three decades.

City of Sydney (CoS) took over the management of the park, as a result of the boundary changes in 2004. The boundary changes brought further embellishment by City of Sydney in consultation with the community and SRBA.

Following recent discussions SRBA members have had with Bicentennial /Federal Park users, it became apparent that knowledge of the creation and care of the park by the community was unknown. A commemorative installation would inform and educate the wider community about the history of the park and in particular the success of the residents and others working with Save Rozelle Bay Association (SRBA), Leichhardt Council and the City of Sydney.

Recommendation

1. That Council support the establishment of a commemorative work in Bicentennial Park in honour of the contributions the Save Rozelle Bay Association has made to the local community.
2. The Council arrange a meeting with the City of Sydney and the Save Rozelle Bay Association to explore suitable options to commemorate the Save Rozelle Bay Association at Bicentennial/Federal Park.

Officer Comment

Bicentennial Park is the City of Sydney land and so they are the authority for making decisions to do with that land. Council officers can organise a meeting with City of Sydney to discuss this request.

**ITEM 7.8 BANNERS AND ASSISTANCE TO WAR (WESTCONNEX
ACTION ROZELLE)**

Division	Motions of which Due Notice has been given
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Cr Porteous**Recommendation**

That Council:

1. Erects Banners which communicate council and the community's strong opposition to the WestConnex project with wording agreed in liaison with WAR.
2. Provide assistance to WAR to enable them to campaign against WestConnex.
3. Prepare and circulate an information flyer on WestConnex in line with Council's position and providing information on the M4-M5 tunnel

Officer comment: Acting General Manager and Manager Legal Services

I am concerned about two aspects of this motion: "*That Council provide assistance*" and that "*Council prepare and circulate...information*".

My concern stems from the letters sent recently from another group, the WestConnex Action Group. This Group sought Council's agreement to start legal action against RMS based on legal advice which turned out to be in error. To its credit the group itself admitted that error as soon as it was pointed out. If "assistance" amounts to "financial assistance" this needs to be spelled out, and Council needs to have some quality assurance to guarantee we are not supporting actions based on incorrect or flawed advice obtained by the group.

Various groups have also alleged that certain houses would be compulsorily acquired, when there is no evidence of that at present.

I am concerned about the possibility of what the case law on acquisitions used to refer to as "blight": when it is known or suspected that a property or an area will be subject to compulsory acquisition the market reacts by downgrading the value of properties. Buyers are unwilling to buy if a property is about to be acquired, or if the market suspects that is. The market often makes assumptions on the basis of false or erroneous indicators. If the group concerned (with or without Council's assistance) panics the market into thinking that an acquisition is imminent, that action may itself depress prices.

If acquisitions proceed, the market value under s55 of the *Land Acquisition (Just Terms Compensation) Act 1991* will be automatically depressed by the expectation.

Perversely, raising the issue and creating an expectation that property values may fall will damage the very people who will be trying to increase compensation.

My concern is that in assisting with information Council may act on false or flawed information, in which case, homeowners may have a cause of action against Council for unwittingly depressing home prices.

This is not to oppose the motion, or the Council's long stated opposition to WestConnex which was repeated by the Mayor and Councillors at the Balmain Town Hall meeting on Sunday 17 April.. If the motion is supported, any advertising sponsored or supported by Council must be vetted by Council. Any Council supported information must be accurate beyond reproach.

I advise that any Council sponsored information must be approved by the General Manager personally before being distributed with Council's fiat.

ITEM 7.9 PARKING METERS

Division	Motions of which Due Notice has been given
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Cr Channells**Background**

Over a decade ago parking meters were introduced into the municipality as a means of assisting in the management of parking spaces as well as raising revenue for council.

Since their introduction the charges for parking have continued to increase with many residents concerned that the meters are now more about raising revenue than managing parking.

The introduction of 30 minute free parking in main streets was welcomed by residents but charges for the hourly parking rate have continued to increase disproportionately.

An example of this is that at the time parking meters were originally introduced they were also installed in Glebe which was then part of Leichhardt Council. The current charges for parking along Glebe Point Road are \$2.70 per hour in peak times and \$1.70 per hour in off peak. The peak time period is 8am to 6pm Monday to Friday. Off peak is Monday to Friday 6pm to 10pm and Saturday and Sunday 8am to 10pm.

The above contrast with parking charges along Darling Street Balmain and Rozelle which are currently up to \$4.30 per hour.

In addition to the above charges Leichhardt Council is in the process of developing the 2016/17 draft budget which is again proposing to increase parking rates in the municipality.

Whilst parking is continually going to be constrained within the municipality other methods such as monitoring and enforcing parking time limits should be sufficient to maintain turnover of parking spaces.

Recommendation

That Council consult with the community as part of the draft budget consultation process and report back to Council;

1. On a plan to remove Council's dependence on Parking meter revenue and remove parking meters from across the municipality as soon as possible and within a financially responsible timeframe commencing in FY2016/17.
2. On reducing parking meter charges to rates similar to those currently in Glebe.