

Council Meeting

MINUTES OF MEETING 07/05 - 16 August, 2005

Meeting Commenced at 6.37 pm.

PRESENT His Worship the Mayor, Councillor M Hanna, who occupied the Chair, the Deputy Mayor, Councillor S Byrne, and Councillors R Owen, S Iskandar, D Thanos, S Khan, C Hesse, P Sharpe, P Olive, B Cotter, F Byrne and V Macri.

ALSO PRESENT General Manager, Director Corporate Services, Director Development & Environmental Services, Director Technical Services, Director Community Services, Manager Administrative Services and Manager Corporate Development.

ACKNOWLEDGEMENT OF COUNTRY BY CHAIRPERSON

We meet today on the special land of the Cadigal Wangal People and I acknowledge their care of the land over many generations and celebrate their ongoing survival and achievements in today's society.

CONDOLENCES

The Mayor, on behalf of Council, extended his condolences to the people of Cyprus and Larnaca, Council's Sister City, for their losses in the recent plane disaster.

PERIOD OF SILENCE FOR PRAYER, PLEDGE OR CONTEMPLATION

APOLOGIES

Nil

BUSINESS

DISCLOSURE OF INTERESTS

File Ref: 4084

The following Councillor indicated the following matter in the Business Paper where they have a Conflict of Interest, and the nature of that interest is as follows:

Item Nos	Councillor	Nature of Interest	Pecuniary/Non Pecuniary
ES 26	P Sharpe	Lives close to the property	Pecuniary Will not speak or vote

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CONFIRMATION OF MINUTES

File Ref: 4322

- 5672** **RESOLVED:** On the Motion of Councillor Hanna, seconded by Councillor Thanos, **THAT** the Minutes of the Council Meeting 06/05, held on Tuesday, 26 July 2005, and Minutes of CDM Meeting 07/05, held on Tuesday, 2 August 2005 as circularised, be **CONFIRMED**.

For Motion: Unanimous

SUSPENSION OF STANDING ORDERS
OPEN COMMITTEE OF THE WHOLE

- 5673** **RESOLVED:** On the Motion of Councillor Hanna, seconded by Councillor S Byrne, **THAT:**

1. Standing Orders be suspended to allow items to be brought forward and for members of the public to address Council in relation to those items as follows:

Item ES 26 Mr Greg Khoury
Item GM 60 Mr Kevin Dawson

2. Council resume Standing Orders at the completion of each address to allow Council to consider the particular item.

For Motion: Unanimous

Councillor Sharpe temporarily left the meeting at 6.42 pm as she had disclosed an interest in Item ES 26.

Councillors Thanos and S Byrne temporarily left the meeting at 6.42 pm.

ES 26 CAR PARK PROPOSAL FOR NEWTOWN ENTERTAINMENT
PRECINCT

File Ref: S4590-02

Mr Greg Khoury addressed the meeting.

Councillor Thanos returned to the meeting at 6.43 pm.

Councillor S Byrne returned to the meeting at 6.45 pm.

Councillor S Byrne temporarily left the meeting at 6.47 pm and returned at 6.48 pm.

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A **MOTION** was moved by Councillor S Byrne, seconded by Councillor F Byrne, **THAT** the Recommendation of the Technical Services Committee as appearing on the Business Paper be **ADOPTED** with the correction to replace the word “restrictions” with “initiatives” to accurately reflect the Committee’s resolution.

An **AMENDMENT** was moved by Councillor Thanos, seconded by Councillor Owen, **THAT:**

1. Council defer the feasibility study into the proposed carpark at the SRA land at the end of Station Street, Enmore.
2. Council organises a conference with local residents and other interested parties of the Newtown Entertainment Precinct area to discuss further alternatives/ initiatives for the Newtown Entertainment Precinct area including but not limited to the proposed carpark at the SRA land at the end of Station Street, Enmore.
3. a report come back to Council discussing the findings of the community consultation for Council to make a decision re the feasibility study mentioned in Part 1 of the options that may arise out of the conference.
4. Council inform the SRA that it is discussing various options that may include the SRA land on a temporary or ongoing basis; and request consultation with the SRA to clarify its future intentions for this land.

The **AMENDMENT** was put to the vote and was **CARRIED**.

For Motion: Councillors Hanna, Thanos, Cotter, Owen, Macri and Iskandar.
Against Motion: Councillors S Byrne, F Byrne, Hesse, Khan and Olive.
Absent: Councillor Sharpe.

5674 The **AMENDMENT** became the **MOTION** and was put to the vote and was **CARRIED**.

For Motion: Councillors Hanna, Thanos, Cotter, Owen, Macri, Iskandar, S Byrne, F Byrne and Khan.
Against Motion: Councillors Olive and Hesse.
Absent: Councillor Sharpe.

Councillor Sharpe returned to the meeting at 7.03 pm.

GM 60 **COOKS RIVER MOTOR BOAT CLUB - REQUEST FOR SUPPORT WITH GRANT APPLICATION TO REFURBISH JETTY**

File Ref: 10879-02

Mr Kevin Dawson addressed the meeting.

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A **MOTION** was moved by Councillor Thanos, seconded by Councillor Owen, that the Recommendation as appearing on the Business Paper be **ADOPTED** with an amendment that Council give public notice of its intention to grant financial assistance and that point 1 be amended to state that the jetty be rebuilt at an appropriate location nearby and an additional point be included to require that the Club enter into an Agreement with Council to guarantee public access and maintenance of the new jetty.

An **AMENDMENT** was moved by Councillor Olive, seconded by Councillor Hesse, **THAT** the Motion be adopted with the amendment that Council contribute 50% and the Cooks River Motor Boat Club contribute 50% of the funds required to match the grant.

The **AMENDMENT** was put to the vote and was **LOST**.

For Motion: Councillors Olive and Hesse.

Against Motion: Councillors Hanna, S Byrne, F Byrne, Cotter, Owen, Sharpe, Macri, Khan, Iskandar and Thanos.

5675 The **MOTION** was put to the vote and was **CARRIED**.

For Motion: Councillors Hanna, S Byrne, F Byrne, Cotter, Owen, Sharpe, Macri, Olive, Iskandar, Khan and Thanos.

Against Motion: Councillor Hesse.

COMMUNITY SERVICES

MATTERS ARISING FROM THE COMMUNITY SERVICES COMMITTEE MEETING

5676 IT WAS RESOLVED BY THE COUNCIL, ON THE MOTION OF COUNCILLOR THANOS, SECONDED BY COUNCILLOR MACRI, TO ADOPT THE RECOMMENDATIONS OF THE COMMUNITY SERVICES COMMITTEE AS APPEARING ON THE BUSINESS PAPER FOR THE FOLLOWING ITEMS:

CD 20 **UPDATE OF COMMUNITY GRANTS POLICY**
File Ref: 1873

CD 21 **RESPONSE TO THE INTEGRATED ACCESSIBLE TRANSPORT PLANNING FOR MARRICKVILLE**
File Ref: 266

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- CC 13 **NEWTOWN RAILWAY BRIDGE ART BOARD PROJECT**
File Ref: 3375-02
- CC 14 **MARRICKVILLE ARTS GRANTS SCHEME 2005**
File Ref: 1678
- CS 19 **ACTIVE AFTER SCHOOL COMMUNITIES GRANTS FOR
OUTSIDE SCHOOL HOURS CARE**
File Ref: 3078
- CS 20 **FAMILY DAY CARE NETWORK SUPPORT FUNDING
AGREEMENT WITH THE COMMONWEALTH DEPARTMENT OF
FAMILY AND COMMUNITY SERVICES**
File Ref: 40
- CF 5 **PROPOSED FUTURE MANAGEMENT OF COUNCIL'S
SWIMMING POOLS**
File Ref: 849

For Motion: Unanimous

CORPORATE SERVICES

FINANCE MATTER

- FS 15 **COUNCIL'S INVESTMENTS AS AT 30 JUNE 2005**
File Ref: 399

5677 **RESOLVED:** On the Motion of Councillor Khan, seconded by Councillor Thanos, **THAT** the Recommendation of the Corporate Services Committee as appearing on the Business Paper be **ADOPTED**.

For Motion: Unanimous

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TECHNICAL SERVICES

ENGINEERING MATTER

ES 27 APPLICATION TO RE-ESTABLISH "ALCOHOL FREE ZONES" IN KING STREET AND NEWTOWN SQUARE

File Ref: 8559

5678 RESOLVED: On the Motion of Councillor Hesse, seconded by Councillor Hanna, **THAT** the Recommendation of the Technical Services Committee as appearing on the Business Paper be **ADOPTED**.

For Motion: Unanimous

PROPERTY SERVICES MATTER

PW 13 PURCHASE OF NO. 1-3 WENTWORTH STREET, TEMPE

File Ref: P5140.210-02

5679 RESOLVED: On the Motion of Councillor Hesse, seconded by Councillor Hanna, **THAT** the Recommendation of the Technical Services Committee as appearing on the Business Paper be **ADOPTED**.

For Motion: Unanimous

GENERAL MANAGER'S REPORTS

5680 IT WAS RESOLVED BY THE COUNCIL, ON THE MOTION OF COUNCILLOR HANNA, SECONDED BY COUNCILLOR S BYRNE, TO ADOPT THE RECOMMENDATIONS AS APPEARING ON THE BUSINESS PAPER FOR THE FOLLOWING ITEMS:

GM 51 OUTSTANDING CONFERENCES AND REPORTS REQUESTED BY COUNCILLORS

File Ref: 4577-03

GM 52 PETITIONS RECEIVED

File Ref: 4577-03

GM 53 COUNCILLORS' ACCESS TO INFORMATION

File Ref: 4015-04

GM 54 FEDERAL WORKPLACE RELATIONS REFORMS

File Ref: 1338

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GM 55 CHANGES TO THE LOCAL GOVERNMENT ACT

File Ref: 1234

For Motion: Unanimous

GM 56 INTERNATIONAL LIVEABLE COMMUNITIES AWARD

File Ref: 1248

5681 **RESOLVED:** On the Motion of Councillor Hanna, seconded by Councillor Hesse, **THAT** the Recommendation as appearing on the Business Paper be **ADOPTED**, and that Councillors interested in attending nominate their interest to the Mayoral Secretary by 15 September 2005, with the first Councillor indicating their interest to attend the award presentation.

For Motion: Unanimous

GM 57 2005 NATIONAL ASSEMBLY OF LOCAL GOVERNMENT

File Ref: 512

5682 **RESOLVED:** On the Motion of Councillor Thanos, seconded by Councillor S Byrne, **THAT** the Recommendation as appearing on the Business Paper be **ADOPTED**, with Councillor Iskandar to attend the National Assembly of Local Government, together with other interested Councillors who nominate by 9 September 2005.

For Motion: Unanimous

GM 58 LOCAL GOVERNMENT ASSOCIATION OF NSW - ANNUAL CONFERENCE 22-26 OCTOBER 2005

File Ref: 1508

5683 **RESOLVED:** On the Motion of Councillor S Byrne, seconded by Councillor P Sharpe, **THAT** the Recommendation as appearing on the Business Paper be **ADOPTED**, and that:

1. Council's four delegates to the Conference be Councillors F Byrne, Khan, Hanna and Owen;
2. all other Councillors may attend as observers if they choose; and
3. Council submits the following Motion to the Conference:

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“THAT the Association:

- supports the development of car sharing schemes; and
- calls on the RTA to make the relevant policy changes as soon as possible to facilitate the provision of dedicated on-street parking spaces for car share vehicles”.

For Motion: Unanimous

GM 59 OPTIONS PAPER FOR ONE LOCAL GOVERNMENT ASSOCIATION IN NSW

File Ref: 4264-05

A **MOTION** was moved by Councillor S Byrne, seconded by Councillor Thanos, **THAT** the Recommendation as appearing on the Business Paper be **ADOPTED** and that Council make a submission as follows:

THAT Council:

1. supports in principle, the proposed merging of the two Associations so that Local Government has one representative voice in NSW;
2. notes that under the current rules of the Local Government Association of NSW, ten (10) country members of the Executive are elected in one ballot;
3. notes further that the Options Paper establishes single member electorates for most or all country members of the new Executive;
4. has strong reservations about country electorates for the Executive being established where less than ten (10) people are elected; and
5. replies to the President of the Local Government Association of NSW detailing the above.

Councillor Thanos temporarily left the meeting at 7.33 pm and returned at 7.34 pm.

An **AMENDMENT** was moved by Councillor Sharpe, seconded by Councillor Owen, **THAT** the Recommendation be **ADOPTED** with the deletion of points 2, 3 and 4.

Councillor Iskandar temporarily left the meeting at 7.43 pm.

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The **AMENDMENT** was put to the vote and was **LOST**.

For Motion: Councillors Cotter, Sharpe and Owen.

Against Motion: Councillors Hanna, S Byrne, F Byrne, Macri, Khan, Thanos, Hesse and Olive.

Absent: Councillor Iskandar.

5684 The **MOTION** was put to the vote and was **CARRIED**.

For Motion: Councillors Hanna, S Byrne, F Byrne, Macri, Khan, Thanos, Hesse and Olive.

Against Motion: Councillors Cotter, Sharpe and Owen.

Absent: Councillor Iskandar

GM 61 **AUDIT COMMITTEE MEETING HELD ON 9 AUGUST 2005**

File Ref: 7105-05

5685 **RESOLVED:** On the Motion of Councillor Hanna, seconded by Councillor S Byrne, **THAT** the Recommendation as appearing on the Business Paper be **ADOPTED**.

For Motion: Unanimous

Absent: Councillor Iskandar

Councillor Iskandar returned to the meeting at 7.53 pm.

GM 62 **REPORT ON MAJOR PROJECTS**

File Ref: 1877

A **MOTION** was moved by Councillor S Byrne, seconded by Councillor Khan, **THAT** the Recommendation as appearing on the Business Paper be **ADOPTED** with an amendment that point 2 be deleted and the remaining points be renumbered with the new point 2 to state that Councillors Olive, Macri and Sharpe be nominated for the Major Projects Steering Committee.

An **AMENDMENT** was moved by Councillor Cotter, seconded by Councillor Thanos, **THAT** the **MOTION** be adopted with the amendment that point 4 be amended to provide that any future report submitted to Council include information on the impact and effect on viability of the aquatic facilities of the Leichhardt Facility upgrade.

The **AMENDMENT** was put to the vote and was **CARRIED**.

For Motion: Unanimous

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5686 The **AMENDMENT** became the **MOTION** and was put to the vote and was **CARRIED**.

For Motion: Unanimous

GM 63 **JULY 2005 BUDGET REVIEW**

File Ref: 328

5687 **RESOLVED:** On the Motion of Councillor Hanna, seconded by Councillor Macri, **THAT** the Recommendation as appearing on the Business Paper be **ADOPTED**.

For Motion: Unanimous

GM 64 **REVOTES OF UNEXPENDED 2004/2005 BUDGET ALLOCATIONS**

File Ref: 327

5688 **RESOLVED:** On the Motion of Councillor Hanna, seconded by Councillor Thanos, **THAT** the Recommendation as appearing on the Business Paper be **ADOPTED**.

For Motion: Unanimous

GM 65 **DRAFT FINANCIAL REPORTS FOR YEAR ENDED 30 JUNE 2005**

File Ref: 1909

5689 **RESOLVED:** On the Motion of Councillor Hanna, seconded by Councillor Macri, **THAT** the Recommendation as appearing on the Business Paper be **ADOPTED**.

For Motion: Unanimous

NOTICES OF MOTION

NM 18 **NATIONAL UNION OF STUDENTS CAMPAIGN AGAINST VOLUNTARY STUDENT UNIONISM**

File Ref: 4056-03

A **MOTION** was moved by Councillor Khan, seconded by Councillor Hesse, **THAT** the Motion as appearing on the Business Paper be **ADOPTED** with an amendment that Council advise both the STU and the National Union of Students of Council's resolution.

Councillors Cotter and Macri temporarily left the meeting at 8.02 pm and returned at 8.04 pm.

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An **AMENDMENT** was moved by Councillor Thanos, seconded by Councillor S Byrne, **THAT** the Motion be **ADOPTED** with the amendment that it also be submitted by Council for consideration at the NSW and National Local Government Association Conferences.

The **AMENDMENT** was put to the vote and was **CARRIED**.

For Motion: Unanimous

5690 The **AMENDMENT** became the **MOTION** and was put to the vote and was **CARRIED**.

For Motion: Unanimous

NM 19 **MEET THE CANDIDATES**

File Ref: 4056-03

5691 **RESOLVED:** On the Motion of Councillor F Byrne, seconded by Councillor Hesse, **THAT** the Motion as appearing on the Business Paper be **ADOPTED**.

For Motion: Unanimous

Meeting closed at 8.15 pm

CHAIRPERSON