

LEICHHARDT MUNICIPAL COUNCIL

MINUTES of ORDINARY MEETING of Leichhardt Municipal Council held in the Council Chambers Leichhardt Town Hall, Norton Street, Leichhardt on **25 July 2006**.

Present at the commencement of the meeting; His Worship the Mayor, N. Dyer in the chair, Councillors C. Allen, D. Cobley-Finch, K. Hamilton, V. Hannaford, M. McKenzie, A. Murphy J. Parker, M. Sheehan, R. Webb & C. Windsor.

Staff Present : General Manager, Director Corporate & Information Services, Director Environmental & Community Management, Director Infrastructure & Service Delivery, Manager Property & Commercial Services, Manager Administration Services and Media & Public Affairs Officer.

Meeting Commenced: 7.13pm

BUSINESS:

**** AUSTRALIAN RED CROSS**

Mr Robert Tickner from the Australian Red Cross was at the meeting to accept Council's sponsorship donation cheque and to renew our partnership.

**** MR ISSY WYNER**

Mr Issy Wyner (former Leichhardt Mayor & Councillor) was honoured and a presentation made for his 90th birthday.

**** CONFIRMATION AND/OR CORRECTIONS OF MINUTES ORDINARY AND SPECIAL MEETING**

(a) BUILDING & DEVELOPMENT COMMITTEE MEETING

C222/06 RESOLVED COBLEY-FINCH/ALLEN

That the Minutes of the Building & Development Committee Meeting held 14 June 2006 be confirmed as a true and accurate record of the meeting.

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(b) **BUILDING & DEVELOPMENT COUNCIL**

C223/06 RESOLVED COBLEY-FINCH/ALLEN

That the Minutes of the Building & Development Council Meeting held 20 June 2006 be confirmed as a true and accurate record of the meeting.

(c) **ORDINARY MEETING**

C224/06 RESOLVED COBLEY-FINCH/ALLEN

That the Minutes of the Ordinary Meeting held 27 June 2006 be confirmed as a true and accurate record of the meeting.

**** APOLOGIES AND/OR CONDOLENCES**

C225/06 RESOLVED PARKER/COBLEY-FINCH

That apologies be given and leave of absence be granted for Councillor Porteous until Thursday 10 August 2006.

**** DECLARATION OF PECUNIARY INTEREST**

Councillor Sheehan – Item 4 (NSW Writers’ Centre – Request for fee waiver of Leichhardt Town Hall)

Councillor Murphy – Item 1 of Committee of the Whole (Waste Haulage Tender)

**** MAYORAL MINUTES**

C226/06 RESOLVED COBLEY-FINCH/SHEEHAN

That the Mayoral Minutes be deferred and considered later in the meeting.

CARRIED UNANIMOUSLY

**** SUSPENSION OF STANDING ORDERS**

C227/06 RESOLVED WINDSOR/ALLEN

That Standing Orders be suspended and Item 3 of the Committee of the Whole and items 4,10,15, 17A & 19 in open Council be brought forward and dealt with now.

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**ITEM 3 PROPOSED ACQUISITION – 13 HEARN STREET, LEICHHARDT
(Committee of the Whole)**

C228 /06 RESOLVED SHEEHAN/MURPHY

That this item be dealt with in Open Council.

CARRIED UNANIMOUSLY

The owner of the property addressed Council in respect of this item.

C229 /06 RESOLVED SHEEHAN/MURPHY

1. That Council delegate authority to the General Manager to purchase the property known as 13 Hearn Street, Leichhardt and to execute all documents required to give effect to this.
2. That the purchase be funded initially by internal loan from the s. 94 Traffic and Access Plan to the s. 94 Open Space and Recreation Plan to be repaid over 5 years.
3. That upon acquisition by Council of 13 Hearn Street, Leichhardt, Public Notice be given under section 34 of the Local Government Act, 1993 of a proposed resolution that it be classified as operational land.
4. That the property be rented until Council is in a position to convert it to open space, with the net rent paid into the s. 94 Open Space and Recreation Plan.

CARRIED UNANIMOUSLY

**4. NSW WRITERS' CENTRE – REQUEST FOR FEE WAIVER OF
LEICHHARDT TOWN HALL**

Cr Sheehan declared an interest in respect of this matter and left the meeting during consideration of the item.

C230/06 RESOLVED DYER/COBLEY-FINCH

1. That the NSW Writers' Centre receive a full fee waiver for the use of Leichhardt Town hall from 24-27 November 2006.
2. The standard \$500 refundable bond be charged
3. The NSW Writers Centre be given access to the Councillors' Room (no fee applicable) on 25 & 26 November 2006.

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CARRIED UNANIMOUSLY

10. MINUTES OF THE PLANNING COMMITTEE

C231/06 RESOLVED SHEEHAN/COBLEY-FINCH

That Council adopt the minutes of the Planning Committee held on 13 July 2006 subject to the following change to Item 6 of that meeting to read as follows;

Item 6 - WORKING HARBOUR

“Council resolve to provide in kind support to a weekend workshop run by the community in conjunction with John Mant & Associates involving the community, key organisations and individuals to be held in the Balmain Town Hall on the 19th and 20th August 2006 to develop a proposal for a community plan for the White Bay area and its surrounds.

Council will assist with transport by providing funding for a private bus if the Council bus is not available on the days of the workshop.”

CARRIED UNANIMOUSLY

15. MINUTES OF LOCAL TRAFFIC COMMITTEE

C232/06 RESOLVED PARKER/WEBB

That Council adopt the minutes of the Local Traffic Committee held in June 2006.

CARRIED UNANIMOUSLY

MATTER ARISING FROM ITEM 15 - STYLES STREET

C233/06 RESOLVED PARKER /HAMILTON

That Council recognises the need to provide safe pedestrian access in our community and notes with concern the view of the RTA that Styles Street has insufficient pedestrians to warrant a 40kph speed limit.

Accordingly, Council write to the local Member, the Minister of Education and the Minister of Roads highlighting;

- The fact that there are four schools and two child care centres being either on or close by the street
- The contradiction between the government walk to school policy and the position of the RTA

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The Council therefore writes to the local member and the Minister of Education to advocate to the Minister of Roads and the RTA on behalf of residents and pedestrians to support a 40kph limit.

Furthermore, that a report be presented to the next Council meeting on the progress of the works that will be undertaken and planned by Council on Styles Street including a report on the request to the RTA for a tonnage limit for Styles Street and a review of the 2003 resolution regarding pedestrian access around Whites Creek. Further that Council undertake a survey of pedestrian use in the street to provide more detailed information on the usage of the street by pedestrians.

CARRIED UNANIMOUSLY

17A. LAMBERT OVAL – REQUEST BY APIA LEICHHARDT TIGERS FOR LEASE

C234/06 RESOLVED PARKER/COBLEY-FINCH

That the matter be deferred and considered at the August 2006 Ordinary Meeting.

CARRIED UNANIMOUSLY

19. FESTIVALS FOR PEACE

Note, this item was dealt with in conjunction with item 24 as it related to the same matter.

C235/06 RESOLVED COBLEY-FINCH/HAMILTON

That Council co-host the Festival for Peace, along with peace groups from Leichhardt, Marrickville, Newtown and Parramatta, providing funding and in kind support to promote the event on 23 September at Pioneer Park.

CARRIED UNANIMOUSLY

**** SUSPENSION OF STANDING ORDERS**

C236/06 RESOLVED PARKER/SHEEHAN

That Standing Orders be suspended and Items 3,5,20,21,22 & 23 be brought and dealt with now.

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3. SUNRISE CHILDREN'S ASSOCIATION – REQUEST FOR FEE WAIVER OF LEICHHARDT TOWN HALL

C237/06 RESOLVED SHEEHAN/ALLEN

1. That the Sunrise Children's Association be granted a full fee waiver for the use of the Leichhardt Town Hall on 11 September 2006.
2. The standard \$500 refundable bond be charged.

CARRIED UNANIMOUSLY

5. CANCER COUNCIL – RELAY FOR LIFE 2006

C238/06 RESOLVED MURPHY/WEBB

1. Council sponsor a table of 10 at the launch of Relay for Life on 18 August 2006 at Castel D'Oro Function Centre, Five Dock at a cost of \$950.00.
2. That Council provide in kind support with promoting the Relay for Life event through the corporate column and media releases.

CARRIED UNANIMOUSLY

20. MUA – HOWARD THROWS WORKERS OVERBOARD

Background

The decision of the Norwegian company to change the MT Stolt Australia to a Cayman Island flag and to sack 18 Australian crew members is the latest example of the Howard government's undermining Australian shipping and Australian values. The company intends to give the shipping crew jobs to Filipino workers who will work for 'third world' pay and conditions.

The employment of guest workers on ships docking at Australian ports exposes the federal government's hypocrisy on national security. Australian seafarers are subject to rigorous security clearances while the guest workers are not. This increases the possibility of terrorism or drug and weapons importation at our ports.

Ships operating under flags of convenience are involved in more accidents. This puts our coast and marine environment at great risk.

C239/06 RESOLVED MCKENZIE/WINDSOR

That Council;

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1. Congratulates the crew of the Stolt Australia and the Maritime Union of Australia for their campaign to retain the Stolt Australia as an Australian flagged and Australian crewed vessel
2. Congratulates the MUA for their ongoing campaign to resist the Howard government's WorkChoices and for their work to ensure Australian shipping is one of the most competitive in the world.
3. Resolves to write to Prime Minister Howard denouncing his policy on guest workers, a policy that undermines Australian pay, values and conditions,
4. Resolves to donate \$1,000 to the MUA for their campaign opposing the Howard government's industrial relations regime and for Australian crewed ships.

The vote for and against the above resolution was;

	FOR	AGAINST
Vera-Ann Hannaford		X
Nick Dyer		X
Jamie Parker	X	
Kate Hamilton	X	
Michele McKenzie	X	
Alice Murphy	X	
Maire Sheehan	X	
Carolyn Allen	X	
Damian Cobley-Finch	X	
Robert Webb	X	
Chris Windsor	X	

21. HERITAGE INCENTIVES

Background

Council has been looking at ways to maintain the heritage character of the municipality and has recently included additional properties on its register. Some owners were uncertain of the impact of this and concerned that there may be additional costs in maintaining a heritage property. We have discussed numerous ways of providing incentives for owners and of assisting them in understanding how to improve & maintain their properties but to date have not implemented any strategy which would provide an incentive.

There are several instances where owners of listed properties are required to submit a DA where this would not otherwise be required. Council's Exempt and Complying DCP does not allow works which are along the Primary Street Frontage for locally

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listed properties and under SREP (Sydney Harbour Catchment) 2005 Clause 76A (6) of the EPA Act 1979 complying development does not apply to land that 'comprises, or on which there is, an item of environmental heritage'. In the case of application for Tree Removal, the DA fee required is greater than the normal tree application fee.

If we are able to waive the fee we are making a small contribution to the additional cost imposed in these cases. Waiving the fee does not compromise the process as the applicant still has to submit an application, provide heritage assessment and wait the processing period. Cost to Council would be in advertising and staff time etc which should be paid for by the community at large in recognition of the contribution of heritage to our community identity.

C240/06 RESOLVED ALLEN/COBLEY-FINCH

In recognition that Council does impose additional costs on owners of heritage listed properties, where the owner of a heritage listed property is required to submit a DA for work where a DA would NOT be required were the property not listed, the DA fee be waived or the fee charged be the same as it would be if the property was not listed.

CARRIED UNANIMOUSLY

22. CALLAN PARK – MENTAL HEALTH MARCH & RALLY

Background:

Friends of Callan Park will be holding a Mental Health March and Rally at Callan Park on the 29th of October, 2006. All councillors and community will be encouraged to attend.

C241/06 RESOLVED MCKENZIE / PARKER

That Leichhardt Council provide leaflets and distribution, plus advertising support in their local columns, plus whatever constitutes in kind support such as management of stage, pa, portable toilets, a banner, waste facility and clean up in consultation with the Friends of Callan Park.

CARRIED UNANIMOUSLY

23. LAND CLEARING

Background

Councillors have recently become aware of the issue of ongoing large-scale clearing of native vegetation or "land clearing" in NSW and the negative environmental impacts it is causing.

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While the NSW Government promised to stamp-out this practise in the lead-up to the 2003 State election, land clearing is continuing at an alarming rate, most of it illegally, and all of it without penalty.

The negative environmental and economic impacts of land clearing have been well documented. In November 2002, The Wentworth Group of Concerned Scientists, a group of pre-eminent Australian scientists stated that “..stopping the broadscale destruction of native vegetation is the single most important action the Queensland, New South Wales and Tasmanian governments can take to protect the future of Australia’s landscapes.”¹

In March 2003 the NSW State Government pledged to end land clearing if it was returned to power. In November of that year it passed new laws outlawing some forms of land clearing, and provided a funding package of \$430million to assist landholders.

Despite the introduction of these laws the NSW Government has not fulfilled its promise. Land clearing has continued unabated and the Government has failed to prosecute offenders.

It is understood that in the past two years, despite receiving hundreds of alleged breach notifications, the NSW Department of Natural Resources has failed to bring one single prosecution.

Furthermore, there are more than 4 million hectares of forests and woodlands on private land in NSW that can be logged or clear felled without any meaningful environmental controls because of loopholes in the legislation.

Concerned environmental groups estimate that in NSW there are currently 100,000 hectares of native bushland still being destroyed by bulldozers every year, mostly illegally – this equates to the destruction of 6 Sydney Cricket Grounds of native bush every hour of every day.

According to The Wilderness Society land clearing:

- a. Is the number one cause of dryland salinity, costing the agricultural sector millions of dollars
- b. Is currently threatening the population of 295 species in NSW and
- c. Contributes to over 6% of current Greenhouse Gases in NSW.

Apart from the environmental impacts, this failure by NSW to enforce legislation is unfair to those responsible landholders who are abiding by the law.

¹ *Blueprint For a living Continent: A Way Forward From The Wentworth Group of Concerned Scientists*, WWF Australia, 1 Nov 2002, p. 11

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In contrast, Queensland has backed up a policy to end land clearing with effective legislation and a demonstrated will to enforce laws. In that State, where land clearing was a much more serious problem, offenders are prosecuted regularly, and fines and remediation notices are issued.

To honor its election promise and take real action on land clearing the Government needs to enforce the existing laws and ensure breaches are prosecuted.

It must also immediately introduce additional controls governing logging and commercial firewood collection on private land. A strong and binding Code of Practice needs to be introduced to:

- a. Permanently protect high conservation value forests and woodlands – including mapped rainforest and oldgrowth, waterways, and rare, endangered and vulnerable plant communities.
- b. Preserve the last giants – the largest remaining trees and logs that are so important for the future survival of hundreds of birds, gliders, possums and reptiles.
- c. Save our threatened species – protect the habitat of threatened species that are harmed by logging or firewood collection such as the Koala, Squirrel Glider, and Barking Owl.

C242/06 RESOLVED

PARKER / HAMILTON

Leichhardt Council;

1. Notes that land clearing, although happening on the greatest scale in western NSW, is occurring in various forms throughout the state.
2. Notes that land clearing is having a serious impact upon the natural environment, which we all share, and depriving many endangered and vulnerable species of habitat.
3. Resolves, for the sake of our rivers, our wildlife and our farmlands, to call upon the NSW State Government to:
 - a. Deliver on its promise to end land clearing in NSW
 - b. Enforce its own laws, which the community called for over 3 years ago
 - c. Introduce a strong and binding Code of Practice to control logging and commercial firewood collection on private land.
4. That the Council writes to the Premier and the local member expressing the content of this motion.

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5. Council send a motion to the Local Government Association Conference in respect of this matter.

CARRIED UNANIMOUSLY

**** RESUMPTION OF STANDING ORDERS**

C243/06 RESOLVED PARKER/WINDSOR

That Standing Orders be resumed & Council now consider the Mayoral Minutes.

**** MAYORAL MINUTES**

1. MEASURING ORGANISATIONAL PERFORMANCE

Councillors will be aware that Council has pursued a continuous improvement program for many years to assist in providing the best possible service to the community. As part of this program, Council is required to regularly look at how services are delivered to the community and how they could be improved.

This program has resulted in significant improvements to Council services across the board including some of the following examples:

- Our parks and streetscape maintenance, particularly in the case of street cleansing and the parks themselves. In these cases, extensive benchmarking 7 or 8 years ago produced some very significant changes to our work patterns and systems. I also understand that we are now participating in a new national service called 'Yardstick' that allows councils to benchmark their management practices for parks and recreation services;
- Our garbage and recycling services that similarly embraced major improvements back in the mid 90's and only very recently have, on their own initiative, taken on board significantly more efficiency/productivity improvements;
- Improvements in our leisure and recreational services with the new Leichhardt Park Aquatic Centre, the Italian Forum library and the upcoming refurbishment of the Library at Balmain Town Hall.

Through our annual customer perception survey, Council has received positive feedback about service improvements from the community providing us with a reality check whether what we are doing works or not. So far, the feedback has been favourable but Council cannot be complacent.

As we are also well aware, our development assessment services have undergone major improvements and, whilst still early days, are now starting to show the DA

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processing benefits of the "Woods Review". As an extension to these DA improvements, we have also committed to review our legal management services.

It has been some time since we have looked at our organisation as a whole, comparing our performance to other like councils/service authorities. I am delighted however to see that on completion of the new Strategic Plan early next year, this will facilitate such a review as we subsequently examine our organisation structure to ensure it can deliver what the community wants and expects.

With infrastructure maintenance and renewal forever at the core of our municipal responsibilities, I consider it is now opportune to take fresh look at our civil construction and maintenance activities. I understand that benchmarking work has been undertaken with staff in the past and that the continuous improvement philosophy remains on going.

However an independent review of our achievements and current practices in this very extensive and important service area will no doubt identify further potential for improvements and possible resource sharing opportunities. This will involve looking at current systems and procedures in our concrete, stone and asphalt work activities including footpaths, road potholes, kerb and gutter, drains, signs and buildings maintenance.

I understand from the General Manager and Director of Infrastructure and Service Delivery that a brief for this particular study can be reasonably precise and succinct and the likely cost of such a review should be affordable.

C244/06 RESOLVED DYER

That Council endorse a review of its civil construction and maintenance service areas with a report to be submitted to Council in September on responses to the brief and expected review costs.

CARRIED UNANIMOUSLY

1A. 2006 MAYORAL ELECTION

Councillors are aware that by virtue of the Local Government Act 1993, Leichhardt Council is required to elect a Mayor and Deputy Mayor every 12 months.

The current policy of Leichhardt Council in regards to the annual election of the Mayor and Deputy Mayor is that it occurs on the Wednesday night after the September Ordinary Council meeting being 26 September 2006.

I propose that this Mayoral election be brought forward 3 weeks.

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C245/06 RESOLVED DYER

That the 2006 Mayoral election be brought forward 3 weeks and take place on Thursday 7 September 2006.

CARRIED UNANIMOUSLY

**** SUSPENSION OF STANDING ORDERS**

C246/06 RESOLVED WINDSOR/HANNAFORD

That the remaining items in the Open Council section of the Business Paper (as listed below) with the exception of 7 & 11A be dealt with concurrently and the recommendations contained in each of those reports be adopted;

Items 2,6,8,9,11,12,13,14,16,17and 18.

**** PRECIS OF CORRESPONDENCE**

2. SUMMARY OF PRECIS OF CORRESPONDENCE RESOLUTIONS

C247/06 RESOLVED WINDSOR/HANNAFORD

That the information be received and noted.

CARRIED UNANIMOUSLY

**** GENERAL MANAGER**

6. SUMMARY OF GENERAL MANAGER RESOLUTIONS

C248/06 RESOLVED WINDSOR/HANNAFORD

That the information be received and noted.

CARRIED UNANIMOUSLY

8. STRATEGIC PLAN REVIEW UPDATE

C249/06 RESOLVED WINDSOR/HANNAFORD

2.1 That Council receive and note this report and endorse the next steps as outlined for the development of the new Strategic Plan.

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- 2.2 That this report be circulated to Council's Committees, Precincts, Business Chambers and other local community groups for their information and to encourage their future participation.

CARRIED UNANIMOUSLY

**** ENVIRONMENTAL AND COMMUNITY MANAGEMENT**

9. SUMMARY OF ENVIRONMENTAL AND COMMUNITY MANAGEMENT RESOLUTIONS

C250/06 RESOLVED WINDSOR/HANNAFORD

That the information be received and noted.

CARRIED UNANIMOUSLY

11. MINUTES OF THE COMMUNITY SERVICES, SAFETY & FACILITIES COMMITTEE MEETING

C251/06 RESOLVED WINDSOR/HANNAFORD

That Council adopt the minutes of the Community Services, Safety & Facilities Committee held on 6 July 2006 with the accompanying recommendations.

CARRIED UNANIMOUSLY

**** INFRASTRUCTURE AND SERVICE DELIVERY**

12. SUMMARY OF INFRASTRUCTURE AND SERVICE DELIVERY RESOLUTIONS

C252/06 RESOLVED WINDSOR/HANNAFORD

That the information be received and noted.

CARRIED UNANIMOUSLY

13. PUNCH STREET EXTENSION – ELKINGTON PARK BALMAIN

C253/06 RESOLVED WINDSOR/HANNAFORD

- 2.1 That Council adopt the landscape Masterplan for the unmade portion of Punch Street as part of the Elkington Park Plan of Management .

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2.2 That Council proceed with implementation of the landscape embellishment of the unmade section of Punch Street in the 06 / 07 financial year.

CARRIED UNANIMOUSLY

14. 4TH QUARTER 2005/06 INFRASTRUCTURE PROGRAM UPDATE

C254/06 RESOLVED WINDSOR/HANNAFORD

That the progress of the infrastructure works program for the 4th quarter of the 2005/2006 financial year be noted.

CARRIED UNANIMOUSLY

**** CORPORATE AND INFORMATION SERVICES**

16. SUMMARY OF CORPORATE AND INFORMATION SERVICES RESOLUTIONS FROM JUNE 2006

C255/06 RESOLVED WINDSOR/HANNAFORD

That the information be received and noted.

CARRIED UNANIMOUSLY

17. STATEMENT OF INVESTMENT BALANCES AS AT 30 JUNE 2006

C256/06 RESOLVED WINDSOR/HANNAFORD

That the Statement of Investment Balances as at the 30 June 2006 be received and noted.

CARRIED UNANIMOUSLY

**** MOTIONS OF WHICH DUE NOTICE HAS BEEN GIVEN**

18. SUMMARY OF NOTICE OF MOTIONS RESOLUTIONS FROM JUNE 2006

C257/06 RESOLVED WINDSOR/HANNAFORD

That Council receive and note the report.

CARRIED UNANIMOUSLY

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**** MEETING ADJOURNED**

8.50pm The meeting adjourned at 8.50pm

**** MEETING RESUMED**

09.05pm The meeting resumed at 9.05pm with the same Councillors present.

**** RESUMPTION OF STANDING ORDERS**

C258/06 RESOLVED WINDSOR/HANNAFORD

That Standing Orders be resumed and the remaining items in the Open Council section of the business paper be dealt with now.

7. PROPOSED COMMUNITY EVENTS FUNDING PROGRAM FOR 2006/2007

C259 /06 RESOLVED ALLEN/SHEEHAN

2.1 In line with Council's guidelines giving priority to Council organised family focussed events, the following Council organised events program for 2006/07 be endorsed:

Local Government Week – August 2006	\$2,000
Dogs Day Out – November 2006	\$5,000
Christmas Lights – December 2006	\$5,000
Active / Harbourside Fun Day - March 2007	\$5,000
ANZAC Day Ceremonies – April 2007	\$1,000
Acoustica – April 2007	\$20,000
TOTAL	\$38,000

2.2 That Council fund the partnership event (Breakfast) between Council, the Red Cross and the Balmain/Rozelle Chamber amounting to \$10,000 from the Balmain/Rozelle Business Promotions budget.

2.3 That Council not advertise the second round for sponsorship of community organised events given that the Community Events Program (and budget) has been fully allocated for the 2006/07 financial year.

2.4 Council endorse the recommendations of the Community Services, Safety and Facilities Committee and a report be brought back to Council on where the funding for the additional \$4,500 will come from.

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2.5 Council explore partnerships with community groups to ensure a greater spread of community events across the Municipality.

CARRIED UNANIMOUSLY

11A. FOOTPATH LICENCES

C260/06 RESOLVED McKENZIE/SHEEHAN

2.1 That the General Manager be authorised to vary footpath license fees by refunding on a pro rata basis for the period of which they are unusable, in the circumstance where Council is conducting footpath restoration or maintenance that extends for a week or more. This is to be applied retrospectively from 1 January 2006.

2.2 To implement a process for the rebating of footpath license fees to ensure that the rebate is considered justifiable and equitable to all parties (Council and Licensees).

To ensure an equitable process, it is proposed that;

- a. Triplicate "Works Record Books" be designed to record street works.
- b. That Council's Supervising Officer ensures that the "Work Record Book" is filled in for every premises (with footway license), which is affected by Council's restoration works, details to be recorded, ie;
 - * Commencement date
 - * Finish date
 - * License Number Recorded
(this is displayed on laminated lic)
 - * Is License Quarterly or Annual
(this is displayed on laminated lic)
 - * To be signed off by Crew Supervisor
 - * To be signed off by Shop Owner / Licensee
- c. 1st Copy of Work Record to be retained for the Shop Owner / Licensee Records
- d. 2nd Copy of Work Record to be forwarded to Compliance Division for processing.
- e. 3rd Copy of Work Record to be retained by Construction Crew Supervisor / Infrastructure & Service Delivery.

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The implementation of a triplicate work record will ensure that all parties are agreed on the length of time that the footway was unusable.

This system ensures due process by staff members in relation to the waiving of fees.

2.3 That all Work Book Records be forwarded to Compliance Division on a weekly basis to ensure prompt adjustments of "License Invoicing".

2.4 Quarterly Footpath Occupation Fees;

That Council exhibit the following amendment to the fees and charges as shown in the 2006/2007 Management Plan and that if adopted by Council following exhibition, that the reduced fee retrospectively apply from 1 July 2006.

That Council give public notice of (proposed changes to fees) for 28 days, seek submissions and report the matter back to Council.

	Annandale / Camperdown	Amt - \$
	Main Street – Quarterly Fee	71.00
	Other Street – Quarterly Fee	40.00
	Balmain / Birchgrove	
	Main Street – Quarterly Fee	110.00
	Other Street – Quarterly Fee	71.00
	Leichhardt / Lilyfield	
	Main Street – Quarterly Fee	102.00
	Other Street – Quarterly Fee	63.00
	Rozelle	
	Main Street – Quarterly Fee	78.00
	Other Street – Quarterly Fee	40.00

CARRIED UNANIMOUSLY

24. FESTIVALS OF PEACE

This matter was considered earlier at the meeting in conjunction with Item 19. See Resolution Number C235 /06 on page 5 of these minutes.

** QUESTIONS WITHOUT NOTICE

NIL

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CHAIR

LEICHHARDT MUNICIPAL COUNCIL

The following items are listed for consideration by Council in Committee of the Whole with the press and public excluded, in accordance with the provisions of Section 10A 2 (d) of the Local Government Act, 1993.

Council resolved to meet in the Committee of the Whole at 9.32pm with the press and public excluded after a MOTION (COBLEY-FINCH / PARKER) to that effect was CARRIED.

COMMITTEE OF THE WHOLE

1. WASTE HAULAGE TENDER

Cr Murphy declared an interest in respect of this matter and left the meeting during consideration of the item.

CW7/06 RECOMMENDATION COBLEY-FINCH/HANNAFORD

- 2.1 That Council accept and award the conforming tender submission from Usshers Waste Pty Ltd as per the tendered rates.
- 2.2 That Council delegate the Manager Works & Waste to negotiate with Usshers Waste Pty Ltd on their non conforming tender submission utilising existing containers which are in excess of three years old to ensure that the containers can be modified to meet the specifications of the tender if they were utilised as part of this contract.
- 2.3. That Council delegate the Manager Works & Waste to negotiate the mobile supply of biodiesel to Usshers Waste Pty Ltd through Council's supplier, Mini Tankers Australia and if successful renegotiate haulage rates according to the differential fuel costs between biodiesel and standard petro diesel.

2. TELECOMMUNICATIONS TENDER

CW8/06 RECOMMENDATION WINDSOR/MCKENZIE

That the matter be deferred and considered at the August Ordinary Meeting.

The votes for and against the above resolution was;

	FOR	AGAINST
Vera-Ann Hannaford	X	
Nick Dyer		X
Jamie Parker	X	
Kate Hamilton	X	

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CHAIR

LEICHHARDT MUNICIPAL COUNCIL

Michele McKenzie	X	
Alice Murphy	X	
Maire Sheehan	X	X
Carolyn Allen	X	X
Damian Cobby-Finch	X	
Robert Webb	X	
Chris Windsor	X	

3. PROPOSED ACQUISITION – 13 HEARN STREET, LEICHHARDT

This matter was considered earlier at the meeting in the Open Council section of the meeting. See Resolution Number C229/06 on page no 3 of these minutes.

4. TENDER FOR ARCHITECTURAL SERVICES FOR MULTI PURPOSE CENTRE ROZELLE

CW9/06 RECOMMENDATION COBLEY-FINCH/WEBB

1. That Council accept the tender by Brewster Hjorth Pty Limited to provide architectural services for the multi-purpose centre at Rozelle.
2. That authority is delegated to the general manager to negotiate and finalise the contract for services.

5. TENDER FOR ARCHITECTURAL SERVICES FOR EXTENSION TO COUNCIL ADMINISTRATION BUILDING

CW10/06 RECOMMENDATION HANNAFORD/COBLEY-FINCH

1. That Council accept the tender by Stephenson & Turner International Pty Limited to provide architectural services for the extension to the Council Administration Building.
2. That authority is delegated to the general manager to negotiate and finalise the contract for services.

6. TENDER FOR THE CONSTRUCTION OF A PUBLIC ACCESS PONTOON AT LEICHHARDT PARK

CW11/06 RECOMMENDATION COBLEY-FINCH/PARKER

- 2.1 That subject to Development Approval Council accepts the tender from Clement Marine Services Pty Ltd for a sum of \$174,723.
- 2.2 That the tender be subject to NSW Maritime providing additional grant funds to meet half the cost of the project.

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CHAIR

LEICHHARDT MUNICIPAL COUNCIL

- 2.3 That Council allocates a further \$35,000 from the Section 94 Open Space Plan.

7. LEGAL MANAGEMENT REVIEW

CW12/06 RECOMMENDATION WINDSOR/PARKER

That the matter be deferred to the September Building & Development Council meeting and Council's Executive Officer be present at the meeting for its consideration.

That Council expresses confidence in the work of the Executive Officer and send some flowers as a sign of support during this period.

**** RETURN TO OPEN COUNCIL**

Open Council resumed at 10.11pm after a MOTION (PARKER/COBLEY-FINCH) to that effect was CARRIED.

**** REPORT OF THE COMMITTEE OF THE WHOLE**

C261/06 RESOLVED PARKER/COBLEY-FINCH

That the recommendations of the Committee of the Whole minute numbers CW7/06 to CW12/06 be adopted by Council.

The meeting closed at 10.12pm.