

LEICHHARDT MUNICIPAL COUNCIL

MINUTES of ORDINARY MEETING of Leichhardt Municipal Council held in the Council Chambers Leichhardt Town Hall, Norton Street, Leichhardt on 26 August 2008 at 7.00pm.

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

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

Meeting Commenced: 7:08pm

** ACKNOWLEDGEMENT OF COUNTRY

I acknowledge the Aboriginal people of the Eora nation on whose country we are meeting today.

BUSINESS:

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

(a) **BUILDING & DEVELOPMENT COUNCIL – 8 July 2008**

C269/08 RESOLVED WEBB/HANNAFORD

That the Minutes of the Building & Development Council Meeting held on 8 July 2008 be confirmed as a true and accurate record of the meeting.

This is page 1 of the Minutes of the Ordinary Meeting of Council held on the 26th day of August, 2008 and presented for confirmation this 23rd day of September, 2008.

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CHAIR

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(b) **ORDINARY MEETING – 22 July 2008**

C270/08 RESOLVED WEBB/HANNAFORD

That the Minutes of the Ordinary Meeting held on 22 July 2008 be confirmed as a true and accurate record of the meeting.

**** APOLOGIES**

C271/08 RESOLVED COBLEY-FINCH/MURPHY

That apologies be given for the absence of Councillors Parker & Sheehan.

**** DECLARATION OF PECUNIARY INTEREST**

Nil

**** MAYORAL MINUTES AND CONDOLENCES**

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ITEM 1 PASSING OF ISSY WYNER

Everyone will be aware that on Wednesday 13 August, former Alderman and local legend Issy Wyner passed away after being gravely ill for most of this year.

Only a few weeks ago, Council hosted a launch of the book published by the Balmain Association ***Open Council: A New Era in Local Government***. This was an edited version of Issy Wyner's thorough and meticulous notes and files from his time as Alderman on Leichhardt Council (1960 to 1991) and the introduction of the 'Open Council' approach to local government at Leichhardt which he pioneered.

Leichhardt Council has benefited greatly from the hard work and dedication Issy Wyner has given to Council and the community, particularly for his 25 years as Alderman and his foresight in bringing in strong principles of open government and community participation which we continue to follow today.

The Leichhardt LGA has lost a local legend who was a great example of the strong working class origins of the area.

In recognition of his passing and the impact he had on the area, particularly Balmain, I recommend that Council undertake refurbishment works to the Issy Wyner Reserve located on the corner of Curtis Road and Mort Street in Balmain. This work should include a new plaque recognising his achievements.

C272/08 RESOLVED ALLEN/COBLEY-FINCH

That Leichhardt Council express its deepest condolences to the Family of Issy Wyner.

That Leichhardt Council commence refurbishment of the Issy Wyner Reserve and install a commemorative plaque outlining his achievements.

CARRIED UNANIMOUSLY

LEICHHARDT MUNICIPAL COUNCIL

**** SUSPENSION OF STANDING ORDERS**

C273/08 RESOLVED MURPHY/DYER

That Standing Orders be suspended and Items 8A, 10, 27 & 28 be brought forward and dealt with now.

CARRIED UNANIMOUSLY

ITEM 8A REQUEST FROM ANNANDALE COMMUNITY CHURCH

C274/08 RESOLVED MURPHY/HANNAFORD

That a fee waiver be approved for the Annandale Community Church for the use of the lower meeting room of the Annandale Neighbourhood Centre from 9:30am – 11:00am every Sunday and the Annandale back hall from 9:30am – 11:00am and 6:30pm – 8:00pm every Sunday for a period of 1 year from 17 August 2008.

That the fees payable for the applications for the Annandale Community Church be waived/refunded.

The Vote FOR and AGAINST the above Resolution was;

	FOR	AGAINST
Alice Murphy	x	
Carolyn Allen		x
Chris Windsor	x	
Damian Cobley-Finch	x	
Kate Hamilton	x	
Michele McKenzie	x	
Nick Dyer	x	
Robert Webb	x	
Rochelle Porteous		x
Vera-Ann Hannaford	x	

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ITEM 10 BALMAIN / ROZELLE BUSINESS PROMOTIONS PROGRAM UPDATE

C275/08 RESOLVED ALLEN/COBLEY-FINCH

That Council authorise funding of up to \$120,000 from the Balmain/Rozelle Business Promotions budget to fund:

- a) The cost of engaging a Project Coordinator/Consultant - \$17,200;
- b) The implementation of the proposed local business marketing activities:
 - i. Activity 1 – Nova 96.9 Public Relations/Media Promotion – September 2008 (TBC) –\$30,000;
 - ii. Activity 2 – “Children’s Easter Weekender” – April 2009 - \$35,000;
 - iii. Activity 3 – “Food Week” – Date TBC – \$35,000

CARRIED UNANIMOUSLY

ITEM 27 DISASTER RESPONSE TRAINING WITH RED CROSS FOR LEICHHARDT COUNCIL STAFF

C276/08 RESOLVED HAMILTON/MCKENZIE

That Leichhardt Council resolves to accept the offer by Red Cross to provide disaster response training at no cost to two staff members in order to be available for volunteer work in the event of a national disaster.

That the training of the 2 staff members be on paid time.

CARRIED UNANIMOUSLY

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ITEM 28 RESOLUTION FROM THE EVELEIGH BLACKSMITH'S OPEN DAY

C277/08 RESOLVED MCKENZIE/HAMILTON

That Council supports in full the Resolution from the Eveleigh Blacksmith's Open Day 17th August 2008 and Jack Munday's call for an Interim Green Ban to be placed on the site.

Council write to the Federal Minister for Heritage, Peter Garrett, with support for the Resolution and asking for a Commonwealth listing for the site.

Council write to the Premier our support for the Resolution.

Council advertise our support for the Resolution in our Council Column.

CARRIED UNANIMOUSLY

**** RESUMPTION OF STANDING ORDERS**

C278/08 RESOLVED HAMILTON/COBLEY-FINCH

1. That Standing Orders be resumed
2. That the remaining items in the Open Council section of the Business Paper as listed below (with the exception of Items 8, 8B, 13A, 13B, 20 & 26 which were dealt with separately – see pages 28 – 32 of these minutes) be dealt with concurrently, and the recommendations contained in the reports be adopted;

Items 2, 3, 4, 5, 6, 7, 9, 11, 12, 13, 13C, 13D, 14, 15, 16, 17, 18, 19, 21, 22, 23 & 24.

CARRIED UNANIMOUSLY

ITEM 2 SUMMARY OF MAYORAL MINUTES RESOLUTIONS FROM JULY 2008

C279/08 RESOLVED HAMILTON/COBLEY-FINCH

That the information be received and noted.

CARRIED UNANIMOUSLY

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**** PRECIS OF CORRESPONDENCE**

ITEM 3 SUMMARY OF PRECIS OF CORRESPONDENCE RESOLUTIONS FROM JULY 2008

C280/08 RESOLVED HAMILTON/COBLEY-FINCH

That the information be received and noted.

CARRIED UNANIMOUSLY

ITEM 4 REQUEST FOR ASSISTANCE WITH HERITAGE PROPERTIES IN JOHNSTON STREET, ANNANDALE

C281/08 RESOLVED HAMILTON/COBLEY-FINCH

Council support the request made by the Annandale Precinct Committee by working with the National Trust of Australia (NSW), Annandale Historical Society & Leichhardt Historical Society by:

- forwarding letters to the individual properties owners in Johnston Street, Annandale, seeking home owner's approval for the plaques to be installed, in line with the provisions of the Privacy & Personal Information Protection Act 1998.
- undertaking the installation work involved with the plaques on approved properties at Council's expense. Funds to be provided from the appropriate Infrastructure & Service Delivery account.

CARRIED UNANIMOUSLY

ITEM 5 LETTER OF APPRECIATION FROM THE BALMAIN ASSOCIATION INC

C282/08 RESOLVED HAMILTON/COBLEY-FINCH

The information be received and noted.

CARRIED UNANIMOUSLY

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CHAIR

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**ITEM 6 COMMENCEMENT OF THE LOCAL GOVERNMENT & PLANNING
LEGISLATION AMENDMENT (POLITICAL DONATIONS) ACT 2008**

C283/08 RESOLVED HAMILTON/COBLEY-FINCH

That Council note the Department of Local Government's Circular 08/45 and the Department of Planning's Circular PS 08-007 comply with the requirements of the amending Act which is expected to commence on 1 September 2008.

CARRIED UNANIMOUSLY

**ITEM 7 BALMAIN WATER POLO – APPROVAL TO HOLD “DAWNY TO
COCKATOO SWIM” REQUEST**

C284/08 RESOLVED HAMILTON/COBLEY-FINCH

That the Balmain Water Polo Club be granted permission to host The Dawny To Cockatoo Swim, and use of Dawn Fraser Baths deck space, first aid station and toilet facilities at the Dawn Fraser Baths and the area leading to the Fitzroy Warf during the day of this event on 23rd November 2008 and the second last Sunday in November for the years 2009 – 2014 inclusive.

CARRIED UNANIMOUSLY

**** GENERAL MANAGER**

**ITEM 9 SUMMARY OF GENERAL MANAGER RESOLUTIONS FROM JULY
2008**

C285/08 RESOLVED HAMILTON/COBLEY-FINCH

That the information be received and noted

CARRIED UNANIMOUSLY

LEICHHARDT MUNICIPAL COUNCIL

**** ENVIRONMENTAL & COMMUNITY MANAGEMENT**

ITEM 11 SUMMARY OF ENVIRONMENTAL & COMMUNITY MANAGEMENT RESOLUTIONS FROM JULY 2008

C286/08 RESOLVED HAMILTON/COBLEY-FINCH

That the information be received and noted.

CARRIED UNANIMOUSLY

ITEM 12 MINUTES OF THE COMMUNITY SERVICES, SAFETY & FACILITIES COMMITTEE MEETING

C287/08 RESOLVED HAMILTON/COBLEY-FINCH

That Council adopt the minutes of the Community Services, Safety & Facilities Committee held on 7 August 2008 with the accompanying recommendations as listed below;

**Item 1
Apologies**

CSSFC 62/08 Committee Recommendation

That apologies be accepted for the non-attendance of David Lawrence, Joe Mannix, Cllr Robert Webb, Deborah Harvey and Lisa Smajlov.

**Item 2
Minutes of the Previous Meeting: 3 July 2008**

CSSFC 63/08 Committee Recommendation

That Council adopt the minutes of the Community Services, Safety & Facilities Committee meeting held on **3 July 2008** with the accompanying recommendations, as amended per Ordinary Council meeting held on 22 July 2008.

**Item 3
Summary of Resolutions and Matters Arising**

CSSFC 64/08 Committee Recommendation

That the information in the summary of resolutions be received and noted.

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Item 4

Community Safety Feedback

CSSFC 65/08

Committee Recommendation

That the following information arising in the community safety feedback discussion be received and noted:

1. The Ministry of Transport is the Asset Owner of the Bridge (Light Rail Overpass) at the end of Johnson Street in Annandale. Council Officers will continue to liaise with Ministry of Transport regarding the need to maintain the structure free of graffiti and posters.
2. That Council Officers will further brief the Mayor on the situation at Balmain Court House where alleged victims of domestic violence are not afforded adequate privacy and separation from alleged perpetrators when waiting for cases to be heard.

Item 5

Seniors Council

Officer Recommendation

That Council:

1. adopt the Draft Terms of Reference for the Leichhardt Seniors Council.
2. note that the initial meeting of the Leichhardt Seniors Council will be held on the 18 September 2008.

CSSFC 66/08

Committee Recommendation

That Council:

1. adopt the Draft Terms of Reference for the Leichhardt Seniors Council.
2. note that the initial meeting of the Leichhardt Seniors Council will be held in the third week of October 2008 at a time to be confirmed by Council Officers.

Item 6

Clontarf Cottage Management Committee Minutes

CSSFC 67/08

Committee Recommendation

That Council adopt the minutes of the Clontarf Cottage Management Committee meeting held on 14 July 2008 with the accompanying recommendations.

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Item 7

Annandale Neighbourhood Centre Management Committee Minutes

CSSFC 68/08

Committee Recommendation

That Council adopt the minutes of the Annandale Neighbourhood Centre Management Committee meeting held on 6 June 2008.

Item 8

Other Business

1. Police considering a new police station in Leichhardt Leichhardt Local Area Command are considering building a new police station in the local government area and have had initial discussions with Council.
2. Leichhardt Youth Council nominations are open for 2009.
3. Graduation ceremony for youth mentoring will be hosted by the Youth Mentoring Program, a collaboration between community members, young people, Leichhardt Council and Petersham TAFE, on Saturday 16 August at Hannaford Centre.

CARRIED UNANIMOUSLY

ITEM 13 ENVIRONMENT AND RECREATION COMMITTEE MINUTES

C288/08

RESOLVED

HAMILTON/COBLEY-FINCH

That Council adopt the minutes of the Environment & Recreation Committee held on the 6 August 2008 with the accompanying recommendations.

Item 1

Apologies

ERC30/08

Recommended

That apologies be accepted for the non attendance of Bev Maunsell, Hugh Malfroy, Clr Vera-Ann Hannaford, Clr Rochelle Porteous and David Lawrence.

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Item 2

Minutes of the Previous Meeting: 4 June 2008

ERC31/08 Recommended

That Council adopt the minutes of the Environment and Recreation Committee meeting held on 4 June 2008 with the accompanying recommendations as listed below, with the following addition as a "Matter Arising" from (Item 2) of the minutes of the 2 April 2008 meeting;

Matter Arising from April Meeting – Blackmore Oval

That the decision with regards to access changes to Blackmore Oval be reviewed to ensure pedestrian access is retained and no action taken in this regard until a full report is brought back to the July Council Meeting on how this can be achieved.

Item 3

Summary of Recommendations

ERC32/08 Recommended

That the information in the Summary of Resolutions be received and noted.

Item 4

Correspondence

ERC33/08 Recommended

That the correspondence was received and noted.

Item 5

Reports from the Community

General updates provided.

Item 6

Policy Items Environment

Nil

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Item 7

Policy Items Recreation

7.1 Bubblers Report

ERC34/08 Recommended

That the report was received and noted.

7.2 Council's Significant Tree Programme and the Urban Forest Policy

ERC35/08 Recommended

- 1 That Council adopt the following tree management strategies as outlined in this report including:
 - The removal and replacement procedure for significant trees
 - The community consultation strategy
 - Council's succession planting procedure
2. That Council commence the process to have Camphor Laurel listed as a W4 Category noxious weed as per section 5 of this report.
3. A list of proposed replacement species for significant trees is brought to Committee for approval.

Item 8

Reports on Major Projects: Environment and Recreation

8.1 2-8 Weston Street Update

ERC36/08 Recommended

That the report was received and noted.

8.2 Neighbourhood Park, Corner Flood & Myrtle Streets

ERC37/08 Recommended

That the report was received and noted.

8.3 Aerial Photo of Leichhardt's Secondary School New Playing Field (Verbal Update)

Discussed and Paul Geraghty to provide copy to Aaron Callaghan – see resolution tracking.

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**Item 9
Other Business**

ERC38/08 Recommended

That all councillors involved in the Environment and Recreation be thanked for their input and significant contribution to improving the local environment by community members of the Committee and involved Council staff.

**Item 10
Next Meeting**

The next meeting will be held on Wednesday, **1 October 2008**.

CARRIED UNANIMOUSLY

**ITEM 13C ADOPTION OF THE DRAFT DISABILITY DISCRIMINATION ACT
(1992) ACTION PLAN**

C289/08 RESOLVED HAMILTON/COBLEY-FINCH

1. That Council adopt and implement the draft Disability Discrimination Act - Action Plan.
2. That Council acknowledge and thank all submitters during the exhibition period and consultation process.
3. That the Disability Discrimination Act - Action Plan be lodged with The Human Rights and Equal Opportunity Commission.
4. That Council print and distribute the Disability Discrimination Act – Action Plan.

CARRIED UNANIMOUSLY

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ITEM 13D PLANNING COMMITTEE MINUTES

C290/08 RESOLVED HAMILTON/COBLEY-FINCH

That Council adopt the minutes of the Planning Committee meeting held on 14 August 2008 with the accompanying recommendations.

**Item1
Apologies**

PC08/32 Recommended

That apologies be accepted for the non attendance of Val Hamey, June Lunsmann, Pam Vining and Malcolm Garder.

**Item 2
Minutes of the Previous Meeting: 10 July 2008**

PC08/33 Recommended

That Council adopt the minutes of the Planning Committee meeting held on **10 July 2008**.

**Item 3
Summary of Resolutions**

PC08/34 Recommended

That the information in the Summary of Resolutions be received and noted.

**Item 4
Update on Planning Issues**

4A Callan Park

No matters arising.

4B White Bay & Glebe Island

No matters arising.

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Item 5

Ballast Point Park Heritage Items

PC08/35 Recommended

That Council

1. Write to the Sydney Harbour Foreshore Authority (SHFA) to concur with the planned non-reinstatement of tanks 15 and 16 on the Ballast Point Park site and to request that the loss of these moveable heritage items is mitigated by SHFA:
 - (a) Including additional interpretive signage for tanks 15 and 16 within Ballast Point Park, potentially with remnant parts of the tank(s), (particularly tank 15);
 - (b) Undertaking an audit of tanks 15 and 16, in the event that they are not reinstated within Ballast Point Park or prior to their partial re-use as part of any additional interpretive signage and that copies of the audit be supplied to Council; and
 - (c) Disposing of the tanks in an appropriate manner in the event that they are not reinstated within Ballast Point Park.
2. Council amend the heritage listing for Ballast Point within the Leichhardt Local Environmental Plan to reflect any resultant loss of tanks 15 and 16 and to include the additional Menevia artefacts on the site, unearthed during the remediation and demolition works by Caltex Australia.

Item 6

Presentation on the Recent Planning Reforms

PC08/36 Recommended

That the information be noted.

Item 7

Items for Information

7.1 Copy of Submission on Draft NSW Housing Code for Exempt & Complying Development and NSW Commercial Building Code for Exempt & Complying Development

Item provided for information only.

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7.2 Copy of Development Consent for Advertising and Signage on land directly north of the City West Link opposite junction of Brenan & Gladstone Streets, Lilyfield

Item provided for information only.

**Item 8
Other Business**

PC08/37 Recommended

That the update by David Lawrence on the progress of providing houses in Johnstone Street, Annandale with heritage plaques be noted.

**Item 9
Next Meeting**

PC08/38 Recommended

That Planning Committee meets bi-monthly starting on **9 October 2008**.

CARRIED UNANIMOUSLY

**** INFRASTRUCTURE AND SERVICE DELIVERY**

ITEM 14 SUMMARY OF INFRASTRUCTURE AND SERVICE DELIVERY RESOLUTIONS FROM JULY 2008

C291/08 RESOLVED HAMILTON/COBLEY-FINCH

That the information be received and noted.

CARRIED UNANIMOUSLY

LEICHHARDT MUNICIPAL COUNCIL

ITEM 15 MINUTES OF LOCAL TRAFFIC COMMITTEE

C292/08 RESOLVED HAMILTON/COBLEY-FINCH

That Council adopt the minutes of the Local Traffic Committee held on 25 July 2008 with the accompanying recommendations as listed below;

Summary of Recommendations

1.0 Confirmation of Minutes

**TR08/091
Confirmation of Minutes**

Committee Recommendation:

That the Minutes from the Local Traffic Committee meeting held 27 June 2008 be accepted as a true and accurate record of the meeting's proceedings.

1.1 Matters Arising from Minutes of Previous Meeting

TR08/092

1.1.1

2.0 Reports

TR08/093

2.1 2008 Blackmore Sydney Running Festival

Committee Recommendation:

- a) That the Blackmore's Sydney Running Festival to be held on Sunday 21 September 2008 be supported in principle subject to:
 - i. submission of a RTA approved Traffic Management Plan by the event organiser.
 - ii. The event organiser producing a current Public Liability Insurance Policy with Leichhardt Council being included as an Interested Party.

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- b) That all affected residents and business operators in Leichhardt Municipality be notified about the event by the event organiser.
- c) That the event organiser be advised that Council cannot offer further assistance such as access to water for drink stations, waste cleaning, volunteer involvement etc.
- d) That the event organiser be advised that if Council does not receive the approved TMP by 1 August 2008, the Committee will not approve the event through Council's area.

TR08/094

2.2 2008 Big Bike Day – Leichhardt

Committee Recommendation:

That the 2008 Big Bike Day event proposed to be held on Sunday, 12 October 2008 be supported.

TR08/095

2.3 Road Closure – Italian Fest on Norton 2008

Committee Recommendation:

- 1) That the road closure application for the Italian Festa on Norton (2008) on be supported subject to the following conditions:
 - a) That the road closures be restricted to occur between 2:00am and 9.00pm on Sunday 26th of October 2008 at the following locations:
 - Norton Street from Marion to William Street;
 - Wetherill Street from Norton Street to Balmain Road;
 - Marlborough Street from Norton Street to Cromwell Street;
 - Short Street from Norton Street to Balmain Road;
 - Carlisle Street from Norton Street to Cromwell Street;
 - Macauley Street from Norton Street to Cromwell Street;
 - Allen Street from Cromwell Street to Derbyshire Road;
 - Arthur Street from Allen Street to Short Street.
 - b) That Wetherill Street (Norton Street – Balmain Road) and Macauley Street (Cromwell Street – Norton Street) function as two way roads when Norton Street is closed to provide access for residents etc.
 - c) That a 'Special Event Clearway; Sunday, 26th October 2008; 3.00am-9.00pm restriction be installed along both sides of Norton Street between Marion Street and William Street.

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- d) That all affected businesses, residents and other occupants in Norton Street be notified of the 'Special Event Clearway'. Any concerns or requirements raised by business proprietors, residents and other occupants must be resolved or accommodated. The notification shall involve the following, at minimum an information letterbox drop distributed two weeks prior to the installation of the advanced warning 'Special Event Clearway' signage. The applicant to contact the RTA Transport Management Centre for the installation date of this signage.
- e) That parking for the event be reserved in:
- Short Street on both sides between Norton Street and the unnamed lane for Emergency Service vehicles and
 - William Street on the southern side between Norton Street and Derbyshire Road (Pioneers Memorial Park side). The angle parking in this area will be temporarily amended to allow parallel parking for Police horse floats etc.
- f) That approval from the RTA Transport Management Centre to close the roads is obtained prior to the event. (RTA contact: Rohit Autar 8396 1541). A copy of the RTA approval must be forwarded to Council's Traffic section prior to the event.
- g) That a three (3) metre unencumbered passage be available for emergency vehicles though the closed section of Norton Street at all times.
- h) That approval to conduct a public assembly be obtained from the NSW Police prior to the event. (Local Area Command – Glebe Ph: 9552 8099). A copy of the NSW approval must be forwarded to Council's Traffic Section prior to the event.
- i) That the State Transit Authority of NSW be notified of the road closure and associated activities.
Any concerns or requirements raised by State Transit Authority of NSW must be resolved or accommodated by the applicant. (STA Leichhardt Depot Ph: 9582 5911).
- j) That the occupation of the road carriageway must not occur until the road has been formally closed.
- k) That the set up and break down times occur at 3.30am and 7:00pm respectively and include additional waste staff at the break down to expedite the road openings.
- l) That the entrance to the access way into Pioneers Memorial Park in Allen Street opposite Arthur Street be temporarily closed by barricades for security purposes during the event.

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- m) That temporary bus stops be installed along Cromwell Street by Council.
- n) That the applicant be requested to provide free bicycle valet parking to the public and include the availability of this service in promoting the event.
- o) That all advertising of the event must encourage the use of Public Transport.
- p) That all affected businesses, residents and other occupants be notified of the road closures, activities, parking changes and changes to public transport arrangements. Any concerns or requirements raised by business proprietors, residents and other occupants must be resolved or accommodated. The notification shall involve the following, at minimum an information letterbox drop distributed two weeks prior to the commencement of the event. The proposed information, distribution area and distribution period is to be submitted to Council's Traffic Section for approval one week prior to distribution.
- q) That the road closures be advertised in the local relevant newspapers at the applicant's expense. The advertising shall be in accordance with RTA's advertising format and be submitted to Council's Traffic Section for approval prior to advertising. The advertisements shall be placed in the local newspapers 7 days before the event.
- r) That the approved Traffic Management Plan must be implemented at the applicant's expense.
- s) Where applicable, that the applicant provides and erects barricades and signage in accordance with Australian Standard AS 1742.3-1996: Traffic Control Devices for Works on Roads.
- t) That all traffic controllers must hold RTA certification.
- u) That the areas to be used for the activities must be maintained in a clean and tidy condition to the satisfaction of Council's Director Infrastructure and Service Delivery, or else the applicant will be required to reimburse Council for any extraordinary cleansing costs.
- v) That Council's Manager Parks And Streetscapes must be notified of the cleanup arrangements (Council contact: Vince Cusumano 9367 9013).
- w) That the conduct of any activities or use of any equipment required in conjunction with the road closures must not result in any "offensive noise" as defined by the Noise Control Act.

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- x) That copies of approvals from Council, NSW Police, RTA and the approved Traffic Management Plan must be available on the site for inspection by NSW Police, WorkCover Inspectors, RTA Inspectors, or Council Officers.
 - y) The applicant shall comply with any reasonable directive from Council's Officers.
 - z) The Council and RTA be indemnified against all claims for damage or injury that may result from either the activities or from the occupation of part of the public way during the road closures. The applicant must produce evidence of public risk insurance cover (under which the Council and RTA are indemnified) with a minimum policy value of at least \$10,000,000.
- 2) That Council reserves the right to cancel the road closure approval at any time.

TR08/096

2.4 Proposed Speed control Devices – Church Street, Balmain

Committee Recommendation:

- a) That the residents of Church Street be consulted on the installation of a raised device at Nos.22/23.
- b) That the results of the resident consultation survey be brought back to the next available Traffic Committee meeting.

TR08/097

2.5 Travelsmart School Programme 2006 - 2007

Committee Recommendation:

- a) That the findings of the NSW Travelsmart Schools Program Summary Report be noted.
- b) That a copy of this report be forwarded to Verity Firth MP, Member for Balmain and the Minister for Climate Change and the Environment to seek her support with this important initiative and with the formation of a multi-sectoral forum.

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TR08/098

2.6 Bike Plan – Johnston Street, Annandale

Committee Recommendation:

- That the three options for Johnston Street to achieve a separated bicycle path (“flagship route”) be considered, noting the BAC and community support for Option 2.
- That the Project Consultants be advised of the preferred design option for Johnston Street.
- That the preferred design option be submitted to the RTA for consideration in the 2009/2010 RTA Grant Programme for funding assistance.

TR08/099

2.7 Guidelines on Investigation of Traffic Calming Measures

Committee Recommendation:

That the Committee supports the above guidelines for the investigation of traffic calming measures within the Leichhardt LGA.

3.0 Status Reports

TR08/100

3.1 ‘Care Share’ Scheme within Leichhardt LGA

Committee Recommendation:

- a) That the draft Policy on Car Share parking attached in **Appendix F** be noted.
- b) That the ‘No Parking, Leichhardt Council authorised Car Share vehicles Excepted’ restriction be installed at the following locations:
 - One space in Council carpark in Waterloo Street, Rozelle
 - Two spaces in Council’s carpark in Marion Street
 - One space in Council’s carpark in Merton Street, Rozelle
 - One space on the northern side of Thornton Street, Balmain

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- One space on the eastern side of Trafalgar Street, outside Nos.139-141 (north of Booth Street), Annandale
- c) That the properties in Thornton Street and Trafalgar Street, within a radius of 100m, be consulted prior to the installation of respective Car Share parking spaces.
- d) That the Car Share operator, GoGet, be advised of the Committee's recommendation, subject to Council's resolution of 22 July 2008.

4.0 Minor Traffic Facilities

TR08/101

Committee Recommendation:

That the following three (3) minor traffic facilities authorised by the Traffic Engineer as listed in **Appendix G** be endorsed:

- **Item 2002/002680**
That a 6m 'Disabled Parking' Zone be installed in Leichhardt Street at the side of 93-95 Balmain Road, Leichhardt.
- **Item 2002/002695**
That a 6m 'Disabled Parking' Zone be installed in front of No. 3 Coleridge Street, Leichhardt.
- **Item 2002/002697**
That a 35m `Works Zone, 7am-5pm Mon-Fri, 7am-1pm Sat' be temporarily installed outside property No.1-5 Tilba Avenue, Balmain, for 3 weeks commencing 1 August 2008.

5.0 General Business

TR08/102

5.1 Nil

Committee Recommendation:

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6.0 Next Meeting of the Leichhardt Local Traffic Committee

Committee Recommendation:

That the next meeting of the Leichhardt Local Traffic Committee be scheduled for Friday, 22 August at 9.30am.

CARRIED UNANIMOUSLY

ITEM 16 VARIATION TO DADHC FUNDING AGREEMENT

C293/08 RESOLVED HAMILTON/COBLEY-FINCH

That Council endorses the affixing of the Council Seal to the two Acceptance of Funding Variation forms for 2008-2009 financial period as provided by DADHC.

CARRIED UNANIMOUSLY

**** CORPORATE AND INFORMATION SERVICES**

ITEM 17 SUMMARY OF CORPORATE AND INFORMATION SERVICES RESOLUTIONS FROM JULY 2008

C294/08 RESOLVED HAMILTON/COBLEY-FINCH

That the information be received and noted.

CARRIED UNANIMOUSLY

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ITEM 18 CODE OF CONDUCT

C295/08 RESOLVED HAMILTON/COBLEY-FINCH

2.1 Council adopt the Model Code of Conduct with the inclusion of the following to supplement the Code;

a) Gifts and benefits

Clause 8.4 of the Model Code be amended to read;

“All gifts and benefits are to be disclosed to the relevant Director, Mayor or General Manager. The Director, Mayor or General Manager will ensure gifts are recorded in a Gifts Register and will have the discretion to either allow the Council official to keep it or either have it returned to the sender or sent to a local charity”.

b) Relationship between Council officials

The following provision relating to Councillors interaction with staff be included in Clause 9.2 of the Model Code;

“To enable Council to offer a consistent level of service, Councillors are asked to restrict contact on specific issues with Council staff to the General Manager, Director or Managers – as outlined in the table attached”.

c) Public Comment/Media Contact

The guidelines for Councillors and staff relating to public comment and media contact (attached to this report) be included in the Model Code.

2.2 A further report be prepared to Council after the outcome of SSROC’s Expression of Interest for panel members to sit on a Council Conduct Review Committee.

2.3 In the meantime, whilst Council awaits the outcome of SSROC’s Expression of Interest for panel members, Council delegate to the General Manager the authority to appoint a panel should a complaint arise prior to the further report to adopt a panel.

CARRIED UNANIMOUSLY

LEICHHARDT MUNICIPAL COUNCIL

ITEM 19 CODE OF MEETING PRACTICE

C296/08 RESOLVED HAMILTON/COBLEY-FINCH

Council adopt the attached Code of Meeting Practice.

CARRIED UNANIMOUSLY

ITEM 21 HALL HIRE WAIVER / REDUCTION FOR QUARTER ENDING 30 JUNE 2008

C297/08 RESOLVED HAMILTON/COBLEY-FINCH

The information be received and noted.

CARRIED UNANIMOUSLY

ITEM 22 STATEMENT OF INVESTMENT BALANCES AS AT 31 JULY 2008

C298/08 RESOLVED HAMILTON/COBLEY-FINCH

That the Statement of Investment Balances, as at 31 July 2008, be received and noted.

CARRIED UNANIMOUSLY

ITEM 23 4TH QUARTERLY REVIEW – 2007/08 MANAGEMENT PLAN

C299/08 RESOLVED HAMILTON/COBLEY-FINCH

That Council receive and note the Report.

CARRIED UNANIMOUSLY

LEICHHARDT MUNICIPAL COUNCIL

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

ITEM 24 SUMMARY OF MOTIONS OF WHICH DUE NOTICE HAS BEEN GIVEN RESOLUTIONS FROM JULY 2008

C300/08 RESOLVED HAMILTON/COBLEY-FINCH

That the information be received and noted.

CARRIED UNANIMOUSLY

ITEM 8 FRIENDS OF HEBRON PUBLIC MEETING

Note: Since the printing of the Business Paper, Council was advised that the public meeting scheduled for 30 August 2008 had been postponed until next year sometime.

C301/08 RESOLVED HAMILTON/COBLEY-FINCH

Council note that the public meeting has been postponed until next year sometime and make no decision with respect to this Item and reconsider the matter when a fresh application is received with a confirmed date for the meeting.

CARRIED UNANIMOUSLY

ITEM 8B REQUEST FROM BALMAIN ROWING CLUB

C302/08 RESOLVED ALLEN/COBLEY-FINCH

That the fees payable for the applications for the Balmain Rowing Club be waived/refunded.

CARRIED UNANIMOUSLY

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ITEM 13A SUBMISSION TO THE PUBLIC WORKS COMMITTEE ON ARTS AND CULTURAL INFRASTRUCTURE OUTSIDE THE CBD

C303/08 RESOLVED HAMILTON/COBLEY-FINCH

1. That Council note the attached draft Submission to the Public Works Committee on Arts and Cultural Infrastructure outside the CBD.
2. That Council endorse the draft being forwarded to the Public Works Committee by 29 August 2008.

CARRIED UNANIMOUSLY

ITEM 13B INNER WEST SUB REGIONAL STRATEGY REPORT

C304/08 RESOLVED PORTEOUS/HAMILTON

That Council endorse the executive summary and detailed recommendations contained within the report and associated appendices as the basis of Council's submission on the Inner West Draft Subregional Strategy subject to the following changes;

- Changes to the Executive Summary:

- Callan Park – an additional sentence be added outlining Council's position on Callan Park
- Transport – all references to the last sentence which reads as follows : "It would be premature for Council to change its current position prior to the release of an Integrated Transport Strategy" to be deleted from the report
- An additional point to be added after the "Strategic Corridor" Point on Climate Change – "The importance of climate change, particularly on waterfront areas, has not been well addressed in the draft strategy. Guidance to Councils about future sea level rise and storm surge risks should be provided by the metro and sub regional strategies so that Councils can take a consistent approach."

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- *Changes to be made to the report and recommendations in the report:*

- Page 5 of report second recommendation to be amended as follows – “The DOP be requested to complete the Sub Regional Employment Study and Bays Precinct Master Plan in full consultation with the Community and Council, as a matter of urgency.”
- Page 7 of report, recommendation under 3.2 be changed to;

“Darling Street, Balmain Road and Norton Street constitute a strategic corridor through the Leichhardt Local Government Area. With a ferry wharf located at its northern end, traversed by bus routes supporting a series of retail nodes, the corridor already has significant potential as a tourist, arts, employment, commercial, retail and restaurant precinct. Having a connection to the proposed western metro at its southern end, further reinforces the need for this corridor to be acknowledged by the draft strategy. Darling Street, Balmain Road and Norton Street should therefore be recognised as a strategic corridor in the Strategy”
- Page 9 of report, recommendation on page 9 be changed to;
 - *“There is insufficient information to determine the final dwelling targets for Leichhardt.”*
- Page 9 of report, delete the words “e.g. the Bays Precinct” from the last paragraph.
- Page 10 of report, add an additional recommendation requesting the State Government to protect existing affordable housing.
- Page 11 of report, add an additional recommendation stating that “Council strongly supports the extension of the light rail to Dulwich Hill, White Bay and Balmain.”
- Page 12 of report, add an additional recommendation stating that “The importance of climate change, particularly on waterfront areas, has not been well addressed in the draft strategy. Guidance to Councils about future sea level rise and storm surge risks should be provided by the metro and sub regional strategies so that Councils can take a consistent approach.”

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- *Changes to be made to Attachment 2 of the report:*

- Page 1, recommendation A1.2.1, Council's comments be amended to read as follows " This needs to be progressed in consultation with the Community and Council as a matter of urgency, with a moratorium on DA's until it is completed
- Page 2, recommendation B1.1.1 Council voted on changing the comment but this was lost and the comment section remains as printed in the report
- Page 4, recommendation D1.2.3 Council staff need to clarify objective of this recommendation and review Council comments accordingly
- Page 4, recommendation D3.2.1, Council staff need to clarify objective of this recommendation and review Council comments accordingly

CARRIED UNANIMOUSLY

ITEM 20 SEPTEMBER MEETING DATES AND MAYORAL'S ROLE AFTER ORDINARY ELECTION

C305/08 RESOLVED HAMILTON/HANNAFORD

- 2.1 That the Strategy Committee meeting scheduled for the 16th September 2008 be cancelled and the next meeting to be on 21 October 2008.
- 2.2 If there is a clear outcome after the election, the Mayoral Election be held on the week commencing Monday 22 September 2008. Alternatively, if the results are not declared in time for the meeting to be held in that week, then the Mayoral Election be held on 29 September 2008.
- 2.3 The Ordinary Meeting scheduled for 23 September 2008 be changed to 30 September 2008.
- 2.4 That the Mayor (or Acting Mayor) be delegated the power to determine urgent matters during the period after the Ordinary Election but prior to the declaration of elected Councillors excluding those items specified under Section 377 of the Local Government Act.

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- 2.5 In the absence of the Mayor (whilst she is on leave), there will be no Mayoral Column.
- 2.6 A report be submitted to the next Building & Development Council meeting outlining how delegations assessments reports will be dealt with during the period after the Ordinary Elections on 13 September and prior to the new Council.

CARRIED UNANIMOUSLY

8:40pm Cr Porteous temporarily left the meeting.

ITEM 25 SAVE KING GEORGE’S PARK

MCKENZIE/HAMILTON

That Council erect a banner near King George’s Park as close to Victoria Road as possible to read: “Save King George’s Park”.

The above Motion was lost.

The Vote FOR and AGAINST the above Resolution was;

	FOR	AGAINST
Alice Murphy		x
Carolyn Allen		x
Chris Windsor		x
Damian Copley-Finch		x
Kate Hamilton	x	
Michele McKenzie	x	
Nick Dyer		x
Robert Webb		x
Vera-Ann Hannaford		x

8:46pm Cr Porteous returned to the meeting.

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CHAIR

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ITEM 26 DRAFT HERITAGE PHOTOS MOTION

C306/08 RESOLVED ALLEN/MCKENZIE

1. Advice be sought and a report be made to Council concerning the feasibility and desirability of having wall sized enlargements of selected heritage photographs from the Leichhardt Library collection on the walls of Balmain Library. The Librarian, Council Historian, architect, heritage consultant & Friends of Balmain Library to be included in the advice.
2. Council also approach local businesses to sponsor enlarged photos from the library collection on suitable walls.

CARRIED UNANIMOUSLY

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) and (g) of the Local Government Act, 1993.

Council resolved to meet in the Committee of the Whole at 8:50pm, with the press and public excluded, after a MOTION (moved by Crs Windsor and Allen) to that effect was CARRIED.

**** COMMITTEE OF THE WHOLE**

1. TENDER FOR THE UPGRADING OF THE PLAYING SURFACE AND INSTALLATION OF RAINWATER HARVESTING SYSTEM AT LEICHHARDT OVAL

This Item is classified CONFIDENTIAL under Section 10A (2) (d) of the Local Government Act 1993, which permits the meeting to be closed to the public for business relating to the following:

- (d) Commercial information of a confidential nature.

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5. That the tender submitted by Evergreen Turf of \$229,013 (including GST) be accepted for the Root Zone Reinforcement, Turf Establishment and Synthetic Turf component of the project.

CARRIED UNANIMOUSLY

2. URGENCY MOTION – 24 PEARSON STREET, EAST BALMAIN

C308/08 RESOLVED HANNAFORD/COBLEY-FINCH

1. That Council notes;
 - The advice that the likely cost for repairing the no. 24 Pearson Street retaining wall is in order of \$130,000 excluding any additional public utility costs
 - Council is currently negotiating with Mr Warner with a view to Council taking over the repair work as soon as possible and recovering the cost;
2. Further, Council delegates to the Mayor, or in the Mayor's absence the Deputy Mayor, the authority to take whatever action is recommended by the General Manager to complete the works if negotiations are unsuccessful.

CARRIED UNANIMOUSLY

The meeting closed at 8:58pm.