

MIN NO

**MINUTES OF THE ORDINARY MEETING OF ASHFIELD COUNCIL
HELD IN THE COUNCIL CHAMBERS, LEVEL 3, CIVIC CENTRE, 260
LIVERPOOL ROAD, ASHFIELD ON TUESDAY 28 APRIL 2009,
COMMENCING AT 6:37 PM.**

PRESENT

His Worship the Mayor, Councillor Cassidy in the Chair and Councillors Drury, Kelso, Kennedy, Lofts, McKenna, Rerceretnam, Stott and Wangmann

Mr K Gainger General Manager
Ms V Chan Director Corporate and Community Services
Mr P Sarin Director Planning and Environment
Mr S Joannidis Director Works and Infrastructure
Ms G Rennard Manager Governance

ACKNOWLEDGEMENT OF LOCAL INDIGENOUS COMMUNITY

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

APOLOGIES

150/09 **RESOLVED** Cassidy / Wangmann

An apology for non attendance was received and accepted from Councillors Adams, Mansour and Wang

MOMENT OF PRIVATE CONTEMPLATION

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

DISCLOSURES OF INTEREST

Councillor Kelso declared a Non-Pecuniary / Non-Significant Interest in item CM 10.1 as he is a member of Club Ashfield.

CONFIRMATION OF MINUTES

151/09 **RESOLVED** Stott / Wangmann

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That the minutes of the Ordinary Council Committee Meeting held on Tuesday 14 April 2009 be confirmed with the following amendments:

Pg 10 - part 4/5 of item CM 10.1 should note that Councillor Rerceretnam voted 'for' the Motion not 'against'

Pg 12 - part 2/3(d) of item 10.5, remove the typing error from the word (of)

Pg 12 - part 3/3 (b) of item 10.5, insert the word "an" after ..."providing a home for 'an' abandoned animal"...

152/09

RESOLVED

Wangmann / Stott

That the minutes of the Code of Conduct Working Party Meeting held on Tuesday 7 April 2009 be confirmed.

153/09

RESOLVED

Wangmann / Stott

That the minutes of the Aquatic Centre Working Party Meeting held on Tuesday 7 April 2009 be confirmed.

SUSPENSION OF STANDING ORDERS

154/09

RESOLVED

Wangmann / Kelso

That standing orders be suspended to deal with item 10.1. The time being 6.42pm

STAFF REPORTS

DEVELOPMENT APPLICATION: 10.2006.299.2

1-11 CHARLOTTE STREET, ASHFIELD. Martin Amy - Development Assessment Officer. Report Submitted with attachments 1 and 2.
(20/04/09)

10.2006.299

h:\reports.bp\Council\Reports\CM280409SR_6.doc

CM 10.1 Attached

155/09

RESOLVED

Wangmann / Cassidy

That the matter be deferred for 2 weeks

The Motion was Carried

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SUSPENSION OF STANDING ORDERS

156/09 RESOLVED Rerceretnam / Cassidy

That standing orders be suspended to deal with item NM19/2009. The time being 6.45pm

NOTICES OF MOTION

STORMWATER OVERFLOW FROM QUEEN STREET ASHFIELD INTO NEIGHBOURING PROPERTIES IN QUEEN STREET AND SERVICE AVENUE. Councillor Rerceretnam. Report Submitted with attachment 1. (08/04/09)
Stormwater > Flooding > Investigation
h:\reports.bp\Council\Reports\CM280409NM_19.doc
NM19/2009 Attached

157/09 RESOLVED Rerceretnam / Cassidy

That members of the public be permitted to address the meeting

Ms Dorothy Jamieson addressed the meeting at 6.45pm and concluded at 6.49pm.

158/09 RESOLVED Stott / Cassidy

That Ms Jamieson be granted an extension of time

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159/09

RESOLVED

Rerceretnam / Stott

- 1/4 That Ashfield Council provide a comprehensive report on the stormwater drainage systems that run through Queen Street and Service Avenue, Ashfield and that this report come back to Council within 3 months.
- 2/4 That Ashfield Council, in this report, consult with Marrickville Council and Sydney Water to prepare a joint written report on the condition and capacity of the entire drainage system to Hawthorne Canal and that the report include proposed works to be done with the stormwater levy so Council can look to prioritise them according to need and seek community input through community consultation.
- 3/4 That this report look at all options Council has to stop stormwater run off from Queen Street entering surrounding properties.
- 4/4 That Council Officers convene a public meeting for all concerned residents with special emphasis on residents/owners from the following properties, 232 -250 Queen Street and 21-29 Service Avenue, Ashfield.

The Motion was Carried

RESUMPTION OF STANDING ORDERS

160/09

RESOLVED

Kelso / Wangmann

That standing orders be resumed and that Council consider CM 10.10 following MM12/2009. The time being 7.03pm

MAYORAL MINUTES

FINANCIAL SUPPORT FOR BRIDGE FOR ASYLUM SEEKER PROJECT. Mayor, Councillor Cassidy. Report Submitted with attachment 1.

(17/04/09)

Donations from Council
h:\reports.bp\Council\Reports\CM280409MM_12.doc

MM12/2009 Attached

161/09

RESOLVED

Cassidy

That Council donate \$2,000 from the Contingency Fund to support Bridge for Asylum Seekers.

The Motion was Carried

STAFF REPORTS

2009 REFUGEE WEEK PROJECT. Gerard Howard - Manager
Community Services. Report Submitted.
(21/04/09) Community > Activities > Multicultural
h:\reports.bp\Council\Reports\CM280409SR_9.doc
CM 10.10 Attached

162/09

RESOLVED

McKenna / Kelso

That Council participate with other Inner West Councils in the signing of a 'Refugee Welcome Zone Declaration' during Refugee Week 2009.

The Motion was Carried

NOTICES OF MOTION

REVITALISATION OF THE SOCIAL AND BUSINESS ENVIRONMENT
OF THE CROYDON TOWN CENTRE AREA. Councillor Rerceretnam -.
Report Submitted.
(18/03/09) Croydon CBD Improvements
h:\reports.bp\Council\Reports\CM280409NM_13.doc
NM13/2009 Attached

163/09

RESOLVED

Rerceretnam / Wangmann

1/4 Ashfield Council request a report by the Economic Development Officer, in conjunction with Council's Community Services section, to examine ways Council can encourage stronger social and business activity in the Croydon Park and Croydon Villages, especially Elizabeth Street, Edwin Street North and Hennessy Street.

2/4 This report come back to Council for determination within 16 weeks.

3/4 The Mayor initiate discussion on this issue relating to the Croydon Village and Croydon Park in his Mayoral column.

4/4 That Ashfield Council adapts and implements the initiatives outlined in the attached reports, in accordance with budgetary opportunities in the 2009/10 and future

financial years.

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

For the Motion

Councillors Lofts, Stott, Lofts, Wangmann, Kennedy, McKenna, Rerceretnam, Drury and Cassidy

Against the Motion

Nil

The Motion was Carried

An Amended Motion was moved by Councillor Lofts and Seconded by Councillor McKenna

That Ashfield Council notes that a report by the Economic Development Officer, in conjunction with Council's Community Services section, has been received and that these reports outline ways to encourage stronger social and business activity in the Croydon Park and Croydon Village, especially Elizabeth Street, Edwin Street North and Hennessy Street.

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

For the Motion

Councillors Lofts, McKenna and Drury

Against the Motion

Councillors Kelso, Stott, Wangmann, Kennedy, Rerceretnam and Cassidy

The Motion was Lost

CLARIFYING COUNCIL'S POSITION ON PAID PARKING. Councillor Kennedy. Report Submitted.
(28/04/09)

Parking Schemes
h:\reports.bp\Council\Reports\CM280409NM_23.doc
NM23/2009 Attached

164/09

1/2 That Council acknowledges that there is a parking problem in our council area and has resolved to address the issue by conducting a council wide parking study as part of the section 94 plan.

2/2 That Council confirms that it has no plans to introduce paid

parking on existing facilities and streets and will only consider paid parking on future new or refurbished parking facilities.

The Motion was Withdrawn

RESCISSION MOTION

PAID PARKING OPTIONS. Discussion paper.

BOR210409

165/09

RESOLVED

Kennedy / Lofts

That motions 1/2, 2/2 of the resolution B14/09 of the Budget and Operations Committee Meeting held 21 April 2009 be rescinded.

An Alternative motion was moved by Councillor Kennedy and Seconded by Councillor Lofts

166/09

RESOLVED

Kennedy / Lofts

1/3 That the General Manager consider the employment of 2 additional Parking Patrol Officers

2/3 That Council acknowledge that there is a parking problem in our council area and has resolved to address the issue by conducting a council wide parking study funded from section 94 revenue.

3/3 That Council confirm that it has no plans to introduce paid parking on existing facilities and streets.

The Motion was Carried

SUSPENSION OF STANDING ORDERS

167/09

RESOLVED

Drury / McKenna

That Standing orders be suspended in order for members of the public to address the meeting. The time being 7.36pm.

Gulian Vaccari, addressed the meeting at 7.37pm and concluded at 7.42pm

168/09

RESOLVED

Cassidy / Stott

That Mr Vaccari be granted an extension of time.

169/09

RESOLVED

McKenna / Kennedy

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That Councillor Lofts be granted an extension of time. The time being 7.47pm.

STAFF REPORTS

SECTION 94 PLAN REVIEW UPDATE. Phil Sarin - Director Planning and Environment. Report Submitted with attachment 1.

(20/04/09)

Section 94 Contributions

h:\reports.bp\Council\Reports\CM280409SR_7.doc

CM 10.2 Attached

170/09

RESOLVED

Cassidy / Wangmann

That Councillor Stott be granted an extension of time. The time being 8.19pm

Councillor Kennedy left the meeting at 8.23pm and returned to the meeting at 8.26pm

171/09

RESOLVED

Stott / Kennedy

1/4 That a project brief be prepared within the next 2 months for the consideration of Council for a comprehensive review of all current section 94 plans.

2/4 That the project brief be prepared and be reported to Council for endorsement by the 1 July 2009

3/4 That the expenditure items listed for justification of the Section 94A Plan be reviewed with the aim of re-assessing the costings and moving some of the items, where appropriate, to a new Section 94 Plan

An Amendment was put by Councillor Drury and Accepted by the Mover and Secunder

4/4 That Council write to the Minister and ask her for an indicative timeframe on the released Section 94 guidelines or whether she has any other course of action in mind and seek clarification as to whether Council can move amendments from one Section 94 plan to another.

The Motion was Carried

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ASHFIELD CBD PUBLIC DOMAIN IMPROVEMENTS. Ron Sim -
Manager Strategic Planning & Projects. Report Submitted with
attachments 1 to 4.

(16/04/09)

Urban Planning > Strategic Planning
h:\reports.bp\Council\Reports\CM280409SR_5.doc

CM 10.3 Attached

172/09

RESOLVED

Rerceretnam / Lofts

1/2 That Council's heritage consultant be authorised to prepare paint schemes for eight (8) buildings within the Ashfield CBD at the fee proposed and a further report to Council be prepared canvassing possible incentives and implementation methodologies when this work is complete.

2/2 That the Manager Strategic Planning, Mr Ron Sim and Mr Irving be thanked for their active participation in initiating this process

The Motion was Carried

WASTE AND RECYCLING - PROJECTS & INITIATIVES. Anthony Ogle -
Manager Infrastructure. Report Submitted.

(21/04/09)

Waste Management > Management > Budget & Reporting
h:\reports.bp\Council\Reports\CM280409SR_8.doc

CM 10.4 Attached

173/09

RESOLVED

Wangmann / Stott

1/2 That Council note the information on the projects and initiatives for waste and recycling.

2/2 That the two general kerbside collections and the four phone request pickups be continued

The Motion was Carried

USE / HIRE OF ASHFIELD COUNCIL PARKS. Epele Naivalu - Manager
Operations. Report Submitted with attachment 1.

(16/04/09)

Parks & Reserves > Seasonal Hire
h:\reports.bp\Council\Reports\CM280409SR_2.doc

CM 10.5 Attached

174/09

RESOLVED

Drury / McKenna

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1/2 That all five clubs be approved for use/hire of Ashfield sporting fields for the winter 2010 season based on previous amicable associations with Ashfield Council. That this includes Haberfield Football Club using Hammond Park, Croydon for training and competition following consultation with local residents.

2/2 If the Haberfield Football Club is required to move to Hammond park that the General Manager initiate discussion with them in relation to assistance that Ashfield Council can offer due to the loss of canteen and income

175/09

RESOLVED

Kennedy / Kelso

That Councillor McKenna be granted an extension of time. The time being 9.27pm

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

For the Motion

Councillors Lofts, Kelso, McKenna, Drury and Cassidy

Against the Motion

Councillors Stott, Wangmann, Rerceretnam and Kennedy

The Motion was Carried

The item CM 10.5 was recommitted later in the meeting.

See minute number 180/09

IMPACT OF GLOBAL FINANCIAL CRISIS ON LOCAL SOCIAL WELFARE AGENCIES. Gerard Howard - Manager Community Services.
Report Submitted.

(15/04/09)

Community & Mental Health Issues

h:\reports.bp\Council\Reports\CM280409SR_1.doc

CM 10.6 Attached

176/09

RESOLVED

Kennedy / Kelso

That the information contained in this report be noted

DRAFT ASHFIELD COUNCIL CODE OF CONDUCT 2009. Vanessa

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Chan - Director Corporate and Community Services. Report Submitted
with attachments 1 and 2.
(17/04/09)

Code of Conduct
h:\reports.bp\Council\Reports\CM280409SR_4.doc
CM 10.7 Attached

177/09

RESOLVED

Kennedy / Stott

That Council adopt the Draft Ashfield Council Code of Conduct 2009 for the purpose of public exhibition, with the following amendment:

That on page 293, item 10.19, remove the entire last sentence being that “Councillors and administrators needing access to these facilities at other times must obtain authority from the General Manager.”

UPDATE ON ASHFIELD COUNCIL'S STRATEGIC PLAN. Lauren McIver - Corporate Relations Officer. Report Submitted with attachments 1 to 4.
(21/04/09)

Ashfield Strategic Plan 2020
h:\reports.bp\Council\Reports\CM280409SR_10.doc
CM 10.8 Attached

178/09

RESOLVED

Kennedy / McKenna

**1/2 That Council notes the dates and venue for the public conversations for Ashfield’s Biggest Conversation:
Public Conversation #1, Wednesday 20 May, 6.30pm – 8.30pm, Ashfield Boys High
Public Conversation #2, Wednesday 5 August, 6.30pm – 8.30pm, Ashfield Boys High**

2/2 That Council notes the progress on the new strategic plan and provides comments and/or feedback.

BIODIESEL FUEL FOR DEPOT VEHICLES / PLANT. Epeli Naivalu - Manager Operations. Report Submitted.
(16/04/09)

Fuel > Alternatives
h:\reports.bp\Council\Reports\CM280409SR_3.doc
CM 10.9 Attached

179/09

RESOLVED

Kelso / Kennedy

That Council note the contents of this report.

Councillor Kennedy requested that item 10.5 be recommitted.

The time being 10.06pm. Councillors present at the time included Councillor Kelso, Stott, Lofts, Wangmann, Kennedy, McKenna, Rercerethnam and Drury.

USE / HIRE OF ASHFIELD COUNCIL PARKS. Epeli Naivalu - Manager Operations. Report Submitted with attachment 1.

(16/04/09)

Parks & Reserves > Seasonal Hire

h:\reports.bp\Council\Reports\CM280409SR_2.doc

CM 10.5 Attached

180/09

RESOLVED

Drury / McKenna

1/2 That all five clubs be approved for use/hire of Ashfield sporting fields for the winter 2010 season based on previous amicable associations with Ashfield Council. That this includes Haberfield Football Club using Hammond Park, Croydon for training and competition following consultation with local residents.

2/2 If the Haberfield Football Club is required to move to Hammond park that the General Manager initiate discussion with them in relation to assist once that Ashfield Council can offer due to the loss of canteen and income

The Motion was Lost

A Foreshadowed Motion was put by Councillor Wangmann and Seconded by Councillor Stott

1/3 That all five clubs be approved for use/hire of Ashfield sporting fields for the winter 2010 season based on previous amicable associations with Ashfield Council. That Hammond Park continue current usage levels only.

2/3 That council report on the current usage levels, throughout the year, of Centenary Park and examine ways to limit damage due to overuse and parking problems

3/3 That the report incorporate comments on the need for booked usage being only for 11 months a year for soccer to allow the grass to recover

The Foreshadowed Motion was Carried

ADJOURNED THE MEETING

The Mayor declared the meeting to be adjourned for 2 minutes due to a loss of a quorum. The time being 10.13pm

RESUMED THE MEETING

The meeting was resumed at 10.14pm. Councillors present at the time included Councillors Kelso, Stott, Lofts, Wangmann, Rerceretnam, Kennedy, McKenna, Drury and Cassidy

GENERAL BUSINESS

DEPOT STAFF

Councillor Wangmann – That the depot staff including Epeli Naivalu, Mick Floyd and teams be thanked for their assistance to the public.

AQUATIC CENTRE PASSES

Councillor Wangmann – requested that the Council's aquatic centre entry tickets and the free family ticket in the rates notice have no expiry date. That this should be clearly reflected in the 2009/10 management plan and implemented indefinitely until Council resolves differently.

25 ETONVILLE PARADE

181/09

RESOLVED

Wangmann / Stott

That the notification period for 25 Etonville Parade be extended a further 2 weeks until 19 May 2009.

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

For the Motion

Councillors Lofts, Kelso, McKenna, Cassidy, Stott, Wangmann, Rerceretnam and Kennedy

Against the Motion

Councillor Drury

The Motion was Carried

COUNCIL WEBSITE

Councillor Kelso -The webpage for Agenda and Minutes of Council meetings server redirects to the old website
- The webpage for Agenda and Minutes uses frames, poor design, not accessible friendly, does not conform to web content accessibility guidelines.
- Currently no PDF version of the business paper available

Director Corporate & Community Services noted the feedback and advised she would pass on to relevant staff for consideration and comment

ASHFIELD MALL

Councillor Stott – sought clarification from the General Manager as to when Peter Jackson would be addressing Council about the mall

General Manager informed that there had been no indication at this stage

MOWING OF RICHARD MURDEN RESERVE

Councillor Kennedy – commended staff for the recent mowing of Richard Murden Reserve

SSROC TRAINING PROGRAMS

Councillor Kennedy – sought clarification as to the outcome of the possibility of working with other SSROC councils to implement training

Director Corporate & Community Services reported that despite initial support, other Councils had lost interest and no further action had been taken.

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PROCEEDINGS TERMINATED AT 10.21PM

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

Chairperson

Date