

Council Meeting

MINUTES OF MEETING - 21 April, 2009

Meeting Commenced at 6.32 pm.

PRESENT

The Mayor, Councillor S Iskandar, who occupied the Chair, the Deputy Mayor, Councillor F Byrne and Councillors P Olive, V Macri, M Hanna OAM, D Thanos, C Peters, M Phillips, L Wright, M O'Sullivan, M Kontellis and E Tsardoulis

ALSO PRESENT

General Manager, Director Corporate Services, Director Development & Environmental Services, Director Technical Services, Director Community Services, Manager Corporate Development, Manager Administrative Services, Manager Finance, Corporate Planner and A/g Communications Co-ordinator

ACKNOWLEDGEMENT OF COUNTRY BY CHAIRPERSON

We meet today on the traditional land of the Cadigal Wangal People of the Eora Nation. I acknowledge their care of the land over many generations.

PERIOD OF SILENCE FOR PRAYER, PLEDGE OR CONTEMPLATION

BUSINESS

APOLOGIES

Nil

DISCLOSURES OF INTERESTS

File Ref: 4084

Nil

CONFIRMATION OF MINUTES

File Ref: 4322

7152

RESOLVED: On the Motion of Councillor Iskandar, seconded by Councillor Wright, **THAT** the Minutes of the Council Meeting held on Tuesday, 17 March 2009 and Minutes of the CDM Meeting held on Tuesday, 7 April 2009 as circulated, be **CONFIRMED.**

For Motion: Unanimous

Councillors Iskandar, Phillips, Byrne, Peters, Wright, Hanna, Olive, Macri, O'Sullivan, Kontellis, Thanos and Tsardoulis

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PROCEDURAL MOTION

7153 **RESOLVED:** On the Motion of Councillor Iskandar, seconded by Councillor O'Sullivan, **THAT** the order of business be changed to bring forward the following items, for members of the public to address Council in relation to those items, and then resume the normal order of business.

NM 13	Ms Vicky Harding
RM 1	Mr Anthony Molica
	Mr Sam Santoro
	Mr Joseph Capogreco
NM 12	Mr Keith Muir
GM 20, NM 14	Mr Michael Carney
	Mr Joe Pinto
NM 15	Mr Alan Croker
	Mr John Scobie

For Motion: Unanimous
Councillors Iskandar, Macri, Phillips, Byrne, Peters, Wright, Hanna, Olive, O'Sullivan, Kontellis, Thanos and Tsardoulis

NOTICES OF MOTION

NM 13 **INCLUSIVENESS IN EARLY YEARS LEARNING POLICY**
File Ref: 4056-03

Ms Vicky Harding addressed the meeting.

7154 **RESOLVED:** On the Motion of Councillor Iskandar, seconded by Councillor Macri, **THAT** Ms Harding be granted an extension of time to speak.

For Motion: Unanimous
Councillors Iskandar, Macri, Phillips, Byrne, Peters, Wright, Hanna, Olive, O'Sullivan, Kontellis, Thanos and Tsardoulis

7155 **RESOLVED:** On the Motion of Councillor Kontellis, seconded by Councillor Olive, **THAT:**

1. *Marrickville Council writes to The Hon Julia Gillard MP Deputy Prime Minister, Minister for Employment and Workplace Relations, Minister for Education, Minister for Social Inclusion and her Parliamentary Secretary for Early Childhood Education and Child Care, Maxine McKew, highlighting Council's concerns that reference to gay and lesbian families have been removed from the second draft of the Early Years Learning Framework, after initial inclusion in the first draft of the Early Years Learning Framework.*

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2. *In its letter Marrickville Council urge that the final version of the Early Years Learning Framework should recognise the diversity of Australian families, therefore requiring the inclusion of specific reference to gay and lesbian families as was the case in the first draft of the Early Years Learning Framework.*

Council staff working with Council's children's services, and families accessing early and middle childhood programs, are made aware of Council's commitment to social justice, equity and anti-discriminatory pedagogy as is outlined in Council's Children's Services social justice policy.

3. *Council staff working within early and middle childhood programs reflect the diversity of families including gay and lesbian families in its pedagogical approaches, as well as through generic information dissemination vehicles including, but not limited to Centre Newsletters, parent forums and website.*

For Motion: Councillors Iskandar, Phillips, Byrne, Peters, Wright, Olive, O'Sullivan, Kontellis, Thanos and Tsardoulis
Against Motion: Councillors Hanna and Macri

RESCISSION MOTION

RM 1 NOTICE OF MOTION TO RESCIND COUNCIL RESOLUTION – GM 13 – PETERSHAM PARKING
File Ref: 4056-03

Mr Joseph Capogreco addressed the meeting.

Mr Sam Santoro addressed the meeting

7156 RESOLVED: On the Motion of Councillor Iskandar, seconded by Councillor Macri, **THAT** Mr Santoro be granted an extension of time to speak.

For Motion: Unanimous
Councillors Iskandar, Macri, Phillips, Byrne, Peters, Wright, Hanna, Olive, O'Sullivan, Kontellis, Thanos and Tsardoulis

Mr Anthony Molica addressed the meeting.

Councillor Phillips temporarily left the meeting at 7.09 pm and returned at 7.10 pm
Councillor Phillips temporarily left the meeting at 7.25 pm and returned at 7.26 pm
Councillor Tsardoulis temporarily left the meeting at 7.26 pm and returned at 7.28 pm

A **MOTION** was moved by Councillor Olive, seconded by Councillor Byrne, **THAT** *Council rescind its Motion of 17 March 2009 in relation to Item GM 13 – Petersham Parking to seek to purchase No 6 Livingstone Road using funding option 3, being a combination of loan funds and s94 funds with revenue from parking fines being used to meet annual loan costs of approximately \$83,000 pa;*

and propose the alternative Motion be adopted, as follows:

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THAT:

- 1A. Council resolve that **ATTACHMENT C** to the report in the Business Paper be treated as confidential in accordance with section 11(3) of the Local Government Act 1993, as it relates to a matter specified in section 10A(2)(c) of the Local Government Act 1993 and as such is to be treated as confidential.
2. No further action be taken with respect to the purchase of No.6 Livingstone Road, Petersham.

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

For Motion: Councillors Byrne, Phillips, Kontellis, Peters and Olive
Against Motion: Councillors Iskandar, Thanos, Tsardoulis, Wright, O'Sullivan, Hanna and Macri

NM 12 DEVELOPMENT IN NATIONAL PARKS

File Ref: 4056-03

Mr Keith Muir addressed the meeting.

7157 RESOLVED: On the Motion of Councillor Iskandar, seconded by Councillor Macri, **THAT** Mr Muir be granted an extension of time to speak.

For Motion: Unanimous
Councillors Iskandar, Macri, Phillips, Byrne, Peters, Wright, Hanna, Olive, O'Sullivan, Kontellis, Thanos and Tsardoulis

A **MOTION** was moved by Councillor Byrne, seconded by Councillor Phillips, **THAT** *Marrickville Council calls on the NSW Government to:*

1. *uphold the primary nature conservation purpose of the National Parks and Wildlife Act and the Wilderness Act;*
2. *reject fast track or other special park processes that identify 'development ready areas' inside national parks for the tourism industry;*
3. *ensure wilderness areas remain undisturbed and free of all infrastructure, commercial uses and large numbers of people, where natural processes can thrive and visitors can renew their spirit;*
4. *reject all new built accommodation and new private tourism facilities in national parks;*
5. *improve Government investment in low impact, well maintained toilets, walking tracks and basic, good quality camping facilities, and for some suitable parks, a visitor centre;*

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6. *direct built accommodation, visitor support infrastructure and services off park to adjoining towns and appropriate rural areas, as this location will provide the greatest benefit to communities and parks;*
 7. *keep the cost of visiting these precious areas small, so that parks remain accessible to everyone as the most democratic spaces we have, free of elite commercial precincts;*
 8. *provide increased funding and support to national parks to ensure protection of conservation values, the provision of quality low-impacting visitor opportunities and the promotion of the experiences offered by national parks;*
 9. *ensure the public has sufficient opportunity to review and provide input into the management of national parks and any proposed commercial uses;*
 10. *re-direct planning for nature based tourism in NSW towards these ends' and*
 11. *writes to the Minister for the Environment and Climate Change to inform her of Council's position.*
- # *National Parks as used here is a generic term for all types of parks reserved under the NSW National Parks and Wildlife Act, 1974.*

The **MOTION** was put to the vote and was **TIED**.

For Motion: Councillors Thanos, Byrne, Phillips, Kontellis, Peters and Olive
Against Motion: Councillors Iskandar, Tsardoulis, Wright, O'Sullivan, Hanna and Macri

The Chairperson used his Casting Vote and the **MOTION** was **LOST**.

GENERAL MANAGER'S REPORTS

GM 20 DRAFT ANNUAL MANAGEMENT PLAN AND BUDGET 2009-2013
File Ref: 3148

in conjunction with

NM 14 UPGRADE OF AREA AROUND MARRICKVILLE STATION
File Ref: 4056-03

Mr Michael Carney addressed the meeting.
Mr Joe Pinto addressed the meeting.

7158 RESOLVED: On the Motion of Councillor Iskandar, seconded by Councillor Hanna, **THAT** Mr Pinto be granted an extension of time to speak.

For Motion: Unanimous
Councillors Iskandar, Macri, Phillips, Byrne, Peters, Wright, Hanna, Olive, O'Sullivan, Kontellis, Thanos and Tsardoulis

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A **MOTION** was moved by Councillor Iskandar, seconded by Councillor Wright, **THAT**:

1. Council exhibits the following documents with amendments and investigations as outlined from point 5 onwards:
 - (a) The Draft Annual Management Plan and Budget 2009-2013; and
 - (b) The Draft 2009-2010 Budget including:
 - (i) the Draft 2009-2010 Fees & Charges Schedule incorporating the Stormwater Charge;
 - (ii) a rating structure for 2009-2010 comprising a 3.5% increase in the Rate Yield as per the maximum permissible announced by the Minister for Local Government and incorporating the details contained in Table 1;
 - (iii) an interest rate of 10% on a simple interest basis to be applied daily on overdue rates or such other maximum interest rate announced by the Minister;
 - (iv) the Draft 2009-2010 Operating Budget;
 - (v) the Draft 2009-2010 Capital Budget; and
 - (vi) the Draft 2009-2010 Loans Program
2. Council resolve to exhibit the Draft Management Plan and Budget 2009-13 and Draft 2009-10 Budget and to conduct appropriate consultations in accordance with the process set out in this report;
3. Council notes the draft Budgets for 2010-11 to 2012-13 and notes that further work will be undertaken on these draft budgets over the next 12 months.
4. Council amends the draft 2009/10 Budget as follows in points 5 and onwards and authorises the making of any consequential amendments as required to the draft Fees and Charges Schedule and the draft Management Plan;
5. Council funds the full anticipated amount of \$210,000 for the Voluntary pensioner rebate of \$54.70 and grandfathers that rebate to those eligible pensioners who have already received it. In order to fund this, Council reduces the allocation of funds for street lighting on the assumption that Energy Australia will not succeed with its appeal against the price determination by the Energy Regulator.
6. Council deletes the expenditure in 09/10 of \$100,000 on solar panels on Council buildings, retains the funding within the draft budget and requests a further report as soon as possible on the most cost effective options to reduce energy use and reduce greenhouse gas emissions utilising this funding, including examining the costs and benefits of solar panels, greenpower and other options
7. Council deletes the expenditure of \$50,000 in 09/10 on design works around Marrickville station while retaining funding in 10/11 for this project, by which time the implications of the LEP on this location will be clearer and the most effective strategy for improving the area will be able to be determined.
8. Council includes in the budget funding for a potential purchase of 6 Livingstone Rd including funding from Section 94 carparking (\$377,000); funding saved from the deletion of the allocation for design works at Marrickville Station in the 09/10 budget

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(\$50,000); and funding from the Property Reserve. Council further notes that the option for the Property Reserve to be repaid from a potential redevelopment of the site in the future should be the subject of a further report to Council.

9. Council increases the Council funded subsidy for eligible low income families using child care from \$3.55 per day to \$4 per day, noting that Council is the only local government authority to provide such support to low income families and that this Council subsidy is in addition to the subsidies provided by the Commonwealth Child Care Benefit and the Commonwealth Tax Rebate.
10. Council notes that funding from the Domestic Waste Charge cannot be utilised to fund the waste removal costs of non-rateable properties including schools, charities and nursing homes. Council further notes the proposal to provide assistance to these organisations including a 50% financial subsidy for one year and staff assistance to identify ways to minimise their bin numbers and associated costs. Council requests that during the exhibition period, Council staff communicate with each organisation affected by these proposals and seeks their comments. Council further requests that officers investigate establishing a hardship scheme, such that those organisations that can demonstrate genuine hardship in paying for their garbage services could be supported by the payment of a subsidy for a longer transition period than the 12 months currently proposed.
11. That Council staff, during the exhibition period, investigate the cost of repainting the street furniture in Marrickville Rd and Dulwich Hill and look at options to fund this work.
12. Council defer the section of Railway Road, Sydenham (Henry Street to Princes Highway – South Side) - \$55,000 to the 2010/11 budget; and
13. A section of the footpath on the southern side of Addison Road, Marrickville, between Illawarra Road and the entrance to the Addison Road Community Centre be brought forward. This particular section is estimated to cost \$25,000. This would leave a \$30,000 balance and it is recommended that the construction of the footpath on the western side of Middleton Street, Stanmore which would cost around \$30,000, be brought forward, as this is the first footpath on the list of footpath reconstruction works for 2010/2011.

An **AMENDMENT** was moved by Councillor Byrne, seconded by Councillor Phillips, **THAT:**

1. Council exhibits the following documents with amendments and investigations as outlined from point 5 onwards:
 - (a) The Draft Annual Management Plan and Budget 2009-2013; and
 - (b) The Draft 2009-2010 Budget including:
 - (i) the Draft 2009-2010 Fees & Charges Schedule incorporating the Stormwater Charge;
 - (ii) a rating structure for 2009-2010 comprising a 3.5% increase in the Rate Yield as per the maximum permissible announced by the Minister for Local Government and incorporating the details contained in Table 1;

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- (iii) an interest rate of 10% on a simple interest basis to be applied daily on overdue rates or such other maximum interest rate announced by the Minister;
 - (iv) the Draft 2009-2010 Operating Budget;
 - (v) the Draft 2009-2010 Capital Budget; and
 - (vi) the Draft 2009-2010 Loans Program
2. Council resolve to exhibit the Draft Management Plan and Budget 2009-13 and Draft 2009-10 Budget and to conduct appropriate consultations in accordance with the process set out in this report;
 3. Council notes the draft Budgets for 2010-11 to 2012-13 and notes that further work will be undertaken on these draft budgets over the next 12 months.
 4. Council amends the draft 2009/10 Budget as follows in points 5 and onwards and authorises the making of any consequential amendments as required to the draft Fees and Charges Schedule and the draft Management Plan;
 5. Council increases the Council funded subsidy for eligible low income families using child care from \$3.55 per day to \$4 per day, noting that Council is the only local govt authority to provide such support to low income families and that this Council subsidy is in addition to the subsidies provided by the Commonwealth Child Care Benefit and the Commonwealth Tax Rebate;
 6. Council notes that funding from the Domestic Waste Charge cannot be utilised to fund the waste removal costs of non-rateable properties including schools, charities and nursing homes. Council further notes the proposal to provide assistance to these organisations including a 50% financial subsidy for one year and staff assistance to identify ways to minimise their bin numbers and associated costs. Council requests that during the exhibition period, Council staff communicate with each organisation affected by these proposals and seeks their comments. Council further requests that officers investigate establishing a hardship scheme, such that those organisations that can demonstrate genuine hardship in paying for their garbage services could be supported by the payment of a subsidy for a longer transition period than the 12 months currently proposed.
 7. Council establish a Sustainability Reserve of \$100,000 to support purchase of green power, solar panels or other energy saving measures;
 8. Council allocate \$100,000 to fast track the upgrade of Marrickville Station;
 9. Council allocate \$175,000 of s94 contributions for the retaining wall, path and landscaping at Arlington Oval;
 10. Delete the artificial turf at Arlington Oval;
 11. Delete the Voluntary Pensioner Rebate; and
 12. Delete the extra \$95,000 for Graffiti Management

Councillor Macri temporarily left the meeting at 9.08 pm and returned at 9.10 pm.

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

For Motion: Councillors Byrne, Phillips, Peters, Kontellis and Olive
Against Motion: Councillors Iskandar, Hanna, Macri, Wright, Tsardoulis, Thanos and O'Sullivan

7159 The **MOTION** was put to the vote and was **CARRIED**.

For Motion: Councillors Iskandar, Hanna, Macri, Wright, Tsardoulis, Thanos and O'Sullivan
Against Motion: Councillors Byrne, Phillips, Peters, Kontellis and Olive

Councillors Kontellis, Olive and Tsardoulis temporarily left the meeting at 9.13 pm.
Councillors Kontellis and Tsardoulis returned to the meeting at 9.15 pm.
Councillor Olive returned to the meeting at 9.16 pm.

NOTICES OF MOTION

NM 15 ENMORE BOYS SCHOOL

File Ref: 4056-03

Mr Alan Croker addressed the meeting
Mr John Scobie addressed the meeting

A **MOTION** was moved by Councillor Peters, seconded by Councillor Byrne, **THAT Council write to the NSW Minister for Education, Verity Firth and the Deputy Leader, Carmel Tebbutt as well as the Shadow Minister for Education, Adrian Piccoli, and the NSW Greens spokesperson for Education, Dr. John Kaye, noting that:**

- 1. The former Enmore Boys School at 2-12 Metropolitan Road, Enmore is to be put on the market next month by the NSW Department of Education and Training (Asset Management section).*
- 2. The local community is against this proposed sale as this property represents a valuable community asset that residents want to be maintained as public property for use by local educational institutions or by other groups such as childcare centres and community outreach groups.*
- 3. Marrickville Council is opposed to the sale of this property as it is a significant property that should be used to provide essential public services within the LGA.*

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

For Motion: Councillors Olive, Byrne, Kontellis, Peters and Phillips
Against Motion: Councillors Thanos, Hanna, Iskandar, Macri, Wright, O'Sullivan and Tsardoulis

Councillors O'Sullivan and Kontellis temporarily left the meeting at 9.58 pm.

7160 IT WAS RESOLVED BY THE COUNCIL ON THE MOTION OF COUNCILLOR THANOS, SECONDED BY COUNCILLOR MACRI, THAT:

- 1. THE RECOMMENDATIONS OF THE CORPORATE SERVICES COMMITTEE, COMMUNITY SERVICES COMMITTEE AND TECHNICAL SERVICES COMMITTEE FOR THE FOLLOWING ITEMS BE ADOPTED:**

CORPORATE SERVICES

ADMINISTRATIVE SERVICES AND FINANCE MATTERS

AS 4 2009 NATIONAL GENERAL ASSEMBLY OF LOCAL GOVERNMENT

File Ref: 512-01

THAT Council:

- 1. receive and note the report;*
- 2. endorse Councillors O'Sullivan, Iskandar, Phillips and Byrne as Council's delegates to the 2009 National General Assembly of Local Government; and*
- 3. determine any Motions that are to be submitted on behalf of Council.*

AS 5 CHANGES TO CODE OF MEETING PRACTICE

File Ref: 1022-03

THAT:

- 1. Council receive and note the report;*
- 2. the amended draft Code of Meeting Practice undergo a period of public exhibition and comment in accordance with the Local Government Act 1993; and*
- 3. a further report be provided to Council at the conclusion of the public comment period.*

FS 8 COUNCIL INVESTMENTS AS AT 28 FEBRUARY 2009

File Ref: 439

THAT the report be received and noted

COMMUNITY SERVICES

COMMUNITY DEVELOPMENT, COMMUNICATION & CULTURAL AFFAIRS CHILDREN & FAMILY SERVICES AND GENERAL MATTERS

CD 13 INTERNATIONAL WOMEN'S DAY WORKSHOPS

File Ref: 1551-01

THAT:

1. *the report be received and noted;*
2. *Council acknowledge receipt of the grant from the NSW Department of Premier and Cabinet, Office for Women's Policy; and*
3. *a budget adjustment of \$1,000 be considered at the next budget review.*

CC 6 URBAN CENTRES PROGRAM ACTION PLANS

File Ref: 2595-01

THAT:

1. *the report be received and noted; and*
2. *Council endorses the public exhibition and the promotion of action plan summaries for the centres of Dulwich Hill, Marrickville, Newtown and Petersham for a period of 28 days.*

CS 6 OUT OF SCHOOL HOURS CARE ACTIVE AFTER CARE FUNDING

File Ref: 468-01

THAT:

1. *the report be received and noted; and*
2. *Council accepts the offer of funding under the Active After-School Communities Grants Scheme for \$2,240 each for Camdenville and Stanmore Out of School Hours Care Centres for Terms 1 and 2.*

CS 7 EARLY LITERACY FUNDING AND PROJECTS

File Ref: 2174

THAT:

1. *the report be received and noted; and*
2. *Council consider a budget adjustment for additional funding income and expenditure at the next budget review.*

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CG 7 MARRICKVILLE COMMUNITY FOUNDATION

File Ref: 1678

THAT Council:

1. *approve the proposal to establish the Marrickville Community Foundation; and*
2. *establish the Foundation using a sub fund approach.*

TECHNICAL SERVICES

ENGINEERING SERVICES AND PARKS & RESERVES MATTERS

ES 12 ENGINEERING PERFORMANCE REPORT

File Ref: 4572-04

THAT:

1. *the report be received and noted;*
2. *Council consider the following budget adjustments, detailed in this report, as part of the next quarterly Budget Review:*
 - (a) *Increase the allocation for Road Reserve Graffiti Management from \$95,000 to \$125,000*
 - (b) *Increase the allocation for Mansion Street, Marrickville Roadworks from \$156,400 to \$182,300*
 - (c) *Transfer savings from Illawarra Road Streetscape upgrade (\$20,900) and Hopetoun Footpath reconstruction (\$25,000) and Railway Road Footpath Reconstruction (\$10,000) to fund the above budget adjustment; and*
3. *Council endorse acceptance of the Roads and Traffic Authority additional grant of \$100,000, under the Regional Roads Repair Program, towards road reconstruction in Longport Street, Lewisham and that an appropriate budget adjustment be made at the next quarterly budget review.*

ES 13 APPLICATION TO RE-ESTABLISH "ALCOHOL FREE ZONE" IN KING STREET NEWTOWN AND NEWTOWN SQUARE

File Ref: 8559-02

THAT:

1. *public consultation be undertaken on the proposal to establish Alcohol Free Zones at Newtown Square and King Street (Newtown Square to Mary Street); and*
2. *Council receive a further report to consider the establishment of the Alcohol Free Zones following completion of the consultation period.*

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ES 14 LOCAL GOVERNMENT FILMING PROTOCOL

File Ref: 6456-04

THAT Council amend the '2008/09 Fees and Charges' for Filming as detailed in **ATTACHMENT 1** to the report on the Technical Services Business Paper.

ES 15 UNAUTHORISED "GAZEBO" STRUCTURE NEWTOWN SQUARE

File Ref: 14542-06

THAT:

1. Council retain the unauthorised 'Gazebo' structure; and
2. the costs of the work and that the activities necessary to maintain it be charged to Council's Operating Budget.

PR 7 PARKS AND RESERVES PERFORMANCE REPORT

File Ref: 4572-04

THAT:

1. the report be received and noted; and
2. Council consider a budget adjustment of \$40,137 required for Mahoney Reserve asbestos removal variation works at the next quarterly budget review.

PR 8 CHANGES TO FEES AND CHARGES – USE OF PARKS BY NOT-FOR-PROFIT ORGANISATIONS AND INDIVIDUALS

File Ref: 4572-04

THAT the Amended Fees and Charges Schedule shown at **ATTACHMENT 1** of the report on the Business Paper be adopted.

PR 9 J.F. LAXTON RESERVE – ACCESS TO ADJOINING PROPERTIES FOR WORK TO BE UNDERTAKEN

File Ref: 10329-02

THAT:

1. Council agree to an access and short term use agreement for J.F.Laxton Reserve to permit building work to adjoining properties that includes the terms and conditions at **ATTACHMENT 1** of the report on the Business Paper;
2. pursuant to section 377(i) of the Local Government Act 1993 the General Manager be delegated authority to further negotiate and agree to the terms and conditions of the Laxton Reserve property access and short term use agreement (if required); and

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3. *pursuant to section 377(i) of the Local Government Act 1993 the General Manager be delegated authority to negotiate and agree to the terms of any access and short term use agreement for the transportation of building materials and use of community land for the standing of building machinery where the plan of management for that land does not authorise such licence to be granted by the Council.*
2. **RECOMMENDATIONS ON THE BUSINESS PAPER FOR THE FOLLOWING ITEMS BE ADOPTED:**

GENERAL MANAGER'S REPORTS

GM 21 TENDER FOR THE SELECTION OF COUNCIL'S DEBT RECOVERY AGENCY FOR THE 5 YEARS ENDING APRIL 2014

File Ref: 7641

THAT:

- 1A. *Council resolve that **CONFIDENTIAL ATTACHMENTS 2 & 3** of the report be treated as confidential in accordance with section 11(3) of the Local Government Act 1993, as they relate to a matter specified in section 10A(2) of the Local Government Act 1993 and as such are to be treated as confidential.*
2. *Council adopt the tender recommendation of the Tender Review Panel as provided in **CONFIDENTIAL ATTACHMENT 3** to provide debt recovery services to Council for the period 30 April 2009 till 30 April 2014.*

GM 22 PETITIONS RECEIVED

File Ref: 4577-03

THAT the report be received and noted.

GM 23 DISCLOSURES OF INTEREST

File Ref: 4577-03

THAT the report be received and noted.

GM 24 OUTSTANDING CONFERENCES AND REPORTS REQUESTED BY COUNCILLORS AND IMPLEMENTATION OF MAYORAL MINUTES AND NOTICES OF MOTION

File Ref: 4577-03

THAT the report be received and noted.

For Motions AS 4, AS 5, FS 8, CD 13, CC 6, CS 7, CG 7, ES 12, ES 13, ES 14, ES 15, PR 7, PR 8, PR 9, GM 21, GM 22, GM 23 and GM 24: Unanimous

Councillors Iskandar, Macri, Phillips, Byrne, Peters, Wright, Hanna, Olive, Thanos and Tsardoulis

Absent: Councillors O'Sullivan and Kontellis

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Councillors Kontellis and O'Sullivan returned to the meeting at 9.59 pm
Councillor Peters temporarily left the meeting at 9.59 pm and returned at 10.01 pm

NOTICE OF MOTION

NM 16 DISTRIBUTION OF BOTTLED WATER AND PUBLIC WATER FOUNTAINS

File Ref: 4056-03

A **MOTION** was moved by Councillor Phillips, seconded by Councillor Byrne, **THAT** *Marrickville Council:*

- 1. cease purchasing and distributing single serve bottled still water for use within Council buildings and facilities and at events.;*
- 2. investigates installing public water fountains in highly trafficked public places, similar to the modern filtered water fountains installed by Manly Council on the Manly Corso; and*
- 3. raise awareness through its website and other publications about the environmental issues associated with bottled water and promotes the use of tap water.*

An **AMENDMENT** was moved by Councillor Macri, seconded by Councillor Thanos, **THAT** point 1 be deleted.

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

For Motion: Councillors Macri, Thanos, O'Sullivan and Iskandar
Against Motion: Councillors Olive, Byrne, Hanna, Kontellis, Peters, Phillips, Wright and Tsardoulis

The **MOTION** was put to the vote and was **TIED**.

For Motion: Councillors Olive, Byrne, Kontellis, Peters, Phillips and Thanos
Against Motion: Councillors Iskandar, Macri, O'Sullivan, Wright, Tsardoulis and Hanna

The Chairperson used his Casting Vote and the **MOTION** was **LOST**.

Meeting closed at 10.13 pm.

CHAIRPERSON