



**MIN NO**                    **MINUTES OF ORDINARY MEETING**  
**TUESDAY 8 MARCH 2011**

**46/11**                    **RESOLVED**                    **Cassidy**

**That Council send a letter offering its sincere and respectful condolences to his widow, Mrs. Christine Fraser.**

**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**

No disclosures were made.

**SUSPENSION OF STANDING ORDERS**

**47/11**                    **RESOLVED**                    **Lofts/Cassidy**

**That standing orders be suspended to deal with item NM4. The time being 6.38pm.**

**COMPULSORY ACQUISITION OF HABERFIELD PUBLIC SCHOOL LAND. Lyall Kennedy - Councillor. Report Submitted.**

(07/03/11)

Haberfield Public School

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**NM4/2011 Attached**

**48/11**                    **RESOLVED**                    **Cassidy/Kennedy**

**That members of the public be permitted to address the meeting**

Dr Kalpesh Ghandi P&C President, Haberfield Public School addressed the meeting at 6:38pm and concluded at 6:47pm.

**49/11**                    **RESOLVED**                    **Mansour/Kennedy**

**That Dr Kalpesh Ghandi be granted an extension of time.**

**50/11**                    **RESOLVED**                    **Kennedy/Kelso**

**1/6 That Council support Haberfield P&C in their campaign to retain land that is proposed for compulsory acquisition by the government.**

**2/6 That the General Manager contacts the Haberfield P&C**

**President to determine how Council can materially support the campaign.**

**3/6 That Council contact the next Minister for Lands requesting the:**

- **immediate reversal of the compulsory acquisition order; and**
- **finalisation of the Plan of Management for the Yasmar estate.**

**4/6 That the issue be the subject of the next Mayoral column.**

**5/6 That Council immediately write to all parties and local candidates contesting the NSW election seeking their commitment to:**

- a) A Plan of Management for Yasmar Estate to be completed by the end of 2011**
- b) That all land currently used by the Haberfield Public School be retained**

**6/6 That responses and non responses be printed in the local paper by Council before 26 March 2011**

A division was called and the voting was as follows:

**For the Motion:**

Councillors Kelso, Lofts, Wangmann, Wang, Kennedy, McKenna, Mansour, Rercerethnam and Cassidy.

**Against the Motion:**

Councillor Drury

**The Motion was Carried.**

A motion was foreshadowed by Councillor McKenna and not accepted by the mover and seconder.

**1/2 That the Plan of Management be completed as a matter of urgency**

**2/2 That Council write to the Premier and the Leader of the Opposition requesting that the acquisition of land from Haberfield Public School be reconsidered following the election and another solution found.**

**This foreshadowed motion was not addressed.**

**MEETING ADJOURNED**

The Mayor adjourned the meeting to allow for members of the public to disperse from the gallery. The time being 7:23pm.

**MEETING RESUMED**

The Mayor resumed the meeting. The Time being 7:29pm.  
 Councillors present at the time of resumption were Councillors Cassidy, Kelso, Lofts, Wangmann, Wang, Kennedy, McKenna, Mansour and Drury.

**SUSPENSION OF STANDING ORDERS**

**51/11                      RESOLVED                      Cassidy/Kennedy**

**That standing orders be suspended to deal with item 10.2. The time being 7:30pm.**

DEVELOPMENT APPLICATION: 10.2010.230.2  
76 PROSPECT ROAD, SUMMER HILL

Andrew Johnston - Development Assessment Officer. Report Submitted with attachments 1 and 2.  
 (24/02/11)

10.2010.230  
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**CM 10.2 Attached**

*Councillor Rerceretnam returned to the meeting at 7:31pm.*

**52/11                      RESOLVED                      Cassidy/Kennedy**

**That members of the public be permitted to address the meeting**

Loretta Baker addressed the meeting at 7:30pm and concluded at 7:32pm.

**MOVED                                      Mansour/Cassidy**

That Council as the consent authority pursuant to Clause 80(1)(a) of the Environmental Planning and Assessment Act 1979 (as amended) modify Development Consent No. 10.2010.230.1 for alterations and additions to the convent and the erection of a carport on Lot 1 in DP: 301799, known as 76 Prospect Road, Summer Hill, in the following manner:

- a) That condition B(1)(a) and Condition C(2) be deleted.

The voting was as follows:-

For the motion

Councillors Mansour and Cassidy

Against the motion

Councillors Kelso, Lofts, Wangmann, Wang, Kennedy, Rerceretnam, Drury and McKenna.

The motion was lost

A foreshadowed motion was moved by Councillor Drury and seconded by Councillor Kelso.

**53/11**

**RESOLVED**

**Drury / Kelso**

**That Council as the consent authority pursuant to Clause 80(1)(a) of the Environmental Planning and Assessment Act 1979 (as amended) modify Development Consent No. 10.2010.230.1 for alterations and additions to the convent and the erection of a carport on Lot 1 in DP: 301799, known as 76 Prospect Road, Summer Hill, as per the conditions in the report.**

*Councillor Kennedy left the meeting at 7:39pm and returned at 7:45pm.*

The voting was as follows:-

For the Motion

Councillors Kelso, Lofts, Wangmann, Wang, McKenna, Rerceretnam, Drury and Kennedy.

Against the Motion

Councillors Mansour and Cassidy

The Motion was carried

A foreshadowed motion was moved by Councillor Cassidy and seconded by Councillor Mansour

That 80% of the Section 94A Contribution imposed be waived.

This foreshadowed Motion was Not Addressed.

**SUSPENSION OF STANDING ORDERS**

**54/11                      RESOLVED                      McKenna/Wangmann**

**That standing orders be suspended to deal with item 10.1 The time being 7:52 pm.**

**STAFF REPORTS**

**DEVELOPMENT APPLICATION: 10.2010.280.1**

**3 CLISSOLD STREET, ASHFIELD**

**Haroula Michael - Development Assessment Officer. Report Submitted with attachments 1 to 4.**

**(01/03/11)**

**10.2010.280.1**

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**CM 10.1 Attached**

**55/11                      RESOLVED                      McKenna/Wangmann**

**That members of the public be permitted to address the meeting**

Harry Ewing addressed the meeting at 7:53pm and concluded at 7:58pm

Joe Volpato addressed the meeting at 7:58pm and concluded at 8:04pm

Luca Zandos addressed the meeting at 8:04pm and concluded at 8:07pm.

Rou Lan Zhang addressed the meeting at 8:07pm and concluded at 8:08pm.

Cathy Long addressed the meeting at 8:08pm and concluded at 8:11pm.

**56/11                      RESOLVED                      Kelso/Mansour**

**Council as the consent authority pursuant to Clause 80(1)(b) of the Environmental Planning and Assessment Act 1979 determine Development Application No. 10.2010.280.1. subject to the conditions in the report and the following condition:**

- a) That Council approve the application subject to deletion of the verandah on the garage and replacement of the sliding glass doors with windows at least 1800mm off the floor of the study.**

The Voting was as follows:-

For the motion:

Councillors Kelso, Lofts, Wang, Kennedy, McKenna, Mansour, Drury and

**MIN NO**

**MINUTES OF ORDINARY MEETING  
TUESDAY 8 MARCH 2011**

Cassidy

Against the Motion:

Councillors Wangmann and Rerceretnam.

The Motion was Carried.

**RESUMPTION OF STANDING ORDERS**

**57/11**

**RESOLVED**

**McKenna/Mansour**

**That standing orders be resumed. The time being 8.23pm.**

**CONFIRMATION OF MINUTES**

**58/11**

**RESOLVED**

**Kennedy/McKenna**

**That the minutes of the Aboriginal Consultative Committee Meeting held on Wednesday 2 February 2011 be confirmed.**

**59/11**

**RESOLVED**

**Drury/McKenna**

**That the minutes of the Civic Centre Redevelopment Steering Committee Meeting held on Tuesday 15 February 2011 be confirmed.**

**60/11**

**RESOLVED**

**Kelso/Kennedy**

**That the minutes of the Ashfield Youth Committee Meeting held on Monday 21 February 2011 be confirmed.**

**61/11**

**RESOLVED**

**Mansour/Wangmann**

**That the minutes of the Budget and Operations Review Committee Meeting held on Tuesday 22 February 2011 be confirmed.**

**62/11**

**RESOLVED**

**Mansour/Wang**

**That the minutes of the Ordinary Council Meeting held on Tuesday 22 February 2011 be confirmed.**

**NOTICES OF MOTION**

100TH GLOBAL CENTENARY OF INTERNATIONAL WOMEN'S DAY ON 8 MARCH 2011. Monica Wangmann - Councillor. Report Submitted with attachment 1.

(07/03/11)

Public Relations>International Women's Day  
h:\reports.bp\Council\Reports\CM080311NM\_3.doc

**NM3/2011 Attached**

63/11

**RESOLVED**

**Wangmann / McKenna**

**That Council recognises the significance of the 100th Global Centenary of International Women's Day on 8 March 2011. International Women's Day is celebrated by women, men and children in countries all over the world and highlights the economic, political and social achievements of women past, present and future. On the Centenary anniversary of International Women's Day it is fitting that Council re-affirms its strong commitment to continue to work together as a community to eliminate barriers to women's participation in our society and through Council's example, work to embody the principles of gender equity into all facets of our community. In thinking globally and acting locally Council will take a leadership role in ensuring a fair, safe, bright and rewarding future for women and girls.**

**GENERAL BUSINESS**

**LEFT-HAND TURN SIGNS ON ROOFTOP CARPARK**

Councillor Drury – That Council write to Ashfield Mall to ask them to put bigger signs to replace the current 'No Left Turn' signs and 'No Right Turn' signs that are at the top of the car ramp that comes to the Mall from Holden Street.

Director of Works and Infrastructure Services – the matter has been taken on notice

**CORNER BRUCE AND LIVERPOOL ST SITE**

Councillor Drury – That Council write to the owners of the derelict building on the corner of Bruce and Liverpool St and ask them to remove the graffiti as soon as possible

Director of Works and Infrastructure Services – the matter has been taken on notice and the matter will be pursued

**LEAVE OF ABSENCE**



**64/11**

**RESOLVED**

**McKenna/Kennedy**

**That Councillor Drury be granted a leave of absence for the next Council Meeting of 22 March 2011.**

**RADIO STATION**

Councillor Mansour – That Council consider the request to waive the fee

General Manager - Officers will take the comment on board.

**ASHFIELD PARK**

Councillor McKenna – that Council staff responsible for maintaining Ashfield Park be commended for their work.

**WOLSELEY ST, HABERFIELD**

Councillor McKenna – Residents have commented about the increasing number of taxi cab changeovers occurring in this street.

**DA ASSESSMENT TIME**

Councillor Wang – Ashfield Council is the fastest DA time in Sydney and staff to be congratulated

**McDONALDS DA**

Councillor Wangmann – queried as to the when the final cut off time for appeal would be.

Director of Planning and Infrastructure – the judgment is an interim judgment and Council will be advised of the cut off time once this final judgment is given.

*Councillors Drury and Kelso left the meeting at 8:42pm.*

**BRESCIA FURNITURE SITE**

Councillor Wangmann – seeking update on Brescia Furniture development application.

Director of Planning and Infrastructure – the matter has been taken on notice and further information will be provided to Councillors

DA assessment process

Councillor Wangmann – raised concerns about the Development

General Manager – Director of Planning has prepared a report which will be reissued all Councillors

PROMPT REPLIES TO CRM's

Councillor Lofts - Councillor staff to be thanked for the prompt replies to CRM's

WESLEY AND EDWARD ST

Councillor Lofts - street tree has raised gutter causing severe puddling when it rains

Director of Works and Infrastructure Services – the matter has been taken on notice and the issue will be reviewed

SHOPPING TROLLEYS

Councillor Cassidy – That Council write to Woolworths to install coin operated trolleys on the basis that other supermarkets have coin operated trolleys now. That Council Officers prepare a Memo for Councillors with the response received.

RECYCLING AND WASTE

Councillor Rerceretnam – requested that one of Council's Environment Officers approach Summer Hill Public School's Year 6 classes to explain the recycling regime and the relevance of recycling waste contracts.

**PROCEEDINGS TERMINATED AT 9:00pm.**

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

Chairperson

Date