

**MINUTES of ORDINARY MEETING** of Leichhardt Municipal Council held in the Council Chambers Leichhardt Town Hall, Norton Street, Leichhardt on 26 March 2013 at 7:00pm.

Present at the commencement of the meeting: The Mayor, Cr D. Byrne in the chair, Councillors F. Breen, C. Channells, S. Emsley, V. Hannaford, J. Jobling , L. Kelly, D. Kogoy & P. Porteous

Staff Present: General Manager, Director Corporate and Information Services, Director Environmental & Community Management, Director Infrastructure & Service Delivery, Acting Manager Assessments, Media & Communications Co-ordinator, Community Events Coordinator, Team Leader Environmental Strategy, Senior Parks & Open Space Planer, Legal Services Officer, Manager Administration Services, and Administration Officer.

Meeting Commenced: 7:02pm

**\*\* PERMISSION TO FILM PART OF MEETING**

The Mayor advised that a request had been received from SBS to film part of the meeting relating to discussion on Item A1a – Parramatta Road Live Music & Cultural Precinct.

**C72/13 RESOLVED BYRNE / PORTEOUS**

That permission be granted to film part of the meeting on the condition that the crew only film Councillors and not members of the public gallery.

**CARRIED UNANIMOUSLY**

**\*\* ACKNOWLEDGEMENT OF COUNTRY**

I acknowledge the Gadigal and Wangal people of the Eora nation on whose Country we are meeting today, and their elders past and present.

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CHAIR

**\*\* APOLOGIES AND APPLICATIONS FOR LEAVE OF ABSENCE**

**C73/13 RESOLVED BYRNE / JOBLING**

That apologies be accepted and leave of absence be granted for the absence of Crs Manikas, McKenzie & Costantino.

**CARRIED UNANIMOUSLY**

**\*\* DECLARATION OF PECUNIARY OR NON – PECUNIARY INTERESTS**

- Cr Kogoy declared a non pecuniary (less than significant) interest in respect of Items B4 (Greenway Motion), B7 (West Connex Motion) & H2 (Community Bus Motion) as he is an employee of Railcorp .
- Cr Channells declared a non pecuniary (less than significant) interest in respect of Item G4 (Substation Kiosk on Brenan Street, Lilyfield for Light Rail) as Downers, Ausgrid and John Holland are customers of the company he works for.

**BUSINESS:**

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

**(a) BUILDING & DEVELOPMENT COUNCIL MEETING – 12 FEBRUARY 2013**

**C74/13 RESOLVED BYRNE / JOBLING**

That the Minutes of the Building & Development Council Meeting held on 12 February 2013 be confirmed as a true and accurate record of the meeting.

**CARRIED UNANIMOUSLY**

(b) **ORDINARY MEETING – 26 FEBRUARY 2013**

**C75/13 RESOLVED BYRNE / JOBLING**

That the Minutes of the Ordinary Meeting held on 26 February 2013 be confirmed as a true and accurate record of the meeting.

**CARRIED UNANIMOUSLY**

(c) **EXTRAORDINARY MEETING – 19 MARCH 2013**

**C76/13 RESOLVED BYRNE / JOBLING**

That the Minutes of the Extraordinary Meeting held on 19 March 2013 be confirmed as a true and accurate record of the meeting.

**CARRIED UNANIMOUSLY**

**\*\* MAYORAL MINUTES**

**ITEM A1a PARRAMATTA ROAD LIVE MUSIC AND CULTURAL PRECINCT**

**BACKGROUND**

The iconic Annandale Hotel going into receivership is the latest indicator that current planning controls are not conducive to the growth and success of Sydney's live music industry.

Recently Council held a forum with licensees and entrepreneurs from local live music venues during which the need for a more supportive and proactive regulatory regime was raised.

Its proximity to the CBD and status as a public transport artery, with limited existing residential frontages make Parramatta Road the ideal location for Sydney's first live music cultural precinct.

Parramatta road from Sydney University through Leichhardt already has a number of longstanding live music venues, a theatre and comedy club as well as ancillary businesses such as musical instrument retailers, repair shops, teaching and recording studios.

Making Parramatta Road a live music and cultural hub has the potential to revitalise the industry and rejuvenate an urban wasteland through the introduction of a vibrant late night economy.

**C77/13 RESOLVED BYRNE**

That Council:

1. Investigate what policies and programs can be implemented to support the development of the section of Parramatta Road between Sydney University and Taverner's Hill, including the nascent world music precinct of Norton Street, as a live music and cultural precinct, to nurture live music, comedy and theatre, small bars, and ancillary music industry businesses.
2. Investigate the establishment of a live music development control plan for Parramatta Road which would provide planning incentives and protections for live music and performance venues potentially including:
  - A requirement for appropriate sound insulation of new residential and commercial developments
  - Increased allowances for noise from live music and performance venues
  - Extended trading hours for licensed premises

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.....  
CHAIR

- An expedited approval process for applications and possibly rates concessions for new music venues

3. Write to the Minister for Planning, the Lord Mayor of Sydney and the Mayor of Marrickville and the Chair of the City of Sydney live music taskforce seeking their collaboration in developing this draft policy.

4. Liaise with Brisbane City Council to incorporate successful elements of the development control plan governing the Fortitude Valley precinct.

**CARRIED UNANIMOUSLY**

## **ITEM A1b INNERWEST SPORTS FORUM**

### **BACKGROUND**

Council's significant investment in establishing new sporting fields in Callan Park will allow more children and young people to enjoy the health and social benefits of junior sport. Nonetheless, there will still be a significant under-supply of open space and sport and recreation facilities within our Local Government Area.

### **C78/13 RESOLVED BYRNE**

1. That Council convene an "Inner West Sports Forum" to discuss the challenges and needs of sports clubs in our region. Invitees should include:
  - City of Sydney, Marrickville, Canterbury, Ashfield, Strathfield, Burwood and Canada Bay Councils
  - Regional and peak bodies representing all significant participation sports in the region
2. In accordance with a previous Resolution of Council (Minute No. C366/11 from the 26 July 2011 Ordinary Meeting) the forum to also discuss the following;
  - To gain a more accurate understanding of regional demand for sporting fields from the sporting bodies and current supply from other councils. (Each council identifying how many playing fields (all codes), how many clubs, how many teams (numbers to be confirmed by Football Federation of NSW and other peak sporting bodies) and how many games are played each weekend).
  - To work towards managing that demand for sporting fields more effectively at a regional level.
  - With the sporting bodies to develop a state and federal lobbying strategy for increased funding to upgrade our sporting facilities across the region.

### **CARRIED UNANIMOUSLY**

**\*\* SUSPENSION OF STANDING ORDERS**

**C79/13 RESOLVED BYRNE / KOGOY**

That Standing Orders be suspended and Item E2 be brought forward and dealt with now.

**CARRIED UNANIMOUSLY**

**ITEM E2 PROPOSED COMMUNITY GARDEN – PUNCH PARK EXHIBITED AMENDMENT TO PUNCH PARK PLAN OF MANAGEMENT**

**C80/13 RESOLVED BYRNE / HANNAFORD**

That:

1. That Council note the range of submissions (Attachment 2 of the report) which were received as part of the exhibition process and write to all submitters notifying them of the Council resolutions and thanking them for participating in the community consultation on this matter.
2. Councillors note the outcomes of the public consultation meeting which was held on the proposed Community Garden on Attachment 3 of the report.
3. Council adopt an amendment to the Punch Park Plan of Management to allow the development of a community garden at Punch Park in Site C as highlighted in Fig 1.2 of this report.
4. Council note that Site C has been recommended by Council officers due to residential and park user concerns expressed during the exhibition period and that the recommended location is supported by the Punch Park Community garden group.
5. Council instruct the Manager of Property Services to enter into a licence agreement between Council and Punch Park Community Garden Group for use of the site in question.

**CARRIED UNANIMOUSLY**

**\*\* SUSPENSION OF STANDING ORDERS**

**C81/13 RESOLVED BYRNE / PORTEOUS**

That Standing Orders be suspended and Items B7, C8, E3, E4, G3, G4, H2, H5 & H6 be brought forward and dealt with now.

**CARRIED UNANIMOUSLY**

**8:14 pm Cr Kogoy temporarily left the meeting.**

**ITEM B7 WEST CONNEX MOTION**

**Cr Kogoy declared a non pecuniary (less than significant) interest in respect of Item B7 as he is an employee of Rail Corp.**

**C82/13 RESOLVED BYRNE / KELLY**

That Council write to the Minister for Roads and Maritime Services;

- Stating that the Government's refusal to include elected representatives is unacceptable
- Reminding the Minister of the Government's election commitment to "return planning control to local communities"
- Requesting a meeting with the Minister to make clear our strong view that Councillors from affected areas must be given a seat at the table through a taskforce to enable them to be fully informed about the implications of this project for their local communities.

**The Vote FOR and AGAINST the above Resolution was;**

	<b>FOR</b>	<b>AGAINST</b>
Breen , Frank	X	
Byrne, Darcy	X	
Channells , Craig	X	
Emsley, Simon	X	
Hannaford, Vera-Ann	X	
Jobling, John	X	
Kelly, Linda	X	
Porteous, Rochelle	X	

**The above Motion was carried after the Primary Motion (by Crs Porteous & Channells) was put and lost. For the record, the lost Primary Motion was;**



## PORTEOUS / CHANNELLS

*That Leichhardt Council write to the Minister for Roads and Ports and the Minister for Transport, the local State and federal members – Jamie Parker, Anthony Albanese and Tanya Plibersek noting in regards to the announcement of the WestConnex*

1. *Leichhardt Council finds it unacceptable that:*
  - a) *There has been no up front consultation whatsoever with Leichhardt Council and other Inner west Councils on what they see as the best transport solutions for the inner west.*
  - b) *There has been no traffic modelling on such a major road project prior to its announcement*
  - c) *The WestConnex facilitates the expansion of Sydney Airport which Leichhardt Council opposes*
  - d) *The WestConnex facilitates the lifting of the caps on freight at Port Botany which will bring more freight onto local roads throughout the Inner West*
  
2. *Further that Leichhardt Council has received no assurances that:*
  - a) *There will be no compulsory acquisitions of local homes and businesses*
  - b) *Local planning controls are retained by local councils.*
  
3. *Further that Leichhardt Council calls on the Federal Minister for Transport and Infrastructure, and local member, Hon Anthony Albanese, the Minister for Roads and Ports Hon Duncan Gay and the Minister for Transport, Hon Gladys Berejiklen to ensure:*
  - a) *Infrastructure and Transport NSW fully consult with the local councils and communities potentially impacted on by the WestConnex project up front before the project proceeds to development of a business case*
  - b) *There be community representatives, elected Council representatives and relevant community organisations working on transport issues included in the membership of the steering committee for the development of the business case for the WestConnex*
  
4. *That Leichhardt Council opposes the WestConnex project noting that:*
  - a) *It has not been subject to public comment or community or local council consultation*
  - b) *Council has not been provided with assurances that there will not be any compulsory acquisitions of local homes and businesses*

- c) Council has not been provided with assurances that local planning controls of the corridor and surrounding lands will be retained by local councils
- d) Is based on a Benefit: Cost ratio which does not include wider considerations such as social impacts, need for increased community facilities or urban regeneration
- e) \$13 billion invested in the WestConnex will put at risk all future investment in public transport in NSW
- f) It looks at user pays, and possibly value capture, as significant components of its funding, without analysing the impact of tolls on its uptake

**The Vote FOR and AGAINST the above LOST MOTION was;**

	<b>FOR</b>	<b>AGAINST</b>
Breen , Frank		X
Byrne, Darcy		X
Channells , Craig	X	
Emsley, Simon		X
Hannaford, Vera-Ann		X
Jobling, John		X
Kelly, Linda		X
Porteous, Rochelle	X	

**8:45 pm**      **Cr Kogoy returned to the meeting.**

**ITEM C8            COMMERCIAL ACTIVITIES IN TOWN HALLS AND MARKETS**

**C83/13            RESOLVED            HANNAFORD / JOBLING**

1.      That Council
  - a) Note the matters raised by Tali Gallery as a submission to Employment and Economic Development Plan.
  - b) Note that matters raised in regards to provenance of Artworks sold through a Council facility will be referred to the development of the Public Art Policy, currently being drafted for discussion at a Councillor Briefing in May.
  - c) Note that the matters will be considered in implementing the community's priorities in the Community and Cultural Plan for enlivening the Town Halls through live performances and public discussion.
  - d) That the Fair Trade Policy be actively progressed in terms of promoting Fair Trade businesses and educating the community as per the objectives of the Policy. In addition, that the use of the Council's Town Halls be considered in relation to the achievement of Fair Trade objectives.
2.      That the Fair Trade Policy be actively progressed particularly in terms of promoting Fair Trade businesses and educating the community as per the objectives of the Policy. In addition, that the use of the Council's Town Halls be considered in relation to the achievement of Fair Trade objectives.

**CARRIED UNANIMOUSLY**

**NOTE: Point 2 of the above Resolution, was moved as an Amendment by Crs Porteous & Channells and voted on separately as shown below;**

**AMENDMENT    PORTEOUS / CHANNELLS**

That the Fair Trade Policy be actively progressed particularly in terms of promoting Fair Trade businesses and educating the community as per the objectives of the Policy. In addition, that the use of the Council's Town Halls be considered in relation to the achievement of Fair Trade objectives.

**The Vote FOR and AGAINST the above AMENDMENT was;**

	<b>FOR</b>	<b>AGAINST</b>
Breen , Frank	X	
Byrne, Darcy	X	
Channells , Craig	X	
Emsley, Simon	X	
Hannaford, Vera-Ann		X
Jobling, John		X
Kelly, Linda	X	
Kogoy, Daniel	X	
Porteous, Rochelle	X	

**The Amendment was then incorporated into the Primary Motion from Crs Hannaford & Jobling and adopted as shown in Minute No. C83/13 of these minutes.**

- 9:00pm      The Mayor, Cr Byrne temporarily left the meeting and the Deputy Mayor, Cr Kelly assumed the Chair.**
- 9:05pm      Cr Channells temporarily left the meeting.**
- 9:07pm      Cr Channells returned to the meeting.**
- 9:10pm      The Mayor, Cr Byrne returned to the meeting and assumed the Chair.**

**ITEM E3 INTERIM TREE MANAGEMENT POLICY**

**C84/13 RESOLVED BREEN / JOBLING**

1. That the Draft Interim Tree Management Policy be adopted.
2. That the update regarding the Draft Development Control Plan (DCP) – Tree Management be received and noted.
3. That a report be prepared on the options for:
  - a) Implementing ongoing monitoring by Council of very large trees on private property to assess the level of risk of such trees adversely impacting on public safety,
  - b) Council providing assistance to low income residents where Council assesses that pruning or removal is appropriate in respect of very large trees on the resident’s property.
  - c) Options for including provisions relating to existing and proposed tree species and their location in relation to buildings and structures in order to avoid damage from the trees.

**CARRIED UNANIMOUSLY**

**ITEM E4 IMPROVING COMMUNITY ENGAGEMENT AND CUSTOMER SERVICE**

**C85/13 RESOLVED BYRNE / EMSLEY**

In recognition of changes to the way council engages and communicates with community members, that Council;

1. Notes the changing characteristics of how people engage and connect with Council.
2. Resolves that Council engage and communicate with people at places where people gather, and at a time and place that suits them, as well as the more structured forums afforded through Council's Committee system, the community precinct system, and other stakeholder forums.
3. Utilise and promote opportunities for community members and stakeholders to access Council's online community engagement processes, communications and customer service tools.
4. Build capability and capacity in Committees, Community Precincts and other communities of interest through skills development and training, including
  - i. Training for Community Precinct representatives in scope, the operation and administration processes of Precinct Committees;
  - ii. Training in Council's Customer Service systems;
  - iii. Training in facilitation skills for community members interested in participating in and assisting consultation at public forums.
5. In recognition to (1), (2), (3) refocus the service provided by Council's Community Engagement Officer to ensure that Council's community engagement practices
  - a. respond to the diversity of the community to be engaged;
  - b. facilitate the receipt of information and the structured delivery of feedback;
  - c. are guided and supported widely across the whole organisation; noting that
  - d. this rebalancing needs to occur in conjunction with the training offered to Precinct members in 4 above.
6. Council note that the forthcoming review of the Community Engagement Framework is to:
  - a. align with leading practice
  - b. incorporate advancements in technology
  - c. include a briefing to Council
7. Precinct Committees be required to direct all requests for information, customer service enquiries and requests, including those raised in the minutes of meetings, through Councils Citizen Service Centre.

8. Require all Precinct Committee office bearers to become signatories to Council's Code of Conduct.
9. Precinct Committees be requested to develop, in consultation with the Community Engagement Officer, a plan for expanding public participation within their Communities
10. That a report be prepared by the General Manager on the role, use and cost of Council staff who have been asked to assist Precincts.

**The Vote FOR and AGAINST the above Resolution was;**

	<b>FOR</b>	<b>AGAINST</b>
Breen , Frank	X	
Byrne, Darcy	X	
Channells , Craig		X
Emsley, Simon	X	
Hannaford, Vera-Ann		X
Jobling, John	X	
Kelly, Linda	X	
Kogoy, Daniel		X
Porteous, Rochelle		X

**During consideration of the above Item, a Foreshadowed Motion was moved by Councillors Kogoy and Channells. As the Primary Motion moved by Councillors Byrne and Emsley was carried when put to the vote, the Foreshadowed Motion was not voted on but is shown below for the record;**

**KOGOY / CHANNELLS**

*That Council:*

1. *Reaffirms its support for the Precinct Committees. In this reaffirmation Council recognises the great contributions of Precinct Committees to grassroots democracy and their great value as a forum for residents to discuss issues, be informed of issues and proposals before Council.*
2. *Directs the General Manager to ensure Council staff to continue to implement the Resident Precinct Policy & Guidelines (LMC 2011) including the supply of information to Precinct Committees as detailed at 2.4 of the policy and guidelines, to allocate staff to address Precinct meetings on matters of importance and on request, and to provide timely and comprehensive responses to resolutions by Precincts in accordance with the customer service charter.*
3. *That the General Manager be requested to present a supplementary report to the May 2013 Ordinary Council building on the current report and developed*

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CHAIR

*in full consultation with the Precinct Committee executives with maximum possible agreement on:*

- a) *Areas in which training of Council staff and precinct executives are needed to improve the operation of the system.*
  - b) *Areas which could be improved, including information supplied to precincts, responses to precincts and servicing of precincts*
  - c) *Identify any areas where the operation of Precinct Committees can improve*
  - d) *Means by which the administrative burden on precinct executives can be lessened including alternatives to requesting them to inform residents of community events, such as by targeted email distribution directly by Council.*
4. *That Council reaffirm its support to the existing Community Engagement Framework. Any changes to the Framework are additions and do not remove the current consultation requirements contained in the Community Engagement Framework.*
5. *That options such as those available in Social Media are considered in any update to the framework.*
6. *That cross cultural options also be considered.*



**ITEM G3 NEW CHILDCARE CENTRES – UPDATE**

**C86/13 RESOLVED**

**BYRNE / KELLY**

1. That the report is received and noted.
2. That the General Manager convene a meeting with the tenants of the caretaker's cottage property to discuss their concerns and report back to Council.

**The Vote FOR and AGAINST the above Resolution was;**

	<b>FOR</b>	<b>AGAINST</b>
Breen , Frank	X	
Byrne, Darcy	X	
Channells , Craig	X	
Emsley, Simon	X	
Hannaford, Vera-Ann	X	
Jobling, John	X	
Kelly, Linda	X	
Kogoy, Daniel	X	
Porteous, Rochelle		X

**MATTER ARISING FROM ABOVE ITEM**

**PORTEOUS / CHANNELLS**

That Council write to the Federal Minister for Early Childhood and Childcare requesting that the Federal Government fund the purchase of the 31 O'Neill Street and the building of a childcare centre.

**The above motion was LOST.**

**The Vote FOR and AGAINST the above LOST MOTION was;**

	<b>FOR</b>	<b>AGAINST</b>
Breen , Frank		X
Byrne, Darcy		X
Channells , Craig	X	
Emsley, Simon		X
Hannaford, Vera-Ann		X
Jobling, John		X
Kelly, Linda		X
Kogoy, Daniel	X	
Porteous, Rochelle	X	

10:24 pm Cr Channells temporarily left the meeting.

**ITEM G4 SUBSTATION KIOSK ON BRENAN STREET, LILYFIELD FOR LIGHT RAIL**

Cr Channells declared a non pecuniary (less than significant) interest in respect of this matter as Downers, Ausgrid and John Holland are customers of the company he works for and left the meeting and did not take part in any of discussion.

**C87/13 RESOLVED BYRNE / EMSLEY**

That Council consents to the installation of a substation kiosk approx 2.6m long, 1.5m wide and 1.6m high with base, complying with Ausgrid / Energy Australia requirements, on the Brenan Street Lilyfield road reserve in the approximate location indicated on the Annexure to the December 2012 Report but outside the area the roots of the pine tree in accordance with arborist's advice.

**The Vote FOR and AGAINST the above Resolution was;**

	<b>FOR</b>	<b>AGAINST</b>
Breen , Frank	X	
Byrne, Darcy	X	
Emsley, Simon	X	
Hannaford, Vera-Ann	X	
Jobling, John	X	
Kelly, Linda	X	
Kogoy, Daniel	X	
Porteous, Rochelle	X	

**10.26 pm** Cr Channells returned to the meeting.

**10:30pm** EXTENSION OF TIME TO CONTINUE MEETING

**C88/13** RESOLVED HANNAFORD / JOBLING

That in accordance with Council's Code of Meeting Practice, an extension of time of 30 minutes be granted to continue the meeting.

**CARRIED UNANIMOUSLY**

**ITEM H2** COMMUNITY BUS

**Cr Kogoy declared a non pecuniary (less than significant) interest in respect of this Item as he is an employee of Railcorp.**

**C89/13** RESOLVED KOGOY/ BYRNE

- 1) That Council investigate and bring a report back to a future Ordinary Council meeting on the establishment of a community mini bus servicing the Balmain to Newtown via Johnston Street, Annandale route.
- 2) That Council's investigations include details on possible funding sources, routes - including a door to door service, benefits to residents and businesses, and potential barriers to implementation.
- 3) That Council liaise with and seek the support of Marrickville Council, the City of Sydney and the state government on this community bus service.
- 4) That Council place this community bus service on the agenda of the next Southern Sydney Regional Organisation of Councils meeting.
- 5) That this service be funded by the State Government.
- 6) That Council investigate the option of purchasing another Community bus as part of the budgetary process.

**CARRIED UNANIMOUSLY**

**ITEM H5 LEICHHARDT COUNCIL REJECTS AMALGAMATION**

**PORTEOUS / KOGOY**

That Leichhardt Council not amalgamate with, or take land from, surrounding Councils.

Further that Council:

1) Notes the overwhelming vote in Queensland on Saturday March 9th for Councils to de-amalgamate.

- a) 81% in the Noosa/Sunshine Coast voted to de-amalgamate.
- b) 58% in the Cairns/Port Douglas area voted to de-amalgamate.
- c) 57% of the Rockhampton/Livingstone area voted to de-amalgamate.
- c) 58% of the Tablelands/Mareeba area voted to de-amalgamate.

2) Notes that many more Queensland Councils had wanted to hold a de-amalgamation referendum, and the Queensland experiment with so called super Councils is a failure.

3) Notes that the NSW Independent Review of Local Government discussion paper *The Case for Sustainable Change* states in a reference that includes Metropolitan Councils

"There is a case to consider considerable consolidation to enhance the strategic capacity of local government across the Sydney region and other major urban areas including both regional centres and rural areas." (p.25, A Case for Change, 2013)

4) Writes to the Minister for Local Government indicating that Leichhardt has a proud and historic community identity, and that we do not wish to amalgamate with other Councils or take over some of their area.

5) Writes to the Premier of NSW requesting he confirm his election promise of returning power to local government, and that that includes no forced or induced amalgamations.

**The above Motion was LOST.**

**The Vote FOR and AGAINST the above LOST MOTION was;**

	<b>FOR</b>	<b>AGAINST</b>
Breen , Frank		X
Byrne, Darcy		X
Channells , Craig	X	
Emsley, Simon		X
Hannaford, Vera-Ann		X
Jobling, John		X
Kelly, Linda		X
Kogoy, Daniel	X	
Porteous, Rochelle	X	

**ITEM H6 LEICHHARDT COUNCILS CALLS FOR RELEASE OF THE BAYS PRECINCT TASKFORCE STRATEGIC PLAN REPORT**

**C90/13 RESOLVED PORTEOUS / JOBLING**

1. That this matter be deferred for a report to be prepared to the April Ordinary Meeting.
2. That the report include the issues of seeking a commitment from the State Government and relevant Ministers that the following will be included in the Bays Precinct Taskforce Strategic Plan;
  - agreement that all port traffic will go on a separate port road; provision for new public transport, particularly light rail and new ferry stops; addition of more open space for use as sporting and recreational facilities and full pedestrian and cycle access through and across the sites with full access to the foreshore.
  - That the Minister for Planning and Infrastructure, the Minister for Ports and Roads and the Premier commit to the development of a full Masterplan for the Bays Precinct.

**CARRIED UNANIMOUSLY**

**\*\* SUSPENSION OF STANDING ORDERS**

**C91/13 RESOLVED BYRNE / HANNAFORD**

That Standing Orders be suspended and Items C11& D2 be brought forward and dealt with now.

**CARRIED UNANIMOUSLY**

**ITEM C11 LOCAL GOVERNMENT AMENDMENT (EARLY INTERVENTION)  
BILL 2013**

**C92/13 RESOLVED BYRNE / KELLY**

That Council write to the Minister for Local Government seeking further clarification on the intention of the Bill and requesting deferral of the Bill until such time as further consultation with Councillors has taken place.

**CARRIED UNANIMOUSLY**

**ITEM D2 GENERAL MANAGERS PERFORMANCE AGREEMENT**

**C93/13 RESOLVED BYRNE / JOBLING**

That Council appoint Councillors Byrne, Kelly, Hannaford and Porteous as the members of the General Managers Performance Panel.

**CARRIED UNANIMOUSLY**

**\*\* SUSPENSION OF STANDING ORDERS**

**C94/13 RESOLVED BYRNE / JOBLING**

That Standing Orders be suspended and Items B1, B4, B3, B2, B5, B6, B8, C9, E5 and F3 be brought forward and dealt with now.

**CARRIED UNANIMOUSLY**

**ITEM B1      GROWTH IN OPERATING EXPENSES**

**C95/13      RESOLVED                      JOBLING / HANNAFORD**

1.      The General Manager report by the April 2013 meeting on the current Council position and changes during the last five(5) years of the following in both percentage and dollar terms;  
      (a) the backlog of works infrastructure  
      (b) total income  
      (c) repayments  
      (d) surplus  
      (e) current assets
2.      The real growth in operating expenditure compared to that of Capital expenditure over the last five years. How Leichhardt Council compares to the NSW reported real annual growth in operating expenditure of 8.3 percentage whereas that of Capital expenditure was only 2.5 percentage
3.      Is it correct that Leichhardt Council is reported to expend 50 percent or more of its funds for wages and related costs and what has been the movement in this figure over the last five years.
4.      Does or has Leichhardt Council ever used Depreciation provisions to fund expenditure rather than for the intended purpose of replacing ageing infrastructure ?
5.      Has Leichhardt Council ever diverted "Developer contributions" to compensate for switching money from Capital to Operations as was suggested is undertaken by some NSW Councils in a report by former Secretary to NSW Treasury Percy Allen to the Urban Taskforce ?
6.      Has the Council Audit and Risk committee ever been asked to respond to statements by the Australian Bureau of Statistics and the Independent Pricing and Regulatory Tribunal claims that NSW Local Government has been underspending on Capital Works relative to Operations since Ratepegging was introduced about 30 years ago and what steps Leichhardt Council could take to reverse this situation over the next five years
7.      How does Leichhardt Council compare to neighbouring Councils such as Canada Bay and Marrickville relating to the above matters.

**CARRIED UNANIMOUSLY**



**ITEM B4 GREENWAY MOTION**

**Cr Kogoy declared a non pecuniary (less than significant) interest in respect of this Item as he is an employee of Railcorp.**

**C96/13 RESOLVED PORTEOUS / JOBLING**

That;

1. Leichhardt Council write to the NSW Minister of Transport:
  - a) To emphasise that the on-road option for the GreenWay currently being considered in the Cooks River to White Bay cycle way study is not acceptable because:
    - i. We already have an on road alternative currently being marked out
    - ii. It is not suitable or safe for children and many less confident adult cyclists
    - iii. It will not encourage more people to walk or cycle
    - iv. The four GreenWay Councils and the GreenWay Steering Committee are committed to an off road shared walking and cycling path
  - b) That the Mayor write to the State Government to request it to reinstate the funds to allow the completion of the Greenway and to identify the intended completion date for the project.
2. That Leichhardt Council, together with the other GreenWay Councils, (Ashfield, Marrickville and Canterbury), ensure that in negotiations with Transport for NSW over the Biodiversity Compensation package that the priority is on achieving the best possible outcome for the GreenWay Biodiversity Corridor with the offset sites for the Biodiversity Compensation Package being preferably located within the rail corridor in consideration of the GreenWay Revegetation and Bushcare Plan rather than on council owned land. The conditions of approval require that the bush care sites are maintained 'in perpetuity'.

**CARRIED UNANIMOUSLY**

**ITEM B3      EXPANSION OF CAR SHARE USE**

**C97/13      RESOLVED                      CHANNELLS/ KOGOY**

1. That Council present a report for the April Ordinary Council Meeting on what actions can be taken to increase the use of car share in the municipality.
2. That the above report include opportunities and recommendations as to where car share programs can be used utilised within council operations.
3. That the report include information on which car share companies are currently operating or have sought car share parking spaces in the municipality and options for the future apportionment of car share spaces.
4. That a tendering process be considered in determining the company.
5. That the report include information on the question of payment for the use of spaces by companies.

**CARRIED UNANIMOUSLY**

**11:00pm      EXTENSION OF TIME TO CONTINUE MEETING**

**C98/13      RESOLVED                      BYRNE / PORTEOUS**

That the Open Council Section of the meeting be extended by a further 30 minutes to continue dealing with some of the remaining Items on the agenda.

**The Vote FOR and AGAINST the above Resolution was;**

	<b>FOR</b>	<b>AGAINST</b>
Breen , Frank		X
Byrne, Darcy	X	
Channells , Craig	X	
Emsley, Simon	X	
Hannaford, Vera-Ann	X	
Jobling, John	X	
Kelly, Linda	X	
Kogoy, Daniel	X	
Porteous, Rochelle	X	

**ITEM B2     WHITES CREEK PATH LIGHTS**

**C99/13        RESOLVED                            KOGOY / JOBLING**

- 1)     That council support the installation of lights along the Whites Creek Valley Park shared path between Piper Street and Brenan Street.
  
- 2)     That council consult with the community on the design for the installation of active LED, or comparatively energy efficient lighting along the Whites Creek Valley Park path, between Brenan Street and Piper Street, Lilyfield.
  
- 3)     That council identify funding opportunities for this project from the 2013/14 budget and 2012/13 budget carryovers.

**CARRIED UNANIMOUSLY**

**ITEM B5 SUPPORT LIVE MUSIC AND SAVE THE ANNANDALE HOTEL**

**KOGOY / CHANNELLS**

- 1) That Leichhardt Council writes to the leaders of all political parties at the state and federal level in support of the recommendations made to the federal government, the NSW Government and NSW local councils, by SLAM in support of a vibrant live music sector.
- 2) That Leichhardt Council supports the Annandale Hotel remaining a live music venue and works with the Member for Balmain - who is talking with the receiver - in calling on Ferrier Hodgson to ensure that it remains an iconic live music venue for many years to come.
- 3) That Leichhardt Council supports the agent of change principle - that protects existing compliant live music venues from complaints from new developments and residents - and amends its planning controls accordingly.

**The above Motion was LOST.**

**The Vote FOR and AGAINST the above LOST MOTION was;**

	<b>FOR</b>	<b>AGAINST</b>
Breen , Frank		X
Byrne, Darcy		X
Channells , Craig	X	
Emsley, Simon		X
Hannaford, Vera-Ann		X
Jobling, John		X
Kelly, Linda		X
Kogoy, Daniel	X	
Porteous, Rochelle	X	

**ITEM B6 THE IMPACT OF STATE AND FEDERAL GOVERNMENT COST SHIFTING ON LOCAL COUNCIL FINANCES**

**C100/13 RESOLVED PORTEOUS / CHANNELLS**

That Leichhardt Council write to the Premier, the Minister for Local Government, the Leader of the Opposition, the Shadow Minister for Local Government and the State and Federal Local Members outlining the significant concern that Leichhardt Council shares with the LGSA regarding the ongoing cost-shifting burden that councils are forced to shoulder .

That Leichhardt Council further notes in this correspondence that it also shares with the LGSA concern that the Infrastructure Renewal Gap, as found in the Percy Allan report, identifies a shortfall for 2010/11 of \$500 million indicating that the infrastructure backlog would be all but eliminated if the cost shifting stopped.

Finally that Leichhardt Council calls on the State and Federal Government to stop cost shifting onto local government so that local income raised by council can be spent locally for the local community.

**CARRIED UNANIMOUSLY**

**ITEM B8 LEICHHARDT COUNCIL POLICY TO FLY RAINBOW FLAG**

**C101/13 RESOLVED KOGOY / KELLY**

- 1) Flying of the Rainbow flag be Council Policy.
- 2) For the Rainbow flag to be flown annually to coincide with Sydney Gay & Lesbian Mardi Gras Festival from the launch date of the festival and duration to Parade date.
- 3) That Council establish a Gay Lesbian Bisexual Transgender and Intersex (GLBTI) group.

**CARRIED UNANIMOUSLY**

**ITEM C9            SPONSORSHIP REQUEST – INNER WEST BUSINESS AWARDS 2013**

**C102/13            RESOLVED            BYRNE / HANNAFORD**

1. That Council participate in the 2013 Inner West Local Business Awards through a \$1,000 Support Sponsor package and its continued involvement through the Leichhardt Community Access Award category.
2. That Council secure a table for the awards for use of Councillors and members of the Access Policy Committee.

**CARRIED UNANIMOUSLY**

**ITEM E5      COMMUNITY SERVICES, SAFETY & FACILITIES  
COMMITTEE MEETING MINUTES – 7 MARCH 2013**

**C103/13                  RESOLVED                  PORTEOUS / KELLY**

1. That Council adopt the minutes of the Community Services, Safety & Facilities Committee held on 7 March 2013 with the following amendments:

**CSSFC 24/13**

That the minutes of the Leichhardt Aboriginal and Torres Strait Islander Consultative Committee meeting held on 20 February 2013 are adopted subject to amending the minutes to include:

- a) Attendance of Cr Darcy Byrne and Cr Simon Emsley at the meeting.
- b) Change of future meeting time from 3:30pm to 5:00pm starting April 2013.

**Item 1  
Apologies**

**CSSFC 16/13                  Recommended                  Lawrence/Page**

1. That apologies be accepted for the non attendance of: Clr Michele McKenzie, Clr Linda Kelly, Lisa Smajlov, Joe Mannix.
2. That Council send Joe Mannix a card expressing their concern and for a speedy recovery.

**Item 2  
Declaration Of Pecuniary And Non-Pecuniary Interests - Nil**

**Item 3  
Minutes Of The Previous Meeting: 7 February 2013**

**CSSFC 17/13                  Recommended                  Lawrence/Page**

1. That Council adopt the minutes of the Community Services, Safety and Facilities Committee meeting held on 7 February 2013 with the accompanying recommendations.
2. That apologies for Clr Mackenzie be accepted for the last meeting.

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This is page 31 of the Minutes of the Ordinary Meeting of Council held on the 26<sup>th</sup> day of March, 2013 and presented for confirmation this 23<sup>rd</sup> day of April, 2013.

.....  
CHAIR

**Item 4  
Summary Of Resolutions**

**CSSFC 18/13                      Recommended                      Hannaford/Page**

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

**Item 12 (Brought Forward – Late Item)  
Community Events Grants 2012/13 – Round 2**

**Officer Recommendation**

1. That Council note that the Community Events Grants have been aligned with the strategic objectives of the Community and Cultural Plan.
2. That the remaining amount for Round 2 is \$8,000 and that the following groups be allocated grants totalling \$8,000 and fee waivers totalling \$3,335 for the 2012/13 financial year under the Community Events Grants – Round 2, as follows:

	<b>Applicant</b>	<b>Amount</b>	<b>Fee Waiver</b>	<b>Value of Fee Waiver</b>
1	Back to Balmain	\$250	Venue Banner booking	TBA \$545
2	Horizon Theatre Company	\$3,200	Open space	\$850
3	Italian Forum	\$1,000	Nil	Nil
4	The Metropolitan Orchestra	\$2,000	Venue + Banner booking	TBA \$545
5	Sydney Secondary College, Instrumental Music Program	\$1,550	Open space + Banner booking	\$850 \$545
	<b>Total Recommended Round 2</b>	<b>\$8,000</b>		<b>\$3,335</b>
	<b>Total Budget 2012/2013</b>	<b>\$37,250</b>		

**CSSFC 19/3                      Recommended                      Page/Hannaford**

1. That Council note that the Community Events Grants have been aligned with the strategic objectives of the Community and Cultural Plan.

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This is page 32 of the Minutes of the Ordinary Meeting of Council held on the 26<sup>th</sup> day of March, 2013 and presented for confirmation this 23<sup>rd</sup> day of April, 2013.

.....  
CHAIR



2. That the remaining amount for Round 2 is \$8,000 and that the following groups be allocated grants totalling \$8,000 and fee waivers totalling \$3,335 for the 2012/13 financial year under the Community Events Grants – Round 2, as follows:

	<b>Applicant</b>	<b>Amount</b>	<b>Fee Waiver</b>	<b>Value of Fee Waiver</b>
1	Back to Balmain	\$250	Venue Banner booking	TBA \$545
2	Horizon Theatre Company	\$3,200	Open space	\$850
3	Italian Forum	\$1,000	Nil	Nil
4	The Metropolitan Orchestra	\$2,000	Venue + Banner booking	TBA \$545
5	Sydney Secondary College, Instrumental Music Program	\$1,550	Open space + Banner booking	\$850 \$545
	Total Recommended Round 2	\$8,000		\$3,335
	Total Budget 2012/2013	\$37,250		

3. That the Horizon Theatre Company grant funding be subject to their providing additional information regarding performance location options and promotion of their Punch & Judy shows and that these findings be presented to the next CSSFC meeting.
4. That the Italian Forum grants funding be subject to their providing grant acquittals of previously funded programs by 8 March 2013.

Copy of report Community Events Grants 2012/13 – Round 2 (**refer Attachment 1**)

Clr Rochelle Porteous left the meeting at 8pm.

## **Item 5 Feedback On Community Safety**

**CSSFC 20/13**

**Recommended**

**Lawrence/Hannaford**

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This is page 33 of the Minutes of the Ordinary Meeting of Council held on the 26<sup>th</sup> day of March, 2013 and presented for confirmation this 23<sup>rd</sup> day of April, 2013.

.....  
CHAIR

That Council note that the Part 3A Development Application (DA) for the Gosford Quarries for 300 Johnston St Annandale proposes erection of a structure in Johnston St to control access and egress. No information has been provided to residents by Roads & Maritime Services on safety issues as yet.

**Item 6  
Leichhardt Youth Council Meeting Minutes**

**CSSFC 21/13                      Recommended                      Lawrence/Hannaford**

That the minutes of the Leichhardt Youth Council meeting held on 4 February 2013 be adopted. **(refer Attachment 2)**

**Item 7  
Access Policy Committee Meeting Minutes**

**CSSFC 22/13                      Recommended                      Hannaford/Page**

That the minutes of the Access Policy Committee meeting held on 13 February 2013 be adopted with the accompanying recommendations. **(refer Attachment 3)**

**Item 8  
Clontarf Cottage Management Committee Meeting Minutes**

**CSSFC 23/13                      Recommended                      Lawrence/Page**

That Council adopt the Minutes of the Clontarf Cottage Management s.355 Committee meetings held on 12 November and 10 December 2012. **(refer Attachment 4)**

**Item 9  
Leichhardt Aboriginal And Torres Strait Islander Consultative Committee Meeting Minutes**

**CSSFC 24/13                      Recommended                      Lawrence/Page**

1. That the minutes of the Leichhardt Aboriginal and Torres Strait Islander Consultative Committee meeting held on 20 February 2013 are adopted. **(refer Attachment 5)**
2. That Council note decision requiring realignment of funds to the NSW Writers Centre is to be delegated to the Mayor as a decision between meetings, as the NSW Writers Centre requires confirmation prior to 14 March 2013 in order to progress the Poetry Festival.

**Item 10  
Community Grants 2012/13 – Round 2**

**CSSFC 25/13                      Recommended                      Lawrence/Page**

1. That Council note that the Community Grants Program has been aligned with the strategic objectives of the Community and Cultural Plan.
2. That the remaining amount for Round 2 is \$7,500 and that the following groups be allocated grants totalling \$7,500 for the 2012/13 financial year under the Community Grants Program – Round 2, as follows:

	<b>Applicant</b>	<b>Amount</b>	<b>Fee Waiver</b>	<b>Value of Fee Waiver</b>
1	Canterbury City Community Centre (STARS)	\$2,750		
2	Family & Community Services Co-operative	\$1,000		
3	Family Drug Support	\$1,000		
4	Rozelle Neighbourhood Centre, Ever After Theatre Company	\$1,550		
5	Sydney Secondary College P&C Association	\$1,200		
	<b>Total Recommended Round 2</b>	<b>\$7,500</b>	<b>Nil</b>	<b>Nil</b>
	<b>Total Budget 2012/2013</b>	<b>\$28,000</b>		
	<b>Total Budget for Round 2</b>	<b>\$7,500</b>		

**Item 11  
Seniors Grants 2012-2013 – Round 2**

**CSSFC 26/13                      Recommended                      Hannaford/Page**

1. That Council note that the Seniors Grants have been aligned with the strategic objectives of the Community and Cultural Plan.
2. That the remaining amount for Round 2 is \$3,000 and that the following groups be allocated grants totalling \$3,000 for the 2012/13 financial year under the Seniors Grants – Round 2, as follows:

	<b>Applicant</b>	<b>Amount</b>	<b>Value of Fee Waiver</b>
1	HOPE	\$1,000	
2	Rozelle Neighbourhood Centre	\$1,000	
3	Meredith Lucy auspiced by Rozelle Neighbourhood Centre	\$1,000	
	Total Recommended Round 2	\$3,000	Nil
	Total Budget 2012/2013	\$10,000	

**Item 13 (Brought Forward - Late Item)  
Draft Terms Of Reference – Community Services Safety & Facilities Committee**

**Officer Recommendation**

That Council

1. Notes that Community Services, Safety and Facilities Committee (CSSFC) has reviewed the scope, role and function of the CSSFC with input from the Leichhardt Local Area Command
2. Notes a Report will be submitted to the March Ordinary Meeting proposing that Council adopts
  - i. the draft Terms of Reference for the Community Services Committee
  - ii. the Operation Guidelines and Membership for the Community Services Committee

**CSSFC 27/13                      Recommended                      Page/Hannaford**

That Council defer this item to the next CSSFC meeting for consideration.

**Item 14  
Other Business**

**CSSFC 28/13                      Recommended                      Page/Lawrence**

**14.1 You Move Company**

Council notes that the 'You Move Company' has withdrawn from the Site and Sound Program for 2013. The 'You Move Company' had been dissolved and no longer functioning. They thanked Council for its support.

**CSSFC 29/13                      Recommended                      Lawrence/Page**

**14.2 Presentation of Leichhardt 2025+**

The meeting of CSSFC notes that Council is inviting community members to participate in the review of Leichhardt 2025+.

**Forthcoming Events:**

**14.3** Yoga in Daily Life promotion of Harmony Day was tabled.

**14.4** International Women's Day celebration on 8 March is noted.

**Item 14**

**Next Meeting – 4 April 2013**

**CARRIED UNANIMOUSLY**

**11:14 pm Cr Kogoy retired from the meeting.**

**ITEM F3 PARKING STUDY FOR MAINSTREET SHOPPING AREAS**

**C104/13 RESOLVED BYRNE / BREEN**

1. That Council notes that there has been strong community support for 30 minute free parking to continue.
2. That council maintain the current 30 minute free trial until the end of the current financial year.
3. That council consider the budget implications for changes to the parking system with the final parking changes to form part of the 2013-14 draft budget
4. That Council further extend the 30 minute parking trial into all main street meters in Darling Street and Norton Street.
5. That Council commit to making 30 minute free parking at all main street meters permanently available.
6. That Council consider whether to make 30 minute free parking available to the general public or to local residents only through the budget process.
7. That Council consider as part of the 2013/2014 budget process a report on the costs and the effects on the budget and community of ;
  - Reducing the hours of operation of parking meters so that they finish at 6pm or 8pm
  - Reducing the cost of parking meters so that they align with neighbouring municipalities such as City of Sydney
  - Consider not increasing meter fees in the next financial year.
8. Council report on the number of parking permits issued and how many parking permits are issued to commercial and retail businesses.
9. A report be brought to Council as to how this policy can be upgraded and whether charges should apply to second permits if issued.

**The Vote FOR and AGAINST the above Resolution was;**

	<b>FOR</b>	<b>AGAINST</b>
Breen , Frank	X	
Byrne, Darcy	X	
Channells , Craig	X	
Emsley, Simon	X	
Hannaford, Vera-Ann	X	
Jobling, John	X	
Kelly, Linda	X	
Porteous, Rochelle	X	

**\*\* SUSPENSION OF STANDING ORDERS**

**C105/12 RESOLVED BYRNE / HANNAFORD**

That Standing Orders be suspended and Items H3 & H4 be brought forward and dealt with now.

**The Vote FOR and AGAINST the above Resolution was;**

	<b>FOR</b>	<b>AGAINST</b>
Breen , Frank	X	
Byrne, Darcy	X	
Channells , Craig	X	
Emsley, Simon	X	
Hannaford, Vera-Ann	X	
Jobling, John	X	
Kelly, Linda	X	
Porteous, Rochelle	X	

**ITEM H3 SUPPORT FOR EMPLOYEES EXPERIENCING DOMESTIC OR FAMILY VIOLENCE**

**C106/13 RESOLVED KELLY / PORTEOUS**

That Leichhardt Council proceeds to review policy and include provisions for paid leave entitlements and flexible working arrangements that supports employees who experience domestic or family violence, and Officers report back recommendations to the May Ordinary Council meeting.

Such provisions and policy review should consider the following:

1. Paid Leave entitlements for employees experiencing domestic or family violence.
2. Provisions for granting of special leave where leave entitlements are exhausted.
3. Agreed documentation issued by the Police Force, a Court, a Doctor, a Domestic Violence Support Service or Lawyer that support proof that this violence has occurred.
4. Personal information concerning domestic violence will be kept confidential by Council.
5. Council may facilitate flexible working arrangements subject to operational requirements, including changes to working times and changes to work location, telephone number and email address.

**The Vote FOR and AGAINST the above Resolution was;**

	<b>FOR</b>	<b>AGAINST</b>
Breen , Frank	X	
Byrne, Darcy	X	
Channells , Craig	X	
Emsley, Simon	X	
Hannaford, Vera-Ann	X	
Jobling, John	X	
Kelly, Linda	X	
Porteous, Rochelle	X	



11:21 pm Cr Hannaford temporarily left the meeting.

**ITEM H4 INVESTIGATION OF INNER CITY HOUSING BOND**

**C107/13 RESOLVED EMSLEY / PORTEOUS**

That Council propose to SSROC an investigation into the feasibility of an Inner City Housing Bond, contrived to provide discounted investment capital to community housing providers undertaking affordable housing projects within the local government areas of participating councils, the cost of this research being shared by councils of the Forum.

**The Vote FOR and AGAINST the above Resolution was;**

	<b>FOR</b>	<b>AGAINST</b>
Breen , Frank	X	
Byrne, Darcy	X	
Channells , Craig	X	
Emsley, Simon	X	
Jobling, John	X	
Kelly, Linda	X	
Porteous, Rochelle	X	

**MATTER ARISING FROM ABOVE ITEM**

**C107A/13 RESOLVED PORTEOUS / BYRNE**

That SSROC Minutes be incorporated in the Ordinary Agenda from now on.

**The Vote FOR and AGAINST the above Resolution was;**

	<b>FOR</b>	<b>AGAINST</b>
Breen , Frank	X	
Byrne, Darcy	X	
Channells , Craig	X	
Emsley, Simon	X	
Jobling, John	X	
Kelly, Linda	X	
Porteous, Rochelle	X	

11:24pm Cr Hannaford returned to the meeting.

**\*\* SUSPENSION OF STANDING ORDERS**

**C108/13 RESOLVED BYRNE / HANNAFORD**

That Standing Orders be suspended and Items C2, E6 & F2 be brought forward and dealt with now.

**The Vote FOR and AGAINST the above Resolution was;**

	<b>FOR</b>	<b>AGAINST</b>
Breen , Frank	X	
Byrne, Darcy	X	
Channells , Craig	X	
Emsley, Simon	X	
Hannaford, Vera-Ann	X	
Jobling, John	X	
Kelly, Linda	X	
Porteous, Rochelle	X	

**ITEM C2 DINNER WITH WAYNE PEARCE – INVITATION FROM LEICHHARDT & ANNANDALE BUSINESS CHAMBER**

**C109/13 RESOLVED HANNAFORD / BYRNE**

That Council purchase a table of 10 to attend the Leichhardt and Annandale Business Chamber dinner.

**The Vote FOR and AGAINST the above Resolution was;**

	<b>FOR</b>	<b>AGAINST</b>
Breen , Frank	X	
Byrne, Darcy	X	
Channells , Craig	X	
Emsley, Simon	X	
Hannaford, Vera-Ann	X	
Jobling, John	X	
Kelly, Linda	X	
Porteous, Rochelle	X	

**ITEM E6 CLIMATE CHANGE PLAN PUBLIC EXHIBITION OUTCOMES**

**C110/13 RESOLVED PORTEOUS / BYRNE**

That:

1. The Draft Climate Change Plan be amended to incorporate the additions recommended by this report in response to the Public Exhibition.
2. A report be brought to the May Ordinary Council meeting to formally adopt the Climate Change Plan.

**The Vote FOR and AGAINST the above Resolution was;**

	<b>FOR</b>	<b>AGAINST</b>
Breen , Frank	X	
Byrne, Darcy	X	
Channells , Craig	X	
Emsley, Simon	X	
Hannaford, Vera-Ann	X	
Jobling, John	X	
Kelly, Linda	X	
Porteous, Rochelle	X	

**ITEM F2      MINUTES OF LOCAL TRAFFIC COMMITTEE**

**C111/13      RESOLVED              BYRNE / PORTEOUS**

That Council adopt the minutes of the Local Traffic Committee held on 7 March 2013 with the accompanying recommendations;

**1.0      Confirmation of Minutes**

**TR13/024  
Confirmation of Minutes**

**Committee Recommendation:**

That the Minutes from the Local Traffic Committee meeting held 7 February 2013 be accepted as a true and accurate record of the meeting's proceedings.

**1.1      Matters Arising from Minutes of Previous Meeting**

**TR13/025**

1.1.1 Nil

**2.0      Reports**

**TR13/026**

**2.1      Pedestrian Conditions – Darling Street/Wise Street/Beattie Street, Rozelle**

**Committee Recommendation (unanimous support):**

- a) That the installation of a marked (zebra) pedestrian crossing be supported on Wise Street on the western leg of the Wise Street/Darling Street/Beattie Street intersection.
- b) That a detailed design for the proposed marked (zebra) pedestrian crossing at Wise Street be brought back to the Committee for consideration prior to consultation .

**TR13/027**

**2.2      Traffic Conditions – Park Street, Rozelle**

**Committee Recommendation (unanimous support):**

That the matter be deferred for a detailed traffic analysis to be undertaken to manage north-south streets between Darling Street and Moodie Street to improve traffic safety in narrow side streets and also to accommodate bicycles.

**TR13/028**

**2.3 Renwick Lane, Cyclists Conditions**

**Committee Recommendation (unanimous support):**

- a) That a survey be undertaken to determine traffic, pedestrian and bicycle volumes in Renwick Lane, Leichhardt.
- b) That the contra-flow bicycle lane proposal be discussed with the RMS Manager, Sustainable Transport Infrastructure (Brad Donaldson).

**TR13/029**

**2.4 Parking Conditions – Trafalgar Street (Booth St-Collins St), Annandale**

**Committee Recommendation (unanimous support):**

That the existing 'No Stopping' zone on the western side of Trafalgar Street, south of Booth Street, Annandale be reduced from 13m to 10 metres from the northern edge of the new concrete garden bed in Booth Street introduced as part of the works for the new raised pedestrian crossing in Booth Street, subject to sighting a parking plan and a written agreement by the Fire Services by the Committee.

**TR13/030**

**2.5 Access Conditions – Trafalgar Street, Annandale**

**Committee Recommendation (unanimous support):**

- a) That an additional 'No Stopping' sign be installed on the eastern side of the driveway of No.62 Booth Street Annandale.
- b) That the site be provided with additional enforcement for a 3 months period and the enforcement results be brought back to the Committee.
- c) That the installation of bicycle parking as a permanent solution be investigated and be brought back to the Committee.

**TR13/031**

**2.6 'No Parking' Restriction – Booth Lane, Annandale**

**Committee Recommendation (unanimous support):**

That the proposed 'No Parking' zone on the northern side of Booth Lane (Taylor Street-Wigram Road) across the driveway of No.148 Wigram Road and 3m east of the driveway of No.148 Wigram Road, Annandale be deferred for more information on the parking situation (observation survey) in Booth Lane, Annandale.

**TR13/032**

**2.7 'No Parking' Restriction – James Street, Balmain**

**Committee Recommendation (unanimous support):**

That an approx.11m 'No Parking' restriction be installed rear of Nos. 11-15 and No.13 Ennis Street and (4.4m) outside No.6 James Street at the closed end of James Street, Balmain.

**TR13/033**

**2.8 'Car Share' Parking Restrictions – Public Carparks in Balmain**

**Committee Recommendation (majority support):**

- a) That an update on 'Car Share' Policy be brought back to the next available Traffic Committee.
- b) That a review of progress of Expression of Interest for 'Car Share' providers be brought back to the next Traffic Committee.
- c) That 'No Parking - Leichhardt Council Authorised Car Share Vehicles Excepted' signage and bay markings ('No Parking' logo) be installed in the following public carparks:
  - i. the Gallimore Avenue carpark, Balmain East - the north-east angle parking space
  - ii. the Beattie Street carpark, Balmain: the angle parking bay on the western side, south of the kerb extension
- d) That the GoGet representative be advised of the Council's decision

**TR13/034**

**2.9 Kerb Extension – Emmerick Street, Leichhardt**

**Committee Recommendation (unanimous support):**

- a) That the realignment of the kerb and gutter on the north western corner of the Emmerick Street and Lilyfield Road intersection as shown on the attached plan be approved.
- b) That the provision of a 'No Left Turn' restriction for vehicles under 6m only permitted turning left from Lilyfield Road into Emmerick Street be supported in principle and a TMP be forwarded to RMS for its approval.

**TR13/035**

**2.10 Pedestrian Crossing – Glover Street, Lilyfield**

**Committee Recommendation (unanimous support):**

- a) That the Committee notes that the traffic and pedestrian volumes across Glover Street and Emmerick Street at Perry Street do not meet RMS warrants for a marked pedestrian crossing.
- b) That the existing 'Give-Way' control at Glover Street at the Perry Street intersection be upgraded to 'STOP' control.
- c) That the extension of the kerb on the western side of Glover Street at the Perry Street intersection be investigated.
- d) That the Rozelle-Lilyfield Precinct Committee be advised of the Committee's recommendation.

**TR13/036**

**2.11 'No Stopping' Restrictions – Lords Road/Davies Street, Leichhardt**

**Committee Recommendation (unanimous support):**

That 10m 'No Stopping' zones on both sides of Davies Street, Leichhardt and on the northern side of Lords Road at the Lords Road/Davies Street intersection be signposted.

**TR13/037**

**2.12 'No Stopping' Restrictions – Lilyfield Road at Derbyshire Rd and Henry St, Lilyfield**

**Committee Recommendation (unanimous support):**

- a) That 10m 'No Stopping' zones be signposted at the following locations:
  - i. On Lilyfield Road: on the southern side of Lilyfield Road on either side of Derbyshire Road
  - ii. On Lilyfield Road: to the east of Henry Street
  - iii. On Derbyshire Road: on the eastern side

- b) That the statutory 'No Stopping' zone on the eastern side of Henry Street, south of Lilyfield Road be reviewed to maximise parking.

**TR13/038**

**3.0 Status Reports**

There are no matters to report.

**4.0 Minor Traffic Facilities**

**TR13/039**

**Committee Recommendation (unanimous support):**

- a) That the proposed 'Disabled Parking' zones outside No.125 View Street and No.66 Wells Street Annandale, be deferred for a review to be undertaken on introducing a RPS zone for 'Disabled Parking' within the LGA and a report be brought back to the next available Traffic Committee meeting.
- b) That the Committee supported the following minor traffic facilities (except 'Disabled Parking' proposals):

- i. Item 2002/002952**

- That the existing Resident Parking restrictions outside Nos. 239, 241 and 243 Norton Street, Leichhardt be amended to provide a 12m 'Works Zone 7.00am - 5.00pm Mon-Fri, 7.00am - 1.00pm Sat' for 12 weeks.

- ii. Item 2002/002959**

- That the existing Resident Parking restrictions outside Nos. 92 and 94 Short Street, Birchgrove be amended to provide a 14m 'Works Zone 7.00am - 5.00pm Mon-Fri, 7.00am - 1.00pm Sat' for 9 weeks.

- iii. Item 2002/002962**

- That the installation of an 18m 'Works Zone 7.00am - 5.00pm Mon-Fri, 7.00am - 1.00pm Sat' in the existing 'Taxi Zone' on the western side of Flood Street along the side boundary of Leichhardt Marketplace for 5 weeks be approved.

**TR13/040**

**5.0 Special Traffic Committee – Items Supported Between Formal Meetings**

There are no matters to report.



## **6.0 Items Without Notice**

**TR13/041**

### **6.1 Marion Street Bridge Works, Leichhardt**

#### **Committee Recommendation (unanimous support):**

- a) That the traffic management plans tabled (**Appendix C**) for Marion Street between Hawthorne Parade and Foster Street, Leichhardt, during the maintenance works of the Marion Street bridge be approved.
- b) That the notification letters regarding the proposed road works be forwarded to the Leichhardt Ward between City West Link and Parramatta Road.
- c) That bicycle warning signs and road narrowing signs be provided on approach to the works area.

**TR13/042**

### **6.2 'No Stopping' Sign Posting - Lilyfield Road (James Street-Canal Road), Lilyfield**

#### **Committee Recommendation (unanimous support):**

That the 'No Stopping' zones on Lilyfield Road at the Francis Street, Hubert Street and Charles Street intersections be signposted to improve sight lines for vehicles exiting these side streets.

**TR13/043**

### **6.3 Heavy Vehicle Access Issues – Balmain Peninsula**

#### **Committee Recommendation (unanimous support):**

That the heavy vehicles entering Balmain peninsula to access the City be prevented by provision of warning signage; "no access to City" at appropriate locations.

**TR13/044**

## **7.0 Next Meeting of the Leichhardt Local Traffic Committee**

#### **Committee Recommendation (unanimous support):**

- a) That the next meeting of the Leichhardt Local Traffic Committee be scheduled for Thursday 4<sup>th</sup> April 2013.
- b) That the meeting scheduled for 4<sup>th</sup> July 2013 be rescheduled for Thursday, 18<sup>th</sup> July 2013.

**The Vote FOR and AGAINST the above Resolution was;**

	<b>FOR</b>	<b>AGAINST</b>
Breen , Frank	X	
Byrne, Darcy	X	
Channells , Craig	X	
Emsley, Simon	X	
Hannaford, Vera-Ann	X	
Jobling, John	X	
Kelly, Linda	X	
Porteous, Rochelle	X	

**\*\* COMMITTEE OF THE WHOLE / CLOSED SESSION**

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

*Council resolved to meet in the Committee of the Whole / Closed Session at 11:27pm with the press and public excluded after a MOTION (BYRNE/HANNAFORD) to that effect was CARRIED.*

**ITEM 1 LAND AND ENVIRONMENT COURT APPEALS**

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

- (g) *Legal advice and advice concerning litigation*

**ITEM 2 ITALIAN FORUM LIMITED – CULTURAL CENTRE AND PIAZZA**

This Item is classified CONFIDENTIAL under Section 10A (2) (a) 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*

**\*\* RESOLUTIONS FROM THE CLOSED COUNCIL MEETING**

**ITEM 1 LAND AND ENVIRONMENT COURT APPEALS**

**C112/13 RESOLVED BYRNE / JOBLING**

That Council:

- a) receive and note the report; and
- b) endorse the actions taken to date and proposed.

**The Vote FOR and AGAINST the above Resolution was;**

	<b>FOR</b>	<b>AGAINST</b>
Breen , Frank	X	
Byrne, Darcy	X	
Channells , Craig	X	
Emsley, Simon	X	
Hannaford, Vera-Ann	X	
Jobling, John	X	
Kelly, Linda	X	
Porteous, Rochelle	X	

**ITEM 2 ITALIAN FORUM LIMITED – CULTURAL CENTRE AND PIAZZA**

**C113/13 RESOLVED BYRNE / EMSLEY**

- 2.1 That Council modify its previous offer and enter into a formal agreement to provide a loan to the Italian Forum Limited (IFL) of up to \$108,000 in the 2013 calendar year for the purposes set out in this report, subject to the following:
- a. The costs Council has incurred on external legal and accounting fees relating to the IFL (approximately \$41,000), as well as any future costs for same, being formally recognised as a loan (an additional amount).
  - b. The IFL providing ongoing reporting and access to all financial and other information as required by Council, with this ongoing monitoring being conducted by independent consultants engaged by Council, at an estimated cost of \$1,500 per month, to be secured as a loan to the IFL. This monitoring to be monthly initially and will be reviewed after 3 months.
  - c. The 2013 loan funding being provided to the IFL in three quarterly instalments of \$36,000, with the first payment to be released as soon as the necessary formal documentation is in place. Subsequent payments are to be released subject to the ongoing assessment of the IFL financial position that will be reported back to Council quarterly.
  - d. Interest on the loan to be calculated on daily balances and compounded monthly, with the principal and interest to be repaid by 30 June 2018. Interest and principal may be repaid earlier in whole or in part. The interest rate for a financial year to 30 June is the 'indicator lending rates - bank variable housing loans interest rate' last published by the Reserve Bank of Australia before the start of that financial year (being 7.05% for 2012/13).
  - e. Existing mortgage and security over the assets of the IFL being modified as necessary to secure the loans.
  - f. Council noting that the outstanding and future Council rates and associated interest for the IFL, while continuing to accrue as a debt to Council, will not be pursued until there is a Council resolution to do so.
  - g. Council acknowledging that even with these formal arrangements Council will continue to face considerable financial burden and risk to ensure the ongoing operations of the Cultural Centre until December 2016.

**The Vote FOR and AGAINST the above Resolution was;**

	<b>FOR</b>	<b>AGAINST</b>
Breen , Frank	X	
Byrne, Darcy	X	
Channells , Craig	X	
Emsley, Simon	X	
Hannaford, Vera-Ann	X	
Jobling, John	X	
Kelly, Linda	X	
Porteous, Rochelle	X	

**\*\* RETURN TO OPEN COUNCIL**

Open Council resumed at 11:54pm after a MOTION BYRNE/BREEN to that effect was CARRIED.

**ADOPTION OF RESOLUTIONS MADE IN COMMITTEE OF THE WHOLE/CLOSED SESSION**

**C114/13 RESOLVED BYRNE / CHANNELLS**

That Council adopt the resolution (C112/13 – C113/13) from the Committee of the Whole/Closed Session.

**The Vote FOR and AGAINST the above Resolution was;**

	<b>FOR</b>	<b>AGAINST</b>
Breen , Frank	X	
Byrne, Darcy	X	
Channells , Craig	X	
Emsley, Simon	X	
Hannaford, Vera-Ann	X	
Jobling, John	X	
Kelly, Linda	X	
Porteous, Rochelle	X	

**REMAINING ITEMS ON THE AGENDA**

NOTE: The following Items (from the Open Council Section of the Agenda) were not considered at this meeting and will be held over and relisted for consideration at the April Ordinary Meeting;

Items A2, C1, C3, C4, C5, C6, C7, D1, D3, E1, E7, F1, G1, G2 and H1.

**The meeting closed at 11.55pm**