

**MIN NO**

**MINUTES OF THE ORDINARY MEETING OF ASHFIELD COUNCIL  
HELD ON LEVEL 6, CIVIC CENTRE, 260 LIVERPOOL ROAD,  
ASHFIELD ON TUESDAY 10 SEPTEMBER 2013, COMMENCING AT  
6:36 PM.**

**PRESENT**

His Worship the Mayor, Councillor Mansour in the Chair and Councillors Cassidy, Drury, Lofts, McKenna, Passas, A.Raiola, M.Raiola, Stott, Wang and Wangmann

Ms V Chan      General Manager  
Ms N Kettle     Director Corporate and Community Services  
Mr P Sarin      Director Planning and Environment  
Mr P Cormican Director Works and Infrastructure  
Ms G Rennard Manager Corporate Services

**ACKNOWLEDGEMENT OF LOCAL ABORIGINAL COMMUNITY**

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

**APOLOGIES**

318/13

**RESOLVED**

**Passas / M.Raiola**

**An apology for non attendance was received and accepted from Councillor Raciti**

**DISCLOSURES OF INTEREST**

Councillor Cassidy declared a Less-than Significant, Non Pecuniary, interest in item NR5/2013 due to the business owner being noted as a candidate on his "how to vote" card for the 2008 Ashfield Council elections. Councillor Cassidy determined he will leave the meeting at the time of discussion.

**MOTION**

319/13

**RESOLVED**

**Passas / Drury**

**1/2 That Council congratulate Mr Tony Abbott on being elected as Prime Minister of Australia and send him a letter of congratulations.**

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**2/2 That Council congratulate Mr Anthony Albanese and Mr Craig Laundry on being elected as the Federal Members of Parliament for the electorates of Grayndler and Reid respectively and send them both a letter of congratulations.**

**CONFIRMATION OF MINUTES**

**320/13**

**RESOLVED**

**Drury / Lofts**

**That the minutes of the Council Meeting held on 27 August 2013 be confirmed and the recommendations contained in the Minutes be adopted.**

**FIRST WARNING**

The Mayor issued a first warning to Councillor Passas for disrespecting the chair. The time being 6.47pm.

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

**For the Motion**

Councillors Mansour, Stott, Wangmann, Wang, McKenna, Lofts and Drury.

**Against the Motion**

Councillors Cassidy, A.Raiola, M.Raiola and Passas.

**The Motion was Carried**

**321/13**

**RESOLVED**

**Stott / McKenna**

**That the minutes of the Planning & Environment Committee Meeting held on 20 August 2013 be confirmed and the recommendations contained in the Minutes be adopted.**

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**322/13**                    **RESOLVED**                    **Lofts / McKenna**

**That the minutes of the Ashfield Youth Committee Meeting held on 19 August 2013 be confirmed and the recommendations contained in the Minutes be adopted.**

**MAYORAL MINUTES**

**CAROLYN WALKER - 45 NOT OUT.**                    **MM40/2013**

**323/13**                    **RESOLVED**                    **Mansour**

**That Council send a letter of thanks to Ms Carolyn Walker expressing its gratitude for her 45 years of service to Council and the community.**

**CELEBRATING AUSTRALIAN CITIZENSHIP DAY.**                    **MM41/2013**

**324/13**                    **RESOLVED**                    **Mansour**

**That Council host an annual community event celebrating Australian Citizenship Day.**

**\$2 MILLION GRANT FOR COOKS RIVER ALLIANCE.**                    **MM42/2013**

**325/13**                    **RESOLVED**                    **Mansour**

**That Council welcomes the Australian Government's \$2 million grant to the Cooks River Alliance as part of its Caring for our Country initiative.**

Due to having previously declared an interest in item NR5/2013, Councillor Cassidy left the meeting. The time being 7.16pm

**NOTICES OF MOTION**

96, 98 & 100B RAMSAY STREET HABERFIELD.

**NR5/2013**

MOVED Passas / M.Raiola

That Minute No. 313/13 be rescinded.

The voting was as follows:-

For the Motion

Councillors A.Raiola, M.Raiola and Passas.

Against the Motion

Councillors Mansour, Stott, Wangmann, Wang, McKenna, Lofts and Drury

The Motion to Rescind was Lost

Councillor Cassidy returned to the meeting. The time being 7.40pm

**STAFF REPORTS**

INFRASTRUCTURE FUNDING.

**CM 10.1**

Members of the public addressed the meeting.

Ms René Holmes addressed Council.

**326/13**

**RESOLVED**

**Drury / Lofts**

**1/6 That Ashfield Council requests the General Manager to progress work towards a potential Special Rate Variation application 2013/14 and a NSW State Government Local Infrastructure Renewal Scheme application to address Ashfield's aging infrastructure. This should be done so that Council can conduct a thorough community consultation on the need to revitalise our infrastructure to meet the current and future needs of our residents.**

**2/6 That Council authorises the use of funds in our Infrastructure Reserve up to \$150,000 to engage the necessary staff or expertise to develop a long term Infrastructure Renewal and Revitalisation Plan.**

- 3/6 That the long term Infrastructure Renewal and Revitalisation Plan include a consolidated and comprehensive list of all infrastructure needs. This list should have indicative costings and complement and expedite the work on the upgrade of the Ashfield Pool and the Ashfield Town Centre public domain strategy and improvements to Summer Hill and Haberfield Centres. (Noting we have already made provision for stage three of the Croydon North revitalisation.) Council notes we have recently called for a review of the Section 94 and 94A schedules. This review should form part of the list.**
- 4/6 That Council should utilise and engage all necessary financial expertise to ensure financial rigor and to synchronise the long term Infrastructure Renewal and Revitalisation Plan with the long term financial plan providing the necessary advice and support to develop proposals enabling meaningful community consultation. Should the community support the long term Infrastructure Renewal and Revitalisation Plan and further financial expertise is required then it should be obtained. The financial expertise should also be directed to providing options to ensure that pensioners in our community are provided with real relief from any increase in rates.**
- 5/6 That Council should utilise existing expertise and engage community consultants to ensure we conduct a real and meaningful consultation with our community, consistent with our Community Consultation policy.**
- 6/6 That following community consultation Council will determine whether our community supports a Special Rate Variation application 2013/14 and an application under the NSW State Government Local Infrastructure Renewal Scheme in order to address Ashfield's infrastructure needs.**

A Foreshadowed motion was moved by Councillor Cassidy and seconded by Councillor Passas

That the General Manager bring a report to Council as a matter of priority detailing

- a) The scope of the works assessed by Council staff and available in Council records to bring infrastructure up to the required standard of renewal
- b) The cost of such works
- c) The priority for such works to be implemented
- d) The scope of and detail of grants that may be available from State and Federal Government

The foreshadowed motion was not addressed

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FOURTH QUARTER REVIEW AGAINST COUNCIL PLAN 2012 - 2016.                    **CM 10.2**

**327/13**                    **RESOLVED**                    **Lofts / McKenna**

**That Council's performance over the Fourth Quarter 2012/13 be noted and the report be published on Council's website.**

DELEGATES AT LOCAL GOVERNMENT CONFERENCE.                    **CM 10.3**

**328/13**                    **RESOLVED**                    **Wangmann / McKenna**

**That Council nominate Councillor Stott as the additional voting delegate to the Local Government Conference.**

DRAFT FLOOD STUDY UPDATE.                    **CM 10.5**

**329/13**                    **RESOLVED**                    **Lofts / McKenna**

**1/2 That the report be received and noted.**

**2/2 That the procedure outlined in the report be endorsed and followed in the assessment of applications.**

Councillor Cassidy left the meeting at 9.41pm.  
Councillor Passas left the meeting at 9.43pm.

**CLOSED (PUBLIC EXCLUDED) COMMITTEE**

**330/13**                    **RESOLVED**                    **Stott / Lofts**

**That items 10.4 and MM43/2013 be considered in Closed (Public Excluded) Meeting and the Press and Public be excluded in accordance with Section 10A Subclause (2)(a)(c)(d) of the Local Government Act, the time being 9.41pm.**

**331/13**                    **RESOLVED**                    **Lofts / McKenna**

**That the meeting revert to an open meeting at 9.48pm.**  
**The Chairperson reported that the Closed (Public Excluded) meeting passed the following resolutions.**

**PROCESSING OF GARDEN ORGANICS AND CLEAN UP MATERIAL.****CM 10.4****332/13****RESOLVED****Drury / Stott**

**That, in relation to the tender for the receiving, sorting and processing of garden organic material and general household clean up material from Council's kerbside collection service, Tender number 01/13, it is recommended:**

- 1. That all tenders received be rejected as they are non-conforming;**
- 2. That, in accordance with the Local Government (General) Regulation s178(3), Council commence negotiations with the preferred tenderer, Veolia, with the aim of reaching a commercially acceptable set of contract terms and for a contract period of three years with options to extend for a further two years;**
- 3. That in the event that Council is unable to successfully negotiate a satisfactory contract with Veolia, it is recommended that Council call for fresh tenders with an updated Request for Tender and contract documents;**
- 4. That authority is granted to the General Manager to execute the contract and any related documentation upon a successful negotiation outcome; and**
- 5. That an information report be submitted to Council advising whether a contract has been entered or not.**

The General Manager, Director Corporate and Community Services, Director Planning and Environment and the Director Works and Infrastructure left the meeting at 9.47pm.

**GENERAL MANAGER'S PERFORMANCE ASSESSMENT 2012/13.****MM43/2013****333/13****RESOLVED****Mansour**

**That the General Manager's Performance Assessment Committee findings be noted.**

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**GENERAL BUSINESS**

Nil

**PROCEEDINGS TERMINATED AT 9.50PM**

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

Chairperson

Date