

MINUTES of ORDINARY MEETING of Leichhardt Municipal Council held in the Council Chambers Leichhardt Town Hall, Norton Street, Leichhardt on 24 September 2013 at 7:00pm.

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

Staff Present: Acting General Manager, Director Corporate and Information Services, Director Environmental & Community Management, Acting Director Infrastructure & Service Delivery, Manager Property & Commercial Services, Manager Environment and Urban Planning, Group Manager Community & Cultural Services, Team Leader Strategic Planning, Economic Development Officer, Manager Library Services, Strategic Planner, Strategic Planner – LEP Specialist, Manager Administration Services, and Administration Officer.

Meeting Commenced: 7:07pm

**** 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.

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

Nil

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

- Cr Porteous declared a pecuniary interest in respect of Item B6 (Community Services Committee Minutes) as she is employed by one of the applicants for a Community Grant (Stepping Out Housing Program).
- Cr Kogoy declared a non-pecuniary (less than significant) interest in respect of Item B23 (West Connex Motion) as he is an employee of Railcorp.
- Cr Porteous declared a non-pecuniary (less than significant) interest in respect of Item B23 (West Connex Motion) as she is a member of No WestConnex Public Transport.
- Cr Kogoy declared a non-pecuniary (less than significant) interest in respect of Item E2 (Inner West Light Rail Project – Access to Hawthorne Light Rail Stop Companion Animal issues) as he is an employee of Railcorp.
- Cr Porteous declared a non-pecuniary (less than significant) interest in respect of Item G5 (Local History Grant: Status Report) as she is a member of the Federation of Italian Migrant Workers and their Families (FILEF).

BUSINESS:

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

(a) **BUILDING & DEVELOPMENT COUNCIL MEETING – 13
AUGUST 2013**

C415/13 RESOLVED BYRNE / JOBLING

That the Minutes of the Building & Development Council Meeting held on 13 August 2013 be confirmed as a true and accurate record of the meeting.

CARRIED UNANIMOUSLY

(b) **ORDINARY MEETING – 27 AUGUST 2013**

C416/13 RESOLVED BYRNE / HANNAFORD

That the Minutes of the Ordinary Meeting held on 27 August 2013 be confirmed as a true and accurate record of the meeting subject to the following change;

The voting table relating to Item D18 – Adoption of Conceptual Plans – South Annandale Park creation Chester Street Annandale (Minute Number C400/13) be corrected to exclude Cr Porteous as she was out of the Council Chambers at the time of the vote and did not vote on this Item.

CARRIED UNANIMOUSLY

**** MAYORAL MINUTES**

ITEM A1a CHILD CARE CENTRES IN INDUSTRIAL ZONES

BACKGROUND

Councillors are aware of the need for child care centres within the municipality. Recently, I have received enquiries in relation to the concept of permitting child care centres in *industrially zoned* land, subject to obtaining development consent.

Child care centres are currently listed as prohibited development in industrial zones under both the *Leichhardt Local Environmental Plan 2000* and the *Draft Leichhardt Local Environmental Plan 2013*.

Whilst not historically the case within the Leichhardt Local Government Area (LGA), some other LGAs do make provision for child care centres being located within some industrial zones.

Therefore I intend to request Council's Strategic Planning Team research the urban planning benefits and/or disadvantages of permitting the placement of child care centres within industrial zones within the municipality.

C417/13 RESOLVED BYRNE

That Council's Strategic Planning Team research the urban planning benefits and/or disadvantages of permitting, with consent, child care centres within industrial zones and any other zones where they are prohibited within the municipality.

CARRIED UNANIMOUSLY

ITEM A1b PUBLIC FORUM ABOUT THE CHILDCARE, OOSH AND SCHOOLS SHORTAGE

BACKGROUND

The Leichhardt LGA is experiencing a boom in the child population, which is leading to a critical shortage in child care and school places (together with Outside of School Hours Care places).

Last year the Federal Government released data showing that Leichhardt Municipality has amongst the greatest shortage of childcare places in NSW.

We have experienced a 62% increase in 0-4 year olds and a 40% increase in 5-9 year olds between 2001 and 2011.

In 2001 there were 2,594 children aged 0-4 years, in 2011 there were 4,216, an increase of 1,622 below school aged children.

In 2001 there were 1,949 children aged 5-9 years, in 2011 there were 2,735, an increase of 786 school aged children.

This growth in children aged below and of school age, means that demand for child care places, school places and Outside of School Hours Care places is exceeding supply in many areas of Leichhardt. The demographic data indicates that this shortage for school and OOSH places will only increase further in Leichhardt over coming years.

To meet this urgent challenge, Leichhardt Council plans to continue working with all levels of Government as well as Outside of School Hours Care Services, Schools, P&C Associations and families to address the challenges families are facing in accessing additional childcare, school and OOSH places.

This month I have written to the NSW Minister for Education requesting that he specifically establish a Taskforce on Outside of School Hours Care in Leichhardt to be convened twice yearly including all these groups. Council will also be negotiating on behalf of local parents to expand OOSH places in local schools.

The wellbeing and education of children is our priority and we need to work to develop practical solutions to this important challenge facing the Leichhardt community.

C418/13 RESOLVED BYRNE

That Council host a public forum on the childcare, OOSH and school shortage with school communities invited to participate. That Councillors be informed and invited to the public forum.

CARRIED UNANIMOUSLY

ITEM A1c COUNCIL SUPPORT FOR BREASTSCREEN AS PART OF BREAST CANCER AWARENESS MONTH

BACKGROUND

The Cancer Council has launched October as Australia’s Breast Cancer Awareness Month, providing an opportunity for us all to focus on breast cancer and its impact on those affected by the disease.

Breast cancer remains the most common cancer among women Australian women and the majority of cases (69%) are diagnosed in women aged 40–69. Survival rates continue to improve in Australia, and as a working partner with the Cancer Council, Leichhardt Council fully supports the campaign to raise awareness of Breast Cancer, and encourages all residents to take note of its important health message.

An important initiative to support women in the age groups most affected by breast cancer is the BreastScreen service. The awareness campaign generated by BreastScreen NSW identifies that 1 in 9 women will develop breast cancer in their lifetime and that breast screening can find cancers before they can be felt or noticed. People have a better chance of survival when breast cancer is found early.

The goal is to maximize the participation rate of women aged 50-74 who screen their breasts. Currently 53% of women in the target group undertake breast screening in Leichhardt but we would like to raise awareness of this free program, and encourage higher participation rates. Permanent screening locations are at Royal Prince Alfred Hospital in Camperdown and Croydon Health Centre. <http://www.bsnsw.org.au/>.

C419/13 RESOLVED BYRNE

1. That Council support October as Breast Cancer Awareness month and support the campaign to maximize the participation rate of women aged 50-74 who screen for breast cancer, including through the use of social media, the Mayoral Column and Council’s website.
2. That the Mayor write to SSROC, drawing their attention to the campaign by BreastScreen NSW driven through Balmain Hospital, to increase the participation rate of women aged 50-74 who screen their breasts.
3. That Council invite BreastScreen NSW to apply for Council’s annual Community Banner Program for the remaining Term of Council, and waive fees for one banner space annually.

CARRIED UNANIMOUSLY

**** SUSPENSION OF STANDING ORDERS**

C420/13 RESOLVED BYRNE / COSTANTINO

That Standing Orders be suspended and Item H2 be brought forward and dealt with now.

CARRIED UNANIMOUSLY

ITEM H2 BALMAIN TELEPHONE EXCHANGE PETITION

C421/13 RESOLVED CHANNELLS / JOBLING

That Council;

1. Receive and take note of the petition which was tabled at this meeting, presented on behalf of the Balmain Association and the Balmain & Rozelle Chamber of Commerce.
2. Reassert its commitment to this project and continue negotiations with Telstra to complete the re-establishment of this public open space.

CARRIED UNANIMOUSLY

**** SUSPENSION OF STANDING ORDERS**

C422/13 RESOLVED BYRNE / KELLY

That Standing Orders be suspended and Item B22 be brought forward and dealt with now.

CARRIED UNANIMOUSLY

ITEM B22 ST MARK'S LILYFIELD

C423/13 RESOLVED HANNAFORD / JOBLING

That the matter be deferred for further consideration in the Committee of the Whole / Closed Session of this meeting.

NOTE: See Minute Number C471/13 on page 69 of these minutes for the resolution on the above matter which was made after discussion in the Committee of the Whole/ Closed Session.

CARRIED UNANIMOUSLY

**** SUSPENSION OF STANDING ORDERS**

C424/13 RESOLVED BYRNE / MANIKAS

That Standing Orders be suspended and Items B4, B23, B24, C2, C3, D2, E8, E10, E14, E15, F3 and F4 be brought forward and dealt with now.

CARRIED UNANIMOUSLY

ITEM B4 LGBTQI ACTION GROUP – TERMS OF REFERENCE

C425/13 RESOLVED BYRNE / KELLY

1. That the Terms of Reference for the Leichhardt LGBTQI Action Group, outlined in this report be adopted subject to the following change to the second sentence of Clause 3.4 to now read;

“If current membership of Leichhardt LGBTQI Action Group consists of 10 or less LGBTQI people, a quorum will comprise of **four (4) members** (LGBTQI people).”

2. That Council immediately conduct a review of library resources to ensure the material available is representative of the various cultures within the community.

CARRIED UNANIMOUSLY

Note, the above alteration to the Terms of Reference was moved as an Amendment by Councillors Jobling and Hannaford and carried unanimously when put to the vote. As such, it was incorporated into the Primary Motion (moved by Councillors Byrne and Kelly) and the whole motion (Points 1 and 2) was carried unanimously.

7:52 pm Cr Kogoy temporarily left the meeting.

ITEM B23 WEST CONNEX MOTION

- Cr Kogoy declared a non-pecuniary (less than significant) interest in respect of Item B23 (West Connex Motion) as he is an employee of Railcorp.
- Cr Porteous declared a non-pecuniary (less than significant) interest in respect of Item B23 (West Connex Motion) as she is a member of No WestConnex Public Transport.

PORTEOUS / CHANNELLS

1. That Leichhardt Council urgently write to the Premier, Minister for Roads and Ports, the Federal Prime Minister and the Federal Minister for Infrastructure noting there has been no meaningful consultation with local councils, local residents and local businesses along the proposed West Connex corridor.
2. That Leichhardt Council notes that the local impacts of the West Connex include significant additional congestion on our main arterial roads; poorer air quality (with pollution stacks required along the corridor) and increased traffic on our local streets as motorists use them to avoid paying tolls. In addition, in the zones abutting Parramatta Road and the City West Link, Leichhardt Council risks losing all current planning controls and in fact risks seeing those zones being taken over by the State Government to enable compulsory acquisitions and high density development.
3. That Leichhardt Council calls on the State and Federal Government to start talking to local communities across Sydney about what they want as local and Sydney-wide transport solutions for Sydney rather than imposing on them and their children a \$15 billion bill for a private tollway.
4. That Leichhardt Council urgently write to the Minister of Roads and Ports and the Premier calling for the immediate release of all traffic studies including predicted future traffic predictions for the proposed West Connex tollway and surrounding streets.
5. That Leichhardt Council write to the Minister for Planning and Infrastructure and the Premier calling for all documents pertaining to the proposed change in planning legislation and controls on the Parramatta Road corridor and in surrounding precincts to be released as soon as possible.

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CHAIR

6. That Leichhardt Council bring a report to the next ordinary meeting on what information is currently available on air quality within the municipality. That Council seeks to urgently establish a benchmark on current air quality as soon as possible.

The above Motion was LOST.

The Vote FOR and AGAINST the above LOST MOTION was;

	FOR	AGAINST
Breen , Frank		X
Byrne, Darcy		X
Channells , Craig	X	
Costantino, Tony		X
Emsley, Simon		X
Hannaford, Vera-Ann		X
Jobling, John		X
Kelly, Linda		X
Manikas, Melinda		X
McKenzie, Michele	X	
Porteous, Rochelle	X	

8:24 pm Cr Kogoy returned to the meeting.
 8:25 pm Cr Breen temporarily left the meeting.

ITEM B24 ACCESS TO BUILDINGS B504 AND B703 MENTIONED IN THE GLOVER STREET PLAYING FIELD AND BALMAIN ROAD PLAYING FIELD LICENCE MOTION

C426/13 RESOLVED MCKENZIE / BYRNE

That Council in the interests of fairness and transparency should develop a firm policy and procedure for the hiring of the Callan Park premises mentioned in section 3.2 of the Glover Street Playing field and Balmain Road Playing Field licence agreement, until the Callan Park and Broughton Hall Trust is established. As mentioned in section 3.2 of the licence, buildings B 504 and B 703 are able to be used by the public for recreational, community and sporting uses, and will be welcomed by the wider Leichhardt community, and should be extensively advertised as newly available for hiring by the wider community, as other council buildings are available, firstly in the mayoral column, and in council publications and on the council website.

The Vote FOR and AGAINST the above Resolution was;

	FOR	AGAINST
Byrne, Darcy	X	
Channells , Craig	X	
Costantino, Tony	X	
Emsley, Simon	X	
Hannaford, Vera-Ann	X	
Jobling, John	X	
Kelly, Linda	X	
Kogoy, Daniel	X	
Manikas, Melinda	X	
McKenzie, Michele	X	
Porteous, Rochelle	X	

8:26 pm Cr Breen returned to the meeting.
 8:27 pm Cr Hannaford temporarily left the meeting.
 8:31 pm Cr Hannaford returned to the meeting.

ITEM C2 BIRCHGROVE PARK TENNIS COURTS

C427/13 RESOLVED BYRNE / MCKENZIE

That Council engage an architect to develop a concept plan for the upgrade of the Birchgrove Tennis Courts club house facilities.

That a report be brought back to Council for consideration. The report to include the capital works required under the lease and a list of proposed capital works and timing resulting from the concept plan.

CARRIED UNANIMOUSLY

8:36 pm Cr McKenzie temporarily left the meeting.
 8:36 pm The Mayor, Cr Byrne temporarily left the meeting and the Deputy Mayor, Cr Kelly assumed the chair.
 8:38 pm Cr McKenzie returned to the meeting.

ITEM C3 ST VINCENT DE PAUL SOCIETY FUNDRAISER

C428/13 RESOLVED KELLY / KOGOY

That Council purchase tickets for Councillors interested in attending the fundraiser.

The Vote FOR and AGAINST the above Resolution was;

	FOR	AGAINST
Breen , Frank	X	
Channells , Craig	X	
Costantino, Tony	X	
Emsley, Simon	X	
Hannaford, Vera-Ann	X	
Jobling, John	X	
Kelly, Linda	X	
Kogoy, Daniel	X	
Manikas, Melinda	X	
McKenzie, Michele	X	
Porteous, Rochelle	X	

8:41 pm **The Mayor, Cr Byrne returned to the meeting and assumed the Chair.**

8:48 pm **Cr Costantino temporarily left the meeting.**

8:53 pm **Cr Costantino returned to the meeting.**

ITEM D2 RENEW LEICHHARDT – IMPLEMENTATION

C429/13 RESOLVED BYRNE / EMSLEY

- 1) That Council receive and note the (Stage 1 Scoping) Preliminary Report from Renew Australia;
- 2) That Council endorse the conclusions and proposed implementation strategy from within the report and resolve to proceed immediately to the Implementation Stage 2 of the Renew Leichhardt Project at a cost of \$126,000;
- 3) That Council allocates \$90,091, the remainder of unspent carry forward Marketing and Promotions budgets to the implementation of Renew Leichhardt in 2013/14 and, that \$35,909 being the balance of implementation costs be sourced from Economic Development Projects in 2014/15.
- 4) That Council also investigate and bring a report back to the next ordinary meeting on the possibility of sharing the cost of stage 2, stage 3 and marketing of the project with the businesses to ensure the long term success of the project.
- 5) That Council write to other metropolitan Councils gauging their interest in establishing a Renew Sydney Project in other retail precincts with high vacancy rates.
- 6) That quarterly reports be produced for Councillors updating them on the progress of the project.

CARRIED UNANIMOUSLY

8:58 pm **Cr Manikas temporarily left the meeting.**

9:00 pm **Cr Channells temporarily left the meeting.**

9:01 pm **Cr Manikas returned to the meeting.**

**ITEM E8 35 EDNA STREET, LILYFIELD AND 250 ANNANDALE STREET,
ANNANDALE – PLANNING PROPOSAL**

C430/13 RESOLVED KELLY / KOGOY

That:

1. The report be received and noted.
2. The Planning Proposal (Attachment 2 of the report) be submitted to the Department of Planning and Infrastructure for a Gateway determination. The Planning Proposal includes:
 - a. an assessment against *Local Environmental Plan (Local Environmental Plan) 2000* and *draft Local Environmental Plan (Local Environmental Plan) 2013*; *Development Control Plan (DCP) 2000* and *draft Development Control Plan (DCP) 2013*; the adopted *Employment and Economic Development Plan (EEDP)*; *Leichhardt 2025+*; the *draft Integrated Transport Plan*; the *Community and Culture Plan*; the *draft Public Art Policy* and the *Draft Metropolitan Strategy for Sydney to 2031*.
 - b. a review of the existing technical studies and a recommendation that the Gateway should consider requiring the preparation of an updated Flood Study to be exhibited with any final draft Planning Proposal, should a Gateway Determination be issued by the Department of Planning and Infrastructure.
 - c. A recommendation that a Voluntary Planning Agreement be negotiated and exhibited at the same time as a post-Gateway Planning Proposal.
3. Council confirms to the Department of Planning and Infrastructure that it wishes to have the plan making function for this proposed amendment to Local Environmental Plan 2013 delegated to Council (Attachment 3 of the report).
4. That Council officers initiate further discussions with the applicant with a view to obtaining agreement from the applicant to a positive covenant being placed on the site requiring that their future use be restricted to either affordable housing, supported housing or a childcare centre for key workers.

The Vote FOR and AGAINST the above Resolution was;

	FOR	AGAINST
Breen , Frank	X	
Byrne, Darcy	X	
Costantino, Tony	X	
Emsley, Simon	X	
Hannaford, Vera-Ann	X	
Jobling, John	X	
Kelly, Linda	X	
Kogoy, Daniel	X	
Manikas, Melinda	X	
McKenzie, Michele	X	
Porteous, Rochelle	X	

- 9:04 pm Cr Channells returned to the meeting.
- 9:04 pm Cr Kelly temporarily left the meeting.
- 9:06 pm Cr McKenzie temporarily left the meeting.
- 9:06 pm Cr Kelly returned to the meeting.
- 9:23 pm Cr Kogoy temporarily left the meeting.
- 9:24 pm Cr Kogoy returned to the meeting.

ITEM E10 EXHIBITION OF PLANNING PROPOSAL & VOLUNTARY PLANNING AGREEMENTS – KOLOTEX & LABELCRAFT SITE, GEORGE STREET, LEICHHARDT (22 AND 30-40 GEORGE STREET, LEICHHARDT) – SUBMISSION TO DEPARTMENT OF PLANNING & INFRASTRUCTURE

C431/13 RESOLVED BYRNE / JOBLING

1. That Council notes the inadequacy of the consultation period for a development of this scale.
2. That the report be received and noted
3. Council make a submission to the Department of Planning and Infrastructure:
 - a. expressing its objection to the following aspects of the proposal;
 - i. The bulk and scale and height of the proposal
 - ii. traffic impact
 - iii. the zoning of the northern portion of the site to R3 Medium Density Residential. The application of the R1 General Residential zone would be preferable;

- iv. the inclusion of only retail and commercial uses at ground floor level along Upward and George , which would result in a public domain that is not activated after hours;
 - v. the inclusion of a Building Heights Map and Maximum Building Heights clause in the Leichhardt Local Environmental Plan 2013 rather than site specific provisions;
- b. expressing its support for the following aspects of the proposal;
- i. the inclusion of affordable housing units to be managed by registered Community Housing Provider;
 - ii. the provision of a higher proportion of one and two bedroom dwellings;
 - iii. the provision of through site links between Upward and George Streets;
 - iv. ground floor uses throughout the site which will contribute to the activation of the public domain;
- c. identifying the need for further work and research in relation to:
- i. site specific controls to be included in the Leichhardt Local Environmental Plan 2013 in relation to the residential and non-residential Floor Space Ratio (FSR) for:
 - 22 George Street; and
 - 30-40 George Street, Leichhardt;
 - ii. analysis of the impacts on the traffic network to inform future design development, particularly in regard to the circulation of traffic, queue lengths, parking and the proposed seagull treatment in Flood Street, vehicle access points, shared internal roads, car parking rates and intersection capacity;
 - iii. the flood and water management characteristics of the site and the need for the stormwater drainage pipeline passing through the property to be upgraded prior to construction of any new building on the site;
 - iv. Social impacts and job impacts;
 - v. strategic planning including planning and design of an improved public domain, preparation of a strategy to ensure increased and improved social and community facilities and services and preparation of a comprehensive sub-regional strategy for the future of 'Industrial' and employment lands to meet the needs of the increasing population;
 - vi. the provisions of each Voluntary Planning Agreement including the need for stronger clauses in relation to the timing and dedication of the affordable housing component, the provision and location of the proposed through site access and specification of a minimum 5-star Green Star multi-unit rating
- d. requesting the opportunity to liaise with Parliamentary Counsel and the Department of Planning and Infrastructure to refine the proposed site

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specific provisions in the Development Control Plan 2013 and the provisions of the Leichhardt Local Environmental Plan 2013 in the context of points a, b and c above.

- e. Parking should be available for each unit and that satisfactory on site visitor parking be incorporated in the final design.
- f. That Council recommendations note that the appropriate FSR should not exceed 1.5:1 with a maximum of 4 storeys and maximum 2 storeys to street fronts.
- g. That the development needs to acknowledge that there are significant shortages of open space within West Leichhardt and this development needs to incorporate a dedication of a significant proportion of open space as a public park.
- h. That the proposal needs to address the risk of overshadowing and privacy issues and incorporate key environmental sustainability principles.
- i. That it be noted that any additional traffic generated by a development on this site will impact negatively on the local streets. That the traffic studies should not rely on removal of parking, change of traffic flows, removal of two way traffic on any streets.
- j. That a minimum dedication of affordable and supported housing should be 10% of the development.
- k. Council note in its submission the successful rezoning of the Terry Street Rozelle site in comparison to this site.

Note: During consideration of the above item various Amendments were moved and voted on separately as listed below. The Amendments which were adopted have been incorporated into the above Primary Motion.

AMENDMENT JOBLING / MANIKAS

Parking should be available for each unit and that satisfactory on site visitor parking be incorporated in the final design.

The Vote FOR and AGAINST the above CARRIED AMENDMENT was;

	FOR	AGAINST
Breen , Frank		X
Byrne, Darcy	X	
Channells , Craig	X	
Costantino, Tony	X	
Emsley, Simon		X

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Hannaford, Vera-Ann	X	
Jobling, John	X	
Kelly, Linda		X
Kogoy, Daniel	X	
Manikas, Melinda	X	
McKenzie, Michele	X	
Porteous, Rochelle	X	

An Amendment (with 6 points) was moved by Councillors Porteous and Channells, each of the points were voted on separately and the vote For & Against is shown below;

PORTEOUS / CHANNELLS

That the submission include the following;

1. That Council recommendations note that the appropriate FSR should not exceed 1.5:1 with a maximum of 4 storeys and maximum 2 storeys to street fronts.

The Vote FOR and AGAINST the above CARRIED AMENDMENT was;

	FOR	AGAINST
Breen , Frank	X	
Byrne, Darcy		X
Channells , Craig	X	
Costantino, Tony	X	
Emsley, Simon		X
Hannaford, Vera-Ann	X	
Jobling, John		X
Kelly, Linda	X	
Kogoy, Daniel	X	
Manikas, Melinda		X
McKenzie, Michele	X	
Porteous, Rochelle	X	

PORTEOUS / CHANNELLS

2. That the development needs to acknowledge that there are significant shortages of open space within West Leichhardt and this development needs to incorporate a dedication of a significant proportion of open space as a public park.

The Vote FOR and AGAINST the above CARRIED AMENDMENT was;

	FOR	AGAINST
Breen , Frank	X	
Byrne, Darcy	X	
Channells , Craig	X	

Costantino, Tony	X	
Emsley, Simon		X
Hannaford, Vera-Ann	X	
Jobling, John	X	
Kelly, Linda	X	
Kogoy, Daniel	X	
Manikas, Melinda	X	
McKenzie, Michele	X	
Porteous, Rochelle	X	

PORTEOUS / CHANNELLS

3. That the proposal needs to address the risk of overshadowing and privacy issues and incorporate key environmental sustainability principles.

CARRIED UNANIMOUSLY

PORTEOUS / CHANNELLS

4. That the commercial / retail floor space be limited to a maximum of 300sq m with each unit not exceeding 100sq m.

The Vote FOR and AGAINST the above LOST AMENDMENT was;

	FOR	AGAINST
Breen , Frank		X
Byrne, Darcy		X
Channells , Craig	X	
Costantino, Tony		X
Emsley, Simon		X
Hannaford, Vera-Ann	X	
Jobling, John		X
Kelly, Linda	X	
Kogoy, Daniel	X	
Manikas, Melinda		X
McKenzie, Michele	X	
Porteous, Rochelle	X	
Mayor's Casting Vote		X

PORTEOUS / CHANNELLS

5. That it be noted that any additional traffic generated by a development on this site will impact negatively on the local streets. That the traffic studies should not rely on removal of parking, change of traffic flows, removal of two way traffic on any streets.

The Vote FOR and AGAINST the above CARRIED AMENDMENT was;

	FOR	AGAINST
Breen , Frank	X	
Byrne, Darcy	X	
Channells , Craig	X	
Costantino, Tony	X	
Emsley, Simon		X
Hannaford, Vera-Ann	X	
Jobling, John	X	
Kelly, Linda	X	
Kogoy, Daniel	X	
Manikas, Melinda	X	
McKenzie, Michele	X	
Porteous, Rochelle	X	

PORTEOUS / CHANNELLS

6. That a minimum dedication of affordable and supported housing should be 10% of the development.

The Vote FOR and AGAINST the above CARRIED AMENDMENT was;

	FOR	AGAINST
Breen , Frank	X	
Byrne, Darcy	X	
Channells , Craig	X	
Costantino, Tony		X
Emsley, Simon		X
Hannaford, Vera-Ann		X
Jobling, John		X
Kelly, Linda	X	
Kogoy, Daniel	X	
Manikas, Melinda		X
McKenzie, Michele	X	
Porteous, Rochelle	X	

HANNAFORD / PORTEOUS

Council note in its submission the successful rezoning of the Terry Street Rozelle site in comparison to this site.

CARRIED UNANIMOUSLY

9:39 pm Cr Costantino temporarily left the meeting.
9:40 pm Cr Kogoy temporarily left the meeting.
9:41 pm Cr Porteous temporarily left the meeting.
9:41 pm Cr Costantino returned to the meeting.
9:44 pm Cr Kogoy returned to the meeting.
9:53 pm Cr Porteous returned to the meeting.

ITEM E14 AMENDMENTS TO DRAFT LEICHHARDT LEP 2013 – PUBLIC EXHIBITION

NOTE: Item E15 (Supplementary Report to address late submission in relation to Draft Development Control Plan 2013 and Amendments to Draft Leichhardt LEP 2013) was dealt with in conjunction with Item E14.

C432/13 RESOLVED PORTEOUS / MCKENZIE

That Council:

- (a) Notes that prior to the consideration of this report special disclosure of pecuniary interest forms for the Councillors present have been tabled as required under Section 451 of the *Local Government Act 1993*.
- (b) Note the extensive community consultation in relation to the amendments to the *Draft Leichhardt Local Environmental Plan 2013*.
- (c) Note that Council was given authorisation to exercise its delegation in making the proposed amendments to the *Draft Leichhardt Local Environmental Plan 2013* as part of the Gateway Determinations.
- (d) Adopt the proposed amendments to the *Draft Leichhardt Local Environmental Plan 2013* outlined in the planning proposals for the following items:
 - i. Amendments to Aims of Plan and Zone Objectives;
 - ii. Amendments to Clause 4.3A Landscaped Area for residential development in Zone R1;
 - iii. Inclusion of new subclause 4.4B Exceptions to maximum floor space ratio for non-residential development and subsequent amendments to Floor Space Ratio maps;
 - iv. Amendments/additions Land Use Tables; and
 - v. Rezoning 55 Justin Street, Lilyfield from IN2 Light Industrial to B7 Business Park.
- (e) Not proceed with the proposed amendment to the *Draft Local Environmental Plan 2013* as outlined in planning proposal item 5 Inclusion of Complying Development Controls for the installation of photovoltaic panels.
- (f) Council officers investigate options for amending the Floor Space Ratio controls for the Wetherill Street Civic Precinct.

- (g) Request that Parliamentary Counsel prepare a draft instrument for the amendments to the *Draft Local Environmental Plan 2013* (as a result of (d) and (e) above) under section 59(1) of the *Environmental Planning and Assessment Act 1979* and liaise with Council to finalise the instrument by the deferred commencement date of 30 November 2013;
- (h) Delegate authority to the General Manager to finalise the amendments and ensure that the legal drafting by Parliamentary Counsel is consistent with this resolution of Council if the amendments proposed under (d) and (e) are approved.
- (i) Receive and note the submissions and responses that do not relate to the proposed amendments but the principal *Draft Leichhardt Local Environmental Plan 2013*;
- (j) Advise the authors of all submissions of the outcome of the exhibition process, in accordance with the specific details of the Council resolution.
- (k) Advise the authors of all submissions when the *Leichhardt Local Environmental Plan 2013* is finalised and published on the NSW Legislation Website.
- (l) Receive and note the late submission and responses (as referred to in Item E15) and receive and note the Supplementary Report (Item 15).

CARRIED UNANIMOUSLY

During consideration of this item, an Amendment was moved by Crs Jobling and Hannaford. The Amendment was Lost when put to the vote, but is shown below for the record;

AMENDMENT

JOBLING / HANNAFORD

That Council officers investigate and report back to Council on initiating a rezoning for 44 Smith Street, Rozelle.

The Vote FOR and AGAINST the above LOST AMENDMENT was;

	FOR	AGAINST
Breen , Frank		X
Byrne, Darcy		X
Channells , Craig		X
Costantino, Tony	X	
Emsley, Simon		X
Hannaford, Vera-Ann	X	
Jobling, John	X	
Kelly, Linda		X
Kogoy, Daniel		X
Manikas, Melinda	X	
McKenzie, Michele		X
Porteous, Rochelle	X	

ITEM F3 MINUTES OF LOCAL TRAFFIC COMMITTEE

C433/13 RESOLVED BYRNE / JOBLING

That Council adopt the minutes of the Local Traffic Committee held on 5 September 2013 with the accompanying recommendations as listed below;

1.0 Confirmation of Minutes

**TR13/150
Confirmation of Minutes**

Committee Recommendation:

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

1.1 Matters Arising from Minutes of Previous Meeting

TR13/151

1.1.1 Nil

2.0 Reports

TR13/152

2.1 Road Occupancy – Spring Cycle

Committee Recommendation (unanimous support):

- a) That the 2013 Bicycle NSW Spring Cycle event to be held on Sunday, 21st October 2013 be supported, subject to:
 - The Traffic Management Plan and Traffic Control Plan being approved by TMC.
 - The event organiser producing a current Public Liability Insurance Policy with Leichhardt Council being included as an Interested Party.
- b) That the organiser of the event be requested to advise the affected properties in Canal Road regarding the Event details to discourage traffic movements through the narrow section of Canal Road during the critical period.
- c) That the representative of Bicycle New South Wales be advised of the Committee's recommendation.

TR13/153

2.2 Road Occupancy – 2013 New Year's Eve, Balmain Peninsula

Committee Recommendation (unanimous support):

This is page 23 of the Minutes of the Ordinary Meeting of Council held on the 24th day of September, 2013 and presented for confirmation this 22nd day of October, 2013.

.....
CHAIR

- a) That the Traffic Management Plan (**Appendix C**) detailing the traffic arrangements for the 2013 New Year's Eve be supported.
- b) That the Traffic Management Plan (**Appendix C**) be forwarded to Transport Management Centre and the Major Events & Incidents Group (NSW Police).
- c) That the following modifications to bus stops be approved:
 - i. bus stops on both sides of Darling Street near Curtis Road be temporarily extended
 - ii. a temporary 'Bus Zone' be installed in Darling Street between Ford Street and McDonald Street, Balmain
 - iii. a temporary 'Bus Zone' be installed on the southern side of Darling Street between Booth Street and opposite Ford Street outside Nos. 258-260 Darling Street (50m).
- d) That the Police representative be requested to provide bike unit resources to improve traffic/crowd controls around the Darling Street/Curtis Road intersection.
- e) That the Police be requested to liaise directly with the Roads and Maritime Services in regards to the installation of variable message signs ("Balmain Peninsula is closed" and "Alcohol Free Zone") on the main access roads into Balmain Peninsula a few days in advance of the event
- f) That confirmation be sought regarding the areas to be declared alcohol free and the Police and Sydney Buses be advised.
- g) That Sydney Buses be advised to place adequate notices on buses regarding the establishment of an alcohol free zone in the Balmain East area (details to be provided by Council).
- h) That the taxi access to the Peninsula be restricted from 7:00pm.
- i) That taxis carrying mobility impaired or infirmed residents be permitted access at all hours into the Peninsula.
- j) That the Taxi Council be advised of the Committee's recommendation.

TR13/154

2.3 Road Occupancy – Seven Bridges

Committee Recommendation (unanimous support):

- a) That the Cancer Council NSW Seven Bridges Walk to be held on Sunday, 27th October 2013 be approved.
- b) That a current Public Liability Insurance Policy which includes Leichhardt Council being as an Interested Party be submitted by the event organiser prior to the event.

TR13/155

2.4 Road Occupancy – Collins Street, Annandale

Committee Recommendation (unanimous support):

This is page 24 of the Minutes of the Ordinary Meeting of Council held on the 24th day of September, 2013 and presented for confirmation this 22nd day of October, 2013.

.....
CHAIR

- 1) That the temporary closure and road occupancy of Collins Street between Johnston Street and Johnston Lane, Annandale, on Saturday 2nd November 2013 between 8:00am and 4:00pm be supported subject to the following conditions:
 - a) That a three (3) metre unencumbered passage be available for emergency vehicles and pedestrians though the closed section of Collins Street at all times.
 - b) That approval from the RMS to close Collins Street is obtained prior to the event.
 - c) The occupation of the road carriageway must not occur until the road has been physically closed.
 - d) That the applicant notifies all affected businesses, residents and other occupants of the temporary road closure prior to the event. Any concerns or requirements in relation to the road closure raised by business proprietors, residents and other occupants must be resolved or accommodated. The notification shall involve at the minimum an information letterbox drop distributed one week prior to the commencement of the event. The proposed information, distribution area and period must be submitted to Council's Traffic section for approval two weeks before the event.
 - e) That the approved Traffic Management Plan (TMP) be implemented at the applicant's expense.
 - f) That the conditions of the Activity Application approved by Council be implemented and/or adhered to.
 - g) That the applicant provide and erect barricades and signs, in accordance with Australian Standard AS 1742.3-2002: Traffic Control Devices for Works on Roads (or better). As a minimum the following must be erected at both ends of the road closure area:
 - a. Barrier Boards
 - b. 'Road Closed' (T2-4) signs
 - c. 'Detour' (T5-1) signs
 - h) That the applicant produce evidence of public risk insurance cover with a minimum policy value of \$10,000,000 under which Council is indemnified against all claims for damage and/or injury that may result from either the activities and/or from the occupation of the public way during the road occupancy and temporary road closure.
 - i) That the areas to be used for the activities must be maintained in a clean and tidy condition to the satisfaction of Council's Director Infrastructure and Service Delivery, or else the applicant will be required to reimburse Council for any extraordinary cleaning costs.
 - j) That the conduct of any activities or use of any equipment required in conjunction with the road occupancy and temporary road closure not result in any 'offensive noise' as defined by the Noise Control Act.
 - k) That a copy of the Council approval be available on site for inspection by relevant authorities.
 - l) That the applicant complies with any reasonable directive from Council Officers.

m) That the applicant be requested to provide free bicycle valet parking to the public and include the availability of this service in promoting the event.

2) That Council reserves the right to cancel this approval at any time.

TR13/156

2.5 Motor Bike Parking – LPAC, Leichhardt

Committee Recommendation (unanimous support):

That the two 'P15 minute' parking spaces (towards east) in close proximity to LPAC be converted to a 'Motor Bike Parking' zone.

3. Status Reports

TR13/157

3.1 '2P' Parking – Buchanan Street, Balmain

Committee Recommendation (unanimous support):

- a) That the existing '4P, 8am-6pm, Mon-Fri' parking restriction on the western side of Buchanan Street (Balmain) be changed to '2P, 8am-6pm, Mon-Fri'.
- b) That the applicants and survey respondents be advised of the Committees recommendation.

TR13/158

3.2 Pedestrian Crossing – Wise Street, Rozelle

Committee Recommendation (unanimous support):

- a) That the attached plan DWG NO. 819-A1 detailing the proposed marked pedestrian crossing in Wise Street, west of Darling Street, Rozelle with amendments to include double white lines (BB) on the approaches be supported for implementation, subject to community consultation with affected residents and businesses.
- b) That the proposed lighting upgrade at the marked crossing be included in the plan prior to consultation.
- c) That Committee note \$22,500 will be funded from the Council's 2013/14 LATM budget for the proposed pedestrian crossing in Wise Street (west of Darling Street), Rozelle.

TR13/159

3.3 Traffic Issues – Park Street, Rozelle

Committee Recommendation (unanimous support):

- a) That a 'half road closure' which bans left turn movements from Moodie Street into Park Street and the right turn movement from Moodie Street into Park Street with bicycle exemption be supported in principal and a TMP be forwarded to RMS for approval including the results of resident consultation.
- b) That residents in Park Street, Oxford Street, Cambridge Street, Waterloo Street and Moodie Street be consulted regarding the proposed 'half road closure' of Park Street at Moodie Street.
- c) That the RMS approved TMP be brought back to the Traffic Committee.
- d) That Committee note \$10,000 will be funded from the Council's 2013/14 LATM budget for the proposed 'half road closure' in Park Street at Moodie Street, Rozelle.

TR13/160

3.4 Traffic Management Plan – Laneway Music Festival 2014, Callan Park, Lilyfield

Committee Recommendation (unanimous support):

- a) That the TMP ((version: Draft 3) dated 5th September 2013 submitted by the applicant for the St Jeromes Laneway Festival at Callan Park to be held on Sunday, 2nd February 2014 be supported, subject to the following:
 - The applicant must arrange additional special event buses with Sydney Buses (State Transit Authority)
 - No on-site parking permitted in Callan Park
 - Operating the Event as 'car free' (no parking is available at the venue)
 - The applicant must obtain approval from the Transport Management Centre for the Special Event Clearway restrictions on the western side (odd numbers) of Balmain Road-Darling Street between Alberto Street and Victoria Road, Rozelle between 2pm to Midnight
 - The applicant is requested to use 'No Parking' (R5-40) and 'Pick up & Set down Area'" (R9-301) signs rather than the 'Drop-Off zone' signs proposed in Section 6.7 of the TMP.
 - Close vehicular access to Callan Park; at the Balmain Road/Cecily Street intersection and at the Cottage Way/South Crescent intersection
 - Arrange crowd control barriers along both sides of Balmain Road south of Cecily Street
- b) That Council considers the Police request for an officer be in attendance at the Event Operation Centre.

(see Addendum in the report section)

4. Minor Traffic Facilities

TR13/161

4.1 Council Ref: DWS 2087628– Hubert Street, Lilyfield

Committee Recommendation (unanimous support):

That a 6 metre 'Disabled Parking' zone be installed outside No.97 Hubert Street, Leichhardt. The existing driveway can be used for this zone.

TR13/162

4.2 Council Ref: DWS 2131241– Elswick Street North, Leichhardt

Committee Recommendation (unanimous support):

That the proposed 6 metre '1P' zone be installed outside No. 306 Elswick Street, Leichhardt North in lieu of a 'Disabled Parking' space be deferred for discussion with the applicant at the next meeting.

TR13/163

5. Special Traffic Committee – Items supported between formal meetings

There are no matters to report.

6. Items Without Notice

TR13/164

6.1 Proposed Clearway on Victoria Road, Rozelle

Committee Recommendation (unanimous support):

That the RMS proposals for off-street parking to offset the loss of kerbside parking due to the proposed weekend Clearway restrictions on Victoria Road, Rozelle be received and noted.

TR13/165

6.2 PARK(ing) Day

Committee Recommendation (unanimous support):

a) That the Council supports the proposed PARK(ing) Day Event to be held in the Marion Street Carpark in the eastern aisle occupying the first three parking spaces on 20th September 2013 between 10:00am and 4:00pm (bump in at 7:00am and bump out at 5:00pm) subject to the following conditions:

- i. The eastern aisle be closed with barricades (provided by Council) between Marion Street and the northern end of the aisle.

- ii. Advanced warning signs be installed (by Council) in Marion Street, adjacent to the carpark, advising the proposed closure one week in advance of the event.
 - iii. The Council must be indemnified against all claims for damage or injury that may result from either the activities or from the occupation of parking spaces. The applicant must produce evidence of a Public Liability Insurance cover (under which the Council is indemnified) with a minimum policy value of at least \$10,000,000.
 - iv. The applicant must provide measures to mitigate the risks identified by Council.
 - v. The applicant to provide details of any structures to be installed in the 3 car parking spaces one week prior to the event.
 - vi. A three (3) metre unencumbered passage be available for emergency vehicles though the closed section of the Marion Street carpark at all times.
 - vii. The occupation of the 3 parking spaces must not occur until the subject section of the carpark has been formally closed.
 - viii. The areas to be used for the activities must be maintained in a clean and tidy condition to the satisfaction of Council's Director Infrastructure and Service Delivery, or else the applicant will be required to reimburse Council for any extraordinary cleansing costs.
 - ix. The applicant shall comply with any reasonable directive from Council's Officers.
 - x. Council reserves the right to cancel the proposed eastern aisle closure of the Marion Street carpark approval at any time.
- b) That should Council approve the proposed PARK(ing) Day Event, funding of \$293.31 for insurance will be required as well as \$400 in kind support for barricades and signage.

(see Addendum in the report section)

TR13/166

6.3 Traffic Issues – Henry Street, Leichhardt

Committee Recommendation (unanimous support):

That Council officers investigate traffic calming treatments to prevent vehicles speeding (burn outs) in Henry Street (north of William Street), Leichhardt.

TR13/167

7. Next Meeting of the Leichhardt Local Traffic Committee

Committee Recommendation (unanimous support):

That the next meeting of the Leichhardt Local Traffic Committee be scheduled for **Thursday, 3rd October 2013.**

8. PART B - INFORMAL ITEMS

TR13/168

8.1 Temporary Traffic Management – Pumping Station, Hyam Street, Balmain

Committee Recommendation (unanimous support):

- a) That the approval of the proposed TMP associated with the new wastewater pumping station to be built in Booth Street, Balmain be deferred for a report from the applicant advising of all previous notifications/consultations with the local community, the extent of consultation/notification, and copies of all communications and submissions received from the community.
- b) That the applicant be requested to bring back a revised community consultation plan for the proposed works.
- c) That the applicant be requested to provide an amended traffic control plan with an additional traffic controller at Hyam Street (in total 2).
- d) That a 'Left Turn Only' sign be installed in Hyam Street facing vehicles exiting Vinardi Green.
- e) That the truck movements to and from Hyam Street must only occur between 10:00am and 3:00pm Monday to Friday.

(see Addendum in the report section)

TR13/169

8.2 Resident Parking Scheme Request – James Street (north of William Street), Leichhardt

Committee Recommendation (unanimous support):

- a) That the proposed '2P 6pm-10pm (7 days) Permit Holders Excepted Area L1' restriction on both sides of James Street (north of William Street), Leichhardt be not supported due less than 50% support from the residents.
- b) That an angle parking proposal for James Street (north of William Street), Leichhardt be investigated.
- c) That the surveyed residents be advised of the Committee's recommendation.

TR13/170

8.3 Removal of 'No Parking' signage – Roseberry Street, Balmain

Committee Recommendation (unanimous support):

That the existing 'No Parking' signage across the driveway of No.21 Mullens Street, Balmain be removed.

TR13/171

8.4 Modification to Part-time 'No Parking' Restriction – Perry Street, Rozelle

Committee Recommendation (unanimous support):

- a) That the Committee supports the reduction of the existing 'No Parking 8.00am-9.30am, 2.30pm-4.00pm Mon-Fri' zone on the southern side of Perry Street outside Orange Grove Public School to 39m from the eastern end as detailed in the above plan.
- b) That the Committee thanks RMS for assisting Council in this matter.

TR13/172

8.5 'No Stopping, Leichhardt Council Authorised Vehicles Excepted' – Johnston Street (Booth St-Collins St), Annandale

Committee Recommendation (unanimous support):

- a) That the Committee notes that the 'No Stopping, Leichhardt Council Authorised Vehicles Excepted' restriction has been approved and installed on the eastern side of Johnston Street, outside No.81, by RMS to assist Council deliveries.
- b) That the Committee thanks RMS for assisting Council in this matter.

9 PART C - TRAFFIC GENERATING DEVELOPMENTS

There are no matters to report.

CARRIED UNANIMOUSLY

10:30pm EXTENSION OF TIME TO CONTINUE MEETING

C434/13 RESOLVED HANNAFORD/ COSTANTINO

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 F4 WEEKEND CLEARWAY – VICTORIA ROAD, ROZELLE

C435/13 RESOLVED CHANNELLS / PORTEOUS

- a) That RMS be requested as part of its community consultation to include the relevant Precinct Committees and Chamber of Commerce and the RMS consultation period should be a minimum of 4 weeks.
- b) That RMS advise Council whether it has an alternate option should the owner of No.85 Victoria Road decide to terminate the short term lease with RMS.
- c) That RMS be requested to extend their short term lease option until a permanent parking solution is found.
- d) That RMS be requested to find another carpark to accommodate the loss of parking (24 spaces) in Victoria Road between Darling Street and Wellington Street and advise Council at the end of the consultation period.
- e) That the outcome of the RMS consultation be reported back to Council for consideration.
- f) That the RMS be requested to consider weekend bus lanes rather than clearways to reduce congestion by encouraging people to use public transport.
- g) That the RMS provide Council with all data relating to the studies conducted into parking usage and current and predicted traffic flows on Victoria Road related to this clearways investigation.
- h) That the RMS provide assessment of the impact on the local shopping precinct, the safety of pedestrians and cyclists of faster traffic flows on Victoria Road on the weekend.
- i) That RMS revise their offer based on current costs to provide below ground car parking.
- j) That Council restate its urgent request that the RMS install a 40km per hour school zone as requested by Rozelle Public School along the Victoria Road boundary of the school and this matter be considered concurrently with these negotiations.
- k) That RMS install a safety camera on Victoria Road for city bound traffic at Wellington Street.

The Vote FOR and AGAINST the above Resolution was;

	FOR	AGAINST
Breen , Frank	X	
Byrne, Darcy	X	
Channells , Craig	X	
Costantino, Tony	X	
Emsley, Simon	X	
Hannaford, Vera-Ann	X	
Jobling, John	X	
Kelly, Linda	X	
Kogoy, Daniel	X	
Manikas, Melinda	X	
McKenzie, Michele		X
Porteous, Rochelle	X	

During consideration of this Item an Amendment was moved by Crs Channells and McKenzie. The Amendment was lost but is shown below for the record.

CHANNELLS / MCKENZIE

Council continues to oppose the extension of clearway hours on Victoria Road, Rozelle.

The Vote FOR and AGAINST the above LOST AMENDMENT was;

	FOR	AGAINST
Breen , Frank		X
Byrne, Darcy		X
Channells , Craig	X	
Costantino, Tony		X
Emsley, Simon		X
Hannaford, Vera-Ann		X
Jobling, John		X
Kelly, Linda		X
Kogoy, Daniel	X	
Manikas, Melinda		X
McKenzie, Michele	X	
Porteous, Rochelle	X	

**** SUSPENSION OF STANDING ORDERS**

C436/13 RESOLVED BYRNE / HANNAFORD

That Standing Orders be suspended and Items A2, B1, B2, B3, B8, B10, B11, B13, B14, D1, E1, E3, E5, E12, F1, F5, G1, G2, G4, G6 and H1 be dealt with concurrently, and the recommendations contained in the reports be adopted.

CARRIED UNANIMOUSLY

NOTE: The above Items are listed below.

ITEM A2 SUMMARY OF MAYORAL MINUTE RESOLUTIONS UNTIL FULLY ACTIONED INCLUDING RESOLUTIONS FROM AUGUST 2013

C437/13 RESOLVED BYRNE / HANNAFORD

That the information be received and noted.

CARRIED UNANIMOUSLY

ITEM B1 SUMMARY OF PRECIS OF CORRESPONDENCE RESOLUTIONS FROM JULY 2013

C438/13 RESOLVED BYRNE / HANNAFORD

That the information be received and noted.

CARRIED UNANIMOUSLY

ITEM B2 SUMMARY OF GENERAL MANAGER RESOLUTIONS FROM JULY 2013

C439/13 RESOLVED BYRNE / HANNAFORD

That the information be received and noted.

CARRIED UNANIMOUSLY

**ITEM B3 SUMMARY OF ENVIRONMENTAL AND COMMUNITY
MANAGEMENT RESOLUTIONS FROM JULY 2013**

C440/13 RESOLVED BYRNE / HANNAFORD

That the information be received and noted.

CARRIED UNANIMOUSLY

ITEM B8 PUBLIC BIKE SHARE SCHEME – UPDATE

C441/13 RESOLVED BYRNE / HANNAFORD

That the report be received and noted.

CARRIED UNANIMOUSLY

**ITEM B10 SUMMARY OF INFRASTRUCTURE AND SERVICE DELIVERY
RESOLUTIONS FROM JULY 2013**

C442/13 RESOLVED BYRNE / HANNAFORD

That the information be received and noted.

CARRIED UNANIMOUSLY

**ITEM B11 SUMMARY OF CORPORATE AND INFORMATION SERVICES
RESOLUTIONS FROM JULY 2013**

C443/13 RESOLVED BYRNE / HANNAFORD

That the information be received and noted.

CARRIED UNANIMOUSLY

ITEM B13 HALL AND PARK HIRE WAIVERS / REDUCTIONS FOR QUARTER ENDING 30 JUNE 2013

C444/13 RESOLVED BYRNE / HANNAFORD

That the information be received and noted.

CARRIED UNANIMOUSLY

ITEM B14 4th QUARTERLY REVIEW – 2012/13 DELIVERY PROGRAM

C445/13 RESOLVED BYRNE / HANNAFORD

That Council receive and note the Report.

CARRIED UNANIMOUSLY

ITEM D1 SUMMARY OF GENERAL MANAGER RESOLUTIONS FROM AUGUST 2013

C446/13 RESOLVED BYRNE / HANNAFORD

That the information be received and noted.

CARRIED UNANIMOUSLY

ITEM E1 SUMMARY OF ENVIRONMENTAL AND COMMUNITY MANAGEMENT RESOLUTIONS FROM AUGUST 2013

C447/13 RESOLVED BYRNE / HANNAFORD

That the information be received and noted.

CARRIED UNANIMOUSLY

**ITEM E3 HOUSING ADVISORY COMMITTEE MEETING MINUTES 20
AUGUST 2013**

C448/13 RESOLVED BYRNE / HANNAFORD

That Council adopt the minutes of the Housing Advisory Committee held on 20 August 2013 with the accompanying recommendations as listed below;

**Item 1
Apologies**

HC 41/13 Recommended Porteous/Emsley

That apologies be accepted for the non-attendance of: Cr Daniel Kogoy, Sharon Page, George Bakopoulos, Rebecca Pinkstone, Gary Moore, Rachael Haggett.

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

Cr Porteous declared a non-significant, non-pecuniary interest; Cr Porteous works for Stepping-Out Housing. Lindsay Kelly declared a non-pecuniary; Lindsay Kelly works for Link Housing, an affordable housing provider.

**Item 7.2 (Brought Forward)
Unitingcare – Agreement**

HC 42/13 Recommended Porteous/Emsley

That the report is received and noted.

**Item 3
Minutes Of Previous Meeting: 27 June 2013**

HC 43/13 Recommended Porteous/Emsley

That the minutes of the Housing Advisory Committee held on 27 June 2013 be received and noted.

**Item 3.1
Matters Arising**

HC 44/13 Recommended Porteous/Emsley

This is page 37 of the Minutes of the Ordinary Meeting of Council held on the 24th day of September, 2013 and presented for confirmation this 22nd day of October, 2013.

.....
CHAIR

1. Inner West Housing Coalition submission

Request that the Mayor write to Inner West Housing Coalition to request a copy of the submission to the NSW White Paper.

2. Information sharing at future committee meetings

Staff will follow up with Committee members to arrange information sharing presentations on skills, experiences and interests in relation to housing matters. A series of presentations at future Housing Advisory Committee meetings will be arranged.

Item 3.2

Summary Of Housing Resolutions

Officer Recommendation

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

HC 45/13

Recommended

Porteous/Emsley

1. That the information in the summary of resolutions be received and noted.
2. HC27/13 Notification of tenants of 428 Darling Street, Balmain. Director Environment and Community Management reported that Council staff have complied with the resolution of Council in relation to the notifications for the development application for 428 Darling Street Balmain.
3. State Housing Policies. That the Mayor write to the Minister for Families and Community Services and the Minister for Housing and invite them or their representative to present to the Housing Advisory Committee on crisis accommodation funding, budget implications for supporting living and Auditor General’s report – including the bedroom tax applied to social housing (items 8.1 and 8.2 in the summary of resolutions).

Item 4

Terms Of Reference – Leichhardt Housing Advisory Committee –
(as amended at the 23 July 2013 Ordinary Meeting **C360/13**)

Officer Recommendation

That the report be received and noted, with the following amendment to Terms of Reference.

Delete from Item 3 Membership

“relevant Council Officers of Environmental and Community Management to support the Committee’s secretariat and to inform the Committee’s discussion and furnish reports as requested”.

HC 46/13

Recommended

Porteous/Emsley

1. The following amendments be made to the Terms of Reference:

- a. Wording for the Terms of Reference be provided by staff at the next Housing Advisory Committee on the setting of agenda by officers and committee members, consistent with the Local Government Act and other committees of Leichhardt Council.
- b. That further consideration of the Terms of Reference be deferred to the next Housing Advisory Committee meeting in October 2013.

Item 5

Affordable Housing And Supported Living

Item 5.1

Update On Hay Street Car Park

HC 47/13

Recommended

Porteous/Emsley

That the report is received and noted.

Item 5.2

Presentation On Affordable And Supported Living Model

Peter Fuller presented a concept for the development of the Hay Street for Affordable Housing and Supported Living.

HC 48/13

Recommended

Porteous/Sampson

1. Council staff incorporate the work of Peter Fuller and Link Housing into the overall investigations for the Hay Street site and future reports to the Housing Advisory Committee. (Lindsay Kelly from Link Housing abstained from this motion.)
2. Meeting process: That the minutes record that Lindsay Kelly expressed that the Chair was out of order when suggesting committee members were attempting to singularly advance supported living on the Hay Street site.

Item 5.3

SSROC Briefing Paper on Affordable Housing

Officer Recommendation

1. That the report be received and noted.

This is page 39 of the Minutes of the Ordinary Meeting of Council held on the 24th day of September, 2013 and presented for confirmation this 22nd day of October, 2013.

.....
CHAIR

HC 49/13

Recommended

Porteous/Emsley

1. That the report be received and noted.
2. That the General Manager be requested to raise two matters at the next SSROC meeting regarding Affordable Housing, that Housing Bonds and an Affordable Housing Trust to be included in the Briefing Paper.
3. Comments from Housing Advisory Committee members on the SSROC Briefing Paper can be provided to Group Manager Community and Cultural Services by 20 September 2013.

Item 6

Market Housing

Item 6.1

Market Housing – Development Approvals In The Local Government Area

Officer Recommendation

1. That the Housing Advisory Committee receive and note the information provided in this report in relation to development approvals during June and July 2013.

HC 50/13

Recommended

Porteous/Emsley

1. That the Housing Advisory Committee receive and note the information provided in this report in relation to development approvals during June and July 2013.
2. That the item be a standing item on the agenda and that further information on dwelling type (multi-unit, single dwellings etc) and impacts on affordable housing be included in the report.

Item 7

Social Housing

Item 7.1

Release Of Nsw Auditor-General's Report *Making The Best Use Of Public Housing*

Officer Recommendation

That Council note the release of the New South Wales Auditor-General's Report *Performance Report making the best use of Public Housing*.

HC 51/13

Recommended

Porteous/Emsley

1. That Council note the release of the New South Wales Auditor-General's Report *Performance Report making the best use of Public Housing*.
2. That the Mayor write to the Minister for Housing to request that:
 - a. The social impacts, including the relocation of tenants, are considered in the development of the State Housing Strategy.
 - b. That policy is developed and resources allocated to address tenants with high needs and ongoing support requirements.

**Item 8
Other Business**

The meeting was invited to nominate agenda items for the next meeting.

**Item 9
Next Meeting – 15 October 2013**

CARRIED UNANIMOUSLY

**ITEM E5 ENVIRONMENT AND RECREATION COMMITTEE MINUTES – 4
SEPTEMBER 2013**

C449/13 RESOLVED BYRNE / HANNAFORD

That Council adopt the minutes of the Environment & Recreation Committee held on 4 September 2013 with the accompanying recommendations as listed below;

**Item 1
Apologies**

ERC 37/13 Recommended Geraghty/Campbell

That apologies be accepted for the non-attendance of: Cr Frank Breen, Cr Craig Channells, Jane Mowbray, David Lawrence.

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

**Item 3
Minutes Of The Previous Meeting: 17 July 2013**

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ERC 38/13

Recommended

Geraghty/Campbell

That Council adopt the minutes of the Environment & Recreation Committee meeting held on 17 July 2013.

Item 4

Summary Of Resolutions

ERC 39/13

Recommended

Geraghty/Campbell

To note updates on the following items in the summary of resolutions:

1. ERC 29/13 – item 1 can be deleted.
2. ERC 21/13 – item 1 can be deleted.
3. ERC 15/13 – item 2 can be deleted.
4. ERC 09/13 – can be deleted.
5. ERC 43/12 – can be deleted.

Discussion was also held on ERC 5/13 in relation to the subject of view lines across parks and from private residential properties. A report will be brought back to the committee to clarify the policy framework in this regard.

Item 5

Correspondence – Nil

Item 6

Presentation – Leichhardt Business *Smart* Program Update

ERC 40/13

Recommended

Kogoy/Geraghty

1. That the Committee congratulates Roy Morizzi on his work with the Smart Business Programme and acknowledges the value of this scheme in promoting Council's working relationship with local business and its commitment to water, waste, energy and financial savings and reducing the impacts of climate change.
2. That consideration is given to including information on the Smart Business Programme as part of planning advice associated with Development Applications received by Council in relation to small business developments and refurbishments, noting that participation is on a voluntary basis.
3. That a letter be sent to the Ministers for Small Business and the Environment expressing concern over the loss of *Waste and Sustainability Improvement Payment* funding that has provided the budget for the Leichhardt Business Smart Program.

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**Item 7
Presentation – Footprints Eco-Festival**

ERC 41/13 Recommended Kogoy/Geraghty

The committee congratulates the Environment Team and the Events Team on this year's Footprints Eco-Festival.

**Item 8
Verbal Report – Community Recreation And Open Space**

ERC 42/13 Recommended Geraghty/Maunsell

The Committee thanks Mandy Smith in her role as Parks and Open Space Planner for her presentation on community recreation and pen space.

**Item 9
Climate Change Taskforce Minutes – 7 August 2013**

ERC 43/13 Recommended Geraghty/Kogoy

That Council adopt the minutes of the Climate Change Taskforce meeting held on 7 August 2013 with the accompanying recommendations (**Attachment 1**).

**Item 10
Big Bike Day Update**

ERC 44/13 Recommended Kogoy/Hannaford

1. That Council note Big Bike Day will be held on Sunday 15 September 2013 from 10am-3pm in War Memorial Park, Leichhardt.
2. That Council note that \$4,700 has been granted to Council from the NSW Bike Week Program for promotion and advertising.

**Item 11
Environmental Grants Program 2013/14 – Round 1**

ERC 45/13 Recommended Kogoy/Geraghty

1. That Council note that the Environmental Grants have been aligned with the strategic objectives of the Environmental Sustainability Strategy.
2. That the following groups be allocated grants totalling \$12,100 for the 2013/14 financial year under the Environmental Grants Program – Round 1, as follows:

	Applicant	Amount		Value of
--	-----------	--------	--	----------

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			Fee Waiver	Fee Waiver
1	Toxteth Kindergarten	\$5,000	Nil	Nil
2	WIRES Inner West Branch	\$2,100	Nil	Nil
3	ARTcycle	\$5,000	Nil	Nil
	Total Round 1	\$12,100		
	Remaining amount for Round 2	\$7,900		
	Total Budget 2013/2014	\$20,000		

- That \$8,000 be allocated to a second round of Environmental Grants in early 2014.

Item 12

Bat Deterrence Measures

ERC 46/13

Recommended

Kogoy/Mcavenna

That the bat deterrence measure described in this report is acceptable in the context of the LGA-wide biodiversity conservation measures being undertaken by Council.

Note: Four local residents including the affected neighbours attended the committee meeting to speak in support of the report and the previous work which has been carried out by Council to deter bats from the fig trees. This work was noted as being appreciated by local residents. Comment was also received that the tennis court manager also supports the current deterrence measures (The report was presented by Council's Biodiversity Officer).

Item 13

Tree Vandalism – Illoura Reserve, Balmain East

Officer Recommendation

- That Council adopt the proposed protection measures outlined in the report specifically for the three (3) trees which have been vandalised in Illoura Reserve, Balmain East.

ERC 47/13

Recommended

Kogoy/Maunsell

- That Council adopt the proposed protection measures outlined in the report specifically for the three (3) trees which have been vandalised in Illoura Reserve, Balmain East.
- That a report be brought back to the Committee on what other councils do with respect to tree vandalism and respective Council policy frameworks. That this report also highlight any success in combatting instances of deliberate tree vandalism in this area.

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Item 14
Streets With Significant Trees – Ausgrid Tree Pruning

ERC 48/13 Recommended Geraghty/Kogoy

1. That Council acknowledge the list of streets mentioned in report below as streets that contain significant trees of which this list is to be provided to Ausgrid prior to the commencement of pruning works in the Local Government Area.
2. Council also recommends that overhead wires in locations where these significant trees are identified that Aerial Bundled Cables (ABC) are installed or Underground Cabling. ABC wraps the cables into one single cable meaning only minor tree pruning is required and Underground Cabling would mean that no tree pruning is required.

Item 15
Reports From The Community – Nil

Item 16
Other Business

16.1 LPAC Car Park Shade Issues

Discussion was held by the committee in relation to the current poor level of shade in the existing LPAC car park and the large expanse of tarmac which is very hot in the summer months. Existing tree planting arrangements were also discussed and it was generally agreed that improvements to the car park in terms of greening the car park and improving natural cooling by tree planting.

ERC 49/13 Recommended Hannaford/Geraghty

That Council explore options for tree planting and shading in the main car park area of LPAC. Investigation is to include the need to include planting of trees in the central areas of the car park not just on the periphery areas as is the current status quo.

Item 17
Next Meeting

The next meeting will be held on Wednesday, 6 November 2013.

CARRIED UNANIMOUSLY

ITEM E12 141 AND 159 ALLEN STREET, LEICHHARDT – DELEGATION OF MINISTER’S PLAN MAKING FUNCTION TO COUNCIL

C450/13 RESOLVED BYRNE / HANNAFORD

That:

1. The report be received and noted.
2. Council advise the Department of Planning and Infrastructure that it wishes to have the plan making function for the draft Planning Proposal for 141 and 159 Allen Street as approved (**Attachment 2**) for referral to the Gateway process at the August 2013 Ordinary Council meeting delegated to Council.

CARRIED UNANIMOUSLY

ITEM F1 SUMMARY OF INFRASTRUCTURE AND SERVICE DELIVERY RESOLUTIONS FROM AUGUST 2013

C451/13 RESOLVED BYRNE / HANNAFORD

That the information be received and noted.

CARRIED UNANIMOUSLY

ITEM F5 LOCAL INFRASTRUCTURE RENEWAL SCHEME

C452/13 RESOLVED BYRNE / HANNAFORD

- 2.1 That Council execute the Local Infrastructure Renewal Scheme Funding Agreement (including affixing the common seal) for an interest subsidy on loan funding of \$2.5 million for the Leichhardt Park Aquatic Centre upgrade of the program pool, spa pool, mushroom pool and program pool structure.
- 2.2 That Council borrow \$2.5 million, subject to tendering for the Leichhardt Park Aquatic Centre infrastructure works and reporting back to Council.

CARRIED UNANIMOUSLY

**ITEM G1 SUMMARY OF CORPORATE AND INFORMATION SERVICES
RESOLUTIONS FROM AUGUST 2013**

C453/13 RESOLVED BYRNE / HANNAFORD

That the information be received and noted.

CARRIED UNANIMOUSLY

**ITEM G2 POLICY FOR COUNCILLOR PAYMENT OF EXPENSES AND
PROVISION OF FACILITIES**

C454/13 RESOLVED BYRNE / HANNAFORD

That the changes to the Policy for Councillor Payment of Expenses and Provision of Facilities be placed on public exhibition for 28 days and comments invited and a further report be submitted to the November Council meeting.

CARRIED UNANIMOUSLY

ITEM G4 WARD BOUNDARIES

C455/13 RESOLVED BYRNE / HANNAFORD

That this matter be the subject of a Councillor workshop to be held on Wednesday 16 October 2013 and then a further report to be submitted to Council with proposals for altering the ward boundaries so that there is a less than 10% variation between electors in each ward to be placed on public exhibition.

CARRIED UNANIMOUSLY

**ITEM G6 STATEMENT OF INVESTMENT BALANCES AS AT
31 AUGUST 2013**

C456/13 RESOLVED BYRNE / HANNAFORD

That the Statement of Investment Balances, as at 31 August 2013, be received and noted.

CARRIED UNANIMOUSLY

**ITEM H1 SUMMARY OF MOTIONS RESOLUTIONS UNTIL FULLY ACTIONED
INCLUDING RESOLUTIONS FROM AUGUST 2013**

C457/13 RESOLVED BYRNE / HANNAFORD

That the information be received and noted.

CARRIED UNANIMOUSLY

**** SUSPENSION OF STANDING ORDERS**

C458/13 RESOLVED BYRNE / HANNAFORD

That Standing Orders be suspended and Items B5, B6, B7, B9, B12 and B15 be brought forward and dealt with now.

CARRIED UNANIMOUSLY

ITEM B5 DRAFT BUSKING POLICY

C459/13 RESOLVED KELLY / KOGOY

- 2.1 That Council approve the Draft Busking Policy for public exhibition for a minimum of 28 days (refer to Attachment 1).
- 2.2 That should no significant submissions to adjust to the Draft Busking Policy be received, Council adopts the Policy as exhibited with minor adjustments made with the approval of the Group Manager Community and Cultural Services.
- 2.3 That Council note that the adopted Busking Policy will be supported by an accompanying plain English summary for the promotion and support of busking, available on Council's website.
- 2.4 That Council note that the adopted Busking Policy be reviewed after 12 months.
- 2.5 That Council waives busking permit fees for performers aged 12 years and under.
- 2.6 That Council
 - i. Initiate an annual youth busking competition for local young performers.
 - ii. Invite local residents to vote using social media.
 - iii. Invite young people to contribute to developing the competition.
 - iv. Allocate project funds of \$7,500 for project development, design, promotion, delivery and an award annually, commencing January 2014.

CARRIED UNANIMOUSLY

- 10:45 pm Cr Porteous temporarily left the meeting
10:46 pm The Mayor, Cr Byrne temporarily left the meeting and the Deputy Mayor, Cr Kelly assumed the chair.
10:47 pm Cr Costantino temporarily left the meeting.
10:48 pm Cr Manikas temporarily left the meeting.

ITEM B6 COMMUNITY SERVICES COMMITTEE MINUTES - 1 AUGUST 2013

Cr Porteous declared a pecuniary interest in respect of Item B6 (Community Services Committee Minutes) as she is employed by one of the applicants for a Community Grant (Stepping Out Housing Program). Cr Porteous left the meeting prior to consideration of this item and was absent from the meeting during discussions on this item.

C460/13 RESOLVED JOBLING / BREEN

1. That Council officers bring a report back to the next Council Meeting that considers;
 - i. That Committee reports be received and noted.
 - ii. That Council officers identify procedural matters requiring adoption and bring to the attention of Councillors any matters that Council needs to consider or affects policy.
2. That Council adopt the minutes of the Community Services Committee meeting held on 1 August 2013 with the accompanying recommendations as listed below.
3. That Council note that the financial implications for Item 16 Leichhardt Town Hall: Placemaking and Town Hall Program Banner should read \$4,500-\$6,000.
4. That Council adopt the minutes of the:
 - a) Balmain Town Hall Management Committee Minutes – 16 May 2013 and 20 June 2013
 - b) Leichhardt Youth Council Minutes – 22 July 2013
 - c) Leichhardt Seniors Council Committee Minutes – 22 May 2013 and 26 June 2013
 - d) Access Policy Committee Minutes – 12 June 2013
 - e) LATSICC Minutes – 19 June 2013

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- f) Annandale Neighbourhood Centre Minutes – 17 May 2013
- g) Clontarf Cottage Management Committee Minutes – 13 May 2013
- h) LPAC Consultative Committee Minutes – 30 May 2013; and support Option 1 for the increase of Operating hours of the New Indoor Pool and use of the Olympic pool in the evening.
 - 1. From the 23rd September 2013 (the end of school term 3)
 - 2. With the continuation of existing shallow water aqua classes two nights per week in spring and summer
 - 3. With a trial period of 2 years and then another report on the use come back to council.

**Item 1
Apologies**

CSC 70/13 Recommended McKenzie/Hacking

That apologies be accepted for the non attendance of: Cr Linda Kelly, Cr Vera-Ann Hannaford, Cr Rochelle Porteous, David Lawrence, Sharon Page, Dawn Linklater, Ashley Douglas, Robert Webb.

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

**Item 6 (Brought Forward)
LPAC Consultative Committee Minutes**

CSC 71/13 Recommended McKenzie/Hacking

That the minutes of the Leichhardt Park Aquatic Centre Consultative Committee meeting held on 30 May 2013 be adopted (**see Attachment 1**).

**Item 21 (Brought Forward)
Community Events Grants Program 2013/14 – Round 1**

CSC 72/13 Recommended McKenzie/Hacking

- 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 following groups be allocated grants totalling \$24,610 and fee waivers to be confirmed for the 2013/14 financial year under the Community Events Grants Program – Round 1, as follows:

	Applicant	Amount	Fee Waiver	Value of Fee Waiver
1.	Articulate Project Space	\$2,500		
2.	Bottega D'Art Teatrale	\$5,000		
3.	Fools in Progress	\$5,000	Site & Sound	To be confirmed
4.	FRANS	\$5,000		
5	Legs on the Wall	\$3,000		
6	Sydney Underground Film Festival	\$3,500	Leichhardt Town Hall	To be confirmed
7	Pacific Opera	\$610	Site & Sound	To be confirmed
	Total Round 1	\$24,610		
	Remaining amount for Round 2	\$12,640		
	Total Budget 2013/2014	\$37,250		

3. That \$12,640 be allocated to a second round of Community Events Grants in conjunction with the grants program to be opened during early 2014

**Item 18 (Brought Forward)
Community Grants Program 2013/14 – Round 1**

CSC 73/13

Recommended

McKenzie/Hacking

- That Council note that the Community Grants have been aligned with the strategic objectives of the Community and Cultural Plan.
- That the following groups be allocated grants totalling \$16,700 and fee waivers to be confirmed for the 2013/14 financial year under the Community Grants Program – Round 1, as follows:

	Applicant	Amount	Fee Waiver	Value of Fee Waiver
1	FRANS	\$1,500		
2	Karitane	\$3,200		
3	Sara Mitchell auspiced by Rozelle Neighbourhood Centre	\$5,000	Open Space	To be confirmed

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4	Stepping Out Housing Program	\$5,000		
5	Sydney Threshold Choir	\$2,000		
	Total Round 1	\$16,700		
	Remaining amount for Round 2	\$11,300		
	Total Budget 2013/2014	\$28,000		

- That \$11,300 be allocated to a second round of Community Grants in conjunction with the grants program to be opened in early 2014.

Item 19 (Brought Forward)
Seniors Grants Program 2013/14 – Round 1

CSC 74/13 Recommended McKenzie/Hacking

- That Council note that the Seniors Grants have been aligned with the strategic objectives of the Community and Cultural Plan.
- That the following groups be allocated grants totalling \$7,200 and fee waivers to be confirmed for the 2013/14 financial year under the Seniors Grants Program – Round 1, as follows:

	Applicant	Amount	Fee Waiver	Value of Fee Waiver
1.	CoAslt	\$1,000		
2.	Elissa Buttsworth auspiced by Older Womens Network (OWN)	\$2,000	To be confirmed	To be confirmed
3.	Leichhardt Senior Italian Social Group auspiced by CoAslt	\$1,000		
4.	Kate Duncan auspiced by Parkinsons NSW	\$2,000	To be confirmed	To be confirmed
5.	SHARE Learn for Life	\$1,700		
6.	Snappy Stitches auspiced by Hannaford Centre	\$500		
	Total Round 1	\$7,200		
	Remaining Amount for Round 2	\$2,800		
	Total Budget 2013/2014	\$10,000		

- That \$2,800 be allocated to a second round of Seniors Grants in conjunction with the grants program to be opened in early 2014.

Item 20 (Brought Forward)

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Site & Sound Program 2013/14

CSC 75/13

Recommended

McKenzie/Hacking

1. That Council note that the Site & Sound Program have been aligned with the strategic objectives of the Community and Cultural Plan.
2. That the following groups be allocated Leichhardt Town Hall venue fee waivers totalling \$5,424 for the 2013/14 financial year under the Site & Sound Program, as follows:

	Applicant		Fee Waiver	Value of Fee Waiver
1.	Inner West Community Band		Leichhardt Town Hall	\$703
2.	Fools in Progress		Leichhardt Town Hall	\$3,436
3.	Pacific Opera		Leichhardt Town Hall	\$1,285

Item 12 (Brought Forward)

Balmain Town Hall Management Committee Minutes

CSC 76/13

Recommended

McKenzie/Hacking

That Council adopt the Minutes of the Balmain Town Hall Management Committee held on 16 May 2013 and 20 June 2013 (see **Attachment 2**) with the following amendment:

- That the minutes of 16 May 2013 Item 7.2 date be changed to read: 23 April 2013 instead of 26 March 2013.

Item 17 (Brought Forward)

Community Grants And Resourcing Policy

CSC 77/13

Recommended

McKenzie/Hacking

1. The Grants and Community Resourcing Policy 2012, section 3.9, is revised to include activities or organisations that are 'Fundraisers and general donations to registered charities and not-for-profit organisations' as eligible for in-kind support in the form of reduced fees and fee waivers.
2. That Council officers review and report on the implementation of the policy change in 18 months.

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Item 14 (Brought Forward)
Banner Bookings – Annual Booking Schedule

CSC 78/13 Recommended McKenzie/Hacking

That Council endorse revised procedures and documentation for the annual booking process for:

- Balmain Town Hall site
- Darling Street, Rozelle (Sackville Hotel) site
- Norton Street Plaza, Norton Street site
- Victoria Road, Rozelle (Amenities Block) site

Item 15 (Brought Forward)
Community Engagement Framework

CSC 79/13 Recommended McKenzie/Hacking

That Council endorse the revised, attached, Community Engagement Framework which reflects advancements in technology and online methods of engagement, in line with leading practice from the International Association for Public Participation (iap2).

Item 3
Minutes Of Previous Meeting: 6 June 2013

CSC 80/13 Recommended McKenzie/Hacking

That Council adopt the recommendations of the Community Services Committee of 6 June 2013.

Item 4
Summary Of Resolutions

CSC 81/13 Recommended McKenzie/Hacking

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

Item 5
Feedback On Community Safety - Nil

Item 7
Leichhardt Youth Council Minutes

CSC 82/13

Recommended

McKenzie/Hacking

- 1 That the minutes of the Leichhardt Youth Council meeting held on 22 July 2013, including associated recommendations, be adopted (see **Attachment 3**).
- 2 That Council note that in response to Council resolution C152/13, the Youth Council has recommended (item 11.4 - Leichhardt Youth Council meeting minutes held 22 July 2013) that Council donates proceeds from the 2014 'Pics in the Park' outdoor movie program to Youth Off The Streets and Council's Community Development Officer - Youth Services liaise with Youth Off The Streets.

Item 8

Leichhardt Seniors Council Committee Minutes

CSC 83/13

Recommended

McKenzie/Hacking

That the minutes of the Leichhardt Seniors Council Committee meeting held on 22 May 2013 and 26 June 2013 be adopted with the accompanying recommendations (see **Attachment 4**).

Item 9

Access Policy Committee Minutes

CSC 84/13

Recommended

McKenzie/Hacking

That the minutes of the Access Policy Committee meeting held on 12 June 2013 be adopted with the accompanying recommendations (see **Attachment 5**).

Item 10

LATSICC Minutes

CSC 85/13

Recommended

McKenzie/Hacking

1. That the minutes of the Leichhardt Aboriginal and Torres Strait Islander Consultative Committee meeting held on 19 June 2013 are adopted (see **Attachment 6**).
2. Note that LATSICC 17/13, Attachment 2 Draft RAP is not included in these draft minutes, as Council has adopted a later version of the RAP for Exhibition purposes at the Ordinary Meeting, 23 July 2013.

Item 11

Annandale Neighbourhood Centre Minutes

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CSC 86/13

Recommended

McKenzie/Hacking

That Council adopt the minutes of the meeting of the Annandale Neighbourhood Centre held on 17 May 2013 (see **Attachment 7**).

Item 13

Clontarf Cottage Management Committee Minutes

CSC 87/13

Recommended

McKenzie/Hacking

That Council adopt the Minutes of the Clontarf Cottage Management s.355 Committee meetings held on 13 May 2013 (see **Attachment 8**).

Item 16

Leichhardt Town Hall: Placemaking & Town Hall Program Banners

CSC 88/13

Recommended

McKenzie/Hacking

That Council:

1. Note the report on the proposal to install a permanent, heritage sensitive banner system on the South West face of the Leichhardt Town Hall to coincide with the *Looking For Leichhardt* Bicentenary Exhibition in October 2013.
2. That Council fund and support the proposed installation of a heritage sensitive banner system for Council events held within the Town Hall.
3. That Council note the banner system will clearly signpost and support a Town Hall program of events, supporting the Community and Cultural Plan action to re-imagine the Leichhardt Town Hall as an Arts and Cultural Hub at the centre of Norton Street.
4. That the current Leichhardt Town Hall banner site used for Council only events, be inactive when the vertical banner site is in use, or used only to advertise the same event as promoted on the vertical banner.

Item 22

Precis Of Correspondence - Sydney Baseball Lions Club

CSC 89/15

Recommended

McKenzie/Hacking

That Council do not make a donation to the Sydney Baseball Lions Club.

Item 23

Community Consultation Panel Discussion

Input was sought from the Committee in relation to the community consultation panel prior to further consultation and an agenda item to the August Council meeting.

1. Training being offered in facilitation skills for interested community members to assist at Council public meetings, workshops and seminars; and
2. Council seeking expressions of interest from community members to register fields of expertise they may wish to contribute to Council's community engagement processes, of planning, design, sustainability, community development and other relevant fields.
3. The Committee supports item 1, and wanted further detail as to how item 2 could work to complement and add value to Council's existing Committees and electronic contacts databases.

**Item 24
Other Business**

24.1 Balmain Town Hall Cleaning

CSC 90/13 Recommended McKenzie/Hacking

That the Community Services Committee request that advice be provided to the Property Services Manager on the cleaning and security of the Balmain Town Hall since the death of the caretaker, as the current state of the Hall has drawn complaints from users.

**Item 25
Next Meeting – 3 October 2013**

The Vote FOR and AGAINST the above Resolution was;

	FOR	AGAINST
Breen , Frank	X	
Channells , Craig	X	
Emsley, Simon	X	
Hannaford, Vera-Ann	X	
Jobling, John	X	
Kelly, Linda	X	
Kogoy, Daniel	X	
McKenzie, Michele	X	

- 10:53 pm Cr Porteous returned to the meeting.**
10:54 pm Cr Manikas returned to the meeting.
10:55 pm Cr Costantino returned to the meeting.

**ITEM B7 PUBLIC ART POLICY & FOUR YEAR IMPLEMENTATION PLAN:
DRAFT FOR PUBLIC EXHIBITION**

C461/13 RESOLVED EMSLEY / KELLY

- 2.1 That Council approve the Draft Public Art Policy and 4 Year Implementation Plan for public exhibition (refer Attachments 1 + 2 of the report).
- 2.2 That Council note the Draft Public Art Policy and 4 Year Implementation Plan will then be:
 - a. Sent to all registered participants in the Public Art consultation period; and
 - b. Placed on exhibition for 28 days for community feedback; then
 - c. Reported to Council for adoption.

The Vote FOR and AGAINST the above Resolution was;

	FOR	AGAINST
Breen , Frank	X	
Channells , Craig	X	
Costantino, Tony	X	
Emsley, Simon	X	
Hannaford, Vera-Ann	X	
Jobling, John	X	
Kelly, Linda	X	
Kogoy, Daniel	X	
Manikas, Melinda	X	
McKenzie, Michele	X	
Porteous, Rochelle	X	

During consideration of this Item an Amendment was moved by Councillors Channells and McKenzie. The Amendment was lost when put to the vote, but is shown below for the record.

CHANNELLS / MCKENZIE

For each four year term of Council a significant gateway/ signature artwork will be commissioned - \$50,000

Other community and cultural arts programs that are currently without funding be considered for funding to the value of \$150,000.

The Vote FOR and AGAINST the above LOST AMENDMENT was;

	FOR	AGAINST
Breen , Frank		X
Channells , Craig	X	
Costantino, Tony		X
Emsley, Simon		X
Hannaford, Vera-Ann	X	
Jobling, John		X
Kelly, Linda		X
Kogoy, Daniel	X	
Manikas, Melinda		X
McKenzie, Michele	X	
Porteous, Rochelle	X	

11:00pm EXTENSION OF TIME TO CONTINUE MEETING

C462/13 RESOLVED HANNAFORD / CHANNELLS

That in accordance with Council's Code of Meeting Practice, the meeting be extended by 30 minutes.

The Vote FOR and AGAINST the above Resolution was;

	FOR	AGAINST
Breen , Frank	X	
Channells , Craig	X	
Costantino, Tony	X	
Emsley, Simon	X	
Hannaford, Vera-Ann	X	
Jobling, John	X	
Kelly, Linda	X	
Kogoy, Daniel	X	
Manikas, Melinda	X	
McKenzie, Michele	X	
Porteous, Rochelle	X	

- 11:02 pm Cr Byrne returned to the meeting.**
- 11:02 pm Cr Channells temporarily left the meeting.**
- 11:04 pm Cr Channells returned to the meeting.**
- 11:06 pm Cr Jobling temporarily left the meeting.**
- 11:07 pm Cr Jobling returned to the meeting.**

ITEM B9 INTERIM HERITAGE ORDERS

C463/13 RESOLVED BYRNE / KELLY

That further consideration of the policy be deferred pending advice from Council officers on the consultation process with owners of affected sites.

The Vote FOR and AGAINST the above Resolution was;

	FOR	AGAINST
Breen , Frank	X	
Byrne, Darcy	X	
Channells , Craig	X	
Costantino, Tony	X	
Emsley, Simon	X	
Hannaford, Vera-Ann		X
Jobling, John	X	
Kelly, Linda	X	
Kogoy, Daniel	X	
Manikas, Melinda	X	
McKenzie, Michele		X
Porteous, Rochelle	X	

ITEM B12 STATEMENT OF INVESTMENT BALANCES AS AT 31 JULY 2013

C464/13 RESOLVED JOBLING / KELLY

That the Statement of Investment Balances, as at 31 July 2013, be received and noted.

CARRIED UNANIMOUSLY

ITEM B15 DEVELOPING MORE ACTIVE, OUTDOOR RECREATIONAL OPPORTUNITIES FOR OUR KIDS

C465/13 RESOLVED KOGOY / CHANNELLS

That council investigate opportunities to increase children’s participation in local bush care activities through holiday programs at the Rozelle Bay Community Native Nursery.

CARRIED UNANIMOUSLY

Note: The above Resolution was carried after four points were voted on separately and all lost. The other points are shown below, together with the vote For and Against each point.

KOGOY / CHANNELLS

That council investigate installing a cricket net and a junior children’s football field for informal use at Spindler’s Park, Annandale.

The Vote FOR and AGAINST the above LOST POINT was;

	FOR	AGAINST
Breen , Frank		X
Byrne, Darcy		X
Channells , Craig	X	
Costantino, Tony		X
Emsley, Simon		X
Hannaford, Vera-Ann		X
Jobling, John		X
Kelly, Linda		X
Kogoy, Daniel	X	
Manikas, Melinda		X
McKenzie, Michele	X	
Porteous, Rochelle	X	

KOGOY / CHANNELLS

That council investigate opportunities to increase children's participation in local bush care activities through school holiday programs including opening the Rozelle Bay Community Native Nursery during after school hours and on weekends.

The Vote FOR and AGAINST the above LOST POINT was;

	FOR	AGAINST
Breen , Frank		X
Byrne, Darcy		X
Channells , Craig	X	
Costantino, Tony		X
Emsley, Simon		X
Hannaford, Vera-Ann		X
Jobling, John		X
Kelly, Linda		X
Kogoy, Daniel	X	
Manikas, Melinda		X
McKenzie, Michele	X	
Porteous, Rochelle	X	

KOGOY / CHANNELLS

That council bring a report on these investigations to the October 2013 Ordinary Council meeting.

The Vote FOR and AGAINST the above LOST POINT was;

	FOR	AGAINST
Breen , Frank		X
Byrne, Darcy		X
Channells , Craig	X	
Costantino, Tony		X
Emsley, Simon		X
Hannaford, Vera-Ann		X
Jobling, John		X
Kelly, Linda		X
Kogoy, Daniel	X	
Manikas, Melinda		X
McKenzie, Michele	X	
Porteous, Rochelle	X	

KOGOY / CHANNELLS

That Council investigate funding these works from 2013/14 carryovers and the 2014/15 budget.

The Vote FOR and AGAINST the above LOST POINT was;

	FOR	AGAINST
Breen , Frank		X
Byrne, Darcy		X
Channells , Craig	X	
Costantino, Tony		X
Emsley, Simon		X
Hannaford, Vera-Ann		X
Jobling, John		X
Kelly, Linda		X
Kogoy, Daniel	X	
Manikas, Melinda		X
McKenzie, Michele	X	
Porteous, Rochelle	X	

**** SUSPENSION OF STANDING ORDERS**

C466/13 RESOLVED MANIKAS / PORTEOUS

That Standing Orders be suspended and Items E4, E7 and E9 be brought forward and dealt with now.

CARRIED UNANIMOUSLY

ITEM E4 RECONCILIATION ACTION PLAN: FOR ADOPTION

C467/13 RESOLVED PORTEOUS / CHANNELLS

1. That Council approve the Reconciliation Action Plan.
(refer Attachment 1 of the report).
2. That Council commend Deborah Lennis on the Reconciliation Action Plan and thank the community members who attended the initial consultation and the members of the LATSIC Committee.

CARRIED UNANIMOUSLY

ITEM E7 SUPER YACHT MARINA COMMUNITY LIAISON COMMITTEE REPRESENTATIVE

C468/13 RESOLVED MANIKAS / HANNAFORD

That Council resolve to:

- a) nominate Cr Byrne (and Cr Jobling as an alternate) to attend the Super Yacht Community Liaison Committee;
- b) request that Terms of Reference be established for the Super Yacht Marina Community Liaison Committee.
- c) that paragraph 4 of Section 4 be deleted to ensure consistency with the report recommendations.

CARRIED UNANIMOUSLY

ITEM E9 DRAFT DEVELOPMENT CONTROL PLAN 2013 – POST EXHIBITION SUMMARY OF SUBMISSIONS AND PROPOSED AMENDMENTS

Note: **This item was dealt with in conjunction with Item E15 (Supplementary Report to address late submission in relation to Draft Development Control Plan 2013 and Amendments to Draft Leichhardt LEP 2013)**

C469/13 RESOLVED BYRNE / HANNAFORD

That Council:

- (a) Note that a programme of community consultation was implemented in accordance with the *Environmental Planning and Assessment Regulations 2000* and Leichhardt's Community Engagement Framework in relation to the *Draft Development Control Plan 2013*, the *User Guide to Development in Leichhardt Local Government Area* and the *Tree Management Technical Manual*;
- (b) Approve the changes proposed to the *Draft Development Control Plan 2013*, the *User Guide to Development in Leichhardt Local Government Area* and the *Tree Management Technical Manual* as contained in:
 - i. Attachments 1-13 – Development Control Plan 2013 (whole document)
 - ii. Attachment 15 – *User Guide to Development in Leichhardt Local Government Area*; and
 - iii. Attachment 14 – *Tree Management Technical Manual*
- (c) Delegate authority to the General Manager to:
 - i. make changes to the Development Control Plan 2013 prior to publication of the document, which are as a result of consideration by Council or that are minor changes that do not affect the substance of its provisions; and
 - ii. make any amendments to the Development Control Plan 2013 required as a result of amendments to the *Local Environmental Plan 2013* made by Parliamentary Counsel prior to gazettal.
 - iii. insert amended diagrams into Section 7 of Part G of the Development Control Plan 2013
- (d) Advise the authors of all submissions of the outcome of the exhibition process, and this report.
- (e) Receive and note the late submission and responses (as referred to in Item E15) and receive and note the Supplementary Report (Item 15).
- (f) Adopt the *Draft Development Control Plan 2013*, in accordance with the requirements of the *Environmental Planning and Assessment Act 1979*; *Environmental Planning & Assessment Regulation 2000*

- (g) Adopt the *User Guide to Development in Leichhardt Local Government Area* and the *Tree Management Technical Manual*.
- (h) Publish the Development Control Plan 2013, the *User Guide to Development in Leichhardt Local Government Area* and the *Tree Management Technical Manual* on Council's website;
- (i) Provide public notice of the decision of this report in a local newspaper within 28 days after the decision is made and specify the commencement date of the *Draft Development Control Plan 2013* as 30 November 2013;
- (j) Provide public notice in a local newspaper of the intention to repeal all previous Development Control Plans, including:
 - a. Leichhardt Development Control Plan (DCP) 2000
 - b. Development Control Plan 21 – Wharf Road Birchgrove
 - c. Development Control Plan 27 - Balmain Power Station
 - d. Development Control Plan 31 – Ampol Site (White Bay)
 - e. Development Control Plan 32 – Design for Equitable Access
 - f. Development Control Plan 35 – Exempt and Complying Development
 - g. Development Control Plan 36 – Notifications
 - h. Development Control Plan 38 – Avoid, Reuse, Recycle
 - i. Development Control Plan 42 – Contaminated Land Management
 - j. Development Control Plan 47 Jane Street Balmain
 - k. Development Control Plan 48 Approvals Policy Managing Activities on Footpaths and Verges
 - l. Development Control Plan 51 – Telecommunications and Radio Communications

CARRIED UNANIMOUSLY

NOTE: REMAINING ITEMS ON THE OPEN COUNCIL AGENDA

The following items were not considered at this meeting and will be listed on the agenda for the October 2013 Ordinary Meeting;

Items B16, B17, B18, B19, B20, B21, C1, E2, E6, E11, E13, F2, G3 and G5.

**** 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) (d) of the Local Government Act, 1993.

Council resolved to meet in the Committee of the Whole / Closed Session at 11:30 pm with the press and public excluded after a MOTION (BYRNE /HANNAFORD) to that effect was CARRIED.

ITEM 1 ITALIAN FORUM CULTURAL CENTRE
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
(d) *Commercial information of a confidential nature*

ITEM B22 ST MARK'S LILYFIELD

(This item was first discussed briefly in Open Council and a resolution was then adopted to defer the matter to Committee of the Whole/ Closed Session for further consideration).

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
(d) *Commercial information of a confidential nature*

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

11:31 pm Cr McKenzie retired from the meeting.
11:32 pm Cr Kogoy retired from the meeting.

ITEM 1 ITALIAN FORUM CULTURAL CENTRE

C470/13 RESOLVED JOBLING / BYRNE

That Council;

1. receive and note the report.
2. direct the General Manager to report directly to Council at the next Building & Development Council Meeting.

The Vote FOR and AGAINST the above Resolution was;

	FOR	AGAINST
Breen , Frank	X	
Byrne, Darcy	X	
Channells , Craig	X	
Costantino, Tony	X	
Emsley, Simon	X	
Hannaford, Vera-Ann	X	
Jobling, John	X	
Kelly, Linda	X	
Manikas, Melinda	X	
Porteous, Rochelle	X	

ITEM B22 ST MARK'S LILYFIELD

C471/13 RESOLVED HANNAFORD / COSTANTINO

That this item be deferred.

The Vote FOR and AGAINST the above Resolution was;

	FOR	AGAINST
Breen , Frank	X	
Byrne, Darcy	X	
Channells , Craig	X	
Costantino, Tony	X	
Emsley, Simon	X	
Hannaford, Vera-Ann	X	
Jobling, John	X	
Kelly, Linda	X	
Manikas, Melinda	X	
Porteous, Rochelle	X	

**

RETURN TO OPEN COUNCIL

Open Council resumed at 11:50 pm after a MOTION BYRNE /CHANNELLS to that effect was CARRIED.

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

C472/13 RESOLVED BYRNE / MANIKAS

That Council adopt the resolution (C470/13 – C471/13) from the Committee of the Whole/Closed Session.

The Vote FOR and AGAINST the above Resolution was;

	FOR	AGAINST
Breen , Frank	X	
Byrne, Darcy	X	
Channells , Craig	X	
Costantino, Tony	X	
Emsley, Simon	X	
Hannaford, Vera-Ann	X	
Jobling, John	X	
Kelly, Linda	X	
Manikas, Melinda	X	
Porteous, Rochelle	X	

The meeting closed at 11:50 pm.