



## ORDINARY MEETING

22 July 2014

MINUTES

**MINUTES of ORDINARY MEETING** of Leichhardt Municipal Council held in the Council Chambers Leichhardt Town Hall, Norton Street, Leichhardt on 22 July 2014 at 6:30pm.

Councillors Present: The Mayor, Cr D. Byrne in the chair,  
Councillors F. Breen, C. Channells, T. Costantino,  
S. Emsley, V. Hannaford, J. Jobling, D. Kogoy (6:36pm),  
M. McKenzie (6:35pm) & R. Porteous.

Staff Present: Acting General Manager, Director Corporate and Information Services, Director Environmental & Community Management, Acting Director Infrastructure & Service Delivery, Group Manager Community & Cultural Services, Acting Manager Property & Commercial Services, Manager Employee Services, Manager Environment and Urban Planning, Team Leader Community Planning and Development, Manager Children's Services, Community Engagement Officer, Senior Parks & Open Space Planner, Manager Governance & Administration and Administration Officer.

Meeting commenced: 6:33pm

**\*\* 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**

That apologies be accepted and leave of absence be granted for the absence of Cr Linda Kelly.

**\*\* DECLARATION OF PECUNIARY INTERESTS AND NON-PECUNIARY INTERESTS**

- Cr Porteous declared a pecuniary (significant) interest in respect of Item 3.1 (Local Government NSW Annual Conference) as one of the proposed motions refers to continued funding of Women's Specialist Homelessness Services and she works for a Women's Specialist Homelessness Service.
- Cr Porteous declared a pecuniary (significant) interest in respect of Item 3.9 (Balmain Ball) as her employer is a partner with St Vincent De Paul.

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- Cr Channells declared a pecuniary (significant) interest in respect of Item 4.5 (Community Campaign to stop the privatisation of NSW Electricity) as his employer has these electrical utilities as customers.

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

**C204/14 RESOLVED BYRNE/ BREEN**

**a) Building and Development Meeting – 10 June 2014**

That the Minutes of the Building & Development Council Meeting held on 10 June 2014 be confirmed as a true and accurate record of the meeting.

**The vote for and against the above RESOLUTION is shown below for the record;**

FOR VOTE - Cr Darcy Byrne, Cr Frank Breen, Cr Simon Emsley, Cr Tony Costantino, Cr Vera-Ann Hannaford, Cr John Jobling, Cr Craig Channells, Cr Rochelle Porteous

AGAINST VOTE - Nil

ABSENT. DID NOT VOTE - Cr Linda Kelly, Cr Michele McKenzie, Cr Daniel Kogoy

PRESENT. DID NOT VOTE - Nil

**C205/14 RESOLVED BYRNE / CHANNELLS**

**b) Ordinary Council Meeting – 24 June 2014**

That the Minutes of the Ordinary Council Meeting held on 24 June 2014 be confirmed as a true and accurate record of the meeting.

**The vote for and against the above RESOLUTION is shown below for the record;**

FOR VOTE - Cr Darcy Byrne, Cr Frank Breen, Cr Simon Emsley, Cr Tony Costantino, Cr Vera-Ann Hannaford, Cr John Jobling, Cr Craig Channells, Cr Rochelle Porteous

AGAINST VOTE - Nil

ABSENT. DID NOT VOTE - Cr Linda Kelly, Cr Michele McKenzie, Cr Daniel Kogoy

PRESENT. DID NOT VOTE - Nil

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**Crs Kogoy and McKenzie entered the meeting during discussion of the following matter.**

6:35pm Cr Constantino temporarily left the meeting.

**\*\* MAYORAL MINUTES**

**ITEM 1.1 EXTENSION OF TEEN GYM HOURS AT LPAC**

**BACKGROUND**

A trial to promote a healthy and active lifestyle and promote the facilities and services on offer at Leichhardt Park Aquatic Centre (LPAC) ran from 4 November 2013 to 28 February 2014.

Three separate strategies were applied in an attempt to fulfil this objective.

1. Teen Gym (ages 16-18)
2. Teen Fitness Classes (ages 14-18)
3. School programs

Attendance at the gym and in the Teen Fitness Classes were poor with the average attendance being approximately only one person per class and one to two people using the gym per week. Teen Fitness Classes ran for two classes per week (Monday to Friday).

Both Balmain and Leichhardt Secondary Schools attended regular classes on Tuesday afternoons as part of their sporting curriculum.

Response to the schools' program was very good with approximately 24 students from each school attending each week. The Teen Gym ran from 12 noon until 4.30pm every day.

**C206/14 RESOLVED BYRNE**

That LPAC:

1. Extend the hours of the Teen Gym entry for the entire time the gym is open rather than the limited hours available for use during the trial period with the new hours proposed being: 5.30am to 9.00pm Monday – Thursday; 5.30am to 8.00pm Friday and 7.00am to 7.00pm Saturday – Sunday.

This is to encourage wider use of the facilities for young people who could not make the times initially on offer during the trial period. It will also allow greater flexibility on weekends and during school holidays to encourage greater use.

The entry price would be \$9.50 per casual visit, or a 10 pass for \$83.50 (including pool entry).

2. Offer the extended hours under a trial from August 2014 until the end of February 2015 with an interim progress report to be brought to Council in November.

**The vote for and against the above RESOLUTION is shown below for the record;**

FOR VOTE - Cr Darcy Byrne, Cr Frank Breen, Cr Simon Emsley, Cr Vera-Ann Hannaford, Cr John Jobling, Cr Michele McKenzie, Cr Daniel Kogoy, Cr Craig Channells, Cr Rochelle Porteous

AGAINST VOTE - Nil

ABSENT. DID NOT VOTE - Cr Linda Kelly, Cr Tony Costantino

PRESENT. DID NOT VOTE - Nil

6:45pm Cr Costantino returned to the meeting.

## **ITEM 1.2 BALMAIN LEAGUES CLUB SITE, ROZELLE**

### **BACKGROUND**

On 13 May 2014 I forwarded a letter to the Minister for Planning requesting clarification as to how the Government intended to progress the deferred status of the Leagues Club site.

Overnight, Leichhardt Council received correspondence from the Planning Minister in relation to the Balmain Leagues Club site, a copy of which is attached for your information.

The response from the Minister for Planning:

- advises that Leichhardt Local Environment Plan 2000 will continue to apply to the site whilst it remains deferred from Leichhardt Local Environment Plan 2013
- encourages Council to consider updating Leichhardt Local Environment Plan 2013 to include new planning controls for the site
- confirms that the Department of Planning will be pleased to assist Council in updating the controls.

Personally, whilst I am keen to see the Balmain Leagues Club return to its spiritual home at Rozelle, I am also of the view that the best chance of this occurring will be if the current owner sells the site to someone with a less grandiose expectations of what can be built there.

Given that a number of the current Councillors – including myself, were not on Council at the time the current controls were approved, I am proposing to request that Council Officers prepare a report to Council:

1. detailing the history of the site, the current controls and the details of the applications that have been refused by both the JRPP and the PAC
2. outlining the key issues that will need to be addressed in relation to the future planning of the site
3. commenting on any support the State Government may be willing to provide
4. proposing a methodology for developing a revised set of controls for the site.

Such a report will ensure that all Councillors will be across all of the history and all of the issues before they commence the process of developing revised controls for the site.

**C207/14                      RESOLVED                      BYRNE**

1. That Council Officers' prepare a report to Council:
  - a) detailing the history of the site, the current controls and the details of the applications that have been refused by both the JRPP and the PAC
  - b) outlining the key issues that will need to be addressed in relation to the future planning of the site
  - c) commenting on any support the State Government may be willing to provide
  - d) proposing a methodology for developing a revised set of controls for the site.
2. That Council request a meeting with the relevant Department of Planning Officer seeking clarification of the Department's position in relation to this matter.
3. That a delegation of Councillors seek to meet with Minister Goward to help provide the Minister with context relating to the history of the site.

**The vote for and against the above RESOLUTION is shown below for the record;**

FOR VOTE - Cr Darcy Byrne, Cr Frank Breen, Cr Simon Emsley, Cr Tony Costantino, Cr Vera-Ann Hannaford, Cr John Jobling, Cr Michele McKenzie, Cr Daniel Kogoy, Cr Craig Channells, Cr Rochelle Porteous

AGAINST VOTE - Nil

ABSENT. DID NOT VOTE - Cr Linda Kelly

PRESENT. DID NOT VOTE - Nil

## ITEM 1.3

## BICYCLE SPEEDING ON THE BAY RUN

### BACKGROUND

The Bay Run travels approximately 7 km around the shores of the Iron Cove Bay and is one of the most popular harbourside tracks in Sydney.

Following the entire natural course of the cove and never deviating more than 20 metres from the water, this flat, well-maintained track is bike, pram and dog friendly, with lanes for walkers and cyclists clearly marked, where possible.

The Bay Run is used by a lot of families, particularly as there are popular amenities such as parks and playgrounds at various points beside it for children to enjoy. Given this fact, a special safety concern that has been raised by members of the public regarding an increase in high speed bike riders that use the path, sometimes without considering the large number of children running around.

Council has no power to implement or enforce a speed limit on the Bay Run. There are no speed limits currently on any shared paths within park areas across the state. However, steps need to be taken to slow cyclists down and minimise the danger of serious accidents.

The Leichhardt section of the Bay Run has approximately 85 per cent separated paths for cycling and walking at present. Council has recently undertaken improvements to the existing path network through King George Park focused on path widening to reduce conflict between different users on the Bay Run.

Council is currently running a Share the Path campaign designed to encourage better courtesy and more appropriate behaviour on share paths (including cycle speed).

Share the Path campaign sites will be located in Leichhardt Park and King George Park which are located on the Bay Run. The aim of the campaign is to educate both pedestrians and cyclists about better behaviour on our shared paths and increased awareness of all path users. The campaign sites include a coffee cart and a bike tune up station to encourage participation.

Additionally we have also requested the Bike Plan Review consultants consider the issue of speed, safety and user mix on our shared paths as part of the bike plan review.

It is also vital that the State Government take a proactive approach to regulating speed on shared pathways, which are growing in number and popularity in the inner city.

1. That Council install advisory speed limits signs on shared paths and review existing signage as part of the implementation; and
2. That Council write to the Minister for Roads and Maritime Services the Hon. Duncan Gay, and Roads and Maritime Services, to request the NSW Government review the requirement for speed limits for bike riders on shared pathways.
3. That Council seek the cooperation of Canada Bay and Ashfield Councils in implementing uniform measures for the entire Bay Run.
4. That the recommendations of the Bicycle Advisory Committee of 14 May 2014 (BAC14/14) in relation to hazard mitigations on the Bay Run be implemented.

**The vote for and against the above RESOLUTION is shown below for the record;**

FOR VOTE - Cr Darcy Byrne, Cr Frank Breen, Cr Simon Emsley, Cr Tony Costantino, Cr Vera-Ann Hannaford, Cr John Jobling, Cr Michele McKenzie, Cr Daniel Kogoy, Cr Craig Channells, Cr Rochelle Porteous

AGAINST VOTE - Nil

ABSENT. DID NOT VOTE - Cr Linda Kelly

PRESENT. DID NOT VOTE - Nil



## ITEM 1.4

## FRIENDS OF MILLERS POINT

### BACKGROUND

For 189 years Millers Point has been a living example of a close, socially diverse community. Housing NSW's *Conservation Management Guidelines 2007* describe Millers Point as "a priceless asset of the people of NSW and Australia". Many residents have connections to place and community that go back generations.

On 9 March 2014, the former NSW Minister for Family and Community Services Pru Goward, MP announced the sale of 293 properties affecting around 400 residents in Millers Point, Gloucester Street and the Sirius building in The Rocks within a two year period. This announcement followed two days after the Minister assured people that no decision had been made and that they would be consulted. On 12 July the sale of the first six of the 293 properties in Millers Point was announced.

Since the announcement of the sell-off in March, there has been organised opposition to against the eviction of people from their homes. This has been led by the Millers Point, Dawes Point & Rocks Public Housing Tenant's Group with some involvement from other residents groups.

These groups have received support from the City of Sydney, MUA, CFMEU, the Inner Sydney Regional Council for Social Development, Redfern Legal Centre, Shelter NSW, the Tenants Union, and the Inner West Tenants Advice and Advocacy Service.

The current focus of the NSW Government's attempts to relocate tenants from their homes is the Sirius building. Initially weekly and now fortnightly, relocation sessions are being held in the foyer of the Sirius building. Tenants are provided with information, including via a video screen which shows pictures and brief details about public housing properties, the following day taken on a tour of the properties. If tenants are interested in a property they put in a 'bid'.

If there is more than one bid the property is allocated through the random selection of a tenant by Housing NSW staff behind closed doors. Within a few days, a lease for the property is signed and the tenant is moved out of Millers Point. The NSW state government has named the process 'My Property Choice', residents are calling it "housing lotto" and are concerned that it sets people against each other.

Tenants have made numerous attempts contact the new Minister for Family and Community Services, Gabrielle Upton, but their invitations and requests have gone unanswered.

**C209/14                      RESOLVED                      BYRNE**

That Council:

1. In consultation with the Millers Point, Dawes Point & Rocks Public Housing Tenant's Group, convene the 'Friends of Millers Point' to coordinate the efforts of third party organisations and groups to support the campaign against the evictions;
2. Invite the aforementioned organisations and groups and Inner City Councils to join the Friends of Millers Point;
3. In consultation with the Millers Point, Dawes Point & Rocks Public Housing Tenant's Group, hold a meeting of the Friends of Millers Point; and
4. Call on the NSW Government to stop the proposed sale of Millers Point social housing properties, and support residents, including frail and elderly tenants to remain in their homes.

**The vote for and against the above RESOLUTION is shown below for the record;**

FOR VOTE - Cr Darcy Byrne, Cr Frank Breen, Cr Simon Emsley, Cr Michele McKenzie, Cr Daniel Kogoy, Cr Craig Channells, Cr Rochelle Porteous  
AGAINST VOTE - Cr Tony Costantino, Cr Vera-Ann Hannaford, Cr John Jobling  
ABSENT. DID NOT VOTE - Cr Linda Kelly  
PRESENT. DID NOT VOTE - Nil

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

**C210/14                      RESOLVED                      BYRNE/ CHANNELLS**

That Standing Orders be suspended and Items 2.1, 2.2, 2.5, 2.6, 2.7, 2.10 and 5.1, be adopted in group with the recommendations as shown below;

**The vote for and against the above RESOLUTION is shown below for the record;**

FOR VOTE - Cr Darcy Byrne, Cr Frank Breen, Cr Simon Emsley, Cr Tony Costantino, Cr Vera-Ann Hannaford, Cr John Jobling, Cr Michele McKenzie, Cr Daniel Kogoy, Cr Craig Channells, Cr Rochelle Porteous  
AGAINST VOTE - Nil  
ABSENT. DID NOT VOTE - Cr Linda Kelly  
PRESENT. DID NOT VOTE - Nil

**ITEM 2.1                    SUMMARY OF RESOLUTIONS**

**C211/14        RESOLVED                    BYRNE/ CHANNELLS**

1. That the information be received and noted

**ITEM 2.2                    INVESTMENT REPORT JUNE 2014**

**C212/14        RESOLVED                    BYRNE/ CHANNELLS**

That the:

1. Investment Report for June 2014 be received and noted.
2. Certificate of the Responsible Accounting Officer be received and noted

**ITEM 2.5                    JOINT REGIONAL PLANNING PANELS**

**C213/14        RESOLVED                    BYRNE/ CHANNELLS**

1. That Council note that an educational program on the role and operations of the East Sydney Planning Panel is being implemented on Council's website as follows:
  - (a) A designated page will be designed and incorporated into Council's website outlining the role and procedures associated with the East Sydney Planning Panel providing a link to JRPP website and that also provides detail of any current applications that need to be referred to the regional panel including their status and meeting dates; and
  - (b) A feature will be included in latest news section of Council's website advising of the new page associated with JRPPs.
2. Prior to any new Council appointments being made to the East Sydney Planning Panel an expression of interest should be advertised allowing the community an opportunity to nominate as a panel member who satisfies the relevant expertise criteria.

**ITEM 2.6                    REQUEST BY COUNCILLOR KOGOY TO ATTEND  
INTERNATIONAL CONFERENCE ON WALKING AND  
LIVEABLE COMMUNITIES 2014**

**C214/14      RESOLVED            BYRNE/ CHANNELLS**

1. That Council endorse the attendance of Councillor Kogoy at the International Conference on Walking and Liveable Communities 2014 to be held in Sydney from 21-23 October 2014.

**ITEM 2.7                    WORKS INSPECTION POLICY**

**C215/14      RESOLVED            BYRNE/ CHANNELLS**

That Council:

1. Receive and note this report; and
2. Adopt the amended draft Works Inspections Policy (Attachment A to the report) which outlines the objectives, process and outcomes of works inspections carried out in relation to development assessment, strategic projects and capital works programs.

**ITEM 2.10                 HERITAGE LISTING OF 79 ALLEN STREET, LEICHHARDT**

**C216/14      RESOLVED            BYRNE/ CHANNELLS**

That:

1. the report be received and noted;
2. Council resolve to amend Leichhardt Local Environmental Plan 2013 Schedule 5 and Heritage Map to include 79 Allen Street, Leichhardt as a heritage item;
3. Council officers liaise with Parliamentary Counsel's Office and the Department of Planning and Environment in relation to the drafting of the LEP amendment;
4. Council delegate the making of the LEP amendment to the General Manager and that, following receipt of an 'opinion' from Parliamentary Counsel's Office, the General Manager sign the front page of the LEP and map cover sheet;
5. Following completion of above (4), the Department of Planning and Environment be advised that the LEP has been made and requested to notify the plan; and
6. Council prepare a Heritage Inventory Sheet for the property.

**ITEM 5.1                   PRECIS OF CORRESPONDENCE - MINISTER GAY MLC  
RESPONSE LETTER FOR 40KM/H SCHOOL ZONE  
VICTORIA ROAD, ROZELLE**

**C217/14       RESOLVED           BYRNE/ CHANNELLS**

1. Council notes the response from the Minister for Roads and Freight that Victoria Road near Wellington Street does not meet the guidelines for a school zone as there is no direct access point from the road to the school.
2. Council engages a suitably qualified road safety auditor to prepare a road safety audit of Victoria Road adjacent to Rozelle Public School with the view of again requesting RMS to reconsider the installation of a 40km/h School Zone, similar to other sites within the Sydney Metropolitan area.
3. The cost of the road safety audit estimated at \$5,000 be met by RMS.

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**SUSPENSION OF STANDING ORDERS**

**C218/14       RESOLVED           BYRNE / HANNAFORD**

That Standing Orders be suspended and Items 2.3, 2.12, 3.10, 6.1 (Items called by the gallery) and 2.4, 2.8, 2.9, 2.11, 3.1, 3.2, 3.3, 3.4, 3.5, 3.6, 3.7, 3.8, 3.9, 3.11, 4.1, 4.2, 4.3, 4.4, 4.5, 4.6, 4.7, 4.8, 4.9, 4.10, 4.11 and 5.2 be brought forward and dealt with now.

**The vote for and against the above RESOLUTION is shown below for the record;**

FOR VOTE - Cr Darcy Byrne, Cr Frank Breen, Cr Simon Emsley, Cr Tony Costantino, Cr Vera-Ann Hannaford, Cr John Jobling, Cr Michele McKenzie, Cr Daniel Kogoy, Cr Craig Channells, Cr Rochelle Porteous

AGAINST VOTE - Nil

ABSENT. DID NOT VOTE - Cr Linda Kelly

PRESENT. DID NOT VOTE - Nil

**ITEM 2.3                    SPINDLERS HOGAN AND SMITH RESERVE    COMMUNITY  
CONSULTATION OUTCOMES-PROVISION OF A CRICKET  
NET AND UNDER 10 S SOCCER PITCH**

**C219/14                    RESOLVED                    BYRNE / HANNAFORD**

1.    That Council note the community views to preserve the open space qualities of Spindlers, Hogan and Smith Reserve and maintain its use as an area for unstructured recreation and play.
  
2.    That in recognition of community views and officer advice regarding the qualities and pressures on the open space area, Council resolve not to proceed with the development of cricket net and under 10's soccer field at Spindlers, Hogan and Smith Hogan Reserve.
  
3.    Council note that cricket nets are currently planned for development and installation at Blackmore Park (Leichhardt) and for Cohen Park (Annandale).
  
4.    Council note that in the last year three additional soccer fields have been developed and opened for sporting use at Callan Park. These facilities support both junior and senior soccer use.

**The vote for and against the above RESOLUTION is shown below for the record;**

FOR VOTE - Cr Darcy Byrne, Cr Frank Breen, Cr Simon Emsley, Cr Tony Costantino, Cr Vera-Ann Hannaford, Cr John Jobling, Cr Michele McKenzie, Cr Daniel Kogoy, Cr Craig Channells, Cr Rochelle Porteous  
AGAINST VOTE - Nil  
ABSENT. DID NOT VOTE - Cr Linda Kelly  
PRESENT. DID NOT VOTE - Nil

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CHAIR

**ITEM 2.12 BALMAIN EAST WHARF UPGRADE**

**BALMAIN EAST WHARF UPGRADE**

**C220/14 RESOLVED BREEN/ CHANNELLS**

1. That Council write immediately to the Minister for Transport flagging that Council intends to make a thorough submission and requesting;
  - a) details of current and predicted ferry and bus peak hour usage data, including New Years Eve usage,
  - b) details of the proposed extra bus services to be provided in respect of the period required for the upgrade of the wharf,
  - c) details of the basis for not providing a temporary replacement wharf in the vicinity of the East Balmain wharf,
  - d) the data obtained by the Roads and Maritime Service in respect of the proposal for a double sided pontoon,
  - e) further discussion on the impact of the proposed design and location of the pontoon.
  - f) justification as to why the new ferry wharf needs to be placed in the proposed position
  - g) an alternative method of construction so that ferry services are not halted for five months.
  - h) That the works be delayed until after New Years Eve.
2. That a report be brought back to the August Council Meeting with a draft submission which includes assessment of potential loss of iconic views from two public parks and other planning and design considerations as well as the impact of the extended closure period of the wharf and the need for a full replacement public transport solution for residents and visitors.

**The vote for and against the above RESOLUTION is shown below for the record;**

FOR VOTE - Cr Darcy Byrne, Cr Frank Breen, Cr Simon Emsley, Cr Tony Costantino, Cr Vera-Ann Hannaford, Cr John Jobling, Cr Michele McKenzie, Cr Daniel Kogoy, Cr Craig Channells, Cr Rochelle Porteous  
AGAINST VOTE - Nil  
ABSENT. DID NOT VOTE - Cr Linda Kelly  
PRESENT. DID NOT VOTE - Nil

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8:14pm Cr Costantino temporarily left the meeting.

**ITEM 3.10 MINUTES OF TRAFFIC COMMITTEE MEETING - 3RD JULY 2014**

**C221/14 RESOLVED BYRNE/ JOBLING**

That Council adopt the Minutes of the Local Traffic Committee meeting held via email on 3<sup>rd</sup> July 2014.

**1.0 Confirmation of Minutes**

**TR14/124**

**Committee Recommendation (unanimous support):**

That the Minutes from the Local Traffic Committee meeting held 5<sup>th</sup> June 2014 be accepted as a true and accurate record of the meeting's proceedings.

**1.1 MATTERS ARISING FROM MINUTES OF PREVIOUS MEETING**

**TR14/125**

**1.1.1 Item 6.1 'Disabled Parking' – No.47 Alfred Street, Rozelle**

The property address for this item should be Unit 19, No.29/31 Alfred Street, Rozelle. The Committee recommendation with the correct property number is as follows:

**Committee Recommendation (unanimous support):**

That the resident's (Unit 19, No.29/31 Alfred Street) request for a 'Disabled Parking' space in Alfred Street, Rozelle be investigated further by consulting the Owners Corporation and request them to consider providing accessible parking on-site.

**2. REPORTS**

**TR14/126**

**2.1 Pedestrian Conditions – Styles Street and Mackenzie Street, Leichhardt**

**Committee Recommendation (unanimous support):**

- a) That the kerb realignment to improve pedestrian safety on the north eastern corner of the Styles Street/Mackenzie Street intersection as detailed on Drawing No. 855-A1 be supported.
- b) That the proposed guardrail be installed in accordance with RMS standards.



**TR14/127**

**2.2 Traffic Conditions – Tobruk Avenue, Balmain**

**Committee Recommendation (unanimous support):**

- a) That pavement arrows be marked in Tobruk Avenue to reinforce to motorists the direction of vehicle movements.
- b) That pedestrians Warning signs (W6-1A) be installed at the following 3 intersections:
  - o Reynolds Street/Ennis Lane intersection
  - o Ennis Street/Ennis Lane intersection
  - o Ennis Street/Tobruk Avenue

**TR14/128**

**2.3 'Loading Zone' Restriction – Leichhardt Park & Aquatic Centre (LPAC)**

**Committee Recommendation (unanimous support):**

That the existing 17m 'Bus Zone' restriction in front of Leichhardt Park and Aquatic Centre be replaced with a 'Loading Zone' restriction.

**TR14/129**

**2.4 'P15min' Parking Restriction – Wulumay Close, Rozelle**

**Committee Recommendation (unanimous support):**

That the existing 'P5 minute 7:30am-9:30am; 4:30pm-6:30pm Mon-Fri, P15 minute 9:30am-4:30pm Mon-Fri' restriction in Wulumay Close adjacent to No. 35 Terry Street, Rozelle be changed to 'P15minute 7:30am-6:30pm Mon – Fri'.

**TR14/130**

**2.5 'Motor Bike Only' Parking Restriction – Lilyfield Road (Victoria Rd-Gordon St), Rozelle**

**Committee Recommendation (unanimous support):**

- a) That a 3.6m section (western end) of the existing 9.5m 'No Stopping' zone on the northern side (odd numbers) of Lilyfield Road outside No.39 be changed to a 'Motor Bikes Only' parking zone with the 'No Stopping' zone being reduced to 5.9m.
- b) That the installation of a riley kerb along the bicycle lane in the retained 'No Stopping' zone on the northern side of Lilyfield Road, outside No.39 Lilyfield Road be investigated.

**TR14/131**

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## 2.6 Amendments to 'Bus Zone' restriction – Flood Street (north of Marion St), Leichhardt

### Committee Recommendation (unanimous support):

- a) That the existing part-time 'Bus Zone' on the western side of Flood Street, north of Marion Street be modified to:  
    'Bus Zone,  
    9am-7pm Mon-Fri,  
    7.30am-6pm Sat,  
    9am-5pm Sun'
- b) That the surveyed residents be advised of the Committee's recommendation.

### TR14/132

## 2.7 Road Occupancy – 2014 New Year's Eve, Balmain Peninsula

### Committee Recommendation (unanimous support):

- a) That the Traffic Management Plan (**Appendix C**) detailing the traffic arrangements for the 2014 New Year's Eve be supported.
- b) That the Traffic Management Plan (**Appendix C**) be forwarded to Council's Area Base Coordinator, Transport Management Centre and the Major Events & Incidents Group (NSW Police).
- c) That a temporary 'No Stopping' restriction be installed on the eastern side of Montague Street between Darling Street and Beattie Street, Balmain.
- d) That the following modifications to bus stops be approved:  
    On the northern side of Darling Street:
  - i. Install temporary 'Bus Zones' between Mort Street and Ford Street
  - ii. Extend the 'Bus Zone' between Ford Street and McDonald Street
  - iii. Extend the 'Bus Zone' between McDonald Street and Curtis Road, outside Nos.217-223 Darling Street  
    On the southern side of Darling Street:
  - i. Install a temporary 'Bus Zone' between Booth Street and Beattie Street, outside No. 258-270 Darling Street
- e) That the Police representative be requested to provide bike unit resources to improve traffic/crowd controls around the Darling Street/Curtis Road intersection (roundabout).
- f) That the Police be requested to liaise directly with the Transport Management Centre 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.
- g) That confirmation be sought regarding the areas to be declared alcohol free and the Police and Sydney Buses representatives be advised.

- h) That the Sydney Buses representative be requested 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).
- i) That the taxi access to the Peninsula be restricted from 7:00pm.
- j) That taxis carrying mobility impaired or infirmed residents be permitted access at all hours into the Peninsula.
- k) That the Taxi Council be advised of the Committee's recommendation.

**TR14/133**

**2.8 Road Occupancy – Bay Run, Lilyfield and Rozelle**

**Committee Recommendation (unanimous support):**

- a) That the proposed temporary closure of Maliyawul Street (100m from the northern end), north of Le Montage Function Centre on Sunday, 3<sup>rd</sup> August, 2014 between 6am and 10.30am be supported, subject to TMP and TCP being approved by RMS.
- b) That the applicant be advised to contact SHFA to seek approval for the proposed temporary closure of Waterfront Drive, south of Point Road for the event.
- c) That the applicant be requested to implement the RMS approved Traffic Management Plan (TMP) and Traffic Control Plan (TCP) related to the temporary closure of Maliyawul Street, Lilyfield.
- d) That the applicant be requested to arrange a letter box drop to nearby properties, La Montage, Leichhardt Park & Aquatic Centre, Leichhardt Rowing Club and Balmain Soccer Club (Callan Park) two weeks prior to the event.
- e) That the event organiser be requested to produce a current Public Liability Insurance Policy with Leichhardt Council being included as an Interested Party.
- f) That Council's Parks & Open Space Planner be advised of the Committee's recommendation.

**TR14/134**

**2.9 Road Occupancy – Big Bike Day**

**Committee Recommendation (unanimous support):**

That the 2014 Big Bike Ride event proposed to be held on Sunday, 14<sup>th</sup> September 2014 be supported.

**TR14/135**

**2.10 Road Occupancy – Spring Cycle**

**Committee Recommendation (unanimous support):**

- a) That the 2014 Bicycle NSW Spring Cycle event to be held on Sunday, 19<sup>th</sup> October 2014 be supported, subject to:

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- i. The Traffic Management Plan and Traffic Control Plan being approved by the Transport Management Centre.
  - ii. 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 of the event.
  - c) That the representative of Bicycle New South Wales be advised of the Committee's recommendation.

### **3. Status Reports**

#### **TR14/136**

#### **3.1 Reduction in 'No Stopping' zone – Annandale Street at Weynton Lane, Annandale**

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

- a) That a 5m 'No Stopping' zone be installed on the western side of Annandale Street, north of Weynton Lane, Annandale subject to Fire Brigade's concurrence.
- b) That 'Give-Way' signs and linemarking be reinstated in Weynton Lane and Weynton Street at Annandale Street, Annandale.

#### **TR14/137**

#### **3.2 Traffic & Pedestrian Conditions – Pearson Street, East Balmain**

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

- a) That flexible bollards be installed around the north-eastern kerb return of the Pearson Street/Johnston Street intersection.
- b) That Pedestrian Warning signs (W6 1-A) be installed on both approaches to the Pearson Street/St Marys Street intersection.
- c) That the cast iron drainage grate on the north-eastern corner of the Pearson Street/St Marys Street intersection be replaced with a pedestrian friendly drainage grate to remove the trip hazard.

### **4. Minor Traffic Facilities**

#### **TR14/138**

#### **4.1 'Disabled Parking' Restriction – Hubert Street, Leichhardt (DWS 2570121)**

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

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That the existing 6 metre '1P' restriction outside the frontage of No.17 Hubert Street, Leichhardt be replaced with a 'Disabled Parking' restriction.

**TR14/139**

**4.2 'Disabled Parking' Restriction– Stanley Street, Leichhardt (DWS 2539493)**

**Committee Recommendation (unanimous support):**

That a 6 metre 'Disabled Parking' zone be installed outside No.23 Stanley Street, Leichhardt.

**TR14/140**

**5. Special Traffic Committee – Items supported between formal meetings**

There are no matters to report.

**TR14/141**

**6. Items Without Notice**

There are no matters to report.

**TR14/142**

**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, 7<sup>th</sup> August 2014.**

**PART B - INFORMAL ITEMS**

**TR14/143**

**8.1 Traffic Conditions – Rowntree Street, Balmain**

**Committee Recommendation (unanimous support):**

That the matter of illegal use of the driveway to No. 2A Rowntree Street, Balmain for service vehicles accessing local shops and vehicles travelling the wrong way be forwarded to Council's Compliance Section for appropriate enforcement.

**TR14/144**

**9. PART C - TRAFFIC GENERATING DEVELOPMENTS**

There are no matters to report.

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**The vote for and against the above RESOLUTION is shown below for the record;**

FOR VOTE - Cr Darcy Byrne, Cr Frank Breen, Cr Simon Emsley, Cr Vera-Ann Hannaford, Cr John Jobling, Cr Michele McKenzie, Cr Daniel Kogoy, Cr Craig Channells, Cr Rochelle Porteous

AGAINST VOTE - Nil

ABSENT. DID NOT VOTE - Cr Linda Kelly, Cr Tony Costantino

PRESENT. DID NOT VOTE - Nil

8:20pm Cr Costantino returned to the meeting.

**ITEM 6.1 USE OF COUNCIL FACILITIES FOR AFTER SCHOOL CARE - REVISED POLICY**

**C222/14 RESOLVED BYRNE / BREEN**

1. That Council note the evidence base for additional out of school hours care and the use of Council community facilities.
2. That Council note the submissions received in relation to the use of Council facilities for after school care.
3. That Council endorse the *Policy on the Use of Council Facilities for After School Care* (Attachment 1).
4. That Council seek development consent for the use of Leichhardt Town Hall, Balmain Town Hall, Annandale Back Hall and the Jimmy Little Community Centre Hall for care for primary school age children out of school hours.
5. That Council make available the following facilities for after school care:
  - a. Leichhardt Town Hall: Monday to Thursday, from 3pm to 6pm during school terms in 2015.
  - b. Balmain Town Hall: Monday to Friday from 3pm to 6pm during school terms in 2016.
  - c. Annandale Back Hall: Monday to Thursday from 3pm to 6pm during school terms in 2015.

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- d. Jimmy Little Community Centre: Monday to Friday from 3pm to 6pm during school terms in 2015.
- 6. That Council evaluate the Policy and use of Council facilities for after school care in December 2015.
- 7. That point 5 of the draft policy (Rates for use of Council facilities for after school care) be deleted.
- 8. That subsequent to any development approval the finalised expression of interest criteria be brought back to Council for endorsement.
- 9. That subsequent to the expression of interest process be undertaken all expressions of interest be brought back to Council for consideration.

**The vote for and against the above RESOLUTION is shown below for the record;**

FOR VOTE - Cr Darcy Byrne, Cr Frank Breen, Cr Simon Emsley, Cr Michele McKenzie, Cr Daniel Kogoy, Cr Craig Channells, Cr Rochelle Porteous  
 AGAINST VOTE - Cr Tony Costantino, Cr Vera-Ann Hannaford, Cr John Jobling  
 ABSENT. DID NOT VOTE - Cr Linda Kelly  
 PRESENT. DID NOT VOTE - Nil

8:35pm Cr Hannaford temporarily left the meeting.

**MATTER ARISING - IMPLEMENTATION OF PILOT PROGRAM**

**C223/14                      RESOLVED                      JOBLING / BYRNE**

That a memo be provided to Councillors detailing the pilot program that Kids Extended Education Network (KEEN) is implementing.

**The vote for and against the above RESOLUTION is shown below for the record;**

FOR VOTE - Cr Darcy Byrne, Cr Frank Breen, Cr Simon Emsley, Cr Tony Costantino, Cr John Jobling, Cr Michele McKenzie, Cr Daniel Kogoy, Cr Craig Channells, Cr Rochelle Porteous  
 AGAINST VOTE - Nil  
 ABSENT. DID NOT VOTE - Cr Linda Kelly, Cr Vera-Ann Hannaford  
 PRESENT. DID NOT VOTE - Nil

8:41pm Cr Hannaford returned to the meeting.  
8:42pm Cr Jobling temporarily left the meeting.  
8:45pm Cr Jobling returned to the meeting.

**ITEM 2.4 PLANNING COMMITTEE MINUTES - 12 JUNE 2014**

**C224/14 RESOLVED JOBLING / HANNAFORD**

1. That the Planning Committee Minutes of 12 June 2014 be received and noted except for recommendation PC14/14
2. In relation to recommendation PC14/14 that Council not accept this recommendation and consider this matter when the scope of work for the Stage 2 Heritage Inventory is prepared and reported to Council.
3. That the Heritage Advisory Committee Minutes of 17 May 2014 be received and noted except for recommendations HAC17, 18, 22 & 23/14
4. In relation to recommendations HAC17 and 18/14 that Council not accept these recommendations as a report on reviewing the committees is being considered at the July Council Meeting.
5. In relation to recommendation HAC22/14 that Council not accept these recommendations as its adoption would be premature in advance of the Minister for Planning's acceptance of the Draft Callan Park Master Plan, Draft Callan Park Conservation Management Plan and Draft Callan Park Plan of Management.
6. In relation to recommendation HAC23/14 that Council not accept this recommendation as to investigate rezoning the site could compromise the ongoing acquisition negotiations between Council and Telstra.
7. That the Heritage Advisory Committee Minutes of 15 February 2014 be received and noted except for recommendations HAC11 & 12/14
8. In relation to recommendation HAC11/14 that Council not accept this recommendation to avoid inconsistency with Council's 2014 approval of development consent for 23 Wharf Road, Birchgrove.
9. In relation to recommendation HAC12/14 that Council not accept this recommendation because its adoption would be premature in advance of the Minister for Planning's acceptance of the Draft Callan Park Master Plan, Draft Callan Park Conservation Management Plan and Draft Callan Park Plan of Management.
10. That the Bicycle Advisory Committee Minutes of 14 May 2014 be received and noted except for recommendations BAC11, 14, 15 & 18/14.
11. In relation to recommendation BAC11/14 that Council accept part 1 because it has significant safety implications and can be accommodated within the existing Bicycle Facilities Program Budget and Council not accept part 2 as this has not been included in the existing Big Bike Day budget
12. In relation to recommendation BAC14/14 that Council accept the recommendations as they have significant safety implications and can be accommodated within existing budgets.

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13. In relation to recommendation BAC15/14 that Council not accept the recommendations to reallocate funds but undertake the additional works within existing budgets.
14. In relation to recommendation BAC18/14 that Council not accept point 11.1 as a report on reviewing the committees is being considered at the July Council Meeting and Council accept point 11.3 as these works can be undertaken within existing budgets.
15. That the Bicycle Advisory Committee Minutes of 12 February 2014 be received and noted except for recommendations BAC4 & 6/14.
16. In relation to recommendation BAC4/14 that Council accept point 2 that Council Officers prepare a report to Council and briefing outlining recent successes of Leichhardt's Active Transport Planning, specifically identifying the benefits of initiatives that have been instigated over the past three years.
17. In relation to recommendation BAC6/14 that Council accept this recommendation as investigations can be accommodated within existing budgets.

**The vote for and against the above RESOLUTION is shown below for the record;**

FOR VOTE - Cr Darcy Byrne, Cr Frank Breen, Cr Tony Costantino, Cr Vera-Ann Hannaford, Cr John Jobling, Cr Michele McKenzie

AGAINST VOTE - Cr Simon Emsley, Cr Daniel Kogoy, Cr Craig Channells, Cr Rochelle Porteous

ABSENT. DID NOT VOTE - Cr Linda Kelly

PRESENT. DID NOT VOTE - Nil

***NOTE: At the August 2014 Ordinary Meeting, when Council was confirming these minutes of the July 2014 Ordinary Meeting, Council made the following correction;***

*That the Minutes of the Ordinary Council Meeting held on 22 July 2014 be confirmed as a true and accurate record of the meeting subject to the following changes shown in bold below to points 11, 13 and 16 of Resolution C224/14;*

11. *In relation to recommendation BAC11/14 that Council accept part 1 because it has significant safety implications and can be accommodated within the existing Bicycle Facilities Program Budget and Council not accept part **4** as this has not been included in the existing Big Bike Day budget.*
13. *In relation to recommendation BAC15/14 that Council not accept the recommendations to reallocate funds **as** the additional works **are** within existing budgets.*

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16. *In relation to recommendation BAC4/14 that Council accept point 3 that Council Officers prepare a report to Council and briefing outlining recent successes of Leichhardt's Active Transport Planning, specifically identifying the benefits of initiatives that have been instigated over the past three years.*

**During consideration of this Item the following Motion and Foreshadowed motion were voted on and lost;**

*CHANNELLS/ PORTEOUS*

*That the recommendations of the Planning Committee Meeting be adopted.*

**The vote for and against the above LOST MOTION is shown below for the record;**

FOR VOTE - Cr Daniel Kogoy, Cr Craig Channells, Cr Rochelle Porteous  
AGAINST VOTE - Cr Darcy Byrne, Cr Frank Breen, Cr Simon Emsley, Cr Tony Costantino, Cr Vera-Ann Hannaford, Cr John Jobling, Cr Michele McKenzie  
ABSENT. DID NOT VOTE - Cr Linda Kelly  
PRESENT. DID NOT VOTE - Nil

*EMSLEY / BYRNE*

*That the Planning Committee minutes be received and noted.*

**The vote for and against the above LOST FORESHADOWED MOTION is shown below for the record;**

FOR VOTE - Cr Darcy Byrne, Cr Frank Breen, Cr Simon Emsley, Cr Michele McKenzie  
AGAINST VOTE - Cr Tony Costantino, Cr Vera-Ann Hannaford, Cr John Jobling, Cr Daniel Kogoy, Cr Craig Channells, Cr Rochelle Porteous  
ABSENT. DID NOT VOTE - Cr Linda Kelly  
PRESENT. DID NOT VOTE - Nil

**Item 1  
Apologies**

**PC 12/14                      Recommended                      Lawrence    /Stevens**

No apologies received.

**Item 2**

**Declaration Of Pecuniary Interest And Non-Pecuniary Interests – Nil.**

Committee should note that when LEP wide issues are being discussed the pecuniary interest regulations apply and the Committee should only receive and note these items.

**Item 3**

**Planning Committee Minutes – 13 February 2014**

**PC 13/14                      Recommended                      Stevens/Lawrence**

1. That the minutes of the Planning Committee meeting held on 13 February 2014 be received and noted.
2. To note that the Planning Committee on 10 April 2014 was cancelled due to no quorum.

**Item 4**

**Summary Of Resolutions**

**PC 14/14                      Recommended                      Porteous      Emsley**

That Planning Committee noted the information in the Summary of Resolutions and recommended that the Stage 2 Heritage Inventory should be progressed as a matter of urgency.

**Item 5**

**Bicycle Advisory Committee Minutes – 12 February 2014**

**PC 15/14                      Recommended                      Porteous/Lawrence**

That Council receive and note the minutes of the meeting of the Bicycle Advisory Committee held on 12 February 2014. (**Attachment 1**)

**Item 6**

**Heritage Advisory Committee Minutes – 15 February 2014**

**PC 16/14                      Recommended                      Stevens/Porteous**

That Council receive and note the minutes of the meeting of the Heritage Advisory Committee held on 15 February 2014. (**Attachment 2**)

**Item 7**

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## **Bicycle Advisory Committee Minutes – 14 May 2014**

**PC 17/14                      Recommended                      Porteous/Stevens**

That Council receive and note the minutes of the Bicycle Advisory Committee meeting held on 14 May 2014. (**Attachment 3**)

### **Item 8**

#### **Heritage Advisory Committee Minutes – 17 May 2014**

**PC 18/14                      Recommended                      Stevens/Lawrence**

- 1) That Council receive and note the minutes of the meeting of the Heritage Advisory Committee held on 17 May 2014. (**Attachment 4**)
- 2) That the Heritage Advisory and Planning Committee meetings be synchronised more effectively with each other.

### **Item 9**

#### **Private Proponent Planning Proposals Update**

##### **Officer Recommendation**

It is recommended that the Planning Committee receive and note this report in relation to the status, as at June 2014, of proponent initiated Planning Proposals.

**PC 19/14                      Recommended                      Porteous/Lawrence**

1. That Planning Committee receive and note this report in relation to the status, as at June 2014, of proponent initiated Planning Proposals.
2. That the Minister for Planning and Environment and Greenland facilitate a minimum exhibition period of 6 weeks for the prospective DA for the Kolotex site to enable sufficient time to develop the required detailed submissions from both the community and Council.

### **Item 10**

#### **Former Kolotex (22 George Street, Leichhardt)/ Labelcraft (30-40 George Street, Leichhardt) Sites – Rezoning**

**PC 20/14                      Recommended                      Porteous/Lawrence**

That Planning Committee receive and note this report in relation to site specific amendments, which came into effect on 4 March 2014, to *Leichhardt Local Environmental Plan 2013* and *Leichhardt Development Control Plan 2013* for 22 George Street (formerly Kolotex) and 30-40 George Street (formerly Labelcraft), Leichhardt.

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**Item 11**  
**Floor Space Ratio Review**

**PC 21/14                      Recommended                      Lawrence/Stevens**

That Planning Committee receive and note this report in relation to the Floor Space Ratio Review.

**Item 12**  
**Strategic Sites, Centres And Corridors Project – Stage 1**

**PC 22/14                      Recommended                      Emsley/Lawrence**

That Planning Committee receive and note this report in relation to Stage 1 of the Strategic Sites and Corridors Project.

**Item 13**  
**Employment And Economic Development Plan (Eedp) Update**

**PC 23/14                      Recommended                      Lawrence/Stevens**

That Planning Committee received and noted this report in relation to the implementation of the Employment and Economic Development Plan (EEDP) as at April 2014.

**Item 14**  
**Report For Information**

**Item 14.1**  
**Planning Proposal 141 & 159 Allen Street Leichhardt**  
(Report submitted to 27 May 2014 Ordinary Meeting C154/14)

**PC 24/14                      Recommended                      Lawrence/Stevens**

That Planning Committee received and noted this report.

**Item 14.2**  
**Planning Proposal – 35 Edna Street, Lilyfield And 250 Annandale Street, Annandale**  
(Report submitted to 27 May 2014 Ordinary Meeting C164/14)

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**PC 25/14**

**Recommended**

**Lawrence/Stevens**

That Planning Committee received and noted this report.

**Item 14.3**

**Submission To Nsw Select Committee Inquiry Into Social, Public, Affordable Housing**

(Report submitted to 25 February 2014 Ordinary Meeting C45/14)

No recommendation made.

**Item 15**

**Correspondence – Nil**

**Item 16**

**Other Business**

No items were raised under Other Business.

**Item 17**

**Next Meeting**

The next Planning Committee meeting will be held on Thursday, 14 August 2014.

**ITEM 2.8**

**LEICHHARDT CITIZEN OF THE YEAR AWARDS**

**C225/14**

**RESOLVED**

**BYRNE/ EMSLEY**

1. That Council endorse the award categories, eligibility criteria and assessment panel composition outlined in this report.
2. That Council approve investigation of opportunities for sponsorship of the Awards by appropriate local businesses, in line with Council's sponsorship policy in 2015, following a Council run trial of the awards in 2014. Potential sponsors will be approved by full Council.

**The vote for and against the above RESOLUTION is shown below for the record;**

FOR VOTE - Cr Darcy Byrne, Cr Frank Breen, Cr Simon Emsley, Cr Tony Costantino, Cr Vera-Ann Hannaford, Cr John Jobling, Cr Michele McKenzie, Cr Daniel Kogoy, Cr Craig Channells, Cr Rochelle Porteous

AGAINST VOTE - Nil

ABSENT. DID NOT VOTE - Cr Linda Kelly

PRESENT. DID NOT VOTE - Nil

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9:18pm Cr Costantino temporarily left the meeting.

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**ITEM 2.9                    COUNCIL REPORT 22 JULY 2014 - PLANNING PROPOSAL -  
35 EDNA STREET, LILYFIELD AND 250 ANNANDALE  
STREET, ANNANDALE**

**C226/14                    RESOLVED                    JOBLING/ HANNAFORD**

1. That the report be received and noted;
2. That Council resolve to make the LEP amendment to rezone land at 35 Edna Street, Lilyfield and 250 Annandale Street, Annandale as detailed in the exhibited Planning Proposal;
3. That Council officers liaise with Parliamentary Counsel's Office and the Department of Planning and Environment in relation to the drafting of the LEP amendment;
4. That Council delegate the making of the LEP amendment to the General Manager and that, following receipt of an 'opinion' from Parliamentary Counsel's Office, the General Manager sign the front page of the LEP and map cover sheet; and
5. Following completion of (4) above, the Department of Planning and Environment be advised that the LEP has been made and be requested to notify the plan.

**The vote for and against the above RESOLUTION is shown below for the record;**

FOR VOTE - Cr Darcy Byrne, Cr Frank Breen, Cr Simon Emsley, Cr Vera-Ann Hannaford, Cr John Jobling, Cr Michele McKenzie, Cr Daniel Kogoy, Cr Craig Channells, Cr Rochelle Porteous

AGAINST VOTE - Nil

ABSENT. DID NOT VOTE - Cr Linda Kelly, Cr Tony Costantino

PRESENT. DID NOT VOTE - Nil

9:21pm                    Cr Costantino returned to the meeting.



**ITEM 2.11                    ETHICAL BEHAVIOUR STATEMENT - PRECINCT  
COMMITTEE GUIDELINES**

**C227/14                    RESOLVED                    EMSLEY / BYRNE**

1. That Council approve the inclusion in the *Resident Precinct Policy and Guidelines* of the proposed ethical behaviour statement and grievance process.
2. That an additional point be added under the section Making of Complaint which states “ Information about complaints and the management of complaints is to be treated as confidential and is not to be publically disclosed except as may be otherwise specifically required or permitted under this process”.

**The vote for and against the above RESOLUTION is shown below for the record;**

FOR VOTE - Cr Darcy Byrne, Cr Frank Breen, Cr Simon Emsley, Cr Tony Costantino, Cr Vera-Ann Hannaford, Cr John Jobling, Cr Michele McKenzie, Cr Daniel Kogoy, Cr Craig Channells, Cr Rochelle Porteous  
AGAINST VOTE - Nil  
ABSENT. DID NOT VOTE - Cr Linda Kelly  
PRESENT. DID NOT VOTE - Nil

**ITEM 3.1                    LOCAL GOVERNMENT ASSOCIATION OF NSW ANNUAL  
CONFERENCE COFFS HARBOUR 2014**

**C228/14                    RESOLVED                    BYRNE/ CHANNELLS**

That Councillors Kelly, Emsley, Hannaford , Porteous and McKenzie attend the conference as voting delegates.

**The vote for and against the above RESOLUTION is shown below for the record;**

FOR VOTE - Cr Darcy Byrne, Cr Frank Breen, Cr Simon Emsley, Cr Tony Costantino, Cr Vera-Ann Hannaford, Cr John Jobling, Cr Michele McKenzie, Cr Daniel Kogoy, Cr Craig Channells, Cr Rochelle Porteous  
AGAINST VOTE - Nil  
ABSENT. DID NOT VOTE - Cr Linda Kelly  
PRESENT. DID NOT VOTE - Nil

**Cr Porteous declared a pecuniary (significant) interest in respect of Item 3.1 (Local Government NSW Annual Conference) as one of the proposed motions refers to continued funding of Women's Specialist Homelessness Services and she works for a Women's Specialist Homelessness Service.**

**9:26pm Cr Porteous temporarily left the meeting and did not vote or take any part in discussion of the following matter.**

**C229/14 RESOLVED BYRNE / CHANNELLS**

That all motions listed in the report except the JRPP motion be submitted to the Conference.

**The vote for and against the above RESOLUTION is shown below for the record;**

FOR VOTE - Cr Darcy Byrne, Cr Frank Breen, Cr Simon Emsley, Cr Tony Costantino, Cr Vera-Ann Hannaford, Cr John Jobling, Cr Michele McKenzie, Cr Daniel Kogoy, Cr Craig Channells

AGAINST VOTE - Nil

ABSENT. DID NOT VOTE - Cr Linda Kelly, Cr Rochelle Porteous

PRESENT. DID NOT VOTE - Nil

**C230/14 RESOLVED BYRNE / McKENZIE**

That the JRPP motion in the report be submitted to the conference

**The vote for and against the above RESOLUTION is shown below for the record;**

FOR VOTE - Cr Darcy Byrne, Cr Frank Breen, Cr Simon Emsley, Cr Michele McKenzie, Cr Daniel Kogoy, Cr Craig Channells

AGAINST VOTE - Cr Tony Costantino, Cr Vera-Ann Hannaford, Cr John Jobling

ABSENT. DID NOT VOTE - Cr Linda Kelly, Cr Rochelle Porteous

PRESENT. DID NOT VOTE - Nil

9:28pm Cr Porteous returned to the meeting.

9:40pm Cr McKenzie temporarily left the meeting.

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**ITEM 3.2 ENVIRONMENT AND RECREATION COMMITTEE MINUTES -  
2 APRIL 2014**

**C231/14 RESOLVED JOBLING/ HANNAFORD**

1. That the Minutes of the Environment and Recreation Committee held on 2 April 2014 and 5 March 2014 Climate Change Taskforce Minutes be received and noted with the exception of:
  - a. recommendation ERC 20/14 from the Environment and Recreation Minutes of April 2, 2014 as it is contrary to Council resolution C13/14 which adopted the Integrated Transport Plan.
2. That Council receive and note the recommendations of the Environment and Recreation Committee Minutes of 2 April 2014 with the exception of: ERC 19/14 & ERC 20/14.
3. That Council approve expenditure of funds outlined in recommendation ERC 19/14 Environmental Grants as the recommendation is in accordance with the 2013/14 budget.
4. That Council not accept recommendation ERC 20/14 as it is contrary to Council resolution C13/14 which adopted the Integrated Transport Plan.
5. That the Minutes of the Environment and Recreation Committee held on 4 June 2014 and the 4 June 2014 Climate Change Taskforce minutes be received and noted with the exception of Item ERC 29/14.
6. That Council not accept recommendation ERC 29/14 as it is contrary to Council resolution C141/14 which endorsed the Draft Delivery Program 2014 - 2018 & Operational Plan 2014-15 (including the Draft Budget 2014-15 and Statement of Revenue Policy) and placed it on public exhibition from 13 May to 13 June 2014.

**The vote for and against the above RESOLUTION is shown below for the record;**

FOR VOTE - Cr Darcy Byrne, Cr Frank Breen, Cr Simon Emsley, Cr Tony Costantino, Cr Vera-Ann Hannaford, Cr John Jobling,  
AGAINST VOTE - Cr Daniel Kogoy, Cr Craig Channells, Cr Rochelle Porteous  
ABSENT. DID NOT VOTE - Cr Linda Kelly , Cr Michele McKenzie  
PRESENT. DID NOT VOTE - Nil

**During consideration of this Item, a Foreshadowed Motion was moved by Porteous and Channells. As the Primary Motion (from Crs Jobling and Hannaford) was adopted when put to the vote, the Foreshadowed Motion was not voted on but is shown below for the record;**

*PORTEOUS / CHANNELLS*

*That the minutes of the Environment and Recreation Committee for 2 April 2014 and 4 June 2014 be adopted.*

**MINUTES of the Environment and Recreation Committee of Leichhardt Municipal Council held in the Supper Room on 2 April 2014.**

Present at the meeting: Cr Frank Breen, Cr Daniel Kogoy, Cr Vera-Ann Hannaford, Cr Rochelle Porteous, Angela Michaelis, David Lawrence, Paul Geraghty, Koko Clark, Nadine Wagstaff, Bronwen Campbell

Apologies: Jane Mowbray, Cr Craig Channells

Staff Present Richard Jarvis, Jon Stiebel, Emily Williams, Cheryl Walker, Allan Willding

Meeting commenced: 6:30pm

**ACKNOWLEDGEMENT OF COUNTRY:**

Cr Kogoy performed acknowledgement of country in the capacity as Chair.

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

**BUSINESS**

**ITEM 1  
APOLOGIES**

**ERC 13/14                      RECOMMENDED                      KOGOY/LAWRENCE**

That apologies be accepted for the non-attendance of Cr Craig Channells and Jane Mowbray.

**ITEM 2**

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## DECLARATION OF PECUNIARY AND NON-PECUNIARY INTERESTS

Angela Michaelis declared she is a member of the community group *Climate Change Balmain Rozelle* who have submitted grant applications that are being determined by the committee this evening.

### ITEM 3

#### VERBAL PRESENTATION FROM ALLAN WILLDING RE LEICHHARDT COUNCIL PLASTIC BAGS INITIATIVES

ERC 14/14

RECOMMENDED

KOGOY/GERAGHTY

That Council campaign to ban plastic shopping bags and urge the NSW Government to introduce Container Deposit Legislation and in doing so:

1. Council writes to the NSW Minister for the Environment asking that the Government pass legislation to ban Plastic Shopping Bags in NSW.
2. Council writes to the NSW Minister for the Environment asking that the Government pass legislation to introduce Container Deposit Legislation.
3. That information be included in *Council E-News*, *Sustainability E-News* and other appropriate Council media encouraging residents to write to the NSW Government urging that legislation is introduced to ban Plastic Shopping Bags in NSW and that Container Deposit legislation is introduced.
4. That Council include information on plastic bag reduction on its website.

### ITEM 4

#### MINUTES OF THE PREVIOUS MEETING: 5 February 2014

ERC 15/14

RECOMMENDED

GERAGHTY/KOGOY

That the minutes of the Environment & Recreation Committee meeting held on 5 February 2014 be received and noted.

### ITEM 5

#### SUMMARY OF RESOLUTIONS

Note: The summary of resolutions generated discussions on the problem of dog owners not properly disposing of dog waste and issues with human defecation within the garden beds at Elkington Park. The potential for carpark shading with solar panels (a solar shading canopy) within the Leichhardt Park Aquatic Centre car park was also discussed.

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## OFFICER RECOMMENDATION

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

**ERC 16/14                      RECOMMENDED                      CAMPBELL/PORTEOUS**

1. That the information in the summary of resolutions be received and noted.
2. That Council write a letter to the Sydney Harbour Foreshores Authority requesting that additional bags and bins are installed in Callan Park for the proper disposal of dog waste.
3. That information is provided in the Council e-news and other appropriate media encouraging residents to dispose properly of dog waste.
4. That Council's compliance officers use their regulatory powers to enforce laws regarding properly disposing of dog waste in the Leichhardt LGA.
5. That Council investigate the feasibility of a composting toilet and other appropriate solutions at Elkington Park in relation to human defecation within the garden beds.

**ERC 17/14                      RECOMMENDED                      MICHAELIS/HANNAFORD**

6. That the feasibility of a solar shading canopy be investigated as part of any proposal to upgrade the Leichhardt Park Aquatic Centre Car Park.

### ITEM 6 CORRESPONDENCE

Nil

### ITEM 7 CLIMATE CHANGE TASKFORCE MINUTES – 5 MARCH 2014

**ERC 18/14                      RECOMMENDED                      GERAGTHY/PORTEOUS**

That the minutes of the Climate Change Taskforce meeting held on 5 March 2014 be received and noted. (**Attachment 1**)

### ITEM 8 ENVIRONMENT GRANTS PROGRAM 2013/14 – ROUND 2

Cr Kogoy declared a potential pecuniary interest as he works in the solar industry and excused himself from the meeting. Cr Breen took the chair.

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**OFFICER RECOMMENDATION**

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 \$7,500 for the 2013/14 financial year under the Environmental Grants Program – Round 2, as follows:

	Applicant	Amount	Fee Waiver	Value of Fee Waiver
1	SEALIFE Conservation Fund	\$5,000	Nil	Nil
2	Climate Change Balmain-Rozelle (food waste project)	\$2,500	Nil	Nil
	Total Recommended Round 2	\$7,500		
	Total Available Round 2	\$7,900		
	Total Budget 2013/2014	\$20,000		

**ERC 19/14                      RECOMMENDED                      PORTEOUS/HANNAFORD**

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 \$7,500 for the 2013/14 financial year under the Environmental Grants Program – Round 2, as follows:

	Applicant	Amount	Fee Waiver	Value of Fee Waiver
1	SEALIFE Conservation Fund	\$5,000	Nil	Nil
2	Climate Change Balmain-Rozelle (food waste project)	\$2,500	Nil	Nil
	Total Recommended Round 2	\$7,500		
	Total Available Round 2	\$7,900		
	Total Budget 2013/2014	\$20,000		

3. That feedback from Council officers be given to Climate Change Balmain Rozelle regarding the application “Solar laggards to Solar Leader” and that they are eligible to re-submit their application to the next round of Environmental Grant funding.
4. That feedback from the committee on the grants determination process includes that full copies of Grant Applications should be made available to the committee

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when determining the successful grants and that consideration be given to asking applicants to present their proposed projects to the committee as part of the grants determination process.

Cr Kogoy returned to the meeting at 7.50 and took the chair

**ITEM 9  
REPORTS FROM THE COMMUNITY**

Angela Michaelis generated a discussion regarding Eco-Transit's proposal for extension of the light-rail to Balmain and Barrangaroo and asking what is Council's position on this proposal.

**ERC 20/14                      RECOMMENDED                      MICHAELIS/KOGOY**

That Council revisit their position regarding the proposal for the extension of the light-rail to Gladstone Park Balmain as recommended by Officers within the Draft Integrated Transport Plan and that Council supports the inclusion of the Gladstone Park Station; noting that this station could be part of a loop to the city.

**NB: Cr Hannaford & Cr Breen did not support the recommendation.**

**ITEM 10  
OTHER BUSINESS**

**10.1    Footprints Eco-festival**

Emily Williams informed the committee that the Footprints Eco-festival is programmed for Sunday 24 August 2014.

**10.2    Community Engagement and Participation Plan to Increase Food Recycling in Multi-Unit Dwellings**

Allan Willding, Manager Works and Waste Services provided an overview and asked the committee to consider the Community Engagement and Participation Plan to Increase Food Recycling in Multi-Unit Dwellings.

**ERC 21/14                      RECOMMENDED                      KOGOY/MICHAELIS**

That Council endorses the Community Engagement and Participation Plan to Increase Food Recycling in Multi Unit Dwellings.

**10.3    Tidal Markers Balmain**

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Daniel Kogoy commented that sea-level rise markers have been removed in Balmain as a result of refurbishment to the Ferry Wharves.

**ERC 22/14                      RECOMMENDED                      KOGOY/GERAGHTY**

That Council investigate the removal of sea-level rise markers as a result of refurbishment to Ferry Wharves in Balmain and makes recommendations for their reinstatement.

#### **10.4    Dulwich Hill Light Rail Extension**

Paul Geraghty reported that the Dulwich Hill Light Rail extension is operational and gave a positive account about the opening morning of the Light Rail.

#### **ITEM 11 NEXT MEETING**

The next meeting will be held on Wednesday, 4 June 2014.

**MINUTES** of the **Environment and Recreation Committee** of Leichhardt Municipal Council held in the Supper Room on **4 June 2014**.

#### **Item 1 Apologies**

**ERC 23/14                      Recommended**

That apologies be accepted for the non-attendance of: Cr Craig Channells, Jane Mowbray, Bev Maunsell and Gillian Leahy.

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

Nil

#### **Item 3 Presentation – *Peter Freewater (Greater Sydney Local Land Services) Re Update On Sydney Harbour Catchment Water Quality Improvement Plan***

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A presentation was made by Peter Freewater regarding update on Sydney Harbour Catchment Water Quality Improvement Plan.

**Item 4**

**Minutes Of The Previous Meeting: 2 April 2014**

**ERC 24/14                      Recommended                      Kogoy/ Lawrence**

That the minutes of the Environment & Recreation Committee meeting held on 2 April 2014 be received and noted.

**Item 5**

**Summary Of Resolutions**

**ERC 25/14                      Recommended                      Kogoy/Channells**

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

**Item 6**

**Correspondence**

Nil

**Item 7**

**Parks And Community Recreation Planning Team Work Program**

**Officer Recommendation**

That the community recreation planning work program be noted.

**ERC 26/14                      Recommended                      Kogoy/Geraghty**

1. That the community recreation planning work program be noted.
2. That Council note the omission of the regional skate park from the programme and note that this will be included as a major part of the community recreation work programme for 2014/15.

**ERC 27/14                      Recommended                      Lawrence/Kogoy**

1. That the Mayor write to the Lord Mayor in relation to the timing and priorities for the implementation of the adopted Master Plan for Johnston's Creek Master Plan with particular reference to the Crescent area of the parkland.

**Item 8  
Review Of Environmental Sustainability Strategy**

**ERC 28/14                      Recommended                      Kogoy/Breen**

That Council receive and note the project plan to develop the 10-year Environmental Sustainability Plan and corresponding Four-year Delivery Program which is consistent with the Councillor Briefing 20 May 2014.

**Item 9  
Reports From The Community**

**Item 10  
Other Business**

**10.1 Environmental Engagement Officer position**

**ERC 29/14                      Recommended                      Campbell/Geraghty**

That the Council's Environmental Engagement Officer staff position be returned to a Permanent Full Time role.

**10.2 Taylor Street (south)**

**ERC 30/14                      Recommended                      Lawrence/Kogoy**

That Council investigate rubbish dumping in Taylor Street (south) and the condition of the gardens as part of an overall maintenance program for the Living Streets program

That Council investigate whether an additional bin is required within the Taylor St (south) area.

**Item 11  
Next Meeting**

The next meeting will be held on Wednesday, 6 August 2014.

**ITEM 3.3                    POLICY IMPLICATIONS OF ENVIRONMENT AND RECREATION COMMITTEE RECOMMENDATION**

This matter was considered in conjunction with Item 3.2.  
Refer to resolution number C231/14.

**ITEM 3.4                    ENVIRONMENT AND RECREATION COMMITTEE MINUTES - 4 JUNE 2014**

This matter was considered in conjunction with Item 3.2.  
Refer to resolution number C231/14.

**ITEM 3.5                    POLICY IMPLICATIONS OF ENVIRONMENT AND RECREATION COMMITTEE RECOMMENDATION 4 JUNE 2014**

This matter was considered in conjunction with Item 3.2.  
Refer to resolution number C231/14.

9:43pm            Cr Hannaford temporarily left the meeting  
9:43pm            Cr McKenzie returned to the meeting.

**ITEM 3.6 HAROLD PARK NAMING PROPOSAL**

**C232/14 RESOLVED PORTEOUS/ KOGOY**

That Leichhardt Council does not consider it appropriate to have this development identified as a separate suburb with a separate name but should the decision be made to create a separate suburb that priority be given to an Aboriginal name.

**The vote for and against the above RESOLUTION is shown below for the record;**

FOR VOTE - Cr Darcy Byrne, Cr Frank Breen, Cr Simon Emsley, Cr Tony Costantino, Cr John Jobling, Cr Michele McKenzie, Cr Daniel Kogoy, Cr Craig Channells, Cr Rochelle Porteous

AGAINST VOTE - Nil

ABSENT. DID NOT VOTE - Cr Linda Kelly, Cr Vera-Ann Hannaford

PRESENT. DID NOT VOTE - Nil

9:52pm Cr Hannaford returned to the meeting

**ITEM 3.7 COUNCIL AND COMMITTEE MEETINGS**

**C233/14 RESOLVED BYRNE/ JOBLING**

That Council:

1. In order to formally review its current Council and Committee meeting structures commences consultation with existing committee members, including the Precincts, in line with the recommended changes in section 4 (commencing on page 350 and ending on page 353 of the agenda) of this report.
2. Review the existing level of available resources to ensure effective and sustainable community engagement.
3. Report back to Council in September 2014 on both issues, including further advice about what is considered good practice community engagement in other councils.
4. Provide business papers to members of all committees prior to each meeting.

**The vote for and against the above RESOLUTION is shown below for the record;**

FOR VOTE - Cr Darcy Byrne, Cr Frank Breen, Cr Simon Emsley, Cr Tony Costantino, Cr Vera-Ann Hannaford, Cr John Jobling, Cr Michele McKenzie

AGAINST VOTE - Cr Daniel Kogoy, Cr Craig Channells, Cr Rochelle Porteous

ABSENT. DID NOT VOTE - Cr Linda Kelly

PRESENT. DID NOT VOTE - Nil

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**ITEM 3.8                      PROPOSED CHILD CARE HARDSHIP POLICY**

**C234/14                      RESOLVED                      BYRNE / BREEN**

1. That Council receive and note the existing systems for helping families with the cost of child care and adopt the accompanying 'Child Care Hardship' policy.
2. That Council adopt the child care fees increases identified to cover the cost of wage increases but not those that were to be allocated to the building and maintenance of centres and that the funding structure of childcare centre constructions and maintenance be further considered in the forthcoming report on childcare demand.

**The vote for and against the above RESOLUTION is shown below for the record;**

FOR VOTE - Cr Darcy Byrne, Cr Frank Breen, Cr Simon Emsley, Cr Michele McKenzie, Cr Daniel Kogoy, Cr Rochelle Porteous

AGAINST VOTE - Cr Tony Costantino, Cr Vera-Ann Hannaford, Cr John Jobling, Cr Craig Channells

ABSENT. DID NOT VOTE - Cr Linda Kelly

PRESENT. DID NOT VOTE - Nil

10:15pm      Cr Jobling temporarily left the meeting.

10:18pm      Cr Jobling returned to the meeting.

**ITEM 3.9                    BALMAIN BALL**

**Cr Porteous declared a pecuniary (significant) interest in respect of Item 3.9 (Balmain Ball) as her employer is a partner with St Vincent De Paul.**

**10:22pm      Cr Porteous temporarily left the meeting and did not vote or take any part in discussion of the following matter.**

**C235/14                    RESOLVED                    BYRNE/ HANNAFORD**

That Council purchase a table of ten at the Balmain Ball at a cost of \$2,500 funded from the Councillor Miscellaneous Priorities Budget.

**The vote for and against the above RESOLUTION is shown below for the record;**

FOR VOTE - Cr Darcy Byrne, Cr Frank Breen, Cr Simon Emsley, Cr Tony Costantino, Cr Vera-Ann Hannaford, Cr John Jobling, Cr Daniel Kogoy  
AGAINST VOTE - Cr Michele McKenzie, Cr Craig Channells  
ABSENT. DID NOT VOTE - Cr Linda Kelly, Cr Rochelle Porteous  
PRESENT. DID NOT VOTE - Nil

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

**C236/14                    RESOLVED COSTANTINO/ JOBLING**

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

**The vote for and against the above RESOLUTION is shown below for the record;**

FOR VOTE - Cr Darcy Byrne, Cr Frank Breen, Cr Simon Emsley, Cr Michele McKenzie, Cr Daniel Kogoy  
AGAINST VOTE - Cr Tony Costantino, Cr Vera-Ann Hannaford, Cr John Jobling, Cr Craig Channells  
ABSENT. DID NOT VOTE - Cr Linda Kelly, Cr Rochelle Porteous  
PRESENT. DID NOT VOTE - Nil

**MATTER ARISING - PURCHASING TABLES AT CHARITY FUNCTIONS**

**C237/14                      RESOLVED                      BYRNE / EMSLEY**

That when Council purchase tables at charitable events, and when not all seats are filled by Councillors, every effort possible be made to offer seats to Council officers and community members.

**The vote for and against the above RESOLUTION is shown below for the record;**

FOR VOTE - Cr Darcy Byrne, Cr Frank Breen, Cr Simon Emsley, Cr Tony Costantino, Cr Vera-Ann Hannaford, Cr John Jobling, Cr Michele McKenzie, Cr Daniel Kogoy, Cr Craig Channells

AGAINST VOTE - Nil

ABSENT. DID NOT VOTE - Cr Linda Kelly, Cr Rochelle Porteous

PRESENT. DID NOT VOTE - Nil

10:34pm      Cr Porteous returned to the meeting.



**ITEM 3.11                    SYDNEY AIRPORT COMMUNITY FORUM - SUBMISSION ON  
REVIEW OF FORUM OPERATION AND STRUCTURE**

**C238/14                    RESOLVED                    BYRNE / PORTEOUS**

That Council make a submission to the Sydney Airport Community Forum as follows:

1. Leichhardt Council opposes any changes to the current membership of the Sydney Airport Community Forum that would result in a reduction of local government representation.
2. Leichhardt Council opposes the proposed inclusion of additional State Planning agencies, Business/Tourism and Airline Representation on the basis that these agencies and businesses have a wide range of alternative mechanisms to provide input into Sydney Airport operations other than through the Community Forum.
3. That the State member for Balmain and an additional community representative from the Leichhardt Municipality be included in the membership.

**The vote for and against the above RESOLUTION is shown below for the record;**

FOR VOTE - Cr Darcy Byrne, Cr Frank Breen, Cr Simon Emsley, Cr Tony Costantino, Cr Vera-Ann Hannaford, Cr John Jobling, Cr Michele McKenzie, Cr Daniel Kogoy, Cr Craig Channells, Cr Rochelle Porteous

AGAINST VOTE - Nil

ABSENT. DID NOT VOTE - Cr Linda Kelly

PRESENT. DID NOT VOTE - Nil

10:35pm Cr Channells temporarily left the meeting.  
10:37pm The Mayor, Cr Byrne temporarily left the meeting and Cr Jobling assumed the Chair.

**ITEM 4.1 OUTDOOR ADVERTISING OF ALCOHOL PRODUCTS**

**C239/14 RESOLVED EMSLEY/ KOGOY**

That Council resolve to:

1. note that regulation of outdoor advertising and media is implemented under Commonwealth legislation
2. note that in accordance with State and Commonwealth legislation and regulations Councils role in relation to outdoor advertising is limited to the assessment of potential impacts on the environment, urban form and amenity of the advertising structure,
3. note that Council does not have a role in the regulation of content of outdoor advertising, including billboards,
4. update Councils website and customer service practices to provide the community with contact information for the relevant industry association or regulator in relation to complaints or enquiries about outdoor advertising content,
5. insert a Standard Condition to Development Consents for any outdoor advertising structure as follows: *“All advertising must comply with the requirements of the Australian Association of National Advertisers’ ‘Code of Ethics’ and Outdoor Media Associations ‘Code of Ethics’ or as updated”*
6. write to the Outdoor Media Association to draw its attention to any breach of the Association’s Code of Ethics identified within the Leichhardt Municipality and to take steps to address that breach.

**The vote for and against the above RESOLUTION is shown below for the record;**

FOR VOTE - Cr Frank Breen, Cr Simon Emsley, Cr Tony Costantino, Cr Vera-Ann Hannaford, Cr John Jobling, Cr Michele McKenzie, Cr Daniel Kogoy, Cr Rochelle Porteous

AGAINST VOTE - Nil

ABSENT. DID NOT VOTE - Cr Darcy Byrne, Cr Linda Kelly, Cr Craig Channells

PRESENT. DID NOT VOTE - Nil

**ITEM 4.2                    ADVERTISING OF ALCOHOL PRODUCTS IN THE  
LEICHHARDT MUNICIPALITY**

This matter was considered in conjunction with Item 4.1.

Refer to resolution number C239/14.

10:50pm      Cr Channells and Cr Byrne returned to the meeting.

**ITEM 4.3                    ADDITIONAL FLAG POLE LEICHHARDT TOWN HALL  
COUNCIL CHAMBERS**

**This motion was lost.**

*KOGOY/ CHANNELLS*

*That Council install a fourth flag pole at the Leichhardt Town Hall.*

**The vote for and against the above LOST MOTION is shown below for the record;**

FOR VOTE - Cr Michele McKenzie, Cr Daniel Kogoy, Cr Craig Channells, Cr Rochelle Porteous

AGAINST VOTE - Cr Darcy Byrne, Cr Frank Breen, Cr Simon Emsley, Cr Tony Costantino, Cr Vera-Ann Hannaford, Cr John Jobling

ABSENT. DID NOT VOTE - Cr Linda Kelly

PRESENT. DID NOT VOTE - Nil

**ITEM 4.4                      COUNCIL COMMUNITY SEATING**

**C240/14                      RESOLVED                      KOGOY/ EMSLEY**

1. That Council explore ways to erect an awning over the Marion Street community seating to protect residents from the elements.
2. That Council investigate installing more public seating along the Johnston Street, Weynton Street, Annandale Street and Rose Street loop and down to the bay.
3. That Council conduct a municipality wide audit of community seating to determine other areas of the municipality that are in need of improvement.
4. These investigations cover council's existing contract with JC Decaux for street furniture.
5. That improvements in Council community seating be made in a manner consistent with the priorities of the Pedestrian Access and Mobility Plan.

**The vote for and against the above RESOLUTION is shown below for the record;**

FOR VOTE - Cr Darcy Byrne, Cr Frank Breen, Cr Simon Emsley, Cr Tony Costantino, Cr Vera-Ann Hannaford, Cr John Jobling, Cr Michele McKenzie, Cr Daniel Kogoy, Cr Craig Channells, Cr Rochelle Porteous

AGAINST VOTE - Nil

ABSENT. DID NOT VOTE - Cr Linda Kelly

PRESENT. DID NOT VOTE - Nil

11:00pm      The Mayor, Cr Byrne assumed the Chair.

**ITEM 4.5                    COMMUNITY CAMPAIGN TO STOP THE PRIVATISATION OF  
NSW ELECTRICITY**

**Cr Channells declared a pecuniary (significant) interest in respect of Item 4.5 (Community Campaign to stop the privatisation of NSW Electricity) as his employer has these electrical utilities as customers.**

**11:00pm      Cr Channells temporarily left the meeting and did not vote or take any part in discussion of the following matter.**

**C241/14                    RESOLVED                    BYRNE / McKENZIE**

1. That Council registers its total opposition to the sale or lease of the publicly owned electricity network and associated state owned corporations including Transgrid, Essential Energy, Ausgrid and Endeavour Energy.
2. That Council supports continued public ownership, operation and maintenance of the NSW electricity network and believes that the NSW electricity network should be owned by the public and operated by the NSW Government to benefit all residents of NSW.
3. That representations be made to the Premier and the Member for Balmain outlining councils support of this community campaign.

**The vote for and against the above RESOLUTION is shown below for the record;**

FOR VOTE - Cr Darcy Byrne, Cr Frank Breen, Cr Simon Emsley, Cr Michele McKenzie, Cr Daniel Kogoy, Cr Rochelle Porteous  
AGAINST VOTE - Cr Tony Costantino, Cr Vera-Ann Hannaford, Cr John Jobling  
ABSENT. DID NOT VOTE - Cr Linda Kelly, Cr Craig Channells  
PRESENT. DID NOT VOTE - Nil

11:02pm      Cr Channells returned to the meeting.  
11:02pm      Cr Hannaford temporarily left the meeting.

**ITEM 4.6                    INCIDENT INFORMATION MANAGEMENT SYSTEM UPDATE**

**C242/14                    RESOLVED                    BYRNE/ JOBLING**

1. That the report be received and noted.
2. That wherever possible, all terms and definitions be "corporate" and used consistently across the entire organisation.
3. That Council strives to achieve integration of data systems that allows for data entry once, promoting a corporate organisational integration of services and information management to avoid duplication and waste. To achieve this, systems and processes need to be planned and implemented in an integrated way, with input from across the organisation. This should also include scheduling, managing and reporting on plans, projects, council motions and the like.

**The vote for and against the above RESOLUTION is shown below for the record;**

FOR VOTE - Cr Darcy Byrne, Cr Frank Breen, Cr Simon Emsley, Cr Tony Costantino, Cr John Jobling, Cr Michele McKenzie, Cr Daniel Kogoy, Cr Craig Channells, Cr Rochelle Porteous  
AGAINST VOTE - Nil  
ABSENT. DID NOT VOTE - Cr Linda Kelly, Cr Vera-Ann Hannaford,  
PRESENT. DID NOT VOTE - Nil

11:04pm      Cr Hannaford returned to the meeting.

**ITEM 4.7                    EXPANSION OF DROP OFF POINTS FOR RECYCLING OF  
HOUSEHOLD BATTERIES**

**C243/14                    RESOLVED                    CHANNELLS/ McKENZIE**

1. That Council place a Household Battery Recycling Bin at Balmain Library for a trial 12 month period and report back to Council on the amount of batteries collected during this period.
2. That Council advertise this bin through appropriate media channels such as e-news, social media, council's newsletter and website.

**The vote for and against the above RESOLUTION is shown below for the record;**

FOR VOTE - Cr Darcy Byrne, Cr Frank Breen, Cr Simon Emsley, Cr Tony Costantino, Cr Vera-Ann Hannaford, Cr John Jobling, Cr Michele McKenzie, Cr Daniel Kogoy, Cr Craig Channells, Cr Rochelle Porteous  
AGAINST VOTE - Nil  
ABSENT. DID NOT VOTE - Cr Linda Kelly  
PRESENT. DID NOT VOTE - Nil

**ITEM 4.8                      FOSSIL FUEL DIVESTMENT**

**C244/14                      RESOLVED                      KOGOY/ BYRNE**

That Council:

- (a) Notes that Leichhardt Council, as an organisation that leads the way on environmental sustainability, has a responsibility not to invest in institutions that fund environmentally destructive practices.
- (b) Notes that 3 May 2014 was Australia’s first national day of bank divestment action.
- (c) Recognises that the emissions generated by the fossil fuel industries have an enormously detrimental impact on our climate, communities and environment.
- (d) Notes that most fossil fuel industries are supported in these actions by investment from the “Big 4” banks – which include Westpac, Commonwealth, NAB and ANZ.
- (e) Further notes that lending on fossil fuel is big business with an estimated \$19 billion loaned to new coal and gas projects since 2008.
- (f) Notes that Leichhardt Council has a considerable amount of money invested in Commonwealth, and NAB call accounts, fixed rate notes and term deposits.
- (g) Requests that the General Manager and Director Finance:
  - 1. Comprehensively investigate the current financial investments of council, with a view to identifying fossil fuel and other environmentally destructive industries that these may be connected to.
  - 2. Report to a future Council meeting on how Council can influence or change its investment policy in a way that considers its environmental commitments.

**The vote for and against the above RESOLUTION is shown below for the record;**

FOR VOTE - Cr Darcy Byrne, Cr Frank Breen, Cr Simon Emsley, Cr Michele McKenzie, Cr Daniel Kogoy, Cr Craig Channells, Cr Rochelle Porteous  
AGAINST VOTE - Cr Tony Costantino, Cr Vera-Ann Hannaford, Cr John Jobling  
ABSENT. DID NOT VOTE - Cr Linda Kelly  
PRESENT. DID NOT VOTE - Nil

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**ITEM 4.9                    2014/15 FEDERAL BUDGET CUTS IMPACTS ON LOCAL GOVERNMENT**

**C245/14                    RESOLVED                    PORTEOUS/ CHANNELLS**

That Leichhardt Council;

1. Notes with concern:

a) The Federal Government's decision in the 2014/15 Budget to freeze indexation for Commonwealth funded Financial Assistance Grants.

b) That the indexation freeze is projected to cut \$288 million from funding to local councils in NSW which will directly impact on council's ability to provide essential services and maintain and build infrastructure.

c) That 152 local councils in NSW currently have a combined infrastructure backlog of \$7.2 billion.

2. Writes to the Prime Minister, Treasurer and Federal Minister for Local Government as well as their Shadow equivalents and all crossbenchers calling on the Federal Government to immediately abandon its decision to freeze the indexation of Financial Assistance Grants and reinstate the approx \$1 billion of previously promised funding to Local Governments across Australia.

**The vote for and against the above RESOLUTION is shown below for the record;**

FOR VOTE - Cr Darcy Byrne, Cr Frank Breen, Cr Simon Emsley, Cr Tony Costantino, Cr Vera-Ann Hannaford, Cr John Jobling, Cr Michele McKenzie, Cr Daniel Kogoy, Cr Craig Channells, Cr Rochelle Porteous

AGAINST VOTE - Nil

ABSENT. DID NOT VOTE - Cr Linda Kelly

PRESENT. DID NOT VOTE - Nil

11:10pm      Cr Kogoy retired from the meeting

**ITEM 4.10                   PRECIS - BALMAIN ROZELLE RSL SUB-BRANCH  
CENTENARY CELEBRATIONS**

**C246/14                   RESOLVED                   BREEN/ BYRNE**

1. Council note the request from Balmain/Rozelle RSL Sub-branch for \$5,000 contribution towards an event marking 100 years since local troops departed in November 1914.
2. Council note that funds are not available in the draft Events Program budget for this donation.
3. That Council invite the Balmain Rozelle Sub-Branch to apply for a community grant in respect of the centenary celebrations and that Council provide every assistance to the Sub-Branch in making the application.

**The vote for and against the above RESOLUTION is shown below for the record;**

*FOR VOTE - Cr Darcy Byrne, Cr Frank Breen, Cr Simon Emsley, Cr Craig Channells, Cr Rochelle Porteous*

*AGAINST VOTE - Cr Tony Costantino, Cr Vera-Ann Hannaford, Cr John Jobling, Cr Michele McKenzie*

*ABSENT. DID NOT VOTE - Cr Linda Kelly , Cr Daniel Kogoy.*

*PRESENT. DID NOT VOTE - Nil*

**During consideration of this Item, a Foreshadowed Motion was moved by Crs Jobling and Hannaford, as the Primary Motion (from Crs Breen and Byrne) was adopted when put to the vote, the Foreshadowed Motion was not voted on but is shown below for the record;**

*JOBLING / HANNAFORD*

1. Council note the request from Balmain/Rozelle RSL Sub-branch for \$5,000 contribution towards an event marking 100 years since local troops departed in November 1914.
2. Council note that funds are not available in the draft Events Program budget for this donation.
3. That Council fund a contribution from the Councillor Miscellaneous Priorities budget up to \$5,000, in recognition of the significance of this anniversary.

**ITEM 4.11                      ROOMS IN LEICHHARDT TOWN HALL - BUSINESS CHAMBER**

**C247/14                      RESOLVED                      CHANNELLS/ HANNAFORD**

1.     That Council give three month's notice to the Leichhardt Annandale Business Chamber that the meeting room in Leichhardt Town Hall is no longer available for its use.
2.     That the meeting room in Leichhardt Town Hall become an office for Council's Environmental Health Officers from the Compliance section, enabling them to work more closely with the Rangers.

**The vote for and against the above RESOLUTION is shown below for the record;**

FOR VOTE - Cr Tony Costantino, Cr Vera-Ann Hannaford, Cr John Jobling, Cr Michele McKenzie, Cr Craig Channells, Cr Rochelle Porteous  
AGAINST VOTE - Cr Darcy Byrne, Cr Frank Breen, Cr Simon Emsley  
ABSENT. DID NOT VOTE - Cr Linda Kelly, Cr Daniel Kogoy  
PRESENT. DID NOT VOTE - Nil

**During consideration of this Item, a Foreshadowed Motion was moved by Crs Emsley and Breen, as the Primary Motion (from Crs Channells and Hannaford) was adopted when put to the vote, the Foreshadowed Motion was not voted on but is shown below for the record;**

*EMSLEY / BREEN*

1.     *That Council give one month's notice to the Leichhardt Annandale Business Chamber that the meeting room in Leichhardt Town Hall is no longer available for its use.*
2.     *That Council offer the Leichhardt Annandale Business Chamber a monthly licence to use a desk in one of the buildings on the Marion Street site subject to the Chamber signing a licence agreement in accordance with Council's Leasing Policy and as outlined in the Report.*
3.     *That the meeting room in Leichhardt Town Hall become an office for Council's Environmental Health Officers from the Compliance section, enabling them to work more closely with the Rangers.*
4.     *As part of the Property Review to be undertaken in 2014/2015, Council investigate making the Conference Room and/or Councillors' Lounge available for hire when not booked by Council officers or Councillors.*

**ITEM 5.2 THE AMAZING CHASE - CORPORATE TEAM DEVELOPMENT AND CHARITY RAISING**

**C248/14 RESOLVED BYRNE / CHANNELLS**

That Council pay for the registration costs and outfits for one team in the 2014 Amazing Chase, to be held on Saturday 20 September 2014.

**The vote for and against the above RESOLUTION is shown below for the record;**

FOR VOTE - Cr Darcy Byrne, Cr Frank Breen, Cr Simon Emsley, Cr Tony Costantino, Cr Vera-Ann Hannaford, Cr John Jobling, Cr Michele McKenzie, Cr Craig Channells, Cr Rochelle Porteous

AGAINST VOTE - Nil

ABSENT. DID NOT VOTE - Cr Linda Kelly, Cr Daniel Kogoy

PRESENT. DID NOT VOTE - Nil

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

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

*Council resolved to meet in the Committee of the Whole / Closed Session at 11:18pm with the press and public excluded after a MOTION BYRNE/ JOBLING to that effect was CARRIED.*

- ITEM 8.1      55-59 FLOOD STREET, LEICHHARDT      APPLICATION BY  
BOOMALLI ABORIGINAL ARTS CO-OPERATIVE LIMITED FOR A  
WRITE OFF OF OVERDUE RATES AND INTEREST ON RATES  
DEBT  
(b)      the personal hardship of any resident or ratepayer
- ITEM 8.2      2013 PERFORMANCE REVIEW GENERAL MANAGER - PANEL  
REPORT  
a) *Personnel matters concerning particular individuals (other than  
Councillors)*
- ITEM 8.3      APPOINTMENT OF MANAGER LEGAL SERVICES  
a) *Personnel matters concerning particular individuals (other than  
Councillors)*

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

**C249/14                      RESOLVED                      BYRNE/ JOBLING**

That Standing Orders be suspended to allow Mr Grant Christmas (independent representative) to speak to the Council on the recommendation of the interview panel for the position of Manager Legal Services .

**The vote for and against the above RESOLUTION is shown below for the record;**

FOR VOTE - Cr Darcy Byrne, Cr Frank Breen, Cr Simon Emsley, Cr Tony Costantino, Cr Vera-Ann Hannaford, Cr John Jobling, Cr Michele McKenzie, Cr Craig Channells, Cr Rochelle Porteous

AGAINST VOTE - Nil

ABSENT. DID NOT VOTE - Cr Linda Kelly, Cr Daniel Kogoy

PRESENT. DID NOT VOTE - Nil

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This is page 61 of the Minutes of the Ordinary Meeting of Council held on the 22<sup>nd</sup> day of July, 2014 and presented for confirmation this 26<sup>th</sup> day of August, 2014.

.....  
CHAIR

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

11:42pm Cr McKenzie temporarily left the meeting.

**ITEM 8.3 APPOINTMENT OF MANAGER LEGAL SERVICES**

**C250/14 RESOLVED JOBLING/ HANNAFORD**

That Council receive and note the proposed offer of employment to the recommended applicant.

**The vote for and against the above RESOLUTION is shown below for the record;**

FOR VOTE - Cr Darcy Byrne, Cr Frank Breen, Cr Simon Emsley, Cr Tony Costantino, Cr Vera-Ann Hannaford, Cr John Jobling, Cr Rochelle Porteous  
AGAINST VOTE - Cr Craig Channells  
ABSENT. DID NOT VOTE - Cr Linda Kelly, Cr Daniel Kogoy, Cr Michele McKenzie  
PRESENT. DID NOT VOTE - Nil

11:45pm Cr McKenzie returned to the meeting.

**ITEM 8.1                    55-59 FLOOD STREET, LEICHHARDT   APPLICATION BY  
BOOMALLI ABORIGINAL ARTS CO-OPERATIVE LIMITED  
FOR A WRITE OFF OF OVERDUE RATES AND INTEREST  
ON RATES DEBT**

**C251/14                    RESOLVED                    JOBLING / CHANNELLS**

That Council:

1. Support the Boomalli Aboriginal Artists Co-operative Ltd's application for the waiver of all accrued interest up to 22 July under Section 564 of the Local Government Act 1993, dependent upon the agreement of a payment arrangement to pay off the debt within five years. If the repayment plan is defaulted upon the matter will be dealt with in accordance with the Council's Rates Debt Recovery Policy.
  
2. Delegate authority to the General Manager to finalise a payment agreement with the Boomalli Aboriginal Artists Co-operative Ltd based on the terms as outlined in the report (2<sup>nd</sup> dot point on page 8 of the Agenda).

**The vote for and against the above RESOLUTION is shown below for the record;**

FOR VOTE - Cr Darcy Byrne, Cr Frank Breen, Cr Simon Emsley, Cr Tony Costantino, Cr Vera-Ann Hannaford, Cr John Jobling, Cr Michele McKenzie, Cr Craig Channells, Cr Rochelle Porteous

AGAINST VOTE - Nil

ABSENT. DID NOT VOTE - Cr Linda Kelly, Cr Daniel Kogoy

PRESENT. DID NOT VOTE - Nil

12:20am      Cr McKenzie retired from the meeting.

**ITEM 8.2                    2013 PERFORMANCE REVIEW GENERAL MANAGER -  
PANEL REPORT**

**C252/14                    RESOLVED                    BYRNE / JOBLING**

That Council;

1. Prepare a report for consideration by Councillors about options for a new external facilitator to conduct the next review.
2. Note the report and defer further consideration of the report until the September Ordinary Council Meeting.

**The vote for and against the above RESOLUTION is shown below for the record;**

FOR VOTE - Cr Darcy Byrne, Cr Frank Breen, Cr Simon Emsley, Cr Tony Costantino, Cr Vera-Ann Hannaford, Cr John Jobling, Cr Craig Channells, Cr Rochelle Porteous

AGAINST VOTE - Nil

ABSENT. DID NOT VOTE - Cr Linda Kelly, Cr Daniel Kogoy, Cr Michele McKenzie,  
PRESENT. DID NOT VOTE - Nil

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

Open Council resumed at 12.30am after a MOTION **BYRNE/ JOBLING** to that effect was CARRIED.

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

**C253/14                    RESOLVED BYRNE/ JOBLING**

That Council adopt the resolutions (C250/14 – C252/14) from the Committee of the Whole/Closed Session.

**The meeting closed at 12.30am**