



ORDINARY MEETING

24 February 2015

MINUTES

MINUTES of ORDINARY MEETING of Leichhardt Municipal Council held in the Council Chambers Leichhardt Town Hall, Norton Street, Leichhardt on 24 February 2015 at 6:30pm.

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

Staff Present: General Manager, Director Corporate and Information Services, Director Environmental & Community Management, Director Infrastructure & Service Delivery, Manager Property & Commercial Services, Group Manager Community & Cultural Services, Economic Development Officer, Manager Legal Services, Manager Community Operations, Records/ EDMS Coordinator and Administration Officer.

Meeting Commenced at 6:34pm

**** ACKNOWLEDGEMENT OF COUNTRY**

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

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

Nil

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CONDOLENCES

ITEM C.1 CONDOLENCE MOTION - PAUL O'GRADY 1960 - 2015

To many, Paul O'Grady was the first Australian MP to publicly acknowledge his homosexuality. To countless others, he was an advocate, fighter, campaigner, warrior, activist and friend.

Paul O'Grady was born on July 14, 1960. He grew up in a staunchly Catholic family in Rydalmere in Sydney's west, a family he remained close to.

At 15 he joined the Labor Party and became an activist and a warrior for the Left in Young Labor. By 18 he was the youngest union organiser ever appointed to the Australian Workers Union.

Paul was known for his generosity and kindness to those who sought his help. He was also known for his high expectations of those around him, his impatience and a very colourful turn of phrase.

In 1988 Paul Francis O'Grady was elected to the NSW Legislative Council of the NSW Parliament. Paul's inaugural speech touched on the issues he was passionate about, Aboriginal land rights, censorship, drug law reform, worker's rights, policing, public housing, prison reform and the legalisation of brothels. He pursued these and many other issues tenaciously during his eight years in Parliament. He fought against discriminatory laws against gays and lesbians in the Defence Forces, against the exclusion of transgender people from Anti-discrimination laws, and the exclusion of sexuality from anti-vilification laws. He campaigned for three years for his partner Murray Ward to receive the same access to travel and other benefits that every other MP's spouse was entitled.

Paul O'Grady was an out and proud gay man who never hid his sexuality. He was out to his family, to his friends, to the Labor Party and to anyone who asked. Upon his election he immediately started advertising in the gay media in Sydney to reach out and give gay men and lesbians access to a Member of Parliament who would take up their issues and concerns. Paul's sexuality became very public knowledge when in June 1990 he gave an interview with the Sydney Star Observer - this interview was the catalyst for a media avalanche that even surprised Paul.

Paul O'Grady spoke out about gay bashings and the inadequate response from Police. He campaigned against the homosexual panic defence.

Paul's years in Parliament coincided with the epidemic of HIV/AIDS reaching its peak in Australia. It changed everything. Hundreds and then thousands of young men suddenly had to deal with hospitalisation and the rights of their partners to visit them, discrimination at work, superannuation, wills, advance care directives, and funeral arrangements. Paul offered his personal assistance to countless - whether it was making individual representations to ministers, advocating legislative or policy

This is page 2 of the Minutes of the Ordinary Meeting of Council held on the 24th day of February, 2015 and presented for confirmation this 25th day of March, 2015.

.....
CHAIR

change or making a fuss in the media. In 1995 Paul went on to introduce one of NSW's first euthanasia bills.

In 1996 Paul resigned from the NSW Parliament. Six months later with his mother Val by his side, he did an interview with journalist Jana Wendt where he declared: "I'm 35. I resigned from parliament in January. My parliamentary career is behind me. I have AIDS. It is progressing. I will fight on. Mind over matter."

Paul went on to work as a senior policy adviser to Labor Ministers Sandra Nori, and Frank Sartor.

Eighteen years later, and having been diagnosed with cancer in 2011, Paul passed away at The Sacred Heart Hospice. His long-time partner Murray Ward died in 1994.

The families of his life, his immediate family, his many close friends, his St Vincent's Hospital family, his Labor family and his gay and lesbian family are tremendously sad but also grateful for the extra time they had with him.

Like the activists that have come before, we say thank you Paul O'Grady.

C20/15 RESOLVED KELLY/ JOBLING

That Council write to the family of Paul O'Grady expressing our condolences and sadness for their loss. Paul O'Grady will be remembered for his advocacy for others and that many in our community were assisted or touched by his work. He will be dearly missed.

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

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

ITEM C.2 CONDOLENCE MOTION - TOM UREN

The Hon Tom Uren AC passed away on Australia Day 2015.

Tom Uren was a giant of a man who leaves a remarkable legacy for the nation that he served and loved.

His was an extraordinary life of accomplishment, decency, passion, unwavering in the pursuit of his principles of peace and social justice.

Tom Uren was born into the depression in Balmain before moving to Manly where he led an active life playing football, surf lifesaving and as a professional boxer.

In 1941 Tom Uren enlisted in the Australian Army and was taken as a Prisoner of War on Timor by the Japanese from 1942 to 1945.

He worked on the infamous Burma-Siam Railway, and after being sent to Japan he witnessed the dropping of the second atomic bomb on Nagasaki on the horizon.

Far from producing bitterness, this experience politicised Tom and shaped his philosophy that he was to live by for the rest of his life.

As part of Weary Dunlop’s force, he lived by what he described in his first speech as “the principle of the fit looking after the sick, the young looking after the old, the rich looking after the poor”.

Tom returned from the war and became a manager of Woolworths before he entered Parliament as the Member for Reid in 1958.

He had a remarkable parliamentary career over the next 32 years which included serving as a Minister in both the Whitlam and Hawke Governments, as well as the Deputy Leader of the Labor Party.

He championed sustainability of both our natural and built environments and successfully campaigned for social justice and civil liberties.

His most recent policy achievement was championing the decision by Julia Gillard and the former Labor Government to grant proper compensation to the remaining former Japanese Prisoners of War.

His lasting impact is evident right around Australia through the National Estate and countless heritage buildings and natural environments that were protected as a direct result of his intervention.

At this time, Tom’s epic contribution to the nation will rightly be celebrated, but we must also remember what he meant to Balmain and the Inner West.

This is page 4 of the Minutes of the Ordinary Meeting of Council held on the 24th day of February, 2015 and presented for confirmation this 25th day of March, 2015.

.....
CHAIR

He was born in poverty, in Pashley Street Balmain, and it was there that he first learnt the values that stayed with him throughout his life – compassion and solidarity for fellow human beings.

It was to Balmain that Tom returned in his retirement, where he touched the lives of thousands of local people.

Tom’s local legacy lives on in the public housing he delivered and the public access to the harbour that he championed and protected.

C21/15 RESOLVED BYRNE/ PORTEOUS

That Council record its condolences at the passing on the Hon Tom Uren AC and write to his family to express our gratitude for his lifetime of public service and contribution to our local community.

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

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

ITEM C.3

CONDOLENCE MOTION - VALE LES MCMAHON

Former Leichhardt Councillor and Deputy Mayor Les McMahon passed away Friday 23 January 2015.

James Leslie McMahon was born on 26 February 1930 in Sydney.

He was a plumber, gasfitter and drainer and then an organiser for the Plumbers and Gasfitters Employees Union of Australia.

He was elected to Sydney City Council in 1967, Leichhardt City Council in 1968, and Sydney City Council again in 1971.

Les was also the New South Wales Commissioner of the Conciliation and Arbitration Commission.

In 1975 he was elected to the Australian House of Representatives as the Labor member for Sydney, a position he held until his retirement in 1983. Les was a Forest Lodge resident and father to 8 children.

C22/15 RESOLVED BREEN / BYRNE

That Council write to the family of Les McMahon expressing our condolences and our sadness for their loss.

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

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

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

- **Cr Costantino declared a Pecuniary (significant) interest in respect of Item 7.6 (Future Planning of Uniting Care properties in Leichhardt - Addendum to C455/14) as he lives behind one of the sites.**

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

C23/15 RESOLVED PORTEOUS/ CHANNELLS

a) Building and Development Meeting – 9 December 2014

That the Minutes of the Building & Development Council Meeting held on 9 December 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 Rochelle Porteous, Cr Craig Channells, Cr Daniel Kogoy, Cr Michele McKenzie, Cr John Stamolis, Cr John Jobling, Cr Vera-Ann Hannaford, Cr Tony Costantino, Cr Darcy Byrne, Cr Simon Emsley, Cr Linda Kelly, Cr Frank Breen

AGAINST VOTE - Nil

ABSENT. DID NOT VOTE - Nil

PRESENT. DID NOT VOTE - Nil

C24/15 RESOLVED PORTEOUS/ STAMOLIS

b) Ordinary Council Meeting – 16 December 2014

That the Minutes of the Ordinary Council Meeting held on 16 December 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 Rochelle Porteous, Cr Craig Channells, Cr Daniel Kogoy, Cr Michele McKenzie, Cr John Stamolis, Cr John Jobling, Cr Vera-Ann Hannaford, Cr Tony Costantino, Cr Darcy Byrne, Cr Simon Emsley, Cr Linda Kelly, Cr Frank Breen

AGAINST VOTE - Nil

ABSENT. DID NOT VOTE - Nil

PRESENT. DID NOT VOTE - Nil

C25/15 RESOLVED PORTEOUS/ McKENZIE

b) Policy Meeting – 10 February 2015

That the Minutes of the Policy Meeting held on 10 February 2015 be confirmed as a true and accurate record of the meeting subject to the following change to Item 2.3 (Strategic Sites, Centres and Corridors – Parramatta Road Project and Leichhardt Industrial Lands Study).

That Point 5 be added to resolution C04/15P to read;

This is page 7 of the Minutes of the Ordinary Meeting of Council held on the 24th day of February, 2015 and presented for confirmation this 25th day of March, 2015.

.....
CHAIR

Endorse the development of profiles and plans for Leichhardt's industrial precincts as recommended by the Leichhardt Industrial Lands Study.

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

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

AGAINST VOTE - Nil

ABSENT. DID NOT VOTE - Nil

PRESENT. DID NOT VOTE - Nil

7:09pm Cr Byrne temporarily left the meeting.

7:10pm Cr Byrne returned to the meeting.

**** MAYORAL MINUTES**

**ITEM 1.1 KOLOTEX SITE - 22 GEORGE ST, LEICHHARDT AND
 LABELCRAFT SITE - 30-40**

Background

Kolotex site:

In March 2014, the Kolotex and Labelcraft sites in George Street were removed from council's planning powers and rezoned from industrial to residential. The rezoning allowed for a maximum FSR of 2:15:1 with building heights up to 32 metres and 330 apartments.

The Development Application for the Kolotex site was subsequently lodged on 27 June 2014 and notified for six weeks.

Council resolved in June 2014 to make a submission on behalf of the Councillors to the JRPP and Willana and Associates were appointed to make that submission on behalf of Council.

Council Officers prepared the Development Assessment Report to the Joint Regional Planning Panel.

The matter was considered by the Joint Regional Planning Panel on 23 October 2014, at which time it refused the application for the following reasons:

- i. The Panel was not satisfied that the site was suitable for residential development because of possible high levels of contamination
- ii. The proposal does not perform well against SEPP 65 or the Residential Flat Design Code
- iii. The Panel considered the request to defer the matter from the applicant, and opted to refuse the matter due to the long period of time for which the application would be deferred
- iv. The proposed buildings do not provide a reasonable transition of scale to the existing development on the other side of surrounding streets

A second Kolotex Development application was lodged in December 2014 for site preparation works including remediation and the construction of five residential flat buildings, incorporating 287 apartments and 5 commercial tenancies and associated landscaping and basement parking at 22 George Street, Leichhardt (Kolotex).

Whilst the application has attempted to address a number of the deficiencies in the original application, a number of matters remain unresolved, for example:

- High level of contamination on the site and the level of documentation submitted to address the remediation of the site

- The transition of scale between the development and surrounding existing development
- Impacts on local traffic and parking as a result of the development

It is expected that a date will be set in the near future for this new DA to go to the Regional JRPP.

Labelcraft site:

Labelcraft owners lodged a DA in November 2014 seeking consent for site preparation works, construction of 2 buildings of between 4 and 8 storeys comprising 123 residential units above a 2 level basement car park with 125 parking spaces at 30-40 George Street, Leichhardt (Labelcraft).

This DA is scheduled to go to the Regional JRPP for determination in April 2015.

C26/15 RESOLVED PORTEOUS

1. That a full independent submission be developed by suitably qualified consultants on behalf of the Leichhardt community and Leichhardt Councillors on the DA for the Kolotex site.
2. That a full independent submission be developed by suitably qualified consultants on behalf of the Leichhardt community and Leichhardt Councillors on the DA for the Labelcraft site.

The vote for and against the above RESOLUTION is shown below for the record;
 FOR VOTE - Cr Rochelle Porteous, Cr Craig Channells, Cr Daniel Kogoy, Cr Michele McKenzie, Cr John Stamolis, Cr John Jobling, Cr Vera-Ann Hannaford, Cr Tony Costantino, Cr Darcy Byrne, Cr Simon Emsley, Cr Linda Kelly, Cr Frank Breen
 AGAINST VOTE - Nil
 ABSENT. DID NOT VOTE - Nil
 PRESENT. DID NOT VOTE - Nil

**ETHICAL PRACTICE IN COMMERCIAL TRADING IN
ABORIGINAL ART****Background**

Leichhardt Council is a strong supporter and advocate of Aboriginal and Torres Strait Islander cultural expression. We recognise the cultural and geographic diversity of Aboriginal and Torres Strait Islander art forms. Indeed our community is the home of Boomalli Aboriginal Artists Cooperative, with its focus on fostering a strong and distinctive cultural voice for urban Aboriginal artists, as well as to a range of community and commercial arts organisations that engage with indigenous artists from throughout Australia, and sell their works.

The fact is that at the very time that Aboriginal art is increasing in prestige and value in the community's mind, there are web-based and media reports of unethical practices in the commercial sale of Aboriginal art.

Unethical practices can range from misrepresenting the primacy of the artist producing the piece, to not paying a fair artist fee in the context of market value.

In October 2014, the Aboriginal Art Directory website reported works withdrawn from sale at auction in Melbourne in order to avoid, "*consequences that might arise due to misattribution*" <http://news.aboriginalartdirectory.com/tags/aboriginal%20art>. The works were withdrawn at the instigation of Art Trade, the body administering the Australian Indigenous Art Code, in the interests of protecting both artists and consumers and promoting ethical practice and sound provenance in Aboriginal Art Trade.

On 3 January 2015, **The Australian** identified one source of poor practices as pop-up auctions, and on 26 January followed with a headline "**millions made from selling fake Aboriginal works**".

Leichhardt Council would like to protect our community from being exposed to such poor practice. It is bad for artists, it is bad for communities, it is bad for business.

Furthermore, Leichhardt Council's Aboriginal Cultural Protocol makes the commitment *to ensure best practice when working with Aboriginal and Torres Strait Islander communities, (and) ensure professionalism and a firm commitment to social justice in the whole community.*

An obvious and immediate step to demonstrating our commitment to social justice principals in the field of commercial sale of Aboriginal art is to ensure that Council facilities are not the venue for unethical practice. Indeed, we should adhere to the principals of social justice and ethical practice across the board. This should be

This is page 11 of the Minutes of the Ordinary Meeting of Council held on the 24th day of February, 2015 and presented for confirmation this 25th day of March, 2015.

.....
CHAIR

achieved to enhance the role of our facilities in offering diverse activities aligned with Employment and Economic Plan, and Community and Cultural Plan objectives of activating our Town Halls with diverse activities that are meeting the needs of the Leichhardt community and at the same time activate our high streets.

C27/15 RESOLVED PORTEOUS

1. That Council officers review Council hiring policy to prevent organisations breaching ethical conduct in relation to commercial activities conducted under the hiring agreement.
2. That Council, following consultation with the Leichhardt Aboriginal and Torres Strait Islanders Committee, brings a report back to Council regarding Council taking on Indigenous Art Code Supporter membership of the Indigenous Art Code and forthwith requiring that where there is a commercial hire of a council venue for the purpose of selling Indigenous art that the dealer is a member of the Indigenous Art Code.
3. That Council officers work with the Leichhardt Aboriginal and Torres Strait Islanders Committee and other key stakeholders to conduct a public seminar during Fair Trade Fortnight 4 – 18 May, presenting a discussion of the diversity of Aboriginal and Torres Strait Islander visual art forms, how to ensure that the artist and their community are the key beneficiaries of sales of indigenous art and some signals to inform people on resources if they want to research the field further.

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

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

**** SUSPENSION OF STANDING ORDERS**

C28/15 RESOLVED PORTEOUS/ JOBLING

That Standing Orders be suspended and Items 5.1, 6.1, 6.5, 6.8 and 7.6 be brought forward and dealt with now.

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

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

ITEM 5.1 VIDEO OF INAUGURAL SYDNEY HARBOUR & COAST WALK

C29/15 RESOLVED PORTEOUS/ BREEN

That Council approve a \$550 financial contribution to the Video of the Inaugural Sydney Harbour & Coast Walk from the Councillor Miscellaneous Priorities Budget.

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

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

7:38pm Cr McKenzie temporarily left the meeting.
7:44pm Cr McKenzie returned to the meeting.
8:13pm Cr Breen temporarily left the meeting.
8:18pm Cr Breen returned to the meeting.
8:25pm Cr Emsley temporarily left the meeting.
8:26pm Cr Emsley returned to the meeting.

ITEM 6.1 BUSINESS FORUMS

C30/15 RESOLVED PORTEOUS/ KOGOY

1. That Council notes that the matter of potentially using Council sites for markets has been referred to Property and Commercial Services to be further investigated as part of the Property Review currently underway;
2. The Council investigates the development of a new award category with the organisers of the Inner West Business Awards Program to recognise proactive property owners who contribute to the vibrancy of our main streets;
3. That Council notes there is no identified financial or taxation benefits to be gained by property owners in leaving properties untenanted for extended periods;
4. That Council extends the Busking Festival developed in consultation with local business representatives, which lays a foundation for live music performance in the high streets with funding to be sourced from within existing project budgets and investigate a marketing strategy to promote the Leichhardt Council busking policy throughout the local artistic communities.
5. That the matter of Beattie St/Woolworths and other Balmain car parking potential sites be the subject of a separate report to follow to council;
6. That Council supports the 'Leichhardt Long Lunch' series of events for the Norton St Precinct that tie into to existing major events within the area such as Festa and Earthbeat and that delivers upon actions identified within the *draft* Marketing and Promotions Strategy;
7. That Councils provides \$20,000 from the current 2014/15 Employment and Economic Development Plan Marketing and Promotion Project and \$30,000 for two subsequent years (2015/16 and 2016/17) to the Leichhardt Annandale Business Chamber to deliver the Leichhardt Long Lunch series events;
8. That Council resolves to reallocate its current funding commitment of \$20,000 to the Leichhardt Annandale Business Chamber for Business Networking and Training Projects to the delivery of the Leichhardt Long Lunch series of events.
9. That an internal Cross Divisional team chaired by the Economic Development Officer be formed under the direction of the General Manager to drive the implementation of the adopted Employment and Economic Development Plan action plan, the adopted Business Forum outcomes and the forthcoming Marketing Strategy . Monitoring and reporting of progress will occur through the Senior Management Team as well as the current Delivery Program updates submitted to Council each quarter.

This is page 14 of the Minutes of the Ordinary Meeting of Council held on the 24th day of February, 2015 and presented for confirmation this 25th day of March, 2015.

.....
CHAIR

10. That Council considers resolving to extend contractual arrangements with Renew Leichhardt for a further 12 months (current arrangements go through to June 2015) subject to a satisfactory review, with a report being brought back to the April 2015 Ordinary Meeting of the existing contract pending the findings of the review of the first periods of implementation and pending agreement on an appropriate funding level and consideration within the upcoming 2015/16 budget process.
11. That a report be brought to the March Ordinary meeting on Council providing an incentive to new businesses within the LGA to activate footpaths outside their premises. The incentive being a one-off new business fee waiver of footpath licence fees. The period for the waiver is proposed to be 6 months with fees to be regulated back to normal fees after the 6 month waiver. That this report also looks at what changes would need to be made to footpath licence fees to make them cost-recovery only. That this report also investigate the creation of a “market atmosphere” on the high streets to help activate the footpaths. This report also investigates extending the 6 month fee waiver to all businesses in the LGA and potentially extending to 12 months.
12. That Council officers reissue the detailed parking and traffic business issue component of the October 2014 report titled Mayoral Business Forums September that was considered by Council in October. That the costings estimated in this report be considered in the 2015/16 budget process.
13. That costings be provided to Council as part of the upcoming 2015/16 budget process for:
 - The repainting of Leichhardt Town Hall
 - Development of Gateway Signage to Rozelle from Victoria Road and to Leichhardt from the City West Link.
14. That in lieu of running the InnerWest Business Forum which was cancelled last year due to lack of numbers, Leichhardt Council approaches Ashfield, Marrickville and Canada Bay Councils with a proposal to instead jointly organise a series of short lunchtime or evening business training forums across the Inner West on relevant topics for small business owners with each council running up to two training forums over a 12 month period. This to be managed in a similar way to the Environmental Education Treading Lightly series.
15. That Council engages with local businesses to see if there is the opportunity for parking to be opened up on their premises.
16. That Council’s forthcoming budget discussions seriously consider main street rejuvenation initiatives such as new seats, bins, flower beds and other.

17. That Council's forthcoming budget discussions seriously consider major infrastructure improvements in or near our commercial areas (Leichhardt Town Hall precinct, Telstra Building Balmain).
18. That questions regarding customer and residents shopping habits be incorporated in the community perception survey.

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

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

During consideration of the above matter, an amendment was moved by Crs Kelly / Byrne and voted on separately. The carried amendment was incorporated into the primary motion, as point 12.

KELLY/ BYRNE

That Council officers reissue the detailed parking and traffic business issue component of the October 2014 report titled Mayoral Business Forums September that was considered by Council in October. That the costings estimated in this report be considered in the 2015/16 budget process.

The vote for and against the above CARRIED AMENDMENT is shown below for the record;

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

- 8:43pm** Cr Kogoy temporarily left the meeting.
- 8:44pm** Cr Hannaford temporarily left the meeting.
- 8:46pm** Cr Hannaford returned to the meeting.
- 8:49pm** Cr Kogoy returned to the meeting.
- 8:53pm** Cr Costantino temporarily left the meeting.
- 8:56pm** Cr Costantino returned to the meeting.

**ITEM 6.5 BIRCHGROVE TENNIS COURTS - REQUEST BY LESSEE
FOR ADDITIONAL CAPITAL WORKS BY COUNCIL**

C31/15 RESOLVED BREEN/ BYRNE

Council notes the architect's report in respect of proposed improvements to the Birchgrove tennis courts and resolves to complete the works during the current lease and to discuss with the lessee further options, priorities and time lines for implementing the improvements and conduct consultation with users of the court to obtain their feedback on these matters.

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

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

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

JOBLING / HANNAFORD

- 1 That in the current lease term, Council undertake the works to the toilets and showers at Birchgrove Tennis Courts requested by the lessee, in addition to the works to the toilets specified in the lease, with a corresponding reduction in the other work to be done by Council in the current lease terms.

- 2 That the lessee's request for other additional capital works by Council to the Birchgrove Park Tennis Courts be deferred for consideration until negotiations, if any, for a new lease following expiry of the current lease on 31 January 2018.

**ITEM 6.8 FLOWER BARROW, DARLING STREET, BALMAIN -
REQUEST FOR TRANSFER AND CHANGE OF USE**

C32/15 RESOLVED BYRNE/ JOBLING

1. That Council accept a surrender from Jason Dooris and Marisa Mauri-Dooris of the current street vending consent for the flower barrow in Darling Street, Balmain and grant a new street vending consent to Myriam Cordellier Wever (being the purchaser of the business from Mr Dooris and Ms Mauri-Dooris):
 - a. subject to Council being paid all money owing under the current consent to the date of surrender and the fees for preparation of the surrender and new street vending consent as set out in Council's Schedule of Fees and Charges;
 - b. with the surrender and new street vending consent to be interdependent;
 - c. with the new street vending consent to be for a term expiring on 31 October 2018, being the expiry date of the consent being surrendered, and with necessary changes to reflect the new consent being for the balance of the term of the current consent;
 - d. with approval for alterations to the stationary van structure as outlined in Ms Wever's application (annexed to the report) provided that it fits within the licensed area and with clauses added regarding the side panel and the safety of pedestrians;
 - e. with the permitted use changed from the sale of flowers to the sale of bread, sandwiches, pastries and related items;
 - f. with the licence specifying that the structure is for retail sale only with no food to be prepared on site;
 - g. with the new licensee required to obtain all necessary approvals required for the retail sale of food (including but not limited to those required by council as local council), and not to start trading from the structure until these are obtained and copies provided to council (as roads owner under the street vending consent);
 - h. otherwise on the same terms as the current approval; and
 - i. with the new operators advised that there is no guarantee that a new street vending approval will be granted after expiry on 31 October 2018.

2. Authority is delegated to the General Manager to finalise the terms and sign on behalf of Council the surrender of the current approval and the new street vending approval.

The vote for and against the above RESOLUTION is shown below for the record;
FOR VOTE - Cr Rochelle Porteous, Cr Craig Channells, Cr Daniel Kogoy, Cr Michele McKenzie, Cr John Stamolis, Cr John Jobling, Cr Vera-Ann Hannaford, Cr Tony Costantino, Cr Darcy Byrne, Cr Simon Emsley, Cr Linda Kelly, Cr Frank Breen
AGAINST VOTE - Nil
ABSENT. DID NOT VOTE - Nil
PRESENT. DID NOT VOTE - Nil

This is page 18 of the Minutes of the Ordinary Meeting of Council held on the 24th day of February, 2015 and presented for confirmation this 25th day of March, 2015.

.....
CHAIR

9:19pm Cr Costantino temporarily left the meeting.
9:19pm Cr Channells temporarily left the meeting.
9:21pm Cr Channells returned to the meeting.
9:25pm Cr McKenzie temporarily left the meeting.
9:27pm Cr McKenzie returned to the meeting.
9:45pm Cr Jobling temporarily left the meeting.
9:48pm Cr Jobling returned to the meeting.

ITEM 7.6 FUTURE PLANNING OF UNITING CARE PROPERTIES IN LEICHHARDT - ADDENDUM TO C455/14

Cr Costantino declared a Pecuniary (significant) interest in respect of this item as he lives behind one of the sites.

He left the Chambers and was not present for consideration of this matter and did not vote.

C33/15 RESOLVED EMSLEY/ PORTEOUS

That on the receipt of the executed MOU that the proposed building envelopes determined following consultation on planning for the Uniting Care Properties in Leichhardt (referred to in item 3.2 of 16 December Ordinary Meeting) - comprising heights, setbacks, and indicative FSRs- be endorsed by Council.

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

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

**** SUSPENSION OF STANDING ORDERS**

C34/15 RESOLVED PORTEOUS/ STAMOLIS

That Standing Orders be suspended and Items 6.4 and 7.7 be brought forward and dealt with now.

The vote for and against the above RESOLUTION is shown below for the record;
FOR VOTE - Cr Rochelle Porteous, Cr Craig Channells, Cr Michele McKenzie, Cr Daniel Kogoy, Cr John Stamolis, Cr John Jobling, Cr Vera-Ann Hannaford, Cr Darcy Byrne, Cr Simon Emsley, Cr Linda Kelly, Cr Frank Breen
AGAINST VOTE - Nil
ABSENT. DID NOT VOTE – Cr Tony Costantino
PRESENT. DID NOT VOTE - Nil

10:08pm Cr Channells temporarily left the meeting.
10:09pm Cr Costantino returned to the meeting.
10:11pm Cr Channells returned the meeting.
10:12pm Cr Byrne retired from the meeting.
10:12pm Cr McKenzie temporarily left the meeting.
10:18pm Cr McKenzie returned to the meeting.

ITEM 6.4 LEICHHARDT PARK - PROPOSED CHILDCARE CENTRE

C35/15 RESOLVED PORTEOUS/ KELLY

That Council proceeds with the tender for the Child Care Centre.

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

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

During consideration of this matter the following FORESHADOWED MOTION was moved. As the Primary Motion was adopted the foreshadowed motion was not voted on but is shown below for the record;

JOBLING / HANNAFORD

That Council defer consideration for a period of 12 months with a further report to the February 2016 Council meeting.

10:30pm EXTENSION OF TIME TO CONTINUE MEETING

C36/15 RESOLVED HANNAFORD/ COSTANTINO

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

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

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

AGAINST VOTE - Nil

ABSENT. DID NOT VOTE - Cr Darcy Byrne

PRESENT. DID NOT VOTE - Nil

ITEM 7.7 LPAC WATER POLO POOL

C37/15 RESOLVED EMSLEY/ BREEN

That Council invite the University of Technology to make a formal submission outlining their interest in partnering with Council to construct a new water polo pool at Leichhardt Park Aquatic Centre. An initial assessment of the submission should be reported by Council Officers to the March Ordinary meeting.

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

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

AGAINST VOTE - Nil

ABSENT. DID NOT VOTE - Cr Darcy Byrne

PRESENT. DID NOT VOTE - Nil

**** SUSPENSION OF STANDING ORDERS**

C38/15 RESOLVED PORTEOUS/ KOGOY

That Items 2.1, 2.2, 2.4, 2.6 and 6.6 in the Open Council Section of the Business Paper be dealt with concurrently, and the recommendations contained in the reports be adopted.

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

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

ITEM 2.1 SUMMARY OF RESOLUTIONS

C39/15 RESOLVED PORTEOUS/ KOGOY

That the information be received and noted.

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

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

ITEM 2.2 INVESTMENT REPORT FOR JANUARY 2015

C40/15 RESOLVED PORTEOUS/ KOGOY

That Council:

1. Receive and note the Investment Report for January 2015
2. Receive and note the Certificate of the Responsible Accounting Officer

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

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

AGAINST VOTE - Nil

ABSENT. DID NOT VOTE - Cr Darcy Byrne

PRESENT. DID NOT VOTE - Nil

ITEM 2.4 REPORT ON STAFF TRAINING FOR HYDROTHERAPY POOL

C41/15 RESOLVED PORTEOUS/ KOGOY

That Council note:

1. The primary responsibility of LPAC's Lifeguards is to patrol aquatic venues and ensure safety of patrons. That the qualifications between Lifeguards and an accredited Exercise Physiologist vary significantly, which can impact Council's risk liability.
2. LPAC has a qualified Exercise Physiologist, which is available on as pay/booking basis.
3. That in the development of the promotion strategy for the hydrotherapy pool, LPAC's qualified Exercise Physiologist be included in the advertising material.

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

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

AGAINST VOTE - Nil

ABSENT. DID NOT VOTE - Cr Darcy Byrne

PRESENT. DID NOT VOTE - Nil

ITEM 2.6 2ND QUARTER BUDGET REVIEW STATEMENT 2014-15

C42/15 RESOLVED PORTEOUS/ KOGOY

That Council note the report by the responsible accounting officer and adopt the budget and changes as shown in Part A of the report.

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

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

AGAINST VOTE - Nil

ABSENT. DID NOT VOTE - Cr Darcy Byrne

PRESENT. DID NOT VOTE - Nil

ITEM 3.2 TRAFFIC COMMITTEE MINUTES 5TH FEBRUARY 2015

C43/15 RESOLVED PORTEOUS/ KOGOY

That Council adopt the minutes of the Local Traffic Committee meeting held on 5th February 2015 as shown below:

1.0 Confirmation of Minutes

TR14/246

Committee Recommendation:

That the Minutes from the December 2014 Local Traffic Committee be accepted as a true and accurate record of the meeting's proceedings.

1.1 Matters Arising from Minutes of Previous Meeting

2.0 Reports

TR15/001

2.1 'No Stopping' zone – Unnamed Laneway between Coleridge Street and Mackenzie Street, Leichhardt

Committee Recommendation (unanimous support):

This is page 24 of the Minutes of the Ordinary Meeting of Council held on the 24th day of February, 2015 and presented for confirmation this 25th day of March, 2015.

.....
CHAIR

That a 13m 'No Stopping' zone be provided on the southern side of the Unnamed Laneway west of Coleridge Street and adjacent to the side boundary of No.10 Coleridge Street, Leichhardt.

TR15/002

2.2 Road Occupancy – Flood Street, Leichhardt

Committee Recommendation (unanimous support):

- a) That the road occupancy for a BreastScreen NSW mobile lab unit on the western side of Flood Street, adjacent to Leichhardt Market Place, for the duration of 8 weeks from 17 July to 11 September 2015 be supported, subject to the following conditions:
- b)
- a) That all affected businesses, residents and other occupants must be notified of the road occupancy and activities at least one week prior to the commencement of the event. Any concerns or requirements raised by business proprietors, residents and other occupants must be resolved or accommodated by the applicant.
- b) That the applicant contact Energy Australia/Ausgrid in relation to power access to the mobile laboratory.
- c) That the areas to be used for the activities must be maintained in a clean and tidy condition to the satisfaction of Council's Director Infrastructure and Service Delivery, or else the applicant will be required to reimburse Council for any extraordinary cleansing costs.
- d) That the Council and RMS must be indemnified against all claims for damage or injury that may result from either the activities or from the occupation of part of the public way during the activities. The applicant must therefore produce evidence of its public risk insurance cover (under which Council is indemnified) with a minimum policy value of at least \$20,000,000.
- e) That a copy of the Council approval letter must be made available on the site for inspection by relevant officers.
- f) That the applicant must comply with any reasonable directive from Council's Compliance Officers.
- g) That Council reserves the right to cancel this approval at any time.

TR15/003

2.3 Proposed Raised Pedestrian Crossing – Jane Street, Balmain

Committee Recommendation (unanimous support):

That the existing part-time 'Children's Crossing' in Jane Street be retained as the RMS warrants for a pedestrian (zebra) crossing are not met

That the Principal be advised of the Committee decision.

TR15/004

2.4 Parking Conditions – Hudson Street, Annandale

Committee Recommendation (unanimous support):

That the proposed modifications to parking in Hudson Street, Annandale between Whites Creek Lane and Hutchinson Lane as detailed in the attached plan be approved, subject to the new multipurpose facility and Development Application approval of the Cohen Park Upgrade .

TR15/005

2.5 Pedestrian Conditions – Ryan Street at O’Neill Street, Lilyfield

Committee Recommendation (unanimous support):

That the proposed kerb extension in Ryan Street at O’Neill Street, Lilyfield as detailed on the attached Dwg. No. 870-A1, be approved.

TR15/006

2.6 ‘No Parking’ Restriction – Gallimore Avenue at School St, Balmain East

Committee Recommendation (unanimous support):

That 8m of ‘No Parking’ be installed on the north-western corner of School Street and Gallimore Avenue from the closed end of School Street, Balmain East.

TR15/007

2.7 Proposed ‘No Parking’ – Cooper Street, Balmain

Committee Recommendation (unanimous support):

That a 30m ‘No Parking’ zone be installed on the eastern side of Cooper Street, Balmain (opposite No. 2-12 Cooper Street).

TR15/008

2.8 Angle Parking – Rose Street (Johnston St-View St), Annandale

Committee Recommendation (unanimous support):

- a) That a 45 degree angle parking (front to kerb) restriction be installed on the northern side of Rose Street between Johnston Street and View Street, Annandale.
- b) That a 10m ‘No Stopping’ restriction (measured from the kerb blister on View Street) be installed on the northern side of Rose Street, west of View Street.

TR15/009

2.9 Parking Issues – Nelson Street & Rose Street, Annandale

Committee Recommendation (unanimous support):

That this matter be deferred until the old Tram Shed redevelopment at Harold Park is completed.

3. STATUS REPORTS

TR15/010

3.1 Part Time Truck Zone – Robert Street, Rozelle

- a) That a 19m 'Truck Zone' 7.00am to 7.00pm MON – SAT' be installed on the southern side of Robert Street, east of Mullens Street, Rozelle, for a trial period of 3 months.
- b) That the results of the trial only be reported back should there be any significant issues raised, otherwise the part time 'Truck Zone' be made a permanent restriction.
- c) That the surveyed residents/businesses be advised of the Committee's recommendation.

4. Minor Traffic Facilities

TR15/011

4.1 'Disabled Parking' Restriction – Nicholson Street, Balmain East

Committee Recommendation (unanimous support):

That the existing resident parking restrictions be altered to install a 6.0m 'Disabled Parking' zone outside No.7/8 Nicholson Street, Balmain East.

TR15/012

4.2 Removal of 'Disabled Parking' Restriction – Chapel Street, Lilyfield

Committee Recommendation (unanimous support):

That the existing Disabled Parking zone outside No.3 Chapel Street, Lilyfield be removed as it is no longer required and the resident parking restrictions be reinstated.

TR15/013

4.3 Removal of 'Disabled Parking' Restriction – Charles Street, Balmain

Committee Recommendation (unanimous support):

That the existing Disabled Parking zone outside No.8 Charles Street, Balmain be removed as it is no longer required.

TR15/014

4.4 Removal of 'Disabled Parking' Restriction – Percival Street, Lilyfield

Committee Recommendation (unanimous support):

That the existing Disabled Parking zone outside No.43 Percival Street, Lilyfield be removed as it is no longer required.

TR15/015

4.5 Removal of 'Disabled Parking' Restriction – Hubert Street, Leichhardt

Committee Recommendation (unanimous support):

That the existing Disabled Parking zone outside No.31 Hubert Street, Leichhardt be removed as it is no longer required.

TR15/016

4.6 Change of '1P' Parking Restriction to 'Disabled Parking' Restriction – Cecily Street, Lilyfield and Springside Street, Rozelle

Committee Recommendation (unanimous support):

That the existing 6m '1P' zones (in lieu of Disabled Parking zones) be replaced with 6m 'Disabled Parking' zones in front of:

- No.126 Cecily Street, Lilyfield.
- No.33 Springside Street, Rozelle

5. Special Traffic Committee – Items supported between formal meetings

TR15/017

5.1 Temporary Parking Changes – Darling St & Weston St, Balmain East

Committee Recommendation (unanimous support):

- a) That an additional temporary 20m 'Bus Zone, 7am-9am and 3pm-7pm Mon-Fri' be installed adjacent to the existing full-time 'Bus Zone' on the northern side of Darling Street, near Balmain East Wharf.
- b) That a temporary Resident Parking Area BE be installed in the existing '2-hour' parking zone on the eastern side of Weston Street, outside Nos. 2-8 Weston Street.

TR15/018

5.2 Installation of 'Work Zone' Restriction – Stephen Street, Balmain

Committee Recommendation (unanimous support):

That a 9m 'Works Zone 7.00am - 5.00pm Mon-Fri, 7.00am - 1.00pm Sat' be installed in Stephen Street, Balmain on the frontage of No.5 Stephen Street, Balmain for 3 weeks.

TR15/019

5.3 Proposed 'Disabled Parking' Restriction – Cove Street, Birchgrove

Committee Recommendation (unanimous support):

That a 6.0m 'Disabled Parking' zone be installed outside No.32 Cove Street, Birchgrove (measured from the boundary of No.30/32 Cove Street).

6. ITEMS WITHOUT NOTICE

TR15/020

6.1 Road Safety Improvements – Parramatta Road/Young Street/Percival Street, Annandale

Committee Recommendation (unanimous support):

That the report be received and noted.

TR15/021

6.2 Disabled Parking – Leys Avenue

Committee Recommendation (unanimous support):

That this matter be further investigated and a report be brought back to the next available meeting.

TR15/022

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, 5th March 2015**.

8. PART B - INFORMAL ITEMS

TR15/023

8.1 LPAC Car Park Traffic Conditions, Lilyfield

This is page 29 of the Minutes of the Ordinary Meeting of Council held on the 24th day of February, 2015 and presented for confirmation this 25th day of March, 2015.

.....
CHAIR

Committee Recommendation (unanimous support):

That the proposed changes to traffic arrangements in the LPAC Car Park as detailed on the attached Plan be approved for a 3 month trial basis and an education campaign regarding the traffic restrictions be carried out, including reasons for the treatment under a 3 month trial.

9 PART C - TRAFFIC GENERATING DEVELOPMENTS

There are no matters to report.

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

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

**ITEM 6.6 NEW LEASE FOR SYDNEY CREDIT UNION -
 ADMINISTRATIVE BUILDING**

C44/15 RESOLVED PORTEOUS/ KOGOY

1. That Council grant to Indue Aggregation Services Pty Limited a lease of suite 1 ground floor, Administration Building for use as a branch of Sydney Credit Union for a term of three years from 1 March 2015 to 28 February 2018 at market rent and utility fee assessed by an external valuer and otherwise on the same terms as the prior lease.
2. The authority is delegated to the General Manager to execute the lease for and on behalf of Council.

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

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

**** RESUMPTION OF STANDING ORDERS**

10:38pm Cr Hannaford temporarily left the meeting.

10:39pm Cr Hannaford returned to the meeting.

ITEM 2.3 REQUEST FOR FEE WAIVERS OVER \$4000

C45/15 RESOLVED EMSLEY/ KELLY

That Council approve a fee waiver be granted to Lilyfield Playgroup for their use of Jimmy Little Community Centre between January to December 2015 to the value of \$15 456.

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

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

AGAINST VOTE - Nil

ABSENT. DID NOT VOTE - Cr Darcy Byrne

PRESENT. DID NOT VOTE - Nil

ITEM 2.5 STATUS REPORT ON LOCAL HISTORY GRANTS

C46/15 RESOLVED EMSLEY/ STAMOLIS

That funds totalling \$5,855 be allocated, in accordance with the payment procedures, to the following Local History projects:

1. From Victorian To Modern: Streetscape Diversity in Balmain project

That final payment of \$855.00 be approved

2. Callan Park ~ Compassion & Conflict in The Asylum

That the grant application for \$5,000 be approved

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

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

AGAINST VOTE - Nil

ABSENT. DID NOT VOTE - Cr Darcy Byrne

PRESENT. DID NOT VOTE - Nil

**** SUSPENSION OF STANDING ORDERS**

C47/15 RESOLVED PORTEOUS/ HANNAFORD

That Standing Orders be suspended and Items 6.2 be brought forward and dealt with now.

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

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

11:00pm EXTENSION OF TIME TO CONTINUE MEETING

C48/15 RESOLVED HANNAFORD/ PORTEOUS

That the meeting be extended to deal with the remaining items on the agenda.

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

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

ITEM 6.2 FINANCIAL ASSISTANCE PROVIDED TO BUSINESSES IMPACTED BY THE ROZELLE FIRE: PROGRESS REPORT

C49/15 RESOLVED PORTEOUS/ HANNAFORD

1. That Council:
 - a) Note that a total of \$47,912.77 has been provided by Council to local businesses directly impacted by Rozelle fire.
 - b) Note that a total of \$13,449.00 in rates has been deferred.
 - c) Agrees to provide financial assistance to the affected property owners where Asbestos Clearance Certificates are required due to asbestos fragments being detected at their properties.
 - d) Delegate to the General Manager the authority to approve payments to the 2 business proprietors identified in this report.
2. That Council note the estimated cost of providing financial assistance to the local Rozelle businesses impacted on by the Rozelle Fire at \$149,000 for approximately 80 businesses, however despite significant effort on the part of Council staff, Council has only been able to provide \$47,912.77 in direct financial relief. This may increase slightly with 2 further businesses identified, Nevertheless there is a significant amount of funds (approx. \$100,000) which Council intended to use to help local Rozelle businesses.
3. That Council allocate this one-off funding to benefit local businesses. This funding to be allocated in part to fund actions from the Economic Development Plan and the forthcoming Marketing Strategy which are focused on the Rozelle and Balmain commercial areas and/ or towards a 2015 Village Fair for Rozelle or Rozelle/Balmain Village Fair. That the exact allocation of these funds be considered as part of the 2015/2016 budget process and in consultation with local Chambers and the local community. That a memorial plaque also be considered as part of this process from this funding.

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

FOR VOTE - Cr Rochelle Porteous, Cr Craig Channells, Cr Daniel Kogoy, Cr Michele McKenzie, Cr John Stamolis, Cr John Jobling, Cr Vera-Ann Hannaford, Cr Tony Costantino

AGAINST VOTE - Cr Simon Emsley, Cr Linda Kelly, Cr Frank Breen

ABSENT. DID NOT VOTE - Cr Darcy Byrne

PRESENT. DID NOT VOTE - Nil

**** SUSPENSION OF STANDING ORDERS**

C50/15 RESOLVED PORTEOUS / JOBLING

That Standing Orders be suspended and Items 3.1 be brought forward and dealt with now.

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

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

AGAINST VOTE - Nil

ABSENT. DID NOT VOTE - Cr Darcy Byrne

PRESENT. DID NOT VOTE - Nil

ITEM 3.1 FIT FOR THE FUTURE

C51/15 RESOLVED KOGOY/ STAMOLIS

1. That Council:
 - a) Receive and note the Fit for the Future Shared Modelling report prepared by Morrison Low consultants for Ashfield, Burwood, Canada Bay, Marrickville and Leichhardt Council
 - b) Commence the community engagement program as detailed in this report to inform Leichhardt Council residents and businesses about the State Government proposed amalgamation of Leichhardt Council with Ashfield, Burwood, Canada Bay, Marrickville and Strathfield Councils ; what this will likely mean for our local government area ; and to encourage and obtain community feedback
 - c) Allocate an additional \$12,000 from the Major Issues budget to cover the full community engagement program costs estimated at \$22,000
 - d) Schedule a further Councillor briefing on the modelling report at the Budget workshop on Saturday 7th March as well as a Councillor briefing/workshop on Tues 21st April to review community feedback and prepare the framework for Council's Fit for the Future submission.
2. That the amalgamation information brochure be circulated to Councillors for feedback prior to distribution.

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

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

AGAINST VOTE - Nil

ABSENT. DID NOT VOTE - Cr Darcy Byrne

PRESENT. DID NOT VOTE - Nil

During consideration of this Matter, the following Amendments were voted on and LOST. The vote for and against the above LOST AMENDMENTS is shown below for the record;

KELLY / BREEN

That point 3 be replaced with the following wording;

Allocate an additional \$3,000 from the Major Issues budget to cover the full community engagement program costs

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

FOR VOTE - Cr Simon Emsley, Cr Linda Kelly, Cr Frank Breen

AGAINST VOTE - Cr Rochelle Porteous, Cr Craig Channells, Cr Daniel Kogoy, Cr Michele McKenzie, Cr John Stamolis, Cr John Jobling, Cr Vera-Ann Hannaford, Cr Tony Costantino

ABSENT. DID NOT VOTE - Cr Darcy Byrne

PRESENT. DID NOT VOTE - Nil

KELLY / BREEN

The amalgamation information brochure to return to the March Policy Council meeting for endorsement

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

FOR VOTE - Cr Simon Emsley, Cr Linda Kelly, Cr Frank Breen

AGAINST VOTE - Cr Rochelle Porteous, Cr Craig Channells, Cr Daniel Kogoy, Cr Michele McKenzie, Cr John Stamolis, Cr John Jobling, Cr Vera-Ann Hannaford, Cr Tony Costantino

ABSENT. DID NOT VOTE - Cr Darcy Byrne

PRESENT. DID NOT VOTE - Nil

KELLY / BREEN

Delete the budget for advertisements in the local paper and social media enhancements at a savings of \$9,000.

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

FOR VOTE - Cr Simon Emsley, Cr Linda Kelly, Cr Frank Breen

AGAINST VOTE - Cr Rochelle Porteous, Cr Craig Channells, Cr Daniel Kogoy, Cr Michele McKenzie, Cr John Stamolis, Cr John Jobling, Cr Vera-Ann Hannaford, Cr Tony Costantino

ABSENT. DID NOT VOTE - Cr Darcy Byrne

PRESENT. DID NOT VOTE - Nil

**** RESUMPTION OF STANDING ORDERS**

11:21pm Cr McKenzie temporarily left the meeting

11:21pm Cr Kogoy temporarily left the meeting.

C52/15 RESOLVED PORTEOUS / JOBLING

That item 6.3 be deferred and considered in Committee of the Whole

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

FOR VOTE - Cr Rochelle Porteous, Cr Craig Channells, Cr John Stamolis, Cr John Jobling, Cr Vera-Ann Hannaford, Cr Tony Costantino,

AGAINST VOTE - Cr Simon Emsley, Cr Linda Kelly, Cr Frank Breen

ABSENT. DID NOT VOTE - Cr Darcy Byrne, Cr Daniel Kogoy, Cr Michele McKenzie

PRESENT. DID NOT VOTE - Nil

11:23pm Cr McKenzie returned to the meeting.

ITEM 6.7 LEASE OF 85 VICTORIA ROAD, ROZELLE

C53/15 RESOLVED BREEN/ CHANNELLS

- 1 That Council enter into a lease of 85 Victoria Road, Rozelle for a 3 year term expiring on 31 December 2017 at an initial rent of \$68,500 plus GST per year with annual CPI reviews, for use as a public car park, on the terms of the draft lease attached to the report.
- 2 That authority is delegated to the General Manager to make any minor or administrative corrections to the lease that may be required and to execute the lease on behalf of Council.
- 3 That once the lease is signed, further signs be erected and the car park be advertised.
- 4 That regularly during the lease term, Council review the parking demand and parking vacancy rates at 85 Victoria Road, Rozelle.
- 5 That Council investigate potential sites for purchase or lease for public car parking having regard in particular to the effects of the clearway on Victoria Road being extended to weekends.
6. That figures for the usage of the site for parking be collected and reported back to Council in 3 months.

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

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

AGAINST VOTE - Nil

ABSENT. DID NOT VOTE - Cr Darcy Byrne, Cr Daniel Kogoy

PRESENT. DID NOT VOTE - Nil

ITEM 6.9 BALMAIN LEAGUES CLUB SITE

C54/15 RESOLVED PORTEOUS/ CHANNELLS

That the report be received and noted.

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

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

11:33pm Cr Kogoy returned to the meeting.

**ITEM 6.10 VOLUNTARY PLANNING AGREEMENT: 141 AND 159
ALLEN STREET, LEICHHARDT**

C55/15 RESOLVED JOBLING/ HANNAFORD

That Council:

1. Enter into the Voluntary Planning Agreement and authorise the General Manager to execute the agreement on behalf of Council.
2. Reconfirm the previous resolution of Council C393/14;
That the 2 additional monetary contributions to the value \$519,805 go to Council's affordable housing fund noting that the additional funds available under the VPA can be used for any public purpose including Affordable Housing at a later date.

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

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

AGAINST VOTE - Nil

ABSENT. DID NOT VOTE - Cr Darcy Byrne

PRESENT. DID NOT VOTE - Nil

During consideration of this Matter, the following Amendment was voted on and LOST. The vote for and against the above LOST AMENDMENT is shown below for the record;

EMSLEY / BREEN

That the part of the monetary contribution required by current legislation capping s94 contributions in place as at the time of signing of the Planning Agreement (estimated in the report as \$3,382,088) be dedicated for use by Council's affordable housing fund;

That Council's affordable housing funds acquired via the Planning Agreement be used for the purchase of suitable housing stock as soon as is practicable.

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

FOR VOTE - Cr Michele McKenzie, Cr Simon Emsley, Cr Linda Kelly, Cr Frank Breen

AGAINST VOTE - Cr Rochelle Porteous, Cr Craig Channells, Cr Daniel Kogoy, Cr John Stamolis, Cr John Jobling, Cr Vera-Ann Hannaford, Cr Tony Costantino

ABSENT. DID NOT VOTE - Cr Darcy Byrne

PRESENT. DID NOT VOTE - Nil

**ITEM 7.1 MAIN STREET REVITALISATION: TAX DISINCENTIVES TO
VACANT COMMERCIAL PROPERTIES**

C56/15 RESOLVED EMSLEY/ KOGOY

1. That Council prepare a submission to the Australian Treasurer on the need to provide disincentives to long term vacancies of retail premises in mainstreet shopping strips, through the staged withdrawal of tax benefits currently falling to the owners of those premises, and to request the Australian Tax Office explore ways to address the matter of rising vacancies within retail strips through changes to taxation provisions applying to the premises affected.
2. That the submission examine models which enable Council to play a monitoring role in the administration of disincentives to vacancies.
3. That Council write to the NSW Minister of Planning to request support for changes to taxation laws to help activate retail strips in New South Wales.

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

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

ITEM 7.2 MEMORIAL TO CARL SALOMON

C57/15 RESOLVED KELLY/ HANNAFORD

1. That Council write to the family of Carl Salomon to express condolences and sadness for their loss.
2. That in the absence of a Memorials and Plaques policy and procedure that this would come back to Council to make a decision once the policy is adopted.

The vote for and against the above RESOLUTION is shown below for the record;
FOR VOTE - Cr Rochelle Porteous, Cr Craig Channells, Cr Michele McKenzie, Cr Daniel Kogoy, Cr John Stamolis, Cr John Jobling, Cr Vera-Ann Hannaford, Cr Tony Costantino, Cr Simon Emsley, Cr Linda Kelly, Cr Frank Breen
AGAINST VOTE - Nil
ABSENT. DID NOT VOTE - Cr Darcy Byrne
PRESENT. DID NOT VOTE - Nil

During consideration of this motion Cr Stamolis moved the following Motion which lapsed for want of a seconder.

STAMOLIS

That Council make contact with the family of Carl Salomon to discuss a memorial to Carl including the type of memorial and its location.

That Council write to the family of Carl Salomon to express condolences and sadness for their loss.

12:06am Cr Kelly temporarily left the meeting.

ITEM 7.3 TREE MANAGEMENT AROUND PUBLIC PATHS AND CHILDRENS PLAY AREAS

C58/15 RESOLVED STAMOLIS/ PORTEOUS

That a report be provided to the April 2015 Policy Council Meeting covering:

- a) Council's tree management along public pathways (especially in parks) and childrens' play areas.
- b) Council's policy for inspection of trees along public pathways and childrens' play areas.
- c) Council's Policy for trees close to Childcare Centres and After Care Centres

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

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

AGAINST VOTE - Nil

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

PRESENT. DID NOT VOTE - Nil

12:08am Cr Kelly returned to the meeting.

12:08am Cr Hannaford temporarily left the meeting.

ITEM 7.4 PLANNING FOR CANAL STUDIOS CULTURAL PRECINCT

C59/15 RESOLVED EMSLEY/ KOGOY

That, in view of the pending confirmation of a further long-term lease for Canal Studios, that Council staff initiate discussions with the Studios and State Government to explore economic development potentials sympathetic to Council's economic and social planning needs, with a view to reporting identified development options for the site to Council.

The vote for and against the above RESOLUTION is shown below for the record;
FOR VOTE - Cr Rochelle Porteous, Cr Craig Channells, Cr Daniel Kogoy, Cr Michele McKenzie, Cr John Stamolis, Cr John Jobling, Cr Tony Costantino, Cr Simon Emsley, Cr Linda Kelly, Cr Frank Breen
AGAINST VOTE - Nil
ABSENT. DID NOT VOTE - Cr Darcy Byrne, Cr Vera-Ann Hannaford
PRESENT. DID NOT VOTE - Nil

12:10am Cr Hannaford returned to the meeting.

ITEM 7.5 AFFORDABLE HOUSING CONTRIBUTIONS S94 PLAN

C60/15 RESOLVED CHANNELLS/ KOGOY

That Council;

1. Adopt a policy position of supporting an affordable housing contribution to form part of its S94 Plan as per S94E and SEPP70.
2. Undertake a review of its S94 plan with a view to having a draft plan presented at the November Council meeting.
3. As part of the review prepare a submission for the State Government to allow the inclusion of affordable housing in Council's S94 plan.
4. Provide regular updates on the progress of the draft plan and submission.
5. Provide an update to Council regarding the status of their investigations regarding a partnership with affordable housing providers to increase the stock of affordable housing within the municipality.

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

FOR VOTE - Cr Rochelle Porteous, Cr Craig Channells, Cr Daniel Kogoy, Cr Michele McKenzie, Cr John Stamolis, Cr John Jobling, Cr Simon Emsley, Cr Linda Kelly, Cr Frank Breen

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

ABSENT. DID NOT VOTE - Cr Darcy Byrne

PRESENT. DID NOT VOTE - Nil

ITEM 7.8 SAVE MILLERS POINT BANNER

C61/15 RESOLVED EMSLEY/ PORTEOUS

That Council produce and display two street banners of an appropriate size reading "Defend Social Housing: Save Millers Point" [Www.millerspointcommunity.com.au](http://www.millerspointcommunity.com.au) to affix to Leichhardt and Balmain Town and Halls for display for a three month period.

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

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

McKenzie, Cr Simon Emsley, Cr Linda Kelly, Cr Frank Breen

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

ABSENT. DID NOT VOTE - Cr Darcy Byrne

PRESENT. DID NOT VOTE - Nil

- 12:17am Cr Costantino temporarily left the meeting.**
- 12:18am The Mayor, Cr Porteous temporarily left the meeting and the Deputy Mayor, Cr Kogoy assumed the chair.**
- 12:18am Cr Emsley temporarily left the meeting.**
- 12:21am Cr Costantino returned to the meeting.**
- 12:23am Cr Emsley returned to the meeting.**
- 12:25am Cr Channells temporarily left the meeting.**
- 12:26am Cr Channells returned to the meeting.**
- 12:26am The Mayor, Cr Porteous returned to the meeting.**
- 12:26am Costantino retired from the meeting.**

ITEM 7.9

CALLAN PARK BIODIVERSITY AND BUSHCARE

C62/15

RESOLVED

KOGOY/ McKENZIE

1. That Council fund the extension of the Callan Park Bush Care Walking Trail. Funding is to be sourced from the 2015/16 budget.
2. That Council consider funding from the 2015/16 Budget for:
 - a) Management and implementation plans for each Callan Park Master Plan bush care and regeneration area
 - b) A Callan Park site wide tree and habitat survey to inform on-going management implementation
 - c) A Callan Park terrestrial and aquatic habitat assessment
3. That Council investigate and report on the latest methods used by experts to control and reduce the prevalence of feral cats in the local community and consult with SHFA and NSW Health on its current proposal to deal with this issue in Callan Park.

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

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

During consideration of this matter the following FORESHADOWED MOTION was moved. As the Primary Motion was adopted the foreshadowed motion was not voted on but is shown below for the record;

BREEN

Council notes that the Callan Park Master plan provides for,

- The establishment of management and implementation plans for each bush care and regeneration area that form part of the Callan Park Master Plan.*
- A site wide tree and habitat survey to inform on-going management implementation*
- A terrestrial and aquatic habitat assessment*
- The removal of intrusive buildings [B486, B490, B492, B494 & B495 to complete the bush restoration area at Callan Point*
- The completion of the east-west ecological corridor, which necessitates the removal of intrusive buildings [B515 and B515A] and the adaptation of the swimming pool to create a buried 300kl water storage tank*

Council also notes that the Leichhardt Native Revegetation and Biodiversity Management Plan provides specific recommendations in respect of Callan Park

This is page 46 of the Minutes of the Ordinary Meeting of Council held on the 24th day of February, 2015 and presented for confirmation this 25th day of March, 2015.

.....
CHAIR

bushland remnant, Whites Creek and Leichhardt Park. In the light of these recommendations Council resolves to prepare a report clarifying the priorities for,

1. Extension of the Callan Park Bush Care Walking Trail.

2. Management and implementation plans for each Callan Park Master Plan bush care and regeneration area

3. A Callan Park site wide tree and habitat survey to inform on-going management implementation

4. A Callan Park terrestrial and aquatic habitat assessment.

This report is to be presented at the March Council meeting

12:31am The Mayor, Cr Porteous assumed the chair.

ITEM 7.10 ALL ABILITIES FOOTBALL

C63/15 RESOLVED KOGOY/ CHANNELLS

That Council:

1. Request the Playing Pitch Partnership Committee to identify areas on Council sporting grounds where access improvements are need to facilitate equal access and opportunities for disability sports.
2. Discuss with APIA Leichhardt Tigers FC opportunities for disability sport on the new synthetic pitch at Lambert Park.
3. Assist the Balmain District Football Club in its application for the NSW Sport and Recreation Department's Sport and Recreation Disability Grant, and any other grants that may be available.

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

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

AGAINST VOTE - Nil

ABSENT. DID NOT VOTE - Cr Darcy Byrne, Cr Tony Costantino

PRESENT. DID NOT VOTE - Nil

ITEM 7.11 TOM UREN PARK

C64/15 RESOLVED BREEN/ KELLY

That a report be brought to the April Ordinary Council Meeting recommending the actions for appropriate options such as park, road or Community Facility honouring the Hon Tom Uren AC.

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

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

AGAINST VOTE - Nil

ABSENT. DID NOT VOTE - Cr Darcy Byrne , Tony Costantino

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) (d) & (g) of the Local Government Act, 1993.

*Council resolved to meet in the Committee of the Whole / Closed Session at 12:38pm with the press and public excluded after a **MOTION PORTEOUS/ JOBLING** to that effect was **CARRIED**.*

ITEM 6.3 OPTIONS FOR STAFF RELIEF OF SENIOR MANAGEMENT TEAM

C65/15 RESOLVED KELLY/ PORTEOUS

That Council receive and note the report on the relief practices for senior management team positions.

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

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

12.45am Cr Kelly retired from the meeting.

**ITEM 8.1 TREE MANAGEMENT AROUND PUBLIC PATHS AND
CHILDRENS PLAY AREAS**

C66/15 RESOLVED STAMOLIS/ KOGOY

That a report be provided to the April 2015 Policy Council Meeting covering the risk Council assumes if trees are not managed and if injury occurs.

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

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

AGAINST VOTE - Nil

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

PRESENT. DID NOT VOTE - Nil

ITEM 8.2 TENDER FOR NEIGHBOURHOOD PARK AT CHESTER STREET, SOUTH ANNANDALE

That Council:

1. In accordance with Local Government Regulation 2005, clause 178 decline to accept any of the submitted tenders and enter into direct negotiation with the preferred Tenderer.

The reasons are:

a) The preferred Tenderer with the highest weighted score of 97% did not attend the mandatory pre-tender site briefing but offered a price 10% below the pre-tender estimate. Clarifications were made with the preferred Tenderer, which confirmed their confidence and understanding of the works and their submitted price.

b) The Tenderer ranked second after the assessment with a weighted score of 84% does not offer value for money with a submitted price 10% above the pre-tender estimate.

c) The Tenderer ranked third after the assessment with a weighted score of 80% submitted a price 4% above the pre-tender estimate but had a component of \$107,694 for *Works Not Included elsewhere*, which suggests that the Tenderer may not fully understand the required works.

2. Enter into negotiations with the preferred Tenderer, as this tenderer has demonstrated the capability and technical capacity to deliver this project.

3. Authorise the General Manager to enter into contract post negotiations with the preferred Tenderer.

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

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

AGAINST VOTE - Nil

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

PRESENT. DID NOT VOTE - Nil

**ITEM 8.3 TENDER REPORT - COACHING SERVICES AT
LEICHHARDT AQUATIC CENTRE**

C68/15 RESOLVED STAMOLIS/ HANNAFORD

That the tender submitted by Danae Pantehis be accepted for the Provision of Coaching Services at Leichhardt Aquatic Centre (LPAC) for a period of 3 years with an option to extend for a further 2 x 1 years.

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

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

AGAINST VOTE - Nil

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

PRESENT. DID NOT VOTE - Nil

**ITEM 8.4 TENDER FOR WIDENING OF PEDESTRIAN & BICYCLE
PATH AT KING GEORGE PARK, ROZELLE**

C69/15 RESOLVED JOBLING/ CHANNELLS

That the tender submitted by D&M Excavations & Asphaltting Pty Ltd for \$297,467 (excluding GST) be accepted for the widening of the pedestrian & bicycle path at King George Park, Rozelle.

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

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

AGAINST VOTE - Nil

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

PRESENT. DID NOT VOTE - Nil

ITEM 8.5 LEICHHARDT OVAL NO.1 - LEASE TO BALMAIN TIGERS

C70/15 RESOLVED PORTEOUS/ JOBLING

- 1 That authority is delegated to the General Manager to negotiate on the basis set out in the Report.
- 2 That a further report be brought to the March 2015 Policy Council Meeting.

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

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

ITEM 8.6 TENDER FOR THE RECONSTRUCTION OF BOOTH/MOORE ST BRIDGE OVER WHITES CREEK CANAL

C71/15 RESOLVED HANNAFORD/ KOGOY

1. That the tender submitted by Christie Civil Pty Ltd for \$1,614,798 (GST incl) be accepted to undertake the reconstruction of the Booth Street/Moore Street bridge over Whites Creek Canal.
2. That Council note that an additional \$545,898 has been allocated for this project in the draft 2015/16 budget.

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

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

**** PROCEDURAL MOTION**

C72/15 RESOLVED PORTEOUS / JOBLING

That Council consider a report on the Italian Forum Cultural Centre as a matter of urgency.

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

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

AGAINST VOTE - Nil

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

PRESENT. DID NOT VOTE - Nil

The Mayor declared the matter urgent.

ITEM 8.7 ITALIAN FORUM CULTURAL CENTRE

C72/15 RESOLVED KOGOY / HANNAFORD

That Council authorises the General Manager to execute any documents and provide any authorities necessary or convenient to allow the Actors Centre Australia Pty Limited, or its nominee, to extend its Licence agreement to the Italian Forum Cultural Centre for a period of up to six months.

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

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

AGAINST VOTE - Nil

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

PRESENT. DID NOT VOTE - Nil

**** RETURN TO OPEN COUNCIL**

Open Council resumed at 12.53am after a MOTION **HANNAFORD/MCKENZIE**, to that effect was CARRIED.

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

C74/15 RESOLVED JOBLING/ PORTEOUS

That Council adopt the resolution (C65/15 – C73/15) from the Committee of the Whole/Closed Session.

The meeting closed at 12.53 am.