

MINUTES OF THE MEETING OF PARRAMATTA CITY COUNCIL HELD IN THE COUNCIL CHAMBER, CIVIC PLACE, PARRAMATTA ON MONDAY, 25 MAY 2015 AT 6.50PM

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PRESENT

The Lord Mayor, Councillor S D Lloyd in the Chair and Councillors J P Abood, J Chedid, S H Chowdhury, R Dwyer, G J Elmore, P Esber, J D Finn (retired 10.15pm), P J Garrard, J A Hugh, S T Issa (Deputy Lord Mayor), B Makari, J L Shaw, L E Wearne and A A Wilson (retired 10.29pm).

ACKNOWLEDGEMENT TO TRADITIONAL LAND OWNERS

The Lord Mayor, Councillor S D Lloyd acknowledged the Burrumattagal Clan of The Darug, the traditional land owners of Parramatta and paid respect to the elders both past and present.

FOUNDATION ACKNOWLEDGEMENT

The Lord Mayor also acknowledged the colonial heritage of Parramatta and recognised the contribution of the early settlers in laying the foundations of this great and historic city.

MIGRANT ACKNOWLEDGEMENT

The Lord Mayor also acknowledged the many migrants that have come to Parramatta and now call it home.

All these elements holistically make Parramatta what it is today.

MINUTES

SUBJECT	Minutes of the Council (Development) Meeting held on 11 May 2015
15633 RESOLVED	(Esber/Makari)

**That** the minutes be taken as read and be accepted as a true record of the Meeting.

DECLARATIONS OF INTEREST

1. Councillor S Chowdhury declared a non-pecuniary, non-significant interest in relation to Item 9.6 regarding 2015 Parramatta City Council Grants as he had been invited to speak in Melbourne at a sister organisation of Shakti Migrant and Refugee Women's Support Group NSW Inc and Shakti

are an applicant under the Grants Program. Councillor Chowdhury would be remaining in the Chamber during discussion and voting on this issue.

2. Councillor S Issa declared a significant, non-pecuniary interest in relation to Item 11.9 regarding 'Activate Parramatta' applications for 'Kiosk Structures' within Centenary Square as an applicant is known to Councillor Issa.

#### MINUTES OF THE LORD MAYOR

- 1           SUBJECT       Free Charging Stations for Mobile Devices in Parramatta CBD  
              REFERENCE   F2014/03305  
              FROM           The Lord Mayor, Councillor Scott Lloyd

15634       RESOLVED     (Lloyd/Issa)

**That** Council investigate the installation of free charging stations for mobile devices across the CBD.

- 2           SUBJECT       Incorporating an Australian Sports Museum at Parramatta Stadium  
              REFERENCE   F2014/03305  
              FROM           The Lord Mayor, Councillor Scott Lloyd

15635       RESOLVED     (Lloyd/Issa)

(a)       **That** Council endorse a letter to be sent to Premier and Minister for Sport proposing the incorporation of an Australian Sports Museum at Parramatta Stadium.

(b)       **Further, that** it be noted this decision does not hinder any support for a Richie Benaud Heritage Museum as resolved by Council on 27 April 2015.

#### **NOTE:**

**This matter was considered immediately following the adjournment of the meeting 8.58pm.**

#### PUBLIC FORUM

- 1           SUBJECT       Western Sydney Light Rail  
              REFERENCE   F2011/03613

FROM Mr Simon Lovell

**NOTE:**

**Mr Lovell was unable to attend tonight's meeting.**

2 SUBJECT Planning Proposal For 150 Rawson Road, Guildford  
REFERENCE RZ/1/2015  
FROM Lisa Bell Esposito

**NOTE:**

**Ms Esposito did not attend the Public Participation portion of the meeting.**

3 SUBJECT Planning Proposal in Granville  
REFERENCE RZ/10/2013  
FROM Kerrie Nixon

**NOTE:**

**Ms Nixon was unable to attend tonight's meeting.**

SUSPENSION OF STANDING ORDERS

15636 RESOLVED (Chedid/Abood)

**That** Standing Orders be suspended to observe one minute's silence in memory of Mr Ken Newman who had recently passed away.

The Lord Mayor ruled that the matter was one of urgency.

SUBJECT Passing of Mr Ken Newman  
REFERENCE F2004/08215  
FROM Councillor John Chedid

15637 RESOLVED (Chedid/Makari)

- (a) **That** the Chamber observe one minute's silence in memory of Mr Ken Newman who had recently passed away.
- (b) **That** the Lord Mayor provide a letter of condolence to the family of Mr Newman.
- (c) **Further, that** Council name the park located in Hilder Road, Ermington as Ken Newman Park.

**NOTE:**

**The Chamber then observed one minute's silence in memory of Mr Newman.**

RESUMPTION OF STANDING ORDERS

15638 RESOLVED (Elmore/Wearne)  
**That** standing orders be resumed.

ECONOMY

7.1 SUBJECT 355 Blaxcell Street, South Granville (Lot 35 DP35007)  
(Woodville Ward)  
DESCRIPTION Additions to a heritage listed dwelling comprising the construction of a neighbourhood shop.  
REFERENCE DA/75/2015 - submitted 18 February 2015  
APPLICANT/S Baini Design  
OWNERS Mr M K Alameddine and Ms C Haddad  
REPORT OF Manager Development and Traffic Services  
REASON FOR REFERRAL TO COUNCIL  
This development application is referred for Council's consideration as the application relates to a heritage item.

15639 RESOLVED (Garrard/Elmore)  
**That** consideration of this matter be deferred pending an onsite meeting with objectors in attendance.

DIVISION The result being:-

AYES: Councillors J P Abood, J Chedid, S H Chowdhury, R Dwyer, G J Elmore, P Esber, J D Finn, P J Garrard, J A Hugh, S T Issa, S D Lloyd, B Makari, J L Shaw, L E Wearne and A A Wilson

NOES: Nil

7.2 SUBJECT 99 Good Street, GRANVILLE  
(Lot A DP 391247)( Elizabeth Macarthur Ward)  
DESCRIPTION Continued use of the premises occupied by the Serbian Association as a Community Facility. Location Map - Attachment 2

REFERENCE DA/43/2015 - Submitted 2 February 2015  
APPLICANT/S Serbian Association "Dragoljub Draza Serbian Association "Dragoljub Draza Mihailovic"  
OWNERS Serbian Association "Dragoljub Draza Mihailovic"  
REPORT OF Manager Development and Traffic Services  
REASON FOR REFERRAL TO COUNCIL

The subject application involves the continued use of a Community Facility which is occupied by the Serbian Association. The proposal is referred to Council for determination as a total of ten signatures from six properties were received in response to the public exhibition period.

15640 RESOLVED (Issa/Finn)

- (a) **That** Council grant development consent to DA/43/2015, subject to the conditions contained in Attachment 1.
- (b) **Further, that** the head petitioner be advised of Council's decision.

DIVISION The result being:-

AYES: Councillors J P Abood, J Chedid, S H Chowdhury, R Dwyer, G J Elmore, P Esber, J D Finn, P J Garrard, J A Hugh, S T Issa, S D Lloyd, B Makari, J L Shaw, L E Wearne and A A Wilson

NOES: Nil

7.3 SUBJECT 17-21 Woodville Road, (Cnr Halsall Street) Granville (Lot 100 DP1013005) (Woodville Ward)

DESCRIPTION Section 96(1A) modification of consent for a fitout and use of the site and buildings as a car wash and cafe.

REFERENCE DA/299/2014/A - Submitted 28 January 2015

APPLICANT/S Aymon Ibrahim

OWNERS Aymon Ibrahim

REPORT OF Manager Development and Traffic Services

REASON FOR REFERRAL TO COUNCIL

This development application is referred for Council's consideration as eighteen submissions have been received.

15641 RESOLVED (Issa/Garrard)

- (a) **That** Council as the consent authority modify Development

Consent No. 299/2014 for the fitout and use of a car wash and cafe at 17-21 Woodville Road, Granville as follows.

1. Deletion of Condition 1 and its replacement with the following:

Plans and Documents

1. The development is to be carried out in accordance with the following plans endorsed with Council's Stamp as well as the documentation listed below, except where amended by other conditions of this consent and/or any plan annotations.

Drawing N <sup>o</sup>	Dated
Drawing B000 Ref: 2014-048 titled Cover Page, prepared by Gen One Group	May 2014
Drawing B100 Ref: 2014-048 titled Roof/Site Analysis Plan, prepared by Gen One Group	May 2014
Drawing B101 Ref: 2014-048 titled Site Management Plan, prepared by Gen One Group	May 2014
Drawing B200 Ref: 2014-048 titled Ground Floor Plan, prepared by Gen One Group	May 2014
Drawing B201 Ref: 2014-048 titled Ground Floor Plan, prepared by Gen One Group	May 2014
Drawing B300 Ref: 2014-048 titled North Elevation, prepared by Gen One Group	May 2014
Drawing B301 Ref: 2014-048 titled South Elevation, prepared by Gen One Group	May 2014
Drawing B302 Ref: 2014-048 titled East and West Elevation, prepared by Gen One Group	May 2014
Drawing B400 Ref: 2014-048 titled Signage Detail, prepared by Gen One Group	May 2014
Concept Stormwater plan project number 20140137, drawing SW02 issue B, prepared by SGC Consultants Pty Ltd	29 July 2014

Document(s)	Dated
Noise Assessment Report Ref 13597R1, prepared by Rodney Stevens Acoustics	1 July 2014
Waste Management Plan, prepared by Gen One Group	16 May 2014

As amended by the following plan

Drawing No.	Dated
Plan showing 4 elevations	Undated

Reason: To ensure the proposal is carried out in accordance with the approved plans.

2. Addition of the following condition:

67. The support structures erected upon the existing brick fence located adjacent to the northern boundary are to be removed within 2 months of the date of the approval of this modification and the applicant shall notify Council in writing of the completion of the works.

(b) **Further, that** the objectors be advised of Council's Decision.

DIVISION The result being:-

AYES: Councillors J P Abood, J Chedid, R Dwyer, P Esber, P J Garrard, J A Hugh, S T Issa, S D Lloyd and B Makari

NOES: Councillors S H Chowdhury, G J Elmore, J D Finn, J L Shaw, L E Wearne and A A Wilson

**NOTE:**

**This matter was considered after item 7.3 to enable staff to seek and provide further advice on the application.**

7.4	SUBJECT	140 Good Street (Cnr Brisbane Street), HARRIS PARK NSW 2150 (LOT 2 DP 309232) (Elizabeth Macarthur Ward)
	DESCRIPTION	Section 96(2) modification to an approved four storey ARHSEPP residential flat building. The modifications include changes to the basement and internal floor layout, provision of 2 substations, relocation of the bicycle parking spaces and reconfiguration of the 2 x 2 storey, 3 bedroom units to 3 x 1 bedroom unit and 1 x 2 bedroom unit to increase the total number of units from 17 to 19.
	REFERENCE	DA/26/2014/A - Submitted: 28 January 2015
	APPLICANT/S	Designcorp Architects P/L
	OWNERS	Belanglo Holdings Pty Ltd
	REPORT OF	Manager Development and Traffic Services
	REASON FOR REFERRAL TO COUNCIL	The Section 96(2) application seeks approval to modify a Residential Flat Building approved under the affordable Rental Housing SEPP (ARHSEPP). The parent application (DA/26/2014) was also approved at the Development Council Meeting on 14 July 2014.
15642	RESOLVED	(Issa/Elmore)

**That** Council as the consent authority, modify development consent 26/2014 at 140 Good Street, Harris Park as shown on the plans submitted with the modification of determination, for a period of five (5) years from the date on the original Notice of Determination subject to the modified conditions located in Attachment 1.

DIVISION The result being:-

AYES: Councillors J P Abood, J Chedid, R Dwyer, G J Elmore, P Esber, J D Finn, P J Garrard, J A Hugh, S T Issa, S D Lloyd, B Makari, J L Shaw, L E Wearne and A A Wilson

NOES: Councillor S H Chowdhury

7.5 SUBJECT 22 Churchill Drive, WINSTON HILLS Winston Hills Lions Park (Pk 197), (Lot 613 DP 228561, Lot 12 DP 233268, Lot 7 DP 253959) (Caroline Chisholm Ward)

DESCRIPTION Section 96(2) modification to an approved community fair (Octoberfest). The modification seeks approval for the event to occur annually on a Sunday in October until 2019.

REFERENCE DA/584/2010/A - Submitted 26 March 2015

APPLICANT/S The Lions Club of Winston Hills Inc

OWNERS Parramatta City Council

REPORT OF Manager Development and Traffic Services

REASON FOR REFERRAL TO COUNCIL

The development application associated with this Section 96(2) modification was determined at a Council Meeting and the land is under Council's care, control and management.

15643 RESOLVED (Wearne/Elmore)

- (a) **That** Council modify the development consent to Development Application No. 584/2010 for the use of Winston Hills Lions Park for Octoberfest at 22 Churchill Drive, Winston Hills subject to the recommended conditions in attachment 1.
- (b) **That** the Council's Place Manager arrange a meeting between The Lions Club of Winston Hills Inc and Council's Service Manager Traffic and Transport with a view to developing a traffic management plan for this event.
- (c) **Further**, that the objector be advised of Council's decision.



DIVISION The result being:-

AYES: Councillors J P Abood, J Chedid, S H Chowdhury, R Dwyer, G J Elmore, P Esber, J D Finn, P J Garrard, J A Hugh, S T Issa, S D Lloyd, B Makari, J L Shaw, L E Wearne and A A Wilson

NOES: Nil

7.6 SUBJECT 75 & 77 Great Western Highway, PARRAMATTA (Lot 1 DP 119288, Lot 7 DP 668714) (Arthur Phillip Ward)

DESCRIPTION S96 (1A) modification to an approved residential flat building containing 18 units and approved under SEPP Affordable Rental Housing to replace an existing substation chamber with an additional bedroom and to make other minor internal and external modifications

REFERENCE DA/685/2013/B - Submitted 31 March 2015

APPLICANT/S Gus Fares Architects Pty Ltd

OWNERS Mrs Z Stuart

REPORT OF Manager Development and Traffic Services

REASON FOR REFERRAL TO COUNCIL

The application is referred to Council for determination as it relates to a development containing in-fill affordable rental housing.

15644 RESOLVED (Makari/Abood)

**That** Council as the consent authority, modify development consent DA/685/2013 for a four storey residential flat building containing 18 apartments with Strata subdivision under the Affordable Rental Housing SEPP 2009 to include modifications comprising minor internal and external changes and conversion of the previous substation chamber to a bedroom on land at 75-77 Great Western Highway Parramatta (Lot 7 DP 668714, Lot 1 DP 119288 as shown on the plans submitted with the modification of determination, for a period of five (5) years from the date on the original Notice of Determination subject to the modifications contained in Attachment 1.

DIVISION The result being:-

AYES: Councillors J P Abood, J Chedid, S H Chowdhury, R Dwyer, G J Elmore, P Esber, J D Finn, P J Garrard, J A Hugh, S T Issa, S D Lloyd, B Makari, J L Shaw, L E Wearne and A A Wilson

NOES: Nil

7.7 SUBJECT Planning Proposal for land at 150 Rawson Road, Guildford

REFERENCE RZ/1/2015 - D03648523

REPORT OF Service Manager Land Use Planning

15645 RESOLVED (Issa/Elmore)

(a) **That** Council endorses the Planning Proposal at Attachment 1 which seeks to amend Schedule 1 of the Parramatta LEP 2011 to introduce "Hotel / Motel Accommodation" and a "Packaged Liquor Outlet with a maximum GFA of 1350m<sup>2</sup>" as additional permitted uses, for the purposes of forwarding it to the NSW Department of Planning and Environment for Gateway determination.

(b) **That** the applicant be requested to prepare a Social Impact Assessment and for it to be publicly exhibited with the planning proposal and considered together with any submissions on the planning proposal upon completion of the exhibition process.

(c) **That** Council advise the NSW Department of Planning and Environment that the CEO will be exercising the plan-making delegations for this planning proposal as authorised by Council on 26 November 2012.

(d) **Further, that** Council authorise the CEO to correct any minor anomalies of a non-policy and administrative nature that may arise during the plan-amendment process.

DIVISION The result being:-

AYES: Councillors J P Abood, J Chedid, S H Chowdhury, R Dwyer, G J Elmore, P Esber, J D Finn, P J Garrard, J A Hugh, S T Issa, S D Lloyd, B Makari, J L Shaw, L E Wearne and A A Wilson

NOES: Nil

7.8 SUBJECT Planning Proposal to amend Schedule 5 in Parramatta Local Environmental Plan (LEP) 2011 - 166A Windsor Rd, Northmead (former Moxham Quarry)

REFERENCE RZ/6/2012 - D03666768

REPORT OF Project Officer Land Use

15646 RESOLVED (Dwyer/Chedid)

(a) **That** Council endorse the planning proposal at Attachment 1 for

the former Moxham Quarry, located at 166A Windsor Road, Northmead and forwards it to the Department of Planning and Environment for Gateway Determination.

- (b) **That** Council notify the landowner and the Minister for Heritage of Council's determination.
- (c) **That** Council authorise the CEO to make any minor amendments and corrections of an administrative and non-policy nature that may arise during the plan making process.
- (d) **Further, that** Council advises the NSW Department of Planning and Environment that the CEO will be exercising the plan-making delegations for this planning proposal as authorised by Council on 26 November 2012.

DIVISION The result being:-

AYES: Councillors J Chedid, S H Chowdhury, R Dwyer, G J Elmore, P Esber, J D Finn, P J Garrard, J A Hugh, S T Issa, S D Lloyd, B Makari, J L Shaw, L E Wearne and A A Wilson

NOES: Nil

**NOTE:**

**Councillor J P Abood left the meeting at 7.30pm during consideration of this matter.**

7.9 SUBJECT Draft Voluntary Planning Agreement - 24 & 32 Koorine Street, 48 & 56 Bundurra Street, 1 Allambie Street and 64-72 River Road, Ermington (former Naval Stores Site)

REFERENCE F2013/02579 - D03671318

REPORT OF Project Officer, Land Use Planning. Also Service Manager Land Use and Planning Memoranda dated 21 May 2015.

15647 RESOLVED (Hugh/Chedid)

- (a) **That** Council note that no submissions were made during the exhibition of the draft Voluntary Planning Agreement.
- (b) **That** Council enter into the final draft Voluntary Planning Agreement provided under separate cover prior to the Council Meeting on 25 May 2015.
- (c) **That** Council enter into the final draft Voluntary Planning Agreement and the Lord Mayor and CEO be given delegated authority to execute the Voluntary Planning Agreement.

- (d) **That** the Lord Mayor and CEO be given delegated authority to execute and affix the Common Seal of Council to the VPA and associated documentation.
- (e) **That** conditions of development consent relating to the Voluntary Planning Agreement be imposed on DA/770/2013/A to require the provisions of the Voluntary Planning Agreement to be met.
- (f) **Further, that** delegated authority be granted to the CEO to make minor legal drafting changes to the draft Voluntary Planning Agreement (VPA) prior to the execution of the agreement; and that any such changes be limited to administrative changes that do not alter the nature or timing of the deliverables of the VPA.

DIVISION The result being:-

AYES: Councillors J Chedid, S H Chowdhury, R Dwyer, G J Elmore, P Esber, J D Finn, P J Garrard, J A Hugh, S T Issa, S D Lloyd, B Makari, J L Shaw, L E Wearne and A A Wilson

NOES: Nil

7.10 SUBJECT Draft Voluntary Planning Agreement - 125 - 129 Arthur Street Parramatta

REFERENCE DA/776/2014 - D03671989

REPORT OF Project Officer - Land Use Planning

15648 RESOLVED (Issa/Chedid)

- (a) **That** Council proceed with negotiations for a Voluntary Planning Agreement (VPA) with the applicant in relation to the development application.
- (b) **Further, that** delegated authority be given to the CEO to negotiate the VPA on behalf of Council and that the outcome of negotiations be reported back to Council prior to its public exhibition.

DIVISION The result being:-

AYES: Councillors J P Abood, J Chedid, S H Chowdhury, R Dwyer, G J Elmore, P Esber, J D Finn, P J Garrard, J A Hugh, S T Issa, S D Lloyd, B Makari, J L Shaw, L E Wearne and A A Wilson

NOES: Nil

**NOTE:**

**Councillor J P Abood returned to the meeting at 7.36pm during consideration of this matter.**

7.11 SUBJECT Temporary use of Council owned land known as 38-40 Marion Street Parramatta by Novo Rail  
REFERENCE F2006/00887 - D03661850  
REPORT OF Property Services Officer. Also Memorandum dated 20 May 2015 from Manager Asset Strategy and Property Management.

15649 RESOLVED (Abood/Wilson)

**That** no further action be taken with respect to this matter as the matter has been withdrawn.

7.12 SUBJECT Parramatta City River Strategy  
REFERENCE F2013/02635 - D03674040  
REPORT OF Project Officer Urban Design

15650 MOTION (Chedid/Issa)

- (a) **That** Council receive and note the submissions made during the public exhibition of the draft Parramatta City River Strategy and the detailed consideration provided at Attachment 1.
- (b) **That** Council endorse the draft Parramatta City River Strategy Volume I (at Attachment 2) as the "Parramatta City River Strategy" supported by Volume II (detailed technical background reports (provided under separate cover).
- (c) **That** Council endorse the Implementation Program provided at Attachment 3.
- (d) **Further, that** Council advocate to the NSW Government for a place-based and coordinated approach to the design and delivery of projects along the river.

AMENDMENT (Finn/Shaw)

- (a) **That** Council receive and note the submissions made during the public exhibition of the draft Parramatta City River Strategy and the detailed consideration provided at Attachment 1.
- (b) **That** Council endorse the draft Parramatta City River Strategy Volume I (at Attachment 2) as the "Parramatta City River Strategy" supported by Volume II (detailed technical background reports (provided under separate cover) subject to the deletion of the

beach.

- (c) **That** Council endorse the Implementation Program provided at Attachment 3.
- (d) **Further, that** Council advocate to the NSW Government for a place-based and coordinated approach to the design and delivery of projects along the river.

The amendment was put and lost.

The motion was put and carried.

**NOTE:**

**Councillor A A Wilson left the meeting at 7.54pm and returned at 8.05pm during consideration of this matter.**

7.13 SUBJECT Review of the development controls for the South Parramatta Heritage Conservation Area and adjoining areas

REFERENCE F2014/00181 - D03678102

REPORT OF Project Officer- Land Use Planning. Also Service Manager Land Use and Planning Memorandum dated 22 May 2015.

15651 RESOLVED (Makari/Garrard)

- (a) **That** consideration of this matter be deferred for a month pending further advice by Council staff in relation to the South Parramatta Heritage Conservation Area.
- (b) **Further, that** information be provided by staff as to why the Heritage Advisor has recommended the addition of 2 properties to Schedule 5 of the PLEP 2001.

DIVISION The result being:-

AYES: Councillors J P Abood, J Chedid, S H Chowdhury, R Dwyer, G J Elmore, P Esber, J D Finn, P J Garrard, J A Hugh, S T Issa, S D Lloyd, B Makari, J L Shaw, L E Wearne and A A Wilson

NOES: Nil

ENVIRONMENT

8.1 SUBJECT Proposed extinguishment of Easement over 134  
Binalong Road Toongabbie  
REFERENCE F2015/00165 - D03662007  
REPORT OF Property Services Officer  
15652 RESOLVED (Garrard/Makari)

(a) **That** Council resolve to release the easement for drainage created by DP 17208 over 134 Binalong Road Toongabbie (Lot 142 DP 218344)

(b) **Further, that** the Chief Executive Officer be authorised to sign the Cancellation or Extinguishment of Easement and related documents as necessary for release of the easement

8.2 SUBJECT Draft 'Life in Our City' Parramatta Biodiversity Strategy  
2014-2024  
REFERENCE F2010/02980 - D03622200  
REPORT OF Service Manager. Sustainability and Waste  
15653 RESOLVED (Issa/Makari)

(a) **That** the draft 'Life in Our City' Parramatta Biodiversity Strategy 2014 - 2024 be placed on public exhibition for 28 days at all Council libraries and on Council's website.

(b) **Further, that** a report be submitted to Council upon completion of the public exhibition period for consideration and assessment of the public submissions received.

8.3 SUBJECT Naming of Bushland Reserve Between Kirby Street,  
Kissing Point and Park Roads in Dundas and Rydalmere  
as Marri Badoo Reserve  
REFERENCE F2015/00747 - D03666589  
REPORT OF Open Space & Natural Area Planner  
15654 RESOLVED (Abood/Garrard)

**That** consideration of this matter be deferred to the next Council Meeting.

ADJOURNMENT OF MEETING

In accordance with Council's decision of 23 October 2000 (Minute No 5712) the meeting adjourned at 8.30pm for a period of 31 minutes.

### RESUMPTION OF MEETING

The meeting resumed in the Council Chamber at 8:50pm, there being in attendance the Lord Mayor, Councillor S D Lloyd and Councillors J P Abood, J Chedid, S Chowdhury, R Dwyer, G J Elmore, P Esber, J D Finn, P J Garrard, J A Hugh, S T Issa (Deputy Lord Mayor), B Makari, J L Shaw, L E Wearne and A A Wilson.

### PEOPLE AND NEIGHBOURHOODS

- 9.1 SUBJECT Western Sydney Academy of Sport  
REFERENCE F2011/01991 - D03618611  
REPORT OF Service Manager Recreation Facilities and Programs  
15655 RESOLVED (Chedid/Makari)
- (a) **That** Council continues its ongoing support to the Western Sydney Academy of Sport.
  - (b) **That** Council nominates Councillor S Issa as representative and Councillor P Esber as alternative representative to attend the WSAS Forums for the current term of Council.
  - (c) **That** Council holds a civic function to acknowledge the current local junior athletes who are representing Parramatta within WSAS.
  - (d) **Further, that** the Western Sydney Academy of Sport be added to Council's list of Internal and External Organisation/Boards/Committees.

- 9.2 SUBJECT Draft Boronia and Duncan Park Masterplan  
REFERENCE F2015/00265 - D03664029  
REPORT OF Supervisor Open Space and Natural Resources  
15656 RESOLVED (Abood/Esber)
- (a) **That** the draft Boronia and Duncan Parks Masterplan be placed on exhibition for 28 days in the Parramatta City (Central) Library, two locations within the Epping Town Centre and on Council's website.
  - (b) **That** the Boronia Park Committee and the Duncan Park Committee as well as sporting groups who hire Boronia and





- (b) **That** interested Councillors be included in the Assessment Team and advise the Office of the Lord Mayor of their interest.
- (c) **Further, that** a subsequent assessment report be submitted to Council for consideration.

**NOTE:**

1. **Councillor P Esber left the meeting at 9.10pm during consideration of this matter.**
2. **Councillors P Esber and J Shaw returned to the meeting at 9.11pm during consideration of this matter.**
3. **Councillor A A Wilson returned to the meeting at 9.17pm during consideration of this matter.**

9.5            SUBJECT        Access Advisory Committee Meeting Minutes 21 April 2015  
                   REFERENCE     F2005/01944 - D03655771  
                   REPORT OF     Community Capacity Building Officer, Community Capacity Building

15659        RESOLVED     (Issa/Shaw)

**That** the minutes of the Access Advisory Committee held meeting on 21 April 2015 (Attachment 1) are received and noted.

9.6            SUBJECT        2015 Parramatta City Council Community Grants  
                   REFERENCE     F2014/01925 - D03666866  
                   REPORT OF     Community Grants Officer

15660        RESOLVED     (Issa/Makari)

- (a) **That** Council adopts the recommended expenditure of the 2014-2015 Community Grants as summarised in Attachment 3.
- (b) **That** Council adopts the recommended expenditure of Sport and Recreation funding as summarised in Attachment 4.
- (c) **Further, that** a review be conducted of the categories and criteria of the Community Grants program with particular reference to levels of demand and barriers experienced by potential applicants.

**NOTE:**

**Councillor S Chowdhury had previously declared a non-pecuniary, non-significant interest in relation to this matter as he had been**

invited to speak in Melbourne at a sister organisation of Shakti Migrant and Refugee Women's Support Group NSW Inc and Shakti are an applicant under the Grants Program. Councillor Chowdhury remained in the Chamber during discussion and voting on this issue.

#### LEADERSHIP AND GOVERNANCE

10.1 SUBJECT Asia Pacific Cities Summit & Mayors' Forum, Brisbane:  
5th - 8th July, 2015

REFERENCE F2015/00239 - D03655678

REPORT OF Business Support Manager

15661 RESOLVED (Esber/Issa)

**That** interested Councillors advise the Office of the Lord Mayor of their desire to attend the Asia Pacific Cities Summit & Mayors' Forum being held in Brisbane from 5<sup>th</sup> to 8<sup>th</sup> July, 2015.

10.2 SUBJECT International Cities, Town & Mainstreet Conference

REFERENCE F2015/00244 - D03655815

REPORT OF Business Support Manager

15662 RESOLVED (Esber/Issa)

**That** interested Councillors advise the Office of the Lord Mayor of their desire to attend the International Cities, Town & Mainstreet Conference being held in Wollongong from 21<sup>st</sup> to 24<sup>th</sup> July, 2015.

10.3 SUBJECT Quarterly Report on Corporate Plan and Quarterly  
Budget Review Statement

REFERENCE F2014/02601 - D03668801

REPORT OF Chief Financial Officer; Manager Governance & Risk

15663 RESOLVED (Hugh/Makari)

(a) **That** Council adopts the March 2015 Quarterly Review of the 2013 - 2017 Corporate Plan's Major Priorities.

(b) **Further, that** Council adopts the March 2015 Quarterly Budget Review Statement and the Responsible Accounting Officer's report on the financial position of the Council.

10.4 SUBJECT Investments Report for April 2015

REFERENCE F2009/00971 - D03677216

REPORT OF Manager Finance

15664 RESOLVED (Makari/Hugh)

**That** Council receives and notes the investments report for April 2015.

### SUSPENSION OF STANDING ORDERS

15665 RESOLVED (Garrard/Hugh)

**That** Standing Orders be suspended to enable consideration of an urgent motion pertaining to the decision of Council carried on 27 April 2015 regarding the Draft CBD Planning Strategy.

The Lord Mayor ruled the matter was one of urgency.

SUBJECT Draft Parramatta CBD Planning Strategy

REFERENCE F2013/02004

FROM Councillor Paul Garrard

MOTION (Garrard/Issa)

**That** in regard to the Council's decision in Minute 7.14 (Draft CBD Planning Strategy) of the Council Meeting held on 27 April 2015, Council confirms that decision with the following amendment:-

- a) **That** Council adopt the exhibited plan as it relates to the land on the western edge of the CBD, rather than as indicated in Attachment A2.1.
- b) **That** Council receive a report on the possibility of A2.4.1 reading: "Investigate removal of the maximum building height controls for the CBD, and that the future maximum building height in sun access planes for key public spaces will only be considered where exceptional design considerations are introduced to such developments, so as to address or moderate any unwanted lessening of solar amenity.
- c) **Further, that** A2.4.2 read "that maximum heights be adopted as per Council's resolution of September 2014 for the park edge area adjacent to World Heritage Listed Old Government House, as per the exhibited Draft Plan, with the alteration that, 'The area of high sensitivity boundary be extended to the West Side of Marden Street as demonstrated in Attachment 2 (A2.1)."

15666 AMENDMENT (Wearne/Wilson)

**That** Council receive a report in 4 weeks in relation to the effect of the

proposed motion.

The motion was subsequently withdrawn.  
The amendment became the motion and was put and carried.

DIVISION The result being:-

AYES: Councillors J P Abood, J Chedid, S H Chowdhury, R Dwyer, G J Elmore, P Esber, J D Finn, P J Garrard, J A Hugh, S T Issa, S D Lloyd, B Makari, J L Shaw, L E Wearne and A A Wilson

NOES: Nil

**NOTE:**

1. **Councillor J Shaw left the meeting at 9.43pm and returned at 9.48pm during consideration of this matter.**
2. **Councillor J P Abood left the meeting at 9.49pm and returned at 9.52pm during consideration of this matter.**
3. **Councillor S Chowdhury left the meeting at 10.01pm and returned at 10.04pm during consideration of this matter.**
4. **Councillor J Shaw left the meeting at 10.06pm and returned at 10.08pm during consideration of this matter.**
5. **Councillor A A Wilson left the meeting at 10.08pm and returned at 10.11pm during consideration of this matter.**

RESUMPTION OF STANDING ORDERS

15667 RESOLVED (Esber/Garrard)

**That** Standing Orders be resumed.

**NOTE:**

1. **Councillor J D Finn retired from the meeting at 10.15pm during consideration of this matter.**
2. **Councillor J Chedid left the meeting at 10.15pm during consideration of this matter.**

CLOSED SESSION

15668 RESOLVED (Esber/Wilson)

Members of the press and public be excluded from the meeting of the

Closed Session and access to the correspondence and reports relating to the items considered during the course of the Closed Session be withheld. This action is taken in accordance with Section 10A(2) of the Local Government Act, 1993 as the items listed come within the following provisions:-

- LM1 34 Phillip Street, Parramatta. (F2015/01733) – *This Lord Mayoral Minute is confidential in accordance with section 10A (2) (d) of the Local Government act 1993 as the report contains commercial information of a confidential nature that would, if disclosed (i) prejudice the commercial position of the person who supplied it; or (ii) confer a commercial advantage on a competitor of the Council; or (iii) reveal a trade secret.*
- 1 Transactional Banking Review. (D03669183) - *This report is confidential in accordance with section 10A (2) (d) of the Local Government act 1993 as the report contains commercial information of a confidential nature that would, if disclosed (i) prejudice the commercial position of the person who supplied it; or (ii) confer a commercial advantage on a competitor of the Council; or (iii) reveal a trade secret.*
  - 2 Proposed land acquisition for local open space - 23 Brunswick Street Granville. (D03661561) - *This report is confidential in accordance with section 10A (2) (c) of the Local Government act 1993 as the report contains information that would, if disclosed, confer a commercial advantage on a person with whom the Council is conducting (or proposes to conduct) business.*
  - 3 Honouring Admiral Arthur Phillip - Public Art Commission. (D03644189) - *This report is confidential in accordance with section 10A (2) (d) of the Local Government act 1993 as the report contains commercial information of a confidential nature that would, if disclosed (i) prejudice the commercial position of the person who supplied it; or (ii) confer a commercial advantage on a competitor of the Council; or (iii) reveal a trade secret.*
  - 4 Tender No. 14/2015 Guildford Town Centre Upgrade, Corner of Guildford and Talbot Roads, Guildford - Footpath Widening, Paving and Roadworks. (D03667119) - *This report is confidential in accordance with section 10A (2) (d) of the Local Government act 1993 as the report contains commercial information of a confidential nature that would, if disclosed (i) prejudice the commercial position of the person who supplied it; or (ii) confer a commercial advantage on a competitor of the Council; or (iii) reveal a trade secret.*
  - 5 Tender 28/2014 - Maintenance of Concrete Pavements in Parramatta LGA. (D03666766) - *This report is confidential in accordance with section 10A (2) (d) of the Local Government act 1993 as the report contains commercial information of a confidential nature that would, if disclosed (i) prejudice the commercial position of the person who supplied it; or (ii) confer a commercial advantage on a competitor of the Council; or (iii) reveal a trade secret.*

- 6 Tender 29/2014 - Geotechnical Investigation and Testing of Road Pavements and Associated Works. (D03666802) - *This report is confidential in accordance with section 10A (2) (d) of the Local Government act 1993 as the report contains commercial information of a confidential nature that would, if disclosed (i) prejudice the commercial position of the person who supplied it; or (ii) confer a commercial advantage on a competitor of the Council; or (iii) reveal a trade secret.*
- 7 Tender No. ITT33/2014: Saw Cutting. (D03667328) - *This report is confidential in accordance with section 10A (2) (d) of the Local Government act 1993 as the report contains commercial information of a confidential nature that would, if disclosed (i) prejudice the commercial position of the person who supplied it; or (ii) confer a commercial advantage on a competitor of the Council; or (iii) reveal a trade secret.*
- 8 Tender No. ITT34/2014: Minor Civil Works. (D03667298) - *This report is confidential in accordance with section 10A (2) (d) of the Local Government act 1993 as the report contains commercial information of a confidential nature that would, if disclosed (i) prejudice the commercial position of the person who supplied it; or (ii) confer a commercial advantage on a competitor of the Council; or (iii) reveal a trade secret.*
- 9 'Activate Parramatta' applications for 'Kiosk Structures' within Centenary Square. (D03675046) - *This report is confidential in accordance with section 10A (2) (d) of the Local Government act 1993 as the report contains commercial information of a confidential nature that would, if disclosed (i) prejudice the commercial position of the person who supplied it; or (ii) confer a commercial advantage on a competitor of the Council; or (iii) reveal a trade secret.*
- 10 EOI for Development Options for PS3. (D03671777) - *This report is confidential in accordance with section 10A (2) (c) of the Local Government act 1993 as the report contains information that would, if disclosed, confer a commercial advantage on a person with whom the Council is conducting (or proposes to conduct) business.*
- 11 Parramatta Square 2 (PS2) - Aspire Tower Update. (D03674128) - *This report is confidential in accordance with section 10A (2) (c) of the Local Government act 1993 as the report contains information that would, if disclosed, confer a commercial advantage on a person with whom the Council is conducting (or proposes to conduct) business.*

11.LM1 SUBJECT 34 Phillip Street, Parramatta  
REFERENCE F2015/01733  
FROM The Lord Mayor, Councillor Scott Lloyd

15669 RESOLVED (Lloyd/Issa)

**That** the Council adopt the recommendation contained in paragraph 6 of the Lord Mayoral Minute.

11.1 SUBJECT Transactional Banking Review  
REFERENCE F2009/00971 - D03669183  
REPORT OF Manager Finance

15670 RESOLVED (Dwyer/Garrard)

- (a) **That** Council note the review and assessment by Magna Capital Advisory Services Pty Limited into Council's existing transactional banking arrangements
- (b) **That** Council enter into a 3 year contract with CBA for the provision of transactional banking services from 1 June 2015.
- (c) **Further, that** the Lord Mayor and CEO be given delegated authority to complete all necessary documentation and that the common seal be applied if required.

11.2 SUBJECT Proposed land acquisition for local open space - 23 Brunswick Street Granville

REFERENCE F2012/03273 - D03661561

REPORT OF Property Services Officer

15671 RESOLVED (Esber/Makari)

- (a) **That** Council resolve to acquire part of 23 Brunswick Street Granville on terms outlined in this report.
- (b) **Further, that** the Mayor and the Chief Executive Officer be authorised to execute under Council seal the Contract and Transfer for sale of the subject land to Council and deed of agreement if required.

11.3 SUBJECT Honouring Admiral Arthur Phillip - Public Art Commission

REFERENCE F2014/02532 - D03644189

REPORT OF Manager, City Animation

15672 RESOLVED (Esber/Issa)

- (a) **That** Councillors note the outcomes of the workshop on 1 April 2015 with two finalists for this project who presented artwork;
- (b) **That** Council appoint Craig Walsh to deliver the public art work to total budgeted amount of \$500,000 across two financial years being 2015/16 and 2016/17;



- (c) **That** Council resolve, in accordance with s55(3)(i) of the *Local Government Act 1993 (NSW)* that due to extenuating circumstances that the public art project is procured without the requirement to tender; and
- (d) **Further, that** Council grant delegated authority to the Lord Mayor and Chief Executive Officer to execute all supply agreements, contracts or deeds necessary to complete the public art project.

11.4 SUBJECT Tender No. 14/2015 Guildford Town Centre Upgrade, Corner of Guildford and Talbot Roads, Guildford - Footpath Widening, Paving and Roadworks

REFERENCE F2015/00957 - D03667119

REPORT OF Project Manager

15673 RESOLVED (Esber/Makari)

- (a) **That** the tender submitted by Hargraves Urban Pty Ltd for the construction of the footpath widening, paving and roadworks, for Stages A and B combined, for the Guildford Town Centre Upgrade, at the corner of Guildford and Talbot Roads, Guildford, for the sum of \$309,787.11 (excluding GST) be accepted.
- (b) **That** all unsuccessful tenderers be advised of Council's decision in this matter.
- (c) **Further, that** the Lord Mayor and Chief Executive Officer be given delegated authority to execute and affix the Common Seal of Council to the necessary documents.

11.5 SUBJECT Tender 28/2014 - Maintenance of Concrete Pavements in Parramatta LGA

REFERENCE F2014/02667 - D03666766

REPORT OF Service Manager Civil Infrastructure

15674 RESOLVED (Esber/Makari)

- (a) **That** the tenders submitted by NA Group (Aust), SJ Hensby & Sons Concrete Maintenance, Downer Infrastructure and Kelbon Projects Services for maintenance of concrete pavements be accepted in order of preference, as follows:
  - i. For Replacement of Concrete Slabs
    1. NA Group (Aust),
    2. SJ Hensby & Sons Concrete Maintenance and
    3. Kelbon Projects Services
  - ii. For Repair of Surface Spalls
    1. SJ Hensby & Sons Concrete Maintenance

- iii. For Routing and Sealing of Cracks
  - 1. SJ Hensby& Sons Concrete Maintenance
- iv. For Slab Undersealing/Jacking
  - 1. Downer Infrastructure
- v. For Stitching of Joints and Cracks
  - 1. Downer Infrastructure,
  - 2. SJ Hensby & Sons Concrete Maintenance and
  - 3. NA Group (Aust)
- vi. For Repair/Reconstruction of Kerbs and Gutters associated with concrete pavements
  - 1. Downer Infrastructure,
  - 2. Kelbon Projects Services and
  - 3. SJ Hensby & Sons Concrete Maintenance

- (b) **That** all unsuccessful tenderers be advised of Council's decision in this matter.
- (c) **Further, that** the Lord Mayor and Chief Executive Officer be given delegated authority to execute and affix the Common Seal of Council to the necessary documents.

**NOTE:**

**Councillor J Chedid returned to the meeting at 10.17pm during consideration of this matter.**

11.6 SUBJECT Tender 29/2014 - Geotechnical Investigation and Testing of Road Pavements and Associated Works  
 REFERENCE F2014/02668 - D03666802  
 REPORT OF Service Manager Civil Infrastructure  
 15675 RESOLVED (Esber/Makari)

- (a) **That** the tenders submitted by Durkin Construction, Pavement Management Services and Cardno Constructions Sciences (Bowler Geotechnical) for geotechnical investigations and testing of road pavements and associated works be accepted in order of preference, as follows:
  - i. For Field Investigation and Testing of Pavement Layers and Laboratory Testing of Subgrade and Pavement Materials:
    - 1. Durkin Construction and
    - 2. Pavement Management Services
  - ii. For Mapping of Underground Services:
    - 1. Durkin Construction and
    - 2. Cardno Constructions Sciences (Bowler

Geotechnical)

iii. For Ground Penetrating Radar Survey of Road Pavements:

1. Durkin Construction and
2. Pavement Management Services

iv. For Material Classification:

1. Durkin Construction and
2. Cardno Constructions Sciences (Bowler Geotechnical)

v. For Deflection Testing using Falling Weight Deflectometer:

1. Pavement Management Services

- (b) **That** all unsuccessful tenderers be advised of Council's decision in this matter.
- (c) **Further, that** the Lord Mayor and Chief Executive Officer be given delegated authority to execute and affix the Common Seal of Council to the necessary documents.

11.7      SUBJECT      Tender No. ITT33/2014: Saw Cutting  
REFERENCE      F2014/02707 - D03667328  
REPORT OF      City Operations Manager  
15676      RESOLVED      (Esber/Makari)

- (a) **That** the tender submitted by Mastercut Concrete Australia Pty Ltd be accepted, at their proposed rates and that they be appointed primary service provider to Council for Saw Cutting for an initial period of 3 years with an option to extend for a further 1 + 1 year periods subject to satisfactory performance.
- (b) **That** the tender submitted by Procut Concrete Pty Ltd be accepted, at their proposed rates and that they be appointed secondary service provider to Council for Saw Cutting for an initial period of 3 years with an option to extend for a further 1 + 1 year periods subject to satisfactory performance.
- (c) **That** all unsuccessful tenderers be advised of Council's decision in this matter.
- (d) **Further, that** the Lord Mayor and Chief Executive Officer be given delegated authority to execute and affix the Common Seal of Council to the necessary documents.

11.8      SUBJECT      Tender No. ITT34/2014: Minor Civil Works  
REFERENCE      F2014/02708 - D03667298  
REPORT OF      City Operations Manager

15677 RESOLVED (Esber/Makari)

- (a) **That** the tendered schedule of rates for minor civil works be accepted for the contractors listed below for an initial period of 3 years with an option to extend for a further 1 + 1 year periods subject to satisfactory performance:
- i. Bernipave Pty Ltd
  - ii. Dracon Pty Ltd
  - iii. Sam the Paving Man Pty Ltd
  - iv. KK Consultants Pty Ltd
- (b) **That** all unsuccessful tenderers be advised of Councils' decision in this matter.
- (c) **Further, that** the Lord Mayor and Chief Executive Officer be given delegated authority to execute and affix the Common Seal of Council to the necessary documents.

11.9 SUBJECT 'Activate Parramatta' applications for 'Kiosk Structures' within Centenary Square

REFERENCE F2011/02393 - D03675046

REPORT OF Manager Place Services. Also Manager Place Services Memorandum dated 22 May 2015.

15678 MOTION (Chedid/Wearne)

- (a) **That** Council receives and notes this report.
- (b) **That** Council does not grant a 12 month license to representatives of Jamie's Trattoria for a H-Van structure within Centenary Square under the terms detailed in Attachment 3 of this report.
- (c) **That** the CEO concludes negotiations for a license agreement with Applicant 1 for a café-type structure within Centenary Square. Negotiations must include significant consideration of:-
- i. Financial implications for Council;
  - ii. Council's preference for activation to extend into the evening;
  - iii. Opportunity for Council to review the success of the proposal at regular intervals; and
  - iv. Aligning license duration to the proposed level of capital investment.
- (d) **That** if agreement with Applicant 1 cannot be concluded by 30 June 2015, the CEO is to call for new applications for "kiosk structures within Centenary Square.
- (e) **That** the CEO to write to the NSW Minister for Lands and Water requesting transfer to Council of Crown Land within the south-western corner of Centenary Square known as St John's Park.

- (f) **Further, that** the CEO hold discussions with Mr Oliver with a view to the H-Van structure being relocated to a more suitable location near the River (such location to be confirmed) and also in relation to other options for the Centenary Square site.

AMENDMENT (Elmore/Chowdhury)

- (a) **That** Council receives and notes this report.
- (b) **That** Council grant a 12 month license to representatives of Jamie's Trattoria for a H-Van structure within Centenary Square under the terms detailed in Attachment 3 of this report.
- (c) **That** the CEO concludes negotiations for a license agreement with Applicant 1 for a café-type structure within Centenary Square. Negotiations must include significant consideration of:-
- i. Financial implications for Council;
  - ii. Council's preference for activation to extend into the evening;
  - iii. Opportunity for Council to review the success of the proposal at regular intervals; and
  - iv. Aligning license duration to the proposed level of capital investment.
- (d) **That** if agreement with Applicant 1 cannot be concluded by 30 June 2015, the CEO is to call for new applications for "kiosk structures within Centenary Square.
- (e) **Further, that** the CEO to write to the NSW Minister for Lands and Water requesting transfer to Council of Crown Land within the south-western corner of Centenary Square known as St John's Park.

The amendment was put and lost.  
The motion was put and carried.

**NOTE:**

1. **Councillor S Issa declared a significant, non-pecuniary interest in relation to this item as an applicant is known to Councillor Issa and he temporarily retired from the meeting during consideration and voting on this issue.**
2. **Councillor A A Wilson retired from the meeting at 10.29pm during consideration of this matter.**
3. **Councillor J Shaw left the meeting at 10.48pm during consideration of this matter.**

REFERENCE F2015/00178 - D03671777  
REPORT OF Director Property and Significant Assets  
15679 RESOLVED (Esber/Chowdhury)

- (a) **That** Council resolve to seek expressions of interest from developers and building owners to propose commercial structures for Council to consider as options to deliver the development of PS3.
- (b) **That** a report be provided back to Council on the options available for the site following analysis and review of the proposals.
- (c) **Further, that** Council's Legal and Probity Advisors currently working on PS2, 5&6 be retained to advise on PS3.

11.11 SUBJECT Parramatta Square 2 (PS2) - Aspire Tower Update  
REFERENCE F2015/00178 - D03674128  
REPORT OF Director Property and Significant Assets  
15680 RESOLVED (Esber/Chowdhury)

**That** Council receive and note the report.

**NOTE:**

1. **Councillor J Shaw returned to the meeting at 10.51pm during consideration of this matter.**
2. **As the time had reached 11.00pm during consideration of this matter, a procedural motion was moved successfully by Councillors Wearne and Abood to extend the meeting for a further 15 minutes.**

The meeting terminated at 11.08pm.

THIS PAGE AND THE PRECEDING 28 PAGES ARE THE MINUTES OF THE ORDINARY COUNCIL MEETING HELD ON MONDAY, 25 MAY 2015 AND CONFIRMED ON TUESDAY, 9 JUNE 2015.

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Lord Mayor