

MINUTES OF THE MEETING OF PARRAMATTA CITY COUNCIL HELD IN THE COUNCIL CHAMBER, CIVIC PLACE, PARRAMATTA ON MONDAY, 26 OCTOBER 2015 AT 6.53PM

PRESENT

The Lord Mayor, Councillor P J Garrard in the Chair and Councillors J P Abood (arrived 7.51pm), J Chedid, S H Chowdhury, R Dwyer, G J Elmore, P Esber, J D Finn, J A Hugh, S T Issa, S D Lloyd, B Makari (Deputy Lord Mayor), J L Shaw (arrived 6.56pm), L E Wearne and A A Wilson (retired 9.22pm).

ACKNOWLEDGEMENT TO TRADITIONAL LAND OWNERS

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

MINUTES

SUBJECT Minutes of the Council (Development) Meeting held on 12 October 2015

16073 RESOLVED (Makari/Issa)

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

APOLOGIES

An apology was received and accepted for the late arrival of Councillors J P Abood (subsequently arrived at 7.51pm) and Councillor J Shaw (subsequently arrived at 6.56pm).

DECLARATIONS OF INTEREST

Councillor B Makari declared a non-pecuniary interest in relation to Item 7.4 of Economy regarding the Development Application submitted for 126 Church Street, Parramatta as Councillor Makari's sister works for the applicant, Fuji Xerox Australia Pty Ltd.

Councillor Makari advised that he would be remaining in the Chamber and voting on this issue.

MINUTES OF THE LORD MAYOR

1 SUBJECT End Polio Now
 REFERENCE F2015/00435
 FROM The Lord Mayor, Councillor Paul Garrard

16074 RESOLVED (Garrard/Issa)

- (a) **That** Council supports the campaign 'Paint the Town Red for Polio Plus' by lighting the Town Hall red for 1 month (March 2016), and by displaying signage provided by Rotary; specifically 'End Polio Now' flags along Church Street, and by distributing signs/flyers to Parramatta local businesses for display;
- (b) **That** the Lord Mayor present a cheque for \$500 at the Rotary/Polio live Telethon event (Feb-Apr 2016); and
- (c) **Further, that** Parramatta City Council purchase a corporate table at the Charity Ball (Friday 22 April 2016).

Note

Councillor J Shaw arrived at the meeting at 6.56pm during consideration of this matter.

2 SUBJECT Lights for Kids Partnership with Westmead Hospital
 REFERENCE F2015/00435
 FROM The Lord Mayor, Councillor Paul Garrard

16075 RESOLVED (Garrard/Lloyd)

- (a) **That** Council support the partnership with Westmead Children's Hospital through their Lights for Kids Christmas Lights project; and
- (b) **Further, that** Council deliver its 2015 Parramatta LGA resident Christmas lights project in partnership with Westmead's Lights for Kids Christmas Lights project.

3 SUBJECT Councillor Portfolio System
 REFERENCE F2014/03305
 FROM The Lord Mayor, Councillor Paul Garrard

16076 RESOLVED (Garrard/Makari)

- (a) **That** a Councillor Portfolio system be established with the aim of

nominated Councillors being assigned specific responsibilities for key strategic focus areas of the Council, and that all Councillors be advised by memorandum of the nominated Portfolio Councillors.

- (b) **Further, that** the content of this Lord Mayoral Minute be shared with other local councils.

4 SUBJECT Sydney Special Children's Christmas Party 20th Year Anniversary - \$5,500 Silver Package
REFERENCE F2014/03305
FROM The Lord Mayor, Councillor Paul Garrard

16077 RESOLVED (Garrard/Makari)

That Council purchase a Sydney Special Children's Christmas Party Silver Package for \$5,500 to support the Party's 20th Year Anniversary.

5 SUBJECT World Aids' Day
REFERENCE F2015/00435
FROM The Lord Mayor, Councillor Paul Garrard

16078 RESOLVED (Garrard/Issa)

That Council supports the raising of awareness campaign 'World Aids Day' by lighting the Town Hall red for one day on 1 December 2015, and by displaying appropriate signage provided by the Western Sydney Local Health District.

PUBLIC FORUM

1 SUBJECT Development Application - 18-20 Mobbs Lane, Carlingford
REFERENCE DA/818/2014
FROM Adam Coburn

16079 "I speak in support of DA/818/2014, which proposes to amalgamate 2 lots and re-subdivide as 3 lots, with 3 pairs of dual occupancy dwellings. This DA was previously referred to Council at its 22nd June 2015 and 28 September 2015 meetings. On both occasions despite compliance with the planning controls and support from Council's planning officers, Council resolved to defer the application on design grounds.

Given the extensive concessions and design amendments already undertaken by the applicant since lodgement of the DA in December last year, we regrettably are unable to make any further changes.

My client has worked extremely hard to address the concerns raised to date and is keen to build a strong relationship with Council and the local community moving forward, however any further compromises in this design would unreasonably impact on the feasibility of this project.

There have been substantial changes to the design of the development since DA lodgement, which demonstrate a genuine attempt by the applicant to address neighbour concerns and a willingness to work with Council, whilst maintaining a reasonable development outcome.

There has been some mis-information in respect to the amount and degree of changes made to the development, and I wish to make it clear what amendments have been made to the development include:

- Lowering of the finished ground floor levels to dwellings 18A and 18B by 0.75 metre;
- Alterations to the roof shape and building height which result in an improved solar access outcome to adjoining properties, in particular, the primary perimeter building wall level of 18A and 18B has been reduced by 2 metres;
- The rear portion of building have been further setback by 3 metres compared to the original DA.
- All first floor habitable windows along the south-eastern and north-western elevations of dwellings 18A and 18B have been deleted, to address overlooking concerns.
- Complete redesign of 20A such that the building frontage to the street is reduced to 9 metres, compared to 12.75 metres in the original DA;
- Redesign of 20B and 20C to remove upper level bedrooms (each now having only 3 bedrooms);
- Building heights reduced by approximately 750mm, thereby approximately 1.95m below the maximum height control.

The proposal represents a contemporary architectural design solution to the site, which meets the zone objectives, complies with all planning controls and is consistent with the existing character of the locality – particularly having regard to the large number of duplex and other multi dwelling developments built within the vicinity of the site. It would be unreasonable to continue to reduce the development outcome on this site, in light of the design complying with Council's planning controls, and the significant design concessions which have already been made to this project. Whilst adjoining residents remain opposed, there is no valid planning reason why this development should not proceed. On the basis of the above, this application should be approved, and we seek that Council make a final determination tonight of the DA."

Indeed these very non-compliances seem to be the direct result of the applicant attempting to extract maximum gain by proposing 6 dwellings on a steep corner block which has well acknowledged limitations.

The residents of these streets are not the type to storm the barricades or overrun a council chamber although many are here tonight. These residents have been pleased and delighted that councillors have read our petitions, letters, emails and submissions, have taken phone calls and attended meetings.

Importantly residents have taken great heart from the judgement and support of councillors on this matter.

We have estimated that approx 750 years worth of rates have been paid by petitioners and this is just the sort of time when residents need the ongoing support of council.

Given that the applicant is refusing to comply with a request from our elected officials and seems either unable to understand the issues at stake or unwilling to address them we believe council has no choice but to reject.

Of the various stakeholders that council represent and the various interests they have to juggle the interests of the citizens must come first.

Please let us develop this site and get it done but it should be in a manner that enhances the neighbourhood and that does not detract from it. It is time to go back to the drawing board!

Thank you for your time.”

Note

Councillor S Issa left the meeting at 7.09pm during consideration of this matter.

PETITIONS

1	SUBJECT	Development Application - DA/818/2014 - 18 - 20 Mobbs Lane, Carlingford
	REFERENCE	DA/818/2014
	FROM	Mr David Houston and others
16081	RESOLVED	(Wearne/Makari)

That the petition be received and placed on the relevant Council file.

SUSPENSION OF STANDING ORDERS

16082	RESOLVED	(Makari/Wearne)
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That Standing Orders be suspended to enable consideration of Item No. 11.1 of Leadership and Governance regarding the Presentation of the Draft 2014/2015 Annual Financial Reports and to receive the Auditor's Report presented by Council's Auditor, Mr Denis Banicevic.

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

Note

Councillor A A Wilson left the meeting at 7.12pm and returned at 7.22pm during consideration of this matter.

11.1 SUBJECT Presentation of Draft 2015/15 Annual Financial Reports
REFERENCE F2008/01460
FROM Manager Finance

16083 RESOLVED (Wearne/Lloyd)

(a) **That** Council adopt the Draft Financial Reports for the year ended 30 June 2015.

(b) **That** Council authorise the Lord Mayor, Deputy Lord Mayor, Chief Executive Officer and Responsible Accounting Officer to sign the following:

General Purpose Financial Report
Special Purpose Financial Report

(c) **That** Council receive the Auditor's Report on the 2014/15 Financial Reports.

(d) **Further, that** Council present the 2014/15 audited Financial Reports and Auditor's Report to the public at the Council Meeting dated 23 November 2015.

RESUMPTION OF STANDING ORDERS

16084 RESOLVED (Lloyd Wilson)

That Standing Orders be resumed.

ECONOMY

7.1 SUBJECT 247 Kissing Point Road, Dundas

(Lot 1 DP 128425) (Elizabeth Macarthur Ward)

DESCRIPTION Demolition, tree removal and construction of a 2 storey building for the purposes of a 24 hour gym with an ancillary cafe and at-grade parking for 10 car spaces.

REFERENCE DA/214/2015 - Submitted 16 April 2015

APPLICANT/S Revelop Projects Pty Ltd

OWNERS Revelop Projects Pty Ltd

REPORT OF Manager Development and Traffic Services

REASON FOR REFERRAL TO COUNCIL

The application is referred to Council for determination as the Development Application received 48 submissions including a petition of 36 signatures during the notification period of the proposed development.

16085 MOTION (Esber/Elmore)

That the application be refused for the following reasons:-

1. The 24 hour operation will emanate adverse noise.
2. The 24 hour operation of the business will have a detrimental effect on the locality.
3. The proposal is not consistent with the R2 zoning.
4. The proposal is not in the public interest.

AMENDMENT (Issa/Dwyer)

That consideration of this matter be deferred for further discussion with the applicant in relation to the operation hours of the gym.

The amendment was put and lost.

The motion was put and carried.

DIVISION The result being:-

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

NOES: Councillors R Dwyer, S T Issa, S D Lloyd and A A Wilson

Note

1. **Councillor S Issa returned to the meeting at 7.29pm during consideration of this matter.**
2. **Councillor J Hugh left the meeting at 7.35pm and returned at 7.37pm during consideration of this matter.**

7.2 SUBJECT 2-6 Victoria Road, Parramatta
(Lot 1 DP 301995, Lot 2 DP 301995, Lot 5 Sec 9 DP 758788, Lot 6 Sec 9 DP 758788, Lot 7 Sec 9 DP 758788, Lot 8 Sec 9 DP 758788, Lot 5 DP 776890, Lot 1 DP 917832, Lot 6 DP 917833, Lot 6 DP 498, Lot 7 DP 498, Lot 8 DP 498, Lot 9 DP 498, Lot 11 DP 498) (Arthur Philip Ward)

DESCRIPTION Section 96(1A) modification to an approved multi purpose facility. The modifications include an increase in the overall height of the development.

REFERENCE DA/43/2014/B - 7 August 2015

APPLICANT/S Our Lady of Mercy College Parramatta

OWNERS Trustees of The Sisters of Mercy

REPORT OF Manager Development and Traffic Services

REASON FOR REFERRAL TO COUNCIL
The subject Section 96(1A) modification application is referred to Council as the modifications related to an increase in the overall height of the development exceeding 10% under the development standard.

16086 RESOLVED (Makari/Wearne)

That Council as the consent authority modify development consent 43/2014 providing an increase in the approved overall height of the development by a maximum 505mm on land at 2-6 Victoria Road, Parramatta 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 to the conditions contained in Attachment 1.

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, L E Wearne and A A Wilson

NOES: Councillor J L Shaw

7.3 SUBJECT 18 - 20 Mobbs Lane (cnr Raimonde Road), Carlingford
(Lots 7 & 8 DP39354) (Lachlan Macquarie Ward)

DESCRIPTION Demolition, tree removal, consolidation and re-subdivision into 3 lots. Approval is also sought to construct two attached and one detached dual occupancy developments with Torrens title subdivision.

REFERENCE DA/818/2014 - Submitted 2 December 2014

APPLICANT/S Fusion Sydney Pty Ltd

OWNERS Ms M Zhi

REPORT OF Manager Development and Traffic Services

REASON FOR REFERRAL TO COUNCIL

The application is referred to Council as the applicant has requested determination of the application in its current form, contrary to Council's resolution at its meeting held on 28 September 2015 stating: -

"That consideration of this matter be deferred and the applicant be requested to substantially redesign dwellings to address articulation, setbacks, no solid wall, reduction in height and reduction in overall bulk and scale."

16087 RESOLVED (Wearne/Esber)

That the application be refused for the following reasons:-

1. The proposal is excessive in bulk and scale.
2. The floor to ceiling heights do not comply.
3. The rear setbacks do not comply.
4. There is insufficient open space for dwelling 18A.
5. There is inadequate car parking on site.
6. There is excessive overshadowing both within the new lots and on adjoining properties.
7. Driveways are too close to the corner.
8. Privacy and overlooking.
9. The proposal is not in the public interest.

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 D Lloyd, B Makari, J L Shaw and L E Wearne

NOES: Councillors S T Issa and A A Wilson

7.4 SUBJECT 126 Church Street, PARRAMATTA NSW 2150
(Arthur Phillip Ward) (Lot 1 DP 802802)

DESCRIPTION Installation of a Mechanical Cooling System

REFERENCE DA/494/2015 - 3 August 2015

APPLICANT/S Fuji Xerox Australia Pty Ltd

OWNERS Gemnoll Pty Ltd

REPORT OF Manager Development and Traffic Services

REASON FOR REFERRAL TO COUNCIL

The application relates to land in which Council has

recently relocated its new administration centre.

16088 RESOLVED (Elmore/Esber)

That Council, as the consent authority, grant development consent to Development Application No. DA/494/2015 for installation of a mechanical cooling system at 126 Church Street, PARRAMATTA NSW 2150, subject to recommended conditions.

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 B Makari had previously declared a non-pecuniary interest in relation to this matter as Councillor Makari's sister works for the applicant, Fuji Xerox Australia Pty Ltd.

Councillor Makari remained in the Chamber during discussion and voting on this issue.

7.5 SUBJECT Planning proposal to amend Schedule 5 Environmental Heritage in Parramatta Local Environmental Plan (LEP) 2011 - 166A Windsor Road, Northmead (former Moxham Quarry)

REFERENCE F2015/02328 - D03933354

REPORT OF Project Officer Land Use

16089 RESOLVED (Lloyd/Dwyer)

(a) **That** Council receive and note the submissions to the public exhibition of the planning proposal for the land at 166A Windsor Road, Northmead (the former Moxham Quarry), contained at Attachment 1.

(b) **Further, that** Council endorses the planning proposal at Attachment 2 and it be forwarded to the Minister for Planning to be made as an amendment to Parramatta Local Environmental Plan 2011.

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

ENVIRONMENT

8.1 SUBJECT Proposed changes to wood heater and open fire place approvals under the Protection of the Environment Operations (Clean Air) Regulation 2010

REFERENCE F2004/10360 - D03775924

REPORT OF Team Leader Environmental Health

MOTION (Issa/Chedid)

- (a) **That** the Council resolve to be listed on Parts 1 and 3 of the Schedule of the amended *Protection of the Environment Operations (Clean Air) Regulation 2010*.
- (b) **Further, that** the Council resolve to support the application for a grant offered by the NSW EPA to support the introduction of the proposed changes.

The motion was subsequently withdrawn by Councillors Issa and Chedid.

MOTION (Chowdhury/Elmore)

- (a) **That** the Council resolve to be listed on Part 2 of the Schedule of the amended *Protection of the Environment Operations (Clean Air) Regulation 2010*.
- (b) **Further, that** the Council resolve to support the application for a grant offered by the NSW EPA to support the introduction of the proposed changes.

16090 AMENDMENT (Chedid/Makari)

That no further action be taken with regard to this matter.

The amendment was put and carried and on being put as the motion was again carried.

Note

Councillor J P Abood arrived at the meeting at 7.51pm during consideration of this matter.

8.2 SUBJECT Parramatta Floodplain Risk Management Committee
REFERENCE F2013/02228 - D03930342
REPORT OF Senior Project Officer - Environmental Outcomes
16091 RESOLVED (Esber/Elmore)

- (a) **That** Council receives and notes the minutes of the 4th December 2014 Parramatta Floodplain Risk Management Committee meeting.
- (b) **Further, that** the Audit and Risk Committee be provided with a copy of these minutes.

CONNECTIVITY

9.1 SUBJECT Minutes of the Parramatta Traffic Committee Meeting held on 8 October 2015
REFERENCE F2015/00098 - D03934071
REPORT OF Traffic & Transport Support Officer. Traffic and Transport

16092 RESOLVED (Dwyer/Hugh)

- (a) **That** the minutes of the Parramatta Traffic Committee meeting held on 8 October 2015 be adopted with the exception of Item No. 1510 A2.
- (b) **Further, that** in relation to Item No. 1510A2, no further action be taken in relation to Marion Street, Harris Park and the remainder of the Parramatta Traffic Committee's recommendation be referred to a Councillor Workshop for discussion.

Note

Councillor J Finn requested that her name be recorded as having voted against this decision.

9.2 SUBJECT Minutes of the Traffic Engineering Advisory Group meeting held on 8 October 2015
REFERENCE F2015/00097 - D03934330
REPORT OF Traffic & Transport Support Officer. Traffic and Transport. Also Memorandum from Service Manager – Traffic & Transport dated 26 October 2015.

16093 RESOLVED (Wearne/Dwyer)

- (a) **That** the minutes of the Traffic Engineering Advisory Group meeting held on 8 October 2015 be adopted with the exception of Item 1510 B5.
- (b) **Further, that** in relation to Item 1510 B5:-
1. Council investigate the entry and exit arrangements for the Rawson Street car park.
 2. Council trial a 'Please Cross in Groups' sign for pedestrians departing the railway station at the northern most pedestrian crossing in Rawson Street.
 3. The Traffic Engineering Advisory Group discuss the matter further following the completion and distribution of information to Councillors regarding proposed development in the Epping Town Centre.

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 14 minutes.

RESUMPTION OF MEETING

The meeting resumed in the Council Chamber at 8.44pm, there being in attendance The Lord Mayor, Councillor P J Garrard in the Chair and Councillors J P Abood, J Chedid, S H Chowdhury, R Dwyer, G J Elmore, P Esber, J D Finn, J A Hugh, S T Issa, S D Lloyd, B Makari (Deputy Lord Mayor), J L Shaw, L E Wearne and A A Wilson.

SUSPENSION OF STANDING ORDERS

16094 RESOLVED (Wearne/Chedid)

That Standing Orders be suspended to enable consideration of urgent motions pertaining to the allocation of funds to a special wards reserve and to the upcoming Camp Lionheart function to raise funds for Kids Rehab at Westmead Children's Hospital.

The Lord Mayor ruled that the matters were urgent.

1 SUBJECT Allocation of Funds to Special Ward Reserves
 REFERENCE F2014/02600

FROM Councillor Lorraine Wearne

16095 RESOLVED (Wearne/Chedid)

- (a) **That** the sum of \$7,000,000 referred to in Council's resolution of 28 September 2015 be allocated to Special Ward Reserves as follows:-
1. Lachlan Macquarie Ward - \$3,000,000
 2. Elizabeth Macarthur Ward - \$1,000,000
 3. Arthur Phillip Ward - \$1,000,000
 4. Caroline Chisholm Ward - \$1,000,000
 5. Woodville Ward - \$1,000,000.
- (b) **That** these funds to be allocated to projects identified and agreed to by the 3 Councillors in each ward with projects being identified as to 1/3 of the funds by each Councillor or by agreement between the Councillors in other proportions.
- (c) **Further, that** after identification of projects, the matter be reported back to Council with costing and advice from staff for approval by the Council.

2 SUBJECT Camp Lionheart Spring Gala
REFERENCE F2011/01900
FROM Councillor John Chedid

16096 RESOLVED (Chedid/Wearne)

- (a) **That** Council purchase 2 tables (or make a suitable donation) for the Camp Lionheart Spring Gala to be held at Parramatta Leagues Club on Friday, 30 October 2015.
- (b) **Further, that** invitations to this event be issued by the Office of the Lord Mayor.

RESUMPTION OF STANDING ORDERS

16097 RESOLVED (Makari/Wearne)

That Standing Orders be resumed.

PEOPLE AND NEIGHBOURHOODS

10.1 SUBJECT Access Advisory Committee Meeting Minutes - 18 August 2015
REFERENCE F2005/01944 - D03929577
REPORT OF Community Capacity Building Officer, Community

Capacity Building

- 16098 RESOLVED (Wearne/Elmore)
- (a) **That** the minutes of the Access Advisory Committee held meeting on 18 August 2015 (Attachment 1) be received and noted.
 - (b) **Further, that** the Expression of Interest for Membership of the Access Advisory Committee by Queenie Tran, resident of Parramatta, be accepted and approved.

- 10.2 SUBJECT 2 Morton Street Parramatta - Proposed naming of two new roads
- REFERENCE F2006/00231 - D03929013
- REPORT OF Property Services Officer

- 16099 RESOLVED (Wearne/Esber)
- (a) **That** Council endorse in principle the name 'Gibson Road' and 'Melia Avenue' for the two new roads shown hatched on the site plan at Attachment 1.
 - (b) **Further, that** the names 'Gibson Road' and 'Melia Avenue' be referred to the Geographical Name Board of NSW for formal assignment under the Geographical Names Act 1996

- 10.3 SUBJECT 40 Neptune Street, Dundas Valley - Proposed Drainage Easement Over Council's Land
- REFERENCE DA/106/2015 - D03929118
- REPORT OF Property Services Officer

- 16100 RESOLVED (Wearne/Elmore)
- (a) **That** Council resolve to create an easement for drainage over Sir Thomas Mitchell Reserve (Lot V DP 36698) in favour of the property at 40 Neptune Street, Dundas Valley (Lot 1152 DP 36701) on the terms outlined in this report.
 - (b) **Further, that** the Lord Mayor and Chief Executive Officer be authorised to execute under seal plans of subdivision, Section 88B instrument, transfer granting easement and deed of agreement if required for the creation of the easement.

- 10.4 SUBJECT Parramatta Park Access and Circulation Strategy

REFERENCE F2004/10255 - D03938194
REPORT OF Senior Project Officer Transport
16101 RESOLVED (Issa/Hugh)

That Council forward the submission provided at Attachment 2 to the Parramatta Park Trust and advise that Option 2 is Council's preferred option.

LEADERSHIP AND GOVERNANCE

11.1 SUBJECT Presentation of Draft 2014/15 Annual Financial Reports
REFERENCE F2008/01460 - D03879262
REPORT OF Manager Finance

16102 **Note**
This matter was brought forward under a Suspension of Standing Orders and considered under Minute No. 16083.

11.2 SUBJECT Schedule of Council Meetings for 2016
REFERENCE F2004/08629 - D03831262
REPORT OF Service Manager Governance Infrastructure

16103 RESOLVED (Esber/Hugh)

That the following Council Meeting dates for 2016 be adopted:-

Monday, 8 February 2016
Monday, 22 February 2016
Monday, 14 March 2016
Tuesday, 29 March 2016 (Easter Monday is 28 March 2016)
Monday, 11 April 2016
Tuesday, 26 April 2016 (Anzac Day is 25 April 2016)
Monday, 9 May 2016
Monday, 23 May 2016
Tuesday, 14 June 2016 (Queen's Birthday is Monday, 13 June 2016)
Monday, 27 June 2016
Monday, 11 July 2016
Monday, 25 July 2016
Monday, 8 August 2016
Monday, 22 August 2016 (caretaker period)
Monday, 26 September 2016 (Special)
Monday, 10 October 2016
Monday, 24 October 2016
Monday, 14 November 2016
Monday, 28 November 2016
Monday, 12 December 2016

Monday, 19 December 2016

11.3 SUBJECT Update on Notices of Motions Raised by Councillors
REFERENCE F2004/06182 - D03907719
REPORT OF Service Manager Governance Infrastructure

16104 RESOLVED (Esber/Abood)

- (a) **That** the information be noted.
- (b) **Further, that** a monthly report be provided to Council on this issue.

11.4 SUBJECT Appointment of Lord Mayor to Parramasala Board
REFERENCE F2004/07851 - D03938894
REPORT OF Business Support Manager

16105 RESOLVED (Wearne/Makari)

- (a) **That** Council maintain the current representation on the Parramasala Board
- (b) **Further, that** a survey be undertaken of businesses in Harris Park seeking feedback on areas that could be improved.

12.1 SUBJECT Allocation of funds to Fred Spurway Reserve
Playground
REFERENCE F2014/02600 - D03938403
REPORT OF Councillor J P Abood

16106 **Note**
The notice of motion was withdrawn at this meeting by Councillor J P Abood.

12.2 SUBJECT Allocation of funds to Cox Park Improvements
REFERENCE F2014/02600 - D03938407
REPORT OF Councillor J P Abood

16107 RESOLVED (Abood/)

Note
The notice of motion was withdrawn at this meeting by Councillor J P Abood.

12.3 SUBJECT Allocation of funds to George Kendall Riverside Park Improvements
REFERENCE F2014/02600 - D03938408
REPORT OF Councillor J P Abood

16108 **Note**
The notice of motion was withdrawn at this meeting by Councillor J P Abood.

12.4 SUBJECT Riverbank Strategy
REFERENCE F2015/00178 - D03938483
REPORT OF Councillor J Chedid

16109 RESOLVED (Chedid/Abood)

That Council resolve the following policy position according to Council's strategic objectives for the River Bank Precinct:-

The future sale of the Riverbank Precinct is conditional on the provision of the following commercial/retail space for the benefit of the community and the future generations of our City.

That council incorporate the following options for its strategic workshop:-

1. A commercial function centre: leased out and/or operated by the private sector
2. Retail centre: to be leased out to the private sector
3. Commercial offices to be leased to the private sector
4. Entertainment / multi use Cultural Arts centre: to be operated by the private sector.
5. A public domain/open green spaces with an outdoor amphitheatre.
6. A committee of interested Councillors be formed to oversee the long term planning of the Riverbank strategy.

Note
Councillor L E Wearne requested that her name be recorded as having voted against this decision.

12.5 SUBJECT Convict Drain in Parramatta Square
REFERENCE F2013/02120 - D03940654
REPORT OF Councillor A A Wilson

16110 RESOLVED (Wilson/Makari)

That Parramatta City Council prepare a report examining the practicality and the aesthetics of using any part of any convict drain removed in the Parramatta Square Public Domain, such report to include legal, financial and operational impacts.

Note

Councillor J P Abood requested that his name be recorded as having voted against this decision.

12.6 SUBJECT Notice of Motion Guide
REFERENCE F2004/06182 - D03941173
REPORT OF Councillor B Makari

16111 RESOLVED (Makari/Esber)

That the following notice of motion be received and noted:-

“(a) That where Councillors submit a Notice of Motion that they consider in their Notice of Motion the following specific elements:

- 1. Any legal considerations that may be relevant to the Notice of Motion;*
- 2. Any financial considerations arising from the Notice of Motion, including any impact on Council’s current approved budget; and*
- 3. Any operational impact that may arise from the implementation of the Notice of Motion; and further*

(b) Further, that prior to submitting the Notice of Motion, Councillors consider engaging with relevant Senior Staff as required to prepare any reports and obtain relevant background information that may assist in consideration of the Notice of Motion.”

Note

Councillor L E Wearne requested that her name be recorded as having voted against this decision.

CLOSED SESSION

16112 RESOLVED (Esber/Wearne)

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:-

- 1 Tender 28/2015 Provision of Workers Compensation Insurance and Claims Management. (D03824053) - *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 Variations to Existing Waste Processing and Disposal Contract.. (D03932065) - *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.*
- 3 Land Owner's Consent - 189 Macquarie Street, Parramatta. (D03938618) - *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 EOI 17/2015 PS4 EOI for Architectural Design Services. (D03940379) - *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 Update on Parramatta Square - *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.*

13.1 SUBJECT Tender 28/2015 Provision of Workers Compensation Insurance and Claims management

REFERENCE F2015/01545 - D03824053
REPORT OF Service Manager, WHS Strategy

16113 RESOLVED (Elmore/Shaw)

- (a) **That** the tender submitted by AAI limited trading as GIO be accepted for the provision of workers compensation claims management.
- (b) **That** all unsuccessful tenders be notified 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.

13.2 SUBJECT Proposed Variations to Existing Waste Processing and Disposal Contract.

REFERENCE F2008/02639 - D03932065

REPORT OF Service Manager. Sustainability and Waste

16114 RESOLVED (Elmore/Shaw)

- (a) **That** Council grants SUEZ an Extension of Time under Clause 16.21 of the existing Waste Processing and Disposal Contract for a further 24 months for each of the milestones.
- (b) **That** Council accept Option 2 for the processing of domestic garbage up until the scheduled expiry of the contract in November 2018 in accordance with the current Contract rates.
- (c) **That** SUEZ be advised of Council's resolution.
- (d) **Further, that** Council staff prepare a plan on the options for future expenditure and investment of funds within the Domestic Waste Reserve and that the report be brought back to Council for consideration within 6 months.

13.3 SUBJECT Land Owner's Consent - 189 Macquarie Street, Parramatta

REFERENCE F2015/00178 - D03938618

REPORT OF Assistant Development Manager. Also Memorandum from Assistant Development Manager dated 26 October 2015.

16115 RESOLVED (Chedid/Abood)

- (a) **That** the Council note the report.
- (b) **That** the Lord Mayor and the CEO has been delegated the authority to sign the landowner's consent document and any associated documentation with the Developer.
- (c) **That** a report come back to Council on what is negotiated before Council agrees to proceed.
- (d) **That** the Council engage all the required consultants to assess any submissions by the Developer, that includes but not limits to traffic and parking consultant, legal consultant, QS and private certifying consultant.
- (e) **Further, that** it be noted that the Chamber has an expectation that Council will maximise its return to the City.

13.4 SUBJECT EOI 17/2015 PS4 EOI for Architectural Design Services
REFERENCE F2015/00178 - D03940379
REPORT OF Senior Development Manager
MOTION (Finn)

- (a) **That** Council endorse the recommendation of the evaluation panel for the four (4) architects listed in Section 10 of the report, to progress to a Design Competition for the proposed new Civic Building and Library ('Front-of- House') on PS4.
- (b) **Further, that** Council delegate authority to the Lord Mayor and Chief Executive Officer to negotiate, execute contracts and sign all necessary documentation to engage the winning entrant of the PS4 Design Competition to commence design development of PS4 in consultation with the Councillors, Executive Team and other stakeholders and progress to a DA and CC level of design for further consideration of the Council.

The Lord Mayor ruled the motion lapsed for want of a seconder.

16116 RESOLVED (Abood/Chedid)

That consideration of this matter be deferred for 2 weeks to enable Councillors to view the submissions received for Architectural Design Services.

Note

Councillor A A Wilson retired from the meeting at 9.22pm during consideration of this matter.

13.5 SUBJECT Parramatta Square - Update
REFERENCE F2015/00178
FROM Director Property and Significant Assets, Mr Barry Mann

16117 **Note**
Director Property and Significant Assets provided a brief update on the Parramatta Square proposal including advice that Civic Place and Leigh Place will be closed to traffic and pedestrians on 7 November 2015 in preparation for the demolition of the former Council offices, library, shops and Connection Arcade – the sites for Aspire Tower (Stage 2), Stages 5 and 6 and a new world-class public domain.

QUESTION TIME

1 SUBJECT Update on Centenary Committee
REFERENCE F2014/00628
FROM Councillor Glenn Elmore

16118 Councillor Elmore sought an update on the Centenary Committee and particularly what the Committee was planning.

2 SUBJECT Replacement of Pavers in Centenary Square
REFERENCE F2013/02565
FROM Councillor John Chedid

16119 Councillor Chedid made reference to the embarrassing state of Centenary Square with the recent removal of pavers and sought advice on their replacement.

Director Property and Significant Assets, Mr Barry Mann advised that the pavers had been removed by a Council contractor as part of works relating to the high voltage supply to a nearby substation.

Mr Mann added that it was likely Endeavour Energy would undertake the works required in mid-November and on completion of the required works, the area would be asphalted and the paving then reinstated.

Councillor Chedid expressed his hope that the works would be completed by the lighting of the Christmas Tree by the Lord Mayor.

3 SUBJECT Council's Tree Preservation Order
REFERENCE F2011/02497

FROM Councillor Jean Pierre Abood

16120 Councillor Abood sought advice as to where the organisation was up to in regards to implementing the new tree policy (Tree Preservation Order).

Councillor Abood further requested advice as to when the policy was expected to come to the Chamber for a decision.

The Director Strategic Outcomes and Development advised that the policy had been adopted previously and had now been implemented.

4 SUBJECT Parking Concerns in Epping
REFERENCE F2004/07202
FROM Councillor Lorraine Wearne

16121 Councillor Wearne advised that Council parking officers needed to give consideration to streets in Epping.

In particular, the excessive parking in and around Victoria and Williams Streets, Epping was making it difficult for buses to traverse the area.

Councillor Wearne requested that the area receive appropriate policing.

5 SUBJECT Purchase of Ermington Scout Hall in Bartlett Street, Ermington
REFERENCE F2010/01740
FROM Councillor Lorraine Wearne

16122 Councillor Wearne referred to recent correspondence received expressing concern that Council had gone back on its decision to purchase the Ermington Scout Hall in Bartlett Street, Ermington.

Councillor Wearne requested that the Lord Mayor investigate this matter with a view to corresponding with the relevant Minister and the Scouts Association and advising that Council had never resolved to purchase the site.

6 SUBJECT Camp Lionheart Spring Gala
REFERENCE F2011/01900
FROM The Lord Mayor, Councillor Paul Garrard

16123 The Lord Mayor, Councillor P J Garrard requested that Councillors

interested in attending the Camp Lionheart Spring Gala to be held on 30 October 2015 advise the Office of the Lord Mayor by close of business on 27 October 2015.

The meeting terminated at 9.36pm.

THIS PAGE AND THE PRECEDING 24 PAGES ARE THE MINUTES OF THE ORDINARY COUNCIL MEETING HELD ON MONDAY, 26 OCTOBER 2015 AND CONFIRMED ON MONDAY, 9 NOVEMBER 2015.

Lord Mayor