

MINUTES OF THE MEETING OF PARRAMATTA CITY COUNCIL HELD IN THE COUNCIL CHAMBER, CIVIC PLACE, PARRAMATTA ON MONDAY, 28 SEPTEMBER 2015 AT 6.53PM

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, P J Garrard, J A Hugh, S T Issa (Deputy Lord Mayor – retired 10.46pm), B Makari, J L Shaw, L E Wearne (arrived 6.54pm) and A A Wilson (retired 10.32pm).

ACKNOWLEDGEMENT TO TRADITIONAL LAND OWNERS

The Lord Mayor, Councillor S D Lloyd acknowledged the Burramattagal 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 14 September 2015

15969 RESOLVED (Makari/Issa)

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

APOLOGIES

15970 RESOLVED (Esber/Makari)

That an apology be received and accepted for the absence of Councillor J D Finn.

DECLARATIONS OF INTEREST

Councillor J Chedid advised that he was not related to the applicant or owners for Item 7.2 regarding the development application submitted for 18 Louis Street, Granville.

MINUTES OF THE LORD MAYOR

1 SUBJECT Office of City Significant Development
REFERENCE F2015/00074
FROM The Lord Mayor, Councillor Scott Lloyd
RESOLVED (Lloyd/Esber)

15971 **That** a draft Policy be developed for the consideration of Council that sets out the categories of development that would be managed by the Office of City Significant Development.

NOTE:

Councillor L E Wearne arrived at the meeting at 6.54pm during consideration of this matter.

2 SUBJECT Welcoming Syrian Refugees to Parramatta LGA
REFERENCE F2013/00384
FROM The Lord Mayor, Councillor Scott Lloyd
RESOLVED (Lloyd/Wilson)

15972 (a) **That** Council welcome, as part of the Commonwealth Government's commitment to resettle Syrian refugees, the potential resettlement of Syrian refugees in the Parramatta LGA.
(b) **That** Council work with relevant Commonwealth and NSW Government agencies and local not for profit community organisations to enable an effective and efficient resettlement process for these refugees to occur.
(c) **Further, that** Council receive a report by September 2016 on the progress and impact of Syrian refugees resettlement efforts in its LGA.

NOTE:

Councillor J P Abood left the meeting at 7.02pm and returned at 7.04pm during consideration of this matter.

PUBLIC FORUM

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

15973 As tabled.

"I'm here tonight to 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. The proposal was previously sent to the Council meeting of 22 June 2015 with a recommendation of approval from Council's planning team. The proposal was deferred, with Council resolving:

"That the application be deferred and the applicant be requested to substantially redesign dwellings 18A, 18B and No. 20, such redesign to reduce the bulk and scale and reduce overshadowing and overlooking of surrounding neighbours."

I'd like to take this opportunity to note the specific actions that the respondent has taken since lodging this development application in December last year:

1. The respondent has cooperated with Council staff and attended an on-site meeting with Councillor/s and residents in May this year, following which they have made a number of design modifications to improve overshadowing, built form, traffic circulation and access, fencing form, driveway grading, drainage, setbacks, and overlooking;
2. Additional stormwater management information was provided to Council at their request;
3. Additional information was submitted to address questions from Council regarding the driveway profile and grading proposed at No. 20B; and
4. Amended plans were submitted to address concerns of excessive overshadowing onto neighbouring private open spaces.

Following Council's decision to defer approving the application at the June council meeting, the respondent has made further amendments to the scheme to improve the amenity of adjoining properties. This includes:

5. The existing retaining wall along the fence bounding 1 Marook Street will now be demolished, and ground levels adjusted to the base of the wall;
6. On site detention of stormwater is proposed, addressing concerns made in public submissions;
7. An additional side setback of 2.98m has been provided to the rear building component of Nos. 18A and 18B – I stress that this is *in addition* to the previous scheme and that required under the DCP;
8. All windows from habitable rooms facing the boundary have been deleted to address perceived overlooking concerns to 1 Marook

Street;

9. Overall slab levels will now be lowered by three-quarters of a metre compared to the original design. Again I stress that this is *in addition* to the design previously proposed, which already complied with the controls that apply to the site, with the height being at least 1m below the maximum 9m control; and
10. The proposed dwellings have now had their overall height reduced by an extra half a metre.

These amendments have been made as a direct response to the concerns raised in the public submissions. Specifically, the concerns that were raised were:

1. That the design of the development did not fit with the character of the area, and that the density was not in accordance with the local area.

In response to this, the amendments I listed above address these concerns. I'd also like to observe the fact that the character of the local area is changing, and there are a number of different dwelling types that have been built within walking distance of the subject site in the past few years. Duplexes, dual occupancies, and townhouses are increasingly preferred types of housing for residents in the area, and this development is no different. These types of development are also consistent with the objectives of the R2 Low Density Residential zone, and in this regard this proposal is not exceptional.

2. Concerns were raised about overshadowing and solar access.

Again, amendments have been made to the scheme since the June council meeting which further reducing overshadowing into neighbouring properties. The slab has been lowered by 750mm, the height of the buildings has been reduced by half a metre, and the setbacks of the buildings at 18A and 18B have been brought back by an extra 3m. All of these modifications improve the outcome for neighbours. Further, the shadow modelling submitted shows that the shadow impacts from the development are not unreasonable and comply with council's requirements for solar access to living rooms and POS areas of adjoining properties.

3. Stormwater concerns.

On-site detention is proposed, and this will prevent additional water running off hardstand areas and leaving the site. This detention system is in accordance with Council requirements and the relevant engineering standards.

4. Inadequate on-site parking and increased traffic.

Ultimately, the proposed development is a good scheme – it achieves compliance against all local built form controls, it has been amended to respond to concerns raised by the community, and the development is

of lesser intensity compared to other residential developments that have been approved in recent years in the immediate vicinity of the site.

Summary

Duplexes, dual occupancies and townhouses are an increasingly common and in existence within the general locality of this site – they provide much needed housing stock, and provide housing choice. The proposal represents a contemporary architectural design solution to the site, which is sympathetic to the built form of the locality. Whilst adjoining residents remain opposed, there is no valid planning reason why this development should not proceed, and therefore I ask that Council endorse the planning officers report and approve the proposed DA.”

2 SUBJECT Development Application - 18-20 Mobbs Lane,
 Carlingford

REFERENCE DA/818/2014

FROM David Houston

15974 “I would like to speak briefly about DA/818/2014 which is again before council and I thank you for your time. I speak for the 12 residents who made submissions regarding this DA and for the 27 people representing 21 households who signed a second petition, a petition which was presented to council on 14th September.

On 22nd June this chamber voted 14/0 to defer this DA resolving "That the application be deferred and the applicant be requested to substantially redesign dwellings 18A,18B and No 20, such redesign to reduce the bulk and scale and reduce overshadowing and overlooking of surrounding neighbours"

The revised plans have made some concessions but they are far from a "substantial re-design" and nor do they reduce "bulk and scale" as requested by our Councillors.

The plans submitted have been hard to read and to interpret and therefore Parramatta Council was contacted to provide measurements for this DA that could be easily understood.

The removal of a retaining wall build some 10 years ago without council approval has reduced the height of building 18A by one metre. This retaining wall measures 960mm at the Raimonde Road end and therefore the removal of this wall accounts for the bulk of this reduction in height. However 18A runs almost the entire length of the sole private space of 1 Marook Street across two levels and measures some 16.8 metres in length - It's bulk with or without windows is still overwhelming. It runs as close as 1.5 metres from the rear fence. A small setback at the rear of the property makes minimal difference to the imposition and the bulk.

Promised "alterations to the roof shape and building height" have seen no meaningful reduction in height. As discussed, building 18A has been reduced mostly due to the removal of the previously mentioned retaining wall. Building 18B has only been reduced in height from that presented to council on 22nd June by some 5cm which is 2/3 the height of a standard house brick laid flat. This is not a "substantial re-design"

Building 20A has seen the height from base of wall to top of wall and from the base of the wall to the highest ridge on the dwelling reduced by only 10cm. This again hardly constitutes a substantial re-design or a reduction in bulk and scale.

Buildings 20B and 20C have an actual increase in height from the base of wall to top of wall of some 35cm. The measurement from the base of the wall to the highest ridge of these two dwelling sees an increase of 10cm.

This site has well acknowledged limitations related to its steepness and its location on a busy corner block. Aside from concerns about parking, road safety and traffic, residents believe this development is bulky and out of character with the surrounding area particularly when viewed from Marook Street and Raimonde Road below.

Every resident involved believes it is not unreasonable to replace one dwelling with a dual occupancy or semidetached dwelling. This proposal however is to replace 2 dwellings containing 7 bedrooms with 6 dwellings containing 22 bedrooms. Residents expect and welcome the re-development and replenishment of our housing stock however every local resident who made a submission and everyone who signed our petition believes this development is just too much for this site. We believe the applicant is attempting to extract too much from this site.

We respectfully request our council to defer this motion again until the applicant can provide plans which truly and meaningfully address issues of "bulk and scale". This may involve a scaling back of the size of the development to something more pleasant, sustainable and indeed in keeping with general community expectations."

SUSPENSION OF STANDING ORDERS

15975 RESOLVED (Issa/Chedid)

That Standing Orders be suspended to enable consideration of an urgent motion pertaining to a current issue between the fans of the Western Sydney Wanderers, the Police and Pirtek Stadium.

SUBJECT Issues between the Fans of the Western Sydney Wanderers, Police and Pirtek Stadium

REFERENCE F2013/02599
FROM Councillor Steven Issa
RESOLVED (Issa/Chedid)

- 15976 **That** Council write to the Minister for Justice and Police and Minister for Sport and Recreation seeking an urgent meeting with Council, Police, Pirtek Stadium, VenuesNSW, Western Sydney Wanderers and representatives from Western Sydney Wanderers fans to discuss:-
- The imposition and review of bans on the Wanderer fans; and
 - The position of the FFA and the apparent lack of an appeals process in relation to the issuing of bans.

RESUMPTION OF STANDING ORDERS

15977 RESOLVED (Issa/Dwyer)

That Standing Orders be resumed.

ECONOMY

7.1 SUBJECT 9 Seville Street, North Parramatta
Lots 3 & 4 DP 599469, Arthur Phillip Ward

DESCRIPTION Section 96 (AA) modification to an approved brothel.
The modification seeks to increase the number of workers from 2 to a total of 3 plus 1 receptionist and the number of working rooms from 2 to a total of 3.

REFERENCE DA/140/1998/B - Submitted 23 March 2015

APPLICANT/S Marobton Pty Ltd

OWNERS Mr A M Habib and Mrs J Habib

REPORT OF Manager Development and Traffic Services

REASON FOR REFERRAL TO COUNCIL

The application is referred to Council for determination as the proposal is sought under an application that was approved by the Land and Environment Court for a brothel in 1999.

15978 RESOLVED (Makari/Abood)

That the application be refused for the following reasons:-

1. The proposal is within 200m of a residential area.
2. The operating brothel has had previous breaches of development consent.
3. The Council's Crime Prevention Officer has recommended refusal of the application due to significant intensification in the use of the

site.

4. Brothels are now prohibited development within Zone B6 Enterprise Corridor.

DIVISION The result being:-

AYES: Councillors J P Abood, J Chedid, S H Chowdhury, R Dwyer, G J Elmore, P Esber, 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 18 Louis Street , Granville NSW 2142
(Lot 31/32 DP 432052)
(Ward: Woodville)

DESCRIPTION Demolition of existing structures and construction of a 4 storey shop top housing development containing 33 apartments, 1 retail premises on the ground floor with basement and at grade car parking for 61 car spaces.

REFERENCE DA/65/2015 - 12 February 2015

APPLICANT/S Mr S Chedid

OWNERS Mr S.C Chedid, Mr C Chedid, Mr R Chedid, Mr P Chedid and Mr A Chedid

REPORT OF Manager Development and Traffic Services. Also Senior Development Assessment Officer Memorandum dated dated 8 September 2015 (see Attachment 5 to report).

REASON FOR REFERRAL TO COUNCIL

The report was deferred from the Council Meeting held on 24 August 2015.

The application is referred to Council as the proposal seeks to vary the maximum permissible building height of the building by 44% due to flood affection and lift overrun.

15979 RESOLVED (Garrard/Wilson)

That the matter be referred back to the Design Excellence Advisory Panel.

DIVISION The result being:-

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

NOES: Councillors G J Elmore and L E Wearne

NOTE:

1. **Councillor J Hugh left the meeting at 7.44pm during consideration of this mater.**
2. **Councillor J Chedid had previously advised that he is not related to the owner or applicant associated with this application.**

7.3	<p>SUBJECT 2 River Road West, PARRAMATTA (Lot 1 DP 1204213) (Elizabeth Macarthur Ward)</p> <p>DESCRIPTION Alterations and additions to an approved mixed used development comprising of an additional 3 storeys to Building A and an additional 1 storey on Building B (a total increase in the number of units by 34) and an additional level of basement parking to accommodate 54 parking spaces</p> <p>REFERENCE DA/30/2015 - 22 January 2015</p> <p>APPLICANT/S Krikis Tayler Architects</p> <p>OWNERS Parariver Pty Ltd</p> <p>REPORT OF Manager Development and Traffic Services. Also correspondence from LJB Urban Planning Pty Limited dated 28 September 2015. Also Senior Development Assessment Officer Memorandum dated 25 September 2015.</p> <p>REASON FOR REFERRAL TO COUNCIL</p> <p style="padding-left: 40px;">The proposal seeks approval for a variation to the FSR and Height standards under PLEP 2011 exceeding 10%.</p>
15980	<p>MOTION (Chedid/Issa)</p> <p>That consideration of this matter be deferred for 2 weeks.</p> <p>AMENDMENT (Abood)</p> <ol style="list-style-type: none">(a) That the development application be approved with the removal of the deferred commencement.(b) Further, that the Voluntary Planning Agreement be renegotiated to include a cash contribution towards a pedestrian footbridge. <p>FORESHADOWED (Esber/Elmore)</p> <p>AMENDMENT</p>

- (a) **That** Council support the variation to Clause 4.3 – Height and Clause 4.4 – FSR under the provisions of clause 4.6 of PLEP 2011.
- (b) **That** Council as the consent authority determine Development Application 30/2015 at 2 River Road West, Parramatta for the alterations and additions to an approved mixed used development comprising of an additional 3 storeys to Building A, an additional 1 storey on Building B (an increase in the number of units by 34 units) and a third level of basement parking subject to the below additional conditions:-

Prior to the issue of the Construction Certificate

2a. *Prior to the issue of the Construction Certificate for work to which this consent relates, the land owner/developer must enter into a Voluntary Planning Agreement with Council in the terms of the offer dated 22 July 2015 and 4 September 2015 for the provision of an affordable housing unit, car space and fit out, as made by the land owner/developer and as endorsed in principle by Council on 24 August 2015.*

Prior to the Issue of the Occupation Certificate

23b. *Prior to the issue of the Occupation Certificate evidence of registration of the Voluntary Planning Agreement on the relevant folios Torrens Title Register held by the NSW Office of Land and Property Information pertaining to the must be provided to Council.*

23c. *Prior to the issue of the Occupation Certificate, the applicant is required (where relevant) to provide to Council any Bank Guarantee(s) as required by the Voluntary Planning Agreement.*

23d. *Prior to the issue of the Occupation Certificate and/or Subdivision Certificate, all deliverables required under the Voluntary Planning Agreement to be provided prior to the issue of the Occupation Certificate and/or Subdivision Certificate are to be completed and transfer documents relating to the deliverables are to be provided to Council..*

- (c) **Further, that** the Voluntary Planning Agreement be renegotiated to include a cash contribution towards a pedestrian footbridge.

The amendment was withdrawn by Councillor J P Abood.

The foreshadowed amendment became the amendment.

The amendment (formerly the foreshadowed amendment) was put and lost.

The motion was put and carried.

DIVISION The result being:-

AYES: Councillors J Chedid, S H Chowdhury, R Dwyer, G J Elmore, 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: Councillors J P Abood and P Esber

NOTE:

1. **Councillor J Hugh returned to the meeting at 7.48pm during consideration of this matter.**
2. **Councillor R Dwyer left the meeting at 7.56pm and returned at 7.57pm during consideration of this matter.**
3. **Councillor J P Abood left the meeting at 7.58 and returned at 7.59pm during consideration of this matter.**
4. **A Notice of Motion to rescind this decision was lodged prior to the conclusion of the Council Meeting and was subsequently considered as a Matter of Urgency under Minute No.s 16007 and 16008.**

7.4 SUBJECT 100 Woodville Road, Granville
(Lots 1000 & 1001 in DP 1093851) (Woodville Ward)

DESCRIPTION Alterations and additions to an existing convent.

REFERENCE DA/261/2015 - Submitted 7 May 2015

APPLICANT/S Missionary Sisters Of The Blessed Virgin Mary

OWNERS Trustees Missionary Sisters Blessed Virgin Mary

REPORT OF Manager Development and Traffic Services

REASON FOR REFERRAL TO COUNCIL

The application is referred to Council for determination as the development is associated with a place of public worship.

15981 RESOLVED (Issa/Makari)

- (a) **That** Council supports the variation to Clause 4.3 and Clause 4.4 of Parramatta Local Environmental Plan 2011 under the provisions of Clause 4.6.
- (b) **That** Council as the consent authority grant development consent to development Application No. DA/261/2015 for alterations and additions to the existing convent at 100 Woodville Road, Granville, for a period of five (5) years for physical commencement to occur from the date on the Notice of Determination subject to the conditions contained in Attachment 1.
- (c) **Further, that** objectors are 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, 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

7.5 SUBJECT 6 Tilley Street, Dundas Valley
(Lot 470 DP 36692) (Lachlan Macquarie Ward)

DESCRIPTION Demolition, tree removal and construction of a 2 storey attached dual occupancy development with Torrens title subdivision.

REFERENCE DA/13/2015 - 9 January 2015

APPLICANT/S W Teo

OWNERS W Teo and C Leong

REPORT OF Manager Development and Traffic Services

REASON FOR REFERRAL TO COUNCIL

The application was originally referred to Council as the Development Application received 15 submissions during its first notification period. This is a re-referral to Council as it was resolved to defer determination of the DA at the Council Meeting of 24 August 2015.

15982 RESOLVED (Issa/Garrard)

- (a) **That** Council as the consent authority grant deferred commencement development consent to Development Application No. DA/13/2015 for demolition, tree removal, and construction of a 2 storey attached dual occupancy development with Torrens title subdivision at No.6 Tilley Street, Dundas Valley.
- (b) **Further, that** the objectors be advised of Council's decision on the matter.

DIVISION The result being:-

AYES: Councillors J Chedid, S H Chowdhury, R Dwyer, G J Elmore, P J Garrard, J A Hugh, S T Issa, S D Lloyd and B Makari

NOES: Councillors J P Abood, P Esber, J L Shaw, L E Wearne and A A Wilson

7.6 SUBJECT Parramatta Square integrated basement

REFERENCE F2015/00152 - D03899451
REPORT OF Manager City Significant Development
15983 RESOLVED (Issa/Makari)

That the Council endorse the urban design and parking plan concept drawings as a framework for the delivery of an integrated basement and services solution for Parramatta Square.

DIVISION The result being:-

AYES: Councillors J P Abood, J Chedid, S H Chowdhury, R Dwyer, G J Elmore, P Esber, 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 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 (as amended) is referred to Council for determination as 12 submissions were received. 21 Submissions were received to the original application.

15984 RESOLVED (Wearne/Esber)

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.

DIVISION The result being:-

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

NOES: Councillor S T Issa

NOTE:

1. **Councillor P J Garrard left the meeting at 8.18pm and returned at 8.21pm during consideration of this matter.**
2. **Councillor J Chedid left the meeting at 8.19pm and returned at 8.21pm during consideration of this matter.**

7.8 SUBJECT Amendment to Parramatta Development Control Plan 2011 – Parramatta Square – Outcome of Public Exhibition

REFERENCE F2012/01980 - D03900264

REPORT OF Team Leader - Land Use Planning

15985 MOTION (Esber/Elmore)

- (a) **That** Council receive and note the submissions made during the exhibition of the amendment to Parramatta Development Control Plan 2011 - Parramatta Square contained at Attachment 1.
- (b) **That** Council endorse the amendments as exhibited to the Parramatta Development Control Plan 2011 contained at Attachment 2, subject to a minor wording change to clarify the intended application of controls.
- (c) **That** Council grant delegated authority to the CEO to make any minor amendments and corrections of an administrative and non-policy nature that may arise during the amendment process.
- (d) **Further, that** Council take the necessary steps to implement these amendments and that a notice be published in the local newspaper to put into effect the draft amendment to Parramatta Development Control Plan 2011.

AMENDMENT (Chowdhury/Dwyer)

That consideration of this matter be deferred for one month to enable testing to be undertaken in relation to the overshadowing amendment so as to ensure that buildings shall be designed to ensure that no point of the area outlined in red in figure 4.3.3.7.3 is in shadow for a period of greater than 30 minutes between 12pm-2pm mid-winter.

The amendment was put and lost.

The motion was put and carried

DIVISION The result being:-

AYES: Councillors J P Abood, J Chedid, G J Elmore, P Esber, P

J Garrard, J A Hugh, S T Issa, B Makari and A A Wilson

NOES: Councillors S H Chowdhury, R Dwyer, S D Lloyd, J L Shaw and L E Wearne

Note

A rescission motion was lodged on Item 7.8 following the conclusion of the meeting (on 29/9/15). The rescission will be listed for consideration on the Council Meeting to be held on 12 October 2015.

ADJOURNMENT OF MEETING

In accordance with Council's decision of 23 October 2000 (Minute No 5712), the meeting adjourned at 8.45pm for a period of 19 minutes.

RESUMPTION OF MEETING

The meeting resumed in the Council Chamber at 9.04pm, there being in attendance 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, P J Garrard, J A Hugh, S T Issa (Deputy Lord Mayor), B Makari, J L Shaw, L E Wearne and A A Wilson.

7.9 SUBJECT Voluntary Planning Agreement Offer: 65-71 Cowper Street, Granville

REFERENCE F2015/02496 - D03895270

REPORT OF Project Officer, Land Use Planning

15986 RESOLVED (Chedid/Hugh)

- (a) **That** Council proceed with negotiations for a Voluntary Planning Agreement (VPA) to be prepared in accordance with development consent conditions issued to DA/683/2014.
- (b) **That** Council authorise the CEO to negotiate and prepare a draft VPA on behalf of Council, to be publicly exhibited.
- (c) **That** the draft VPA as prepared by the CEO be publicly exhibited for a minimum period of 28 days.
- (d) **That** a report be put to Council following exhibition of the draft VPA.
- (e) **Further, that** for any development in the precinct that has a Voluntary Planning Agreement, Ward Councillors be consulted regarding the needs of the community in terms of area master planning.

DIVISION The result being:-

AYES: Councillors J P Abood, J Chedid, S H Chowdhury, R Dwyer, G J Elmore, P Esber, 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 Review of the DP&E's Pre-Gateway Review Process

REFERENCE F2015/00024 - D03891350

REPORT OF Snr Project Officer; Project Officer Land Use

15987 RESOLVED (Issa/Elmore)

That Council adopt the submission provided at Attachment 3 on the Pre-Gateway Findings and Recommendations Report and forward the submission to the NSW Department of Planning and Environment for their consideration.

DIVISION The result being:-

AYES: Councillors J P Abood, J Chedid, S H Chowdhury, R Dwyer, G J Elmore, P Esber, 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

7.11 SUBJECT Grand Avenue, Rosehill - Occupation of part of an unused portion of the road reserve for car parking.

REFERENCE F2004/07158 - D03752152

REPORT OF Service Manager-Property Services & Space Management

15988 RESOLVED (Makari/Garrard)

(a) **That** Council resolve to permit the occupation of an unused part of Grand Avenue, Rosehill to an adjoining owner for car parking purposes on the terms and conditions contained within the body of the report.

(b) **Further, that** Council resolve that authority is delegated to the Chief Executive Officer to sign all documentation, including land owner's consent if required, in connection with this matter.

7.12 SUBJECT Heritage Advisory Committee Minutes for August 2015
REFERENCE F2013/00235 - D03900199
REPORT OF Project Officer- Land Use Planning

15989 RESOLVED (Makari/Issa)

- (a) **That** the minutes of the Heritage Advisory Committee meeting of 19 August 2015 be received and noted.
- (b) **That** Council endorse the recommendations of the Heritage Advisory Committee, as included in Item 68/15 of the minutes, for the payment of grants from Council's Local Heritage Fund.
- (c) **Further, that** Council undertake maintenance works on the Arthur Phillip Walk.

7.13 SUBJECT Parramatta Square Matters of Urgency - Parramatta Square Concept Design - Request for Public Exhibition
REFERENCE F2014/03370
REPORT OF Director Strategic Outcomes and Development. Also Director Strategic Outcomes and Development Email dated 25 September 2015.

15990 RESOLVED (Issa/Makari)

- (a) **That** the Draft Parramatta Square Concept Design, shown in Director Strategic Outcomes and Development Email dated 25 September 2015 be endorsed for public exhibition for 4 weeks to receive comments from stakeholders and community.
- (b) **Further, that** the feedback is reported to Council, with view to Council adopting this Concept Design to take forward into the next stages of the Parramatta Square Public Space design.

NOTE:

This report was submitted following the issue of the agenda as Parramatta Square - Matters of Urgency.

ENVIRONMENT

8.1 SUBJECT 'Life in Our City' Parramatta Biodiversity Strategy 2015-2025 Adoption
REFERENCE F2010/02980 - D03747639
REPORT OF Open Space & Natural Area Planner

15991 RESOLVED (Issa/Elmore)

- (a) **That** Council adopt the 'Life in Our City' Parramatta Biodiversity Strategy 2015 - 2025.
- (b) **That** copies of the 'Life in Our City' Parramatta Biodiversity Strategy be made available to the public at all Council libraries and on Council's website.
- (c) **Further, that** those who provided submissions during the public exhibition period be advised of Council's decision and thanked for their valuable input into the Strategy.

8.2 SUBJECT Kerbside Clean-up Services.

REFERENCE F2015/00004 - D03882587

REPORT OF Service Manager. Sustainability and Waste

15992 MOTION (Issa/Hugh)

- (a) **That** Council adopt Option 2 within this report which maintains a total of four clean-up collections per household per year, with a change taking effect from April 2016 of having two collections scheduled and two pre-booked for a 2 year trial until the end of the contract.
- (b) **That** Council also endorse Options 3, 4, 5 and 6 that introduce an expanded suite of resource recovery services incorporating increased convenience and flexibility for residents.
- (c) **Further, that** an appropriate communication and education strategy be developed to inform residents of the change through rates notices, local newspapers, internet and Parra Pulse.

AMENDMENT (Shaw/Elmore)

- (a) **That** Council adopt Option 1 within this report which maintains the current scheduled kerbside clean-up service of four collections per household per year.
- (b) **Further, that** Council also endorse Options 3, 4, 5 and 6 that introduce an expanded suite of resource recovery services incorporating increased convenience and flexibility for residents.

The amendment was put and lost.

The motion was put and carried.

PEOPLE AND NEIGHBOURHOODS

9.1 SUBJECT Boronia and Duncan Park Masterplan Adoption
REFERENCE F2015/00265 - D03747645
REPORT OF Supervisor Open Space and Natural Resources
15993 RESOLVED (Wearne/Chedid)

That consideration of this matter be deferred for 2 weeks.

9.2 SUBJECT Riverside Advisory Board Meeting held on 13 August
2015
REFERENCE F2007/00388 - D03874563
REPORT OF Director Marketing and City Identity
15994 RESOLVED (Esber/Elmore)

- (a) **That** Council receives and notes the draft minutes of the Riverside Theatres Advisory Board Meeting held on 13 August 2015.
- (b) **That** Council approves funding of up to \$100,000 to develop a business case analysis for the future of Riverside Theatres, including financial modelling of capital and operating costs, potential revenue and funding sources. This business case will facilitate the preparation of future submissions and collateral to attract support for the Riverside Theatres redevelopment and its future operations.
- (c) **That** Council commences the recruitment process with a view to appointing the seventh Riverside Theatres Advisory Board to commence in 2016.
- (d) **That** Robert Love and his team be commended on their efforts.
- (e) **That** Council invite interested parties (ie Lidis Property Development Group) to consider the development potential of the theatre and the site.
- (f) **Further, that** Council write to the State and Federal Members for Parramatta and the State and Federal Minister for the Arts advising them of the business case and seeking additional funding.

NOTE:

1. **Councillor P Esber left the meeting at 9.35pm and returned at 9.37pm during consideration of this matter.**
2. **Councillor J Shaw left the meeting at 9.38pm and returned at 9.38pm during consideration of this matter.**
3. **Councillor A A Wilson left the meeting at 9.45pm during consideration of this matter.**

9.3 SUBJECT Aboriginal and Torres Strait Islander Advisory
Committee Meetings 28 July 2015 and 25 August 2015
REFERENCE F2014/01121 - D03898452
REPORT OF Community Capacity Building Officer

15995 RESOLVED (Issa/Makari)

- (a) **That** the minutes of 28 July 2015 and 25 August 2015 be received and noted.
- (b) **Further, that** Council accept the congratulations of the Committee for the success of the 2015 Burramatta Family Fun Day.

9.4 SUBJECT Western Sydney Local Health District Strategic
Partnership Minutes
REFERENCE F2004/10350 - D03901008
REPORT OF Manager - Social Outcomes

15996 RESOLVED (Issa/Chedid)

That Council receive and note the minutes of the WSLHD and Parramatta City Council Strategic Alliance meeting on 21 April 2015 (Attachment 1).

LEADERSHIP AND GOVERNANCE

10.1 SUBJECT Ward Boundaries
REFERENCE F2005/02508 - D03885350
REPORT OF Manager Governance & Risk

15997 RESOLVED (Issa/Chedid)

That the elector numbers in each of Council's wards be reviewed during the first term of the next Council to ensure their compliance with Section 211 of the Local Government Act.

NOTE:

Councillor A A Wilson returned to the meeting at 9.48pm during consideration of this matter.

10.2 SUBJECT 19th National Parks and Leisure Australia conference -
Sydney - 26 - 28 October 2015
REFERENCE F2015/00243 - D03890189
REPORT OF Manager LM and Councillor Support

15998 RESOLVED (Chedid/Wearne)

That interested Councillors advise the Office of the Lord Mayor of their desire to attend the 19th National Parks and Leisure Australia Conference being held in Sydney from 26 – 28 October 2015.

10.3 SUBJECT 49 Phillip Street Parramatta - Land Owners Consent for a Development Application to install retractable awnings over Council land.
REFERENCE ODD/1/2015 - D03891363
REPORT OF Service Manager-Property Services & Space Management

15999 RESOLVED (Makari/Chowdhury)

(a) **That** Council grant land owners consent to the business operator of 'The Emporium' at 51 Phillip Street Parramatta to lodge a Development Application for the installation of two retractable awnings over Council owned land known as 49 Phillip Street Parramatta.

(b) **Further, that** Council resolves that authority is delegated to the Chief Executive Officer to sign the relevant documents in connection with this matter.

10.4 SUBJECT 2015 Risk Management Institution of Australasia (RMIA) - Adelaide - 11 - 13 November 2015
REFERENCE F2015/00245 - D03891730
REPORT OF Manager LM and Councillor Support

16000 RESOLVED (Chedid/Chowdhury)

That interested Councillors advise the Office of the Lord Mayor of their desire to attend the 2015 Risk Management Institution of Australasia (RMIA) Conference being held in Adelaide from 11 – 13 November 2015.

10.5 SUBJECT 2015 Sister Cities Australia National Conference - Blacktown - 8th - 11th November 2015
REFERENCE F2004/07707 - D03899346
REPORT OF Manager LM and Councillor Support

16001 RESOLVED (Chowdhury/Chedid)

That interested Councillors advise the Office of the Lord Mayor of their desire to attend the 2015 Sister Cities Australia National Conference being held in Blacktown from 8 – 11 November 2015.

10.6 SUBJECT Investments Report for August 2015
REFERENCE F2009/00971 - D03902632
REPORT OF Manager Finance

16002 RESOLVED (Makari/Elmore)

That Council receives and notes the investments report for August 2015.

10.7 SUBJECT Appointment of Council Representative - Selection of District Commissioner (GSC)

REFERENCE F2015/00074 - D03903935

REPORT OF Director Strategic Outcomes and Development

16003 RESOLVED (Hugh/Garrard)

That Council appoint Councillor Steven Issa as Council's representative and Councillor John Chedid as an alternate representative on the selection panel for the appointment of the District Commissioner.

NOTICES OF MOTION

11.1 SUBJECT Allocation of Bartlett Park Funds

REFERENCE F2014/02600 - D03904951

REPORT OF Councillor P Esber

MOTION (Esber/Chowdhury)

(a) **That** Parramatta City Council allocate \$10m (7.7%) from the Bartlett Park Reserve to community works within each of the 5 wards.

(b) **That** \$6m be authorised to the Lachlan Macquarie Ward with each ward Councillor allocated \$2m to be spent within the ward. This \$6m represents 4.6% of the net proceeds from the sale of Bartlett Park.

(c) **That** \$1m be authorised to the Arthur Phillip Ward with each ward Councillor allocated \$0.333m to be spent within the ward.

(d) **That** \$1m be authorised to the Caroline Chisholm Ward with each

ward Councillor allocated \$0.333m to be spent within the ward.

- (e) **That** \$1m be authorised to the Elizabeth Macarthur Ward with each ward Councillor allocated \$0.333m to be spent within the ward.
- (f) **That** \$1m be authorised to the Woodville Ward with each ward Councillor allocated \$0.333m to be spent within the ward.
- (g) **That** the authorisation of funds to projects will be at the direction of Ward Councillors.
- (h) **That** those projects must be nominated and where possible works commenced within this term of council.
- (i) **Further, that** funds be transferred to a new reserve created for each ward.

AMENDMENT (Issa/Garrard)

That the monies be split evenly between each ward.

16004 FORESHADOWED (Wearne/Chedid)
AMENDMENT

That \$7M be moved into a special reserve and the expenditure of the monies be workshopped for programmed ward works.

The amendment was withdrawn.

The foreshadowed amendment became the amendment.

The amendment (formerly the foreshadowed amendment) was put and carried and on being put as the motion was again carried.

NOTE:

1. **Councillor S Issa left the meeting at 10.03pm and returned at 10.04pm during consideration of this matter.**
2. **Councillors S Issa, J P Abood and R Dwyer asked that their names be recorded as voting against this decision.**

11.2 SUBJECT Boarding Houses in Parramatta LGA
REFERENCE F2013/01667 - D03905801
REPORT OF Councillor

16005 RESOLVED (Dwyer/Hugh)

That a report be brought to Council that provides the following information:

1. A List of known Boarding Houses operating in the Parramatta Local Government Area
2. A list of suspected "illegal " Boarding Houses operating in the Parramatta Local Government area
3. A list of potential safety issues that are suspected to exist at both legal and illegal boarding houses in Parramatta Local Government area
4. Information and advice with regard to current Boarding house regulations and compliance schedules as well as an update with respect to Boarding House Management plans.

11.3 SUBJECT Public Domain in Parramatta LGA
 REFERENCE F2009/00339 - D03905846
 REPORT OF Councillor R Dwyer
 16006 RESOLVED (Dwyer/Hugh)

That a report be brought to Council which outlines the means by which potential benefits and opportunities for high quality, landscaped and where appropriate, tree-lined public domain can be achieved as an outcome of ever increasing higher density developments within residential neighbourhoods of the Parramatta Local Government Area

RESCISSION MOTION

Note

During the meeting, a rescission motion was lodged by Councillors J P Abood, J Chedid and J Hugh in respect of Item 7.3 of Economy relating to 2 River Road West, Parramatta.

The Lord Mayor ruled that the matter should be considered as a matter of urgency.

SUBJECT 2 River Road West, PARRAMATTA
 (Lot 1 DP 1204213) (Elizabeth Macarthur Ward)

DESCRIPTION Alterations and additions to an approved mixed used development comprising of an additional 3 storeys to Building A and an additional 1 storey on Building B (a total increase in the number of units by 34) and an additional level of basement parking to accommodate 54 parking spaces

REFERENCE DA/30/2015 - 22 January 2015

APPLICANT/S Krikis Tayler Architects

OWNERS Parariver Pty Ltd

REPORT OF Manager Development and Traffic Services. Also correspondence from LJB Urban Planning Pty Limited dated 28 September 2015. Also Senior Development Assessment Officer Memorandum dated 25 September 2015.

REASON FOR REFERRAL TO COUNCIL

The proposal seeks approval for a variation to the FSR and Height standards under PLEP 2011 exceeding 10%

16007 RESOLVED (Chedid/Abood)

That the resolution of Item 7.3 of Economy regarding 2 River Road West, Parramatta (Minute No. 15980) namely:-

“That consideration of this matter be deferred for 2 weeks.”

be and is hereby rescinded.

16008 RESOLVED (Chedid/Abood)

- (a) **That** consideration of this matter be deferred for 2 weeks.
- (b) **That** the CEO be authorised to enter into discussions with the applicant regarding the form of the Voluntary Planning Agreement and raising the option of a cash contribution instead of a unit to be used towards the construction of a pedestrian bridge between north and south.
- (c) **Further, that** a report come back to Council outlining the timeline and costings for the pedestrian bridge.

DIVISION The result being:-

AYES: Councillors J P Abood, J Chedid, S H Chowdhury, R Dwyer, G J Elmore, P Esber, 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 L E Wearne left the meeting at 10.32 following consideration of this matter.**
2. **Councillor A A Wilson retired from the meeting at 10.32 following consideration of this matter.**

CLOSED SESSION

16009 RESOLVED (Makari/Esber)

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 17/2014 Manufacture and Install Custom Designed Kiosk. (D03821254) - *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 Tender 26/2015 Alterations and Additions to Guildford Library. (D03824307) - *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 Tender 39/2014 - Parramatta River Flood Study. (D03898466) - *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 ITT 41/2015 - Parramatta Square Stage 3 (PS3) - Basement Construction. (D03883031) - *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 Riverbank Development Blueprint and Options . (D03881710) - *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 Compulsory Acquisition of Endeavour Energy Substation 913. (D03901157) - *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.*

- 7 Carlingford Bowling Club - Registration of existing lease and land ownership issue. (D03408122) - *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.*
- 8 Further Disposal of Surplus Sites V2. (D03890889) - *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.*
- 9 Lake Parramatta Kiosk and Cottage - Licence Options. (D03904289) - *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 Legal Matter - 157-161 William Street, Granville. (D03904518) - *This report is confidential in accordance with section 10A (2) (g) of the Local Government Act 1993 as the report contains advice concerning litigation, or advice that would otherwise be privileged from production in legal proceedings on the ground of legal professional privilege.*
- 11 Legal Matter – 65 Marion Street, Harris Park - *This report is confidential in accordance with section 10A (2) (g) of the Local Government Act 1993 as the report contains advice concerning litigation, or advice that would otherwise be privileged from production in legal proceedings on the ground of legal professional privilege.*

12.1 SUBJECT Tender 17/2014 Manufacture and Install Custom Designed Kiosk

REFERENCE F2014/01876 - D03821254

REPORT OF Project Manager

16010 RESOLVED (Hugh/Elmore)

(a) **That** all tenders submitted for Tender 17/2014 Manufacture and Install Custom Designed Kiosk be rejected.

(b) **Further, that** all tenderers be advised of Council's decision in this matter.

12.2 SUBJECT Tender 26/2015 Alterations and Additions to Guildford

Library

16011 REFERENCE F2015/01466 - D03824307
REPORT OF Project Manager
RESOLVED (Chedid/Makari)

- (a) **That** the tender submitted by Maico Property Services Pty Ltd for the alterations and additions to the existing library building at Guildford Library, 294 Railway Terrace, Guildford for the sum of \$198,550.00 (excluding GST) be accepted.
- (b) **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 L E Wearne returned to the meeting at 10.34pm during consideration of this matter.

12.3 SUBJECT Tender 39/2014 - Parramatta River Flood Study
REFERENCE F2014/03295 - D03898466
REPORT OF Service Manager Civil Infrastructure
16012 RESOLVED (Dwyer/Hugh)

- (a) **That** the tender submitted by Cardno (NSW/ACT) Pty Ltd for Tender 39/2014 – Parramatta River Flood Study for the preparation of a detailed flood study for the Parramatta River Catchment Area in the sum of \$501,877.00 (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.

12.4 SUBJECT ITT 41/2015 - Parramatta Square Stage 3 (PS3) -
Basement Construction
REFERENCE F2015/00178 - D03883031
REPORT OF Asst Development Manager. Also Supplementary
Report from Asst Development Manager.
16013 RESOLVED (Chedid/Elmore)

- (a) **That** Council resolve to reject all tenders in accordance with Clause 178 (3) (e) of the Regulation.
- (b) **That** Council grant delegated authority to the Lord Mayor and Chief Executive Officer to negotiate with the nominated proponents in Paragraph 16 to determine the most suitable service provider.
- (c) **Further, that** Council grant delegated authority to the Lord Mayor and Chief Executive Officer to execute contracts and sign all necessary documentation

12.5 SUBJECT Riverbank Development Blueprint and Options
REFERENCE F2015/00178 - D03881710
REPORT OF Senior Development Manager. Also Senior Development Manager Memo dated 25 September 2015. Also Senior Development Manager Memorandum dated 28 September 2015.

16014 RESOLVED (Chedid/Abood)

That consideration of this matter be deferred for 2 weeks.

12.6 SUBJECT Compulsory Acquisition of Endeavour Energy Substation 913
REFERENCE F2015/00178 - D03901157
REPORT OF Senior Development Manager

16015 RESOLVED (Makari/Chedid)

- (a) **That** Council proceed with the compulsory acquisition of the land described as Lot 3 DP 510571 and Lot 1 DP 201075 for the purpose of incorporating said lots in to the public domain of Parramatta Square in accordance with the requirements of the Land Acquisition (Just Terms Compensation) Act 1991.
- (b) **That** Council make an application to the Minister and the Governor for approval to acquire land described as Lot 3 DP 510571 and Lot 1 DP 201075 by compulsory process under section 186(1) of the Local Government Act 1993.
- (c) **That** the land is to be classified as operational land.
- (d) **That** Council requests the Minister for Local Government approve a reduction in the notification period from 90 days to 30 days.
- (e) **Further, that** the Chief Executive Officer and the Lord Mayor be given delegated authority to execute and affix the common seal of Council to the necessary documents necessary to proceed with the compulsory acquisition of Endeavour Energy Substation 913 for

Council Operational Land and zoned RE1 Public Open Space as part of the Parramatta Square development.

12.7 SUBJECT Carlingford Bowling Club - Registration of existing lease and land ownership issue
REFERENCE F2014/00345 - D03408122
REPORT OF Service Manager-Property Services & Space Management

16016 MOTION (Abood/Chedid)

That consideration of this matter be deferred for one month until representatives of the Club meet with the Lord Mayor, CEO, relevant staff and interested Councillors.

AMENDMENT (Wearne/Elmore)

- (a) **That** Council undertake the necessary action to register the existing lease to Carlingford Bowling Sports and Recreation Club situated on the corner of Pennant Hills Road and Evans Road, Carlingford being part of Cox Park;
- (b) **That** Council note the advice that Council is the owner of the land occupied by the Carlingford Bowling Sports and Recreation Club;
- (c) **That** Council resolve that authority is delegated to the Chief Executive Officer to sign all documents (other than any document which must be signed under common seal) in connection with the lease registration; and
- (d) **Further, that** the Lord Mayor and Chief Executive Officer be authorised to execute under seal, if required, documentation relating to plans of subdivision, Section 88B instruments, associated plans, lease documentation and deeds of agreement in connection with the lease registration.

The amendment was put and lost.

The motion was put and carried.

12.8 SUBJECT Further Disposal of Surplus Sites V2
REFERENCE F2013/00778 - D03890889
REPORT OF Property Development Manager
16017 RESOLVED (Makari/Hugh)

- (a) **That** the Council approve the disposal of the sites described in items 5 to 7 of this report being 47 Carson Street, Dundas Valley, 10 Inala Place, Carlingford and 13 Thomas Street, Granville.
- (b) **That** Council approve the execution of all documents in relation to the disposals in accordance with Section 400 of the Local Government Regulations
- (c) **That** Council approve the delegation to the CEO to sign all necessary documents and land owner consents with respect to any approvals, Subdivision Certificates, Section 88B instruments to facilitate the completion of all the sales the subject of this report.
- (d) **Further, that** the proceeds of the sales are to be directed to the Property Development Reserve Fund in accordance with the Property Development Investment Policy.

12.9 SUBJECT Lake Parramatta Kiosk and Cottage - Licence Options
 REFERENCE F2004/09426 - D03904289
 REPORT OF Space Management Officer
 16018 RESOLVED (Elmore/Makari)

- (a) **That** Council approve Option 2 outlined in Item 11 of this report and in doing so allow the current Licence to default to a month to month tenancy up to 12 months whilst options for the Kiosk redevelopment are explored.
- (b) **That** Council approves the assignment of the current Licence as outlined in this report.
- (c) **Further, that** the Chief Executive Officer is given delegation to sign necessary documentation in respect to the Kiosk Licence.

NOTE:

Clr S Issa retired from the meeting at 10.46pm during consideration of this matter.

12.10 SUBJECT Legal Matter - 157-161 William Street, Granville
 REFERENCE F2015/00774 - D03904518
 REPORT OF Legal Services Manager. Also Director Strategic Outcomes and Development Memorandum dated 28 September 2015.
 16019 RESOLVED (Garrard/Abood)

That council continue to defend the matter.

12.11 SUBJECT Late Legal Matters - Verbal Update on 65 Marion Street,
Harris Park
REFERENCE F2014/00614
FROM Director Strategic Outcomes and Development

16020 **Note**
Ms Sue Weatherley provided a verbal update on the progress of the Court case regarding 65 Marion Street, Harris Park.

12.12 SUBJECT Parramatta Square - Matters of Urgency
REFERENCE F2015/00178
FROM Director Strategic Outcomes and Development

NOTE:

A late report was distributed for consideration under Parramatta Square – Matters of Urgency. This report was subsequently considered during the Economy portion of the Meeting under Item No. 7.13 (see Minute No. 15990).

The meeting terminated at 10.58pm.

Note

A rescission motion was submitted after the conclusion of the meeting (on 29/9/15) in relation to Item 7.8 of Economy regarding the Amendment to Parramatta DCP 2011 – Parramatta Square.

The rescission motion will be listed on the Council Meeting to be held on 12 October 2015 for consideration.

THIS PAGE AND THE PRECEDING 30 PAGES ARE THE MINUTES OF THE ORDINARY COUNCIL MEETING HELD ON MONDAY, 28 SEPTEMBER 2015 AND CONFIRMED ON MONDAY, 12 OCTOBER 2015.

Lord Mayor