

MINUTES OF THE MEETING OF CITY OF PARRAMATTA COUNCIL HELD IN THE CLOISTER FUNCTION ROOMS, ST PATRICK'S CATHEDRAL 1 MARIST PLACE, PARRAMATTA ON MONDAY, 22 FEBRUARY 2021 AT 6.30PM

PRESENT

The Lord Mayor, Councillor Bob Dwyer and Councillors Benjamin Barrak (6:45pm), Phil Bradley, Donna Davis, Pierre Esber, Michelle Garrard (Deputy Lord Mayor), Steven Issa, Andrew Jefferies, Sameer Pandey, Dr Patricia Prociv, Bill Tyrrell, Andrew Wilson (6:34pm), Lorraine Wearne and Martin Zaiter.

1. OPENING MEETING

The Deputy Lord Mayor, Councillor Michelle Garrard, opened the meeting at 6.32pm.

2. ACKNOWLEDGEMENT OF THE TRADITIONAL LAND OWNERS

The Deputy Lord Mayor, acknowledged the Burramattagal people of The Darug Nation as the traditional custodians of this land, and paid respect to their ancient culture and their elders past and present.

3. WEBCASTING ANNOUNCEMENT

The Deputy Lord Mayor, advised that this public meeting is being recorded and streamed live on the internet. The recording will also be archived and made available on Council's website.

4. OTHER RECORDING OF MEETING ANNOUNCEMENT

No other announcements were made.

5. CONFIRMATION OF MINUTES

SUBJECT: Minutes of the Council Meeting held on 8 February 2021

3082 RESOLVED (Esber/Tyrrell)

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

6. APOLOGIES/REQUESTS FOR LEAVE OF ABSENCE

There were no apologies/requests for leave of absence made at this meeting.

7. DECLARATIONS OF INTEREST

Councillor Pandey declared a non-pecuniary but significant interest in Item 17.1 - Proposed Amendment to the Wentworth Point Precinct DCP 2014 and Draft Planning Agreement for 14-16 Hill Road, Wentworth Point (Sekisui Planning Proposal), being that he is a panel member of Sydney Central City Planning where he was involved in the discussions and determination of the development application of this site. He retired from the Chamber and took no part in the debate or vote thereon.

Note: Councillor Wilson arrived at 6:34pm during Declarations of Interest.

8. MINUTES OF THE LORD MAYOR

There were no Minutes of the Lord Mayor at this meeting.

9. PUBLIC FORUM

There were no Public Forums submitted for this meeting.

10. PETITIONS

10.1 SUBJECT Yummi Pet Food Products, Pendle Hill, NSW 2145
REFERENCE F2021/00521
FROM Councillor Pandey

A petition signed by the residents of Burrabogee Road and surrounding streets, Toongabbie, NSW 2145 reads:

“We the residents of Burrabogee Road, and surrounding streets, Toongabbie, NSW 2145 petition Parramatta City Council to act on the offensive odour and Noise that is coming from Yummii Pet Foods and the industrial units that operate from the same site. We are aware that this factory has been operating illegally and manufacturing pet foods without an approved DA on a location that is only approved for warehousing activities. For a number of years there has been a smell from this location, however it has been becoming progressively worse and for at least the last 6 months there has been a persistent foul and offensive odour coming from this factory. This odour has significantly impacted the quality of life and mental wellbeing of the residents of the street. The smell would also affect any re-sale value of the homes in the street. There has also been a significant increase in the number of trucks operating out of this factory. This includes trucks parking in the street day and night, trucks entering and leaving, trucks being loaded and unloaded, industrial garbage trucks and fork trucks operating at the factory at all hours of the day and night including weekends and Sundays. There is also a significant increase number of factory workers and staff now working at the site, who arrive and congregate in Burrabogee Road and enter the premises before 5am and 6am each day and on weekends. The entrance to the entire estate at this address is located on Burrabogee Road. It has come to our attention that the owners of this site may submit a Development application to allow their operation to continue and this is of great concern, as our well-being is already severely affected. We request that all the residents of Burrabogee Road are included in any consultation and approval process relating to any proposed DA for this location.

We petition Parramatta City Council to investigate and enforce action against this illegal pet food factory that is operating without approval. We petition Parramatta City Council to enforce operating hours and days

on this warehouse site. We petition Parramatta Council to reject any DA application to allow this Illegal Pet Food Factory to continue operating and manufacturing at this location.”

3083 RESOLVED (Pandey/Zaiter)

That the petition be received and a copy of the petition be circulated to all Councillors.

11. RESCISSION MOTIONS

11.1 SUBJECT RESCISSION MOTION: Item 17.2 - Gateway Request - Planning Proposal to increase commercial floorspace in Epping Town Centre

REFERENCE F2020/03849 - D07887331

REPORT OF Councillor Davis

MOTION (Davis/Prociy)

That the resolution of the Council held on 8 February 2021 in relation to Item 17.2 – Gateway Request - Planning Proposal to increase commercial floorspace in Epping Town Centre, namely:

- a) **That** Council delegates authority to the Chief Executive Officer to prepare a planning proposal which seeks the following amendments to Parramatta Local Environmental Plan 2011 and Hornsby Local Environmental Plan 2013 applying to all land in the B2 Local Centre zone in the Epping Town Centre, with the exception of 6-14 and 18A Bridge Street and 24-30 High Street, relating to Option 3 detailed in this report that:
- i. Introduces new clauses which:
- Mandate a minimum amount of non-residential uses to be provided on the ground, first and second floors of any building facing a street of up to a maximum of 1:1 floor space ratio (FSR) of non-residential floorspace in addition to the mapped maximum floor space ratio. The clause shall also indicate that the FSR of residential development permitted on the site should not increase as a result of this requirement.
 - Allow for an increase in maximum height of buildings from 48 metres in some parts of Epping and 72 metres in some parts of Epping up to 80 metres (approx. 24 storeys) where sites have a mapped FSR of 4.5:1 and from 72 metres up to 90 metres (approx. 28 storeys) where sites have a mapped FSR of 6:1, only where developments provide a minimum amount of non-residential uses of ground, first and second floors of any building facing a street.

- *Ensure any change of use proposed on the first three levels would not allow residential uses.*
 - *Apply an exception to that part of a building that faces a service lane or is required for entrances and lobbies, access for fire services or vehicular access associated or servicing residential accommodation above.*
- ii. *Introduces a requirement that the proposed controls of the Planning Proposal apply to development applications determined once a Gateway Determination has been issued for this Planning Proposal.*
- b) **That** *the Chief Executive Officer forwards the Planning Proposal to the Department of Planning, Industry and Environment (DPIE) to request the issuing of a Gateway Determination on behalf of Council.*
- c) **That** *Council delegate authority to the Chief Executive Officer to prepare amendments to the relevant sections of the Parramatta Development Control Plan 2011 and Hornsby Development Control Plan 2013 to support the Planning Proposal relating to the following design controls, and place these on public exhibition with the Planning Proposal:*
- i. *podium height controls;*
 - ii. *minimum floorplate dimensions;*
 - iii. *floor to ceiling heights for non-residential uses;*
 - iv. *location of services; and*
 - v. *building and podium setback controls.*
- d) **That** *Council advises the DPIE that the Chief Executive Officer will be exercising the plan-making delegations for this Planning Proposal as authorised by Council on 26 November 2012.*
- e) **That** *Council delegate authority to the Chief Executive Officer to correct any minor anomalies of a non-policy and administrative nature that may arise during the plan-making process.*
- f) **That** *within 5 years of the planning controls being made as an LEP amendment, that a review be undertaken of the effectiveness of the controls relating to the mandatory provision of a minimum level of commercial floorspace in the B2 Local Centre zone within the Epping Town Centre and any associated recommendations and this review be reported to Council.*
- g) **That** *Council continue to work with the State Government to resolve traffic issues in Epping.*
- h) **Further that,** *Council note the Local Planning Panel's advice to Council at its meeting of 15 December 2020 is in support*

of the Planning Proposal, which is consistent with the Council Officer's recommendation in this report.

be and is hereby rescinded.

The motion moved by Councillor Davis and seconded by Councillor Prociv on being put was declared LOST.

DIVISION A division was called, the result being:-

AYES: Councillors Bradley, Davis, Esber, Pandey, Prociv and Wilson

NOES: Councillors Dwyer, Garrard, Issa, Jefferies, Tyrrell, Wearne and Zaiter

PROCEDURAL MOTION

3084 RESOLVED (Tyrrell/Esber)

That Items 12.1, 12.2, 12.4, 13.1, 13.2 be resolved en bloc.

12. **FAIR**

12.1 SUBJECT FOR NOTATION: Investment Report for January 2021

REFERENCE F2009/00971 - D07879162

REPORT OF Tax and Treasury Accountant

3085 RESOLVED (Tyrrell/Esber)

That Council receive the Investment Report for January 2021.

12.2 SUBJECT FOR APPROVAL: Correction to Confirmed Minutes of 30 November 2020 Council Meeting

REFERENCE F2020/03849 - D07887168

REPORT OF Governance Manager

3086 RESOLVED (Tyrrell/Esber)

That the resolution of Item 14.1 – Single Use Plastics (Deferred Item) of the Council Meeting held on 30 November 2020 be corrected to read:

3002 RESOLVED: (Bradley/Barrak)

- (a) **That** Council note the summary of key initiatives undertaken to date to reduce single use plastics including their estimated costs and benefits, as now set out in paragraph 22 and Appendix A of this report.

- (b) **That** Council endorse the Actions listed in paragraph 22 of this report, to continue the reduction of single use plastics in Council operations and activities, based on viable alternatives being available.
- (c) **That** a report be presented to Council on ways Council can better support local volunteers and community groups in their endeavors to clean up our river, foreshore and other open space in the Local Government Area, which may include provision of appropriate safety equipment and identify additional appropriate costs.
- (d) **Further, that** Council advocate to the State Government to do more to cleanse the river foreshore.

12.3 SUBJECT FOR APPROVAL: Model Code of Conduct and Procedures for the Administration of the Model Code of Conduct for Local Councils in NSW

REFERENCE F2020/02450 - D07593243

REPORT OF Governance Manager

MOTION (Wearne/Davis)

- (a) **That** Council adopt the draft City of Parramatta Code of Conduct, incorporating the Procedures for the Administration of the Code of Conduct for Local Councils in NSW.
- (b) **That** a Policy Advisory Committee be formed comprising six (6) Councillors and appropriate staff as needed to review all or any associated policies including but not limited to the following:
 - a. Governance Framework;
 - b. Complaints Handling Policy;
 - c. Fraud & Corruption Prevention Policy;
 - d. Gifts and Benefits Policy;
 - e. Interaction between Councillors and Staff Policy;
 - f. Public Interest Disclosures Policy; and
 - g. Statement of Business Ethics.
- (c) **That** the Committee be provided with copies of documents and/or comments and feedback regarding any proposed amendments that are referred to in the table on paragraph 13 of the report on page 243 together with copies of the relevant documents marking any proposed changes arising from the staff review as these documents are not included in the report.
- (d) **That** the Committee provide a report back to Council in due course regarding any necessary amendments to the above or other policies.

- (e) **That** the Committee be comprised of: Lord Mayor Councillor Dwyer and Councillors Garrard, Davis, Prociv, Tyrell and Wearne.
- (f) **Further, that** Council adopt the Council core Terms of Reference for this Committee and that the CEO and Executive Director Corporate Services (or their delegate) be members of the Committee.

AMENDMENT (Bradley/Barrak)

- (a) **That** Council adopt the draft City of Parramatta Code of Conduct, incorporating the Procedures for the Administration of the Code of Conduct for Local Councils in NSW.
- (b) **That** a Policy Advisory Committee be formed comprising all Councillors and appropriate staff as needed to review all or any associated policies including but not limited to the following:
 - a. Governance Framework;
 - b. Complaints Handling Policy;
 - c. Fraud & Corruption Prevention Policy;
 - d. Gifts and Benefits Policy;
 - e. Interaction between Councillors and Staff Policy;
 - f. Public Interest Disclosures Policy; and
 - g. Statement of Business Ethics.
- (c) **That** the Committee be provided with copies of documents and/or comments and feedback regarding any proposed amendments that are referred to in the table on paragraph 13 of the report on page 243 together with copies of the relevant documents marking any proposed changes arising from the staff review as these documents are not included in the report.
- (d) **That** the Committee provide a report back to Council in due course regarding any necessary amendments to the above or other policies.
- (e) **Further, that** Council adopt the Council core Terms of Reference for this Committee and that the CEO and Executive Director Corporate Services (or their delegate) be members of the Committee.

The amendment moved by Councillor Bradley and seconded by Councillor Barrak on being put was declared LOST.

The motion moved by Councillor Wearne and seconded by Councillor Davis on being put was declared CARRIED.

3087 RESOLVED (Wearne/Davis)

- (a) **That** Council adopt the draft City of Parramatta Code of Conduct, incorporating the Procedures for the Administration of the Code of Conduct for Local Councils in NSW.

- (b) **That** a Policy Advisory Committee be formed comprising six (6) Councillors and appropriate staff as needed to review all or any associated policies including but not limited to the following:
 - a. Governance Framework;
 - b. Complaints Handling Policy;
 - c. Fraud & Corruption Prevention Policy;
 - d. Gifts and Benefits Policy;
 - e. Interaction between Councillors and Staff Policy;
 - f. Public Interest Disclosures Policy; and
 - g. Statement of Business Ethics.
- (c) **That** the Committee be provided with copies of documents and/or comments and feedback regarding any proposed amendments that are referred to in the table on paragraph 13 of the report on page 243 together with copies of the relevant documents marking any proposed changes arising from the staff review as these documents are not included in the report.
- (d) **That** the Committee provide a report back to Council in due course regarding any necessary amendments to the above or other policies.
- (e) **That** the Committee be comprised of: Lord Mayor Councillor Dwyer and Councillors Garrard, Davis, Prociv, Tyrell and Wearne.
- (f) **Further, that** Council adopt the Council core Terms of Reference for this Committee and that the CEO and Executive Director Corporate Services (or their delegate) be members of the Committee.

Note:

1. **Councillor Barrak arrived at 6:45pm during consideration of Item 12.3.**
2. **Councillor Barrak requested that his name be recorded as having voted against the decision taken in this matter.**

12.4 SUBJECT FOR APPROVAL: Quarterly Budget Review - December 2020

REFERENCE F2019/04433 - D07873179

REPORT OF Commercial Manager

3088 RESOLVED (Tyrrell/Esber)

- (a) **That** Council adopt the December 2020 Quarterly Budget Review Statement (QBRS) and the Responsible Accounting Officer's report on the financial position of the Council (Attachment 1).
- (b) **Further that** Council approve the revised budget as follows:
 1. A 2020/21 financial year operating budget deficit of

\$10.4m, which is unchanged from the September QBRS update. Key movements in the full year forecast include:

- i) an increase in full year operating revenue of \$4.0m, predominantly related to increases in user charges and interest,

offset by:

- ii) an increase in full year operating expenses of \$4.0m primarily due to increased materials & contracts expenditure and other operating expenses.
2. A reduction in full year capital revenue by \$4.9m due to the timing of section 7.11 capital contributions.
 3. A reduction in full year capital expenditure by \$25.1m due to the re-phasing of capital works (as detailed in the attached December 2020 QBRS).

13. ACCESSIBLE

13.1 SUBJECT FOR APPROVAL: Minutes of the Parramatta Traffic Committee held on 21 January 2021

REFERENCE F2021/00082 - D07842342

REPORT OF Traffic and Transport Manager

3089 RESOLVED (Tyrrell/Esber)

- (a) **That** Council note the minutes of the Parramatta Traffic Committee meeting held on 21 January 2021, as provided at Attachment 1.
- (b) **Further, that** Council approve the recommendations of the Parramatta Traffic Committee meeting held on 21 January 2021 provided at Attachment 1 and in this report, noting the following financial implications for each item.

- i. **ITEM 2101 A1 WENTWORTH AVENUE, BARANGAROO ROAD AND COOYONG CRESCENT, TOONGABBIE – PEDESTRIAN AMENITY IMPROVEMENT WORKS NEAR TOONGABBIE RAILWAY STATION**

The estimated cost for the installation of a pedestrian refuge island, two continuous footpath treatments, new footpaths and new kerb ramps in Wentworth Avenue, Barangaroo Road and Cooyong Crescent, Toongabbie is \$635,000. This project is 100% funded by NSW Government 2020/21 Active Transport Program Funds.

- ii. **ITEM 2101 A2 FRANKLIN STREET AT RAILWAY STREET, PARRAMATTA – PROPOSED RAISED**

PEDESTRIAN CROSSING AND PEDESTRIAN REFUGE ISLAND FOR PARRAMATTA WEST PUBLIC SCHOOL

The proposed pedestrian facilities are to be constructed by the Department of Education as part of the Parramatta West Public School expansion project at no cost to Council. Therefore, this proposal has no direct financial impact on Council's budget.

iii. ITEM 2101 A3 HILL ROAD, WENTWORTH POINT – PROPOSED ROUNDABOUT, PEDESTRIAN AND CYCLIST CROSSINGS, AND PEDESTRIAN REFUGE ISLAND

The proposed traffic facilities and all associated works are to be installed by the developer of 14-16 Hill Road, Sydney Olympic Park at no cost to Council. Therefore, this proposal has no direct financial impact upon Council's budget.

13.2 SUBJECT FOR APPROVAL: Minutes of the Traffic Engineering Advisory Group meeting held on 21 January 2021

REFERENCE F2021/00077 - D07842397

REPORT OF Traffic and Transport Manager

3090 RESOLVED (Tyrrell/Esber)

- (a) **That** Council note the minutes of the Traffic Engineering Advisory Group meeting held on 21 January 2021, provided at Attachment 1.
- (b) **Further, that** Council approve the recommendations of the Traffic Engineering Advisory Group meeting held on 21 January 2021 provided at Attachment 1 and in this report, noting the following financial implications for each item.

i. ITEM 2101 B1 INTERIM GUIDELINES FOR INSTALLING MARKED PEDESTRIAN CROSSINGS ON LOCAL ROADS WITHIN THE PARRAMATTA LGA ON STREETS WITH SPEED LIMITS OF 50KM/H OR LESS

This report provides guidelines for the installation of pedestrian crossing facilities within the Parramatta LGA. It does not recommend any specific projects or provide a timeline or schedule for works. This report may affect future projects however the details of this are not yet known.

ii. ITEM 2101 B2 PROPOSED TRAFFIC SIGNALS AT THE INTERSECTION OF CARLINGFORD ROAD AND HEPBURN AVENUE, EPPING

This report provides a response received from TfNSW regarding the relocation of the proposed traffic signals from

Carlingford Road/Hepburn Avenue to Carlingford Road/Pennant Parade, Epping. The report is for project planning purposes only. Therefore, this matter has no financial impact upon Council's budget. The construction work is currently not programmed or funded and this report does not provide a final approval for the project to proceed.

iii. ITEM 2101 B3 FYALL AVENUE AT DARCY ROAD, WENTWORTHVILLE – REQUEST FOR A PEDESTRIAN CROSSING

This report identifies that a raised pedestrian crossing in Fyall Avenue at Darcy Road, Wentworthville as the preferred pedestrian treatment to improve pedestrian safety at this location. However, funding is currently not available to undertake the work and there is no schedule or timeframe for the work.

iv. ITEM 2101 B4 BETTINGTON ROAD AT YORK STREET, OATLANDS – UPDATE ON COMMUNITY CONSULTATION FOR A SPEED CUSHION ON THE NORTHBOUND APPROACH TO THE ROUNDABOUT

This report recommends that the speed cushion proposed in Bettington Road at York Street, Oatlands not be installed, therefore there is no cost to Council from the report. The estimated cost of the speed cushion is \$3,500.

v. ITEM 2101 B5 AUTOMATED PEDESTRIAN SIGNALS AND USE OF SENSORS – TRANSPORT FOR NSW RESPONSE

Automated pedestrian signals are under the care and control of TfNSW, therefore this matter has no financial impact upon Council.

vi. ITEM 2101 B6 PROJECTS RECENTLY COMPLETED, PROJECTS CURRENTLY FUNDED, AND PROJECTS LISTS FOR CONSIDERATION OF FUTURE FUNDING

There is no financial implication to Council as a result of this recommendation.

vii. ITEM 2101 B7 OUTSTANDING WORKS INSTRUCTIONS

Roads and Maritime Service (RMS) Block Grant funds for 2020/21 have been used for these works.

14. GREEN

Nil

15. WELCOMING

Nil

16. THRIVING

16.1 SUBJECT FOR APPROVAL: Public Exhibition of Hill Road Masterplan

REFERENCE F2017/00443 - D07856506

REPORT OF Place Manager

3091 RESOLVED (Prociv/Issa)

- (a) **That** the draft Hill Road Masterplan be placed on public exhibition for 30 days (4 weeks) in the Wentworth Point Community Centre and Library, City of Parramatta Library, Council Customer Service Centre, on Council's website and on a Participate Parramatta Project page.
- (b) **That** temporary signage be placed at the bus stops along Hill Road, as well as in close proximity to the Wentworth Point / Sydney Olympic Park Ferry terminal advising of the public exhibition period, and that appropriate (COVID-19 safe) community engagement activities are organised to support the consultation.
- (c) **Further, that** a report be submitted to Council upon the completion of the public exhibition period for consideration and assessment of the public submissions and identification of implementation opportunities.

Note: Councillor Wilson requested that his name be recorded as having voted against the decision taken in this matter.

17. INNOVATIVE

Note: Councillor Pandey declared a non-pecuniary but significant interest in Item 17.1 and left the Chamber at 7:07pm prior to consideration of this item.

17.1 SUBJECT FOR APPROVAL: Proposed Amendment to the Wentworth Point Precinct DCP 2014 and Draft Planning Agreement for 14-16 Hill Road, Wentworth Point (Sekisui Planning Proposal)

REFERENCE RZ/1/2018 - D07380770

REPORT OF Project Officer Land Use

3092 RESOLVED (Prociv/Issa)

That Council defer this matter to a Councillor Workshop for further information.

DIVISION *A division was called, the result being:-*

AYES: Councillors Barrak, Bradley, Davis, Dwyer, Esber,
Garrard, Issa, Jefferies, Prociv, Tyrrell, Wearne, Wilson
and Zaiter

NOES: Nil

Note: Councillor Pandey returned to the Chamber at 7:08pm after consideration of Item 17.1.

PROCEDURAL MOTION

3093 RESOLVED (Tyrrell/Wilson)

That Council amend the order of business to consider Item 17.2 later in the Council Meeting.

Note: Item 17.2 was considered following Item 18.2.

17.3 SUBJECT FOR APPROVAL: Post Exhibition - Planning Proposal
at 12 Phillip Street, 105 Marsden Street, 333 and 339
Church Street, Parramatta ("The Lennox")

REFERENCE RZ/8/2019 - D07791853

APPLICANT/S Ethos Urban

OWNERS PCCDEVCO1 Pty Ltd

REPORT OF Team Leader, Land Use and Planning

3094 RESOLVED (Tyrrell/Esber)

(a) **That** Council notes there were no submissions received during the public exhibition of the Planning Proposal at 12 Phillip Street, 105 Marsden Street, 333 and 339 Church Street, Parramatta.

(b) **That** Council endorse the Planning Proposal for land at 12 Phillip Street, 105 Marsden Street, 333 and 339 Church Street, Parramatta (provided at Attachment 1) which seeks to amend the Parramatta Local Environmental Plan 2011 by way of:

- i. Reconfiguring the boundary between the RE1 Public Recreation Zone and B4 Mixed Use zone on the site;
- ii. Rezoning part of the site zoned RE1 Public Recreation to RE2 Private Recreation to resolve a zoning inconsistency; and
- iii. Adjusting the mapped floor space ratio (FSR) controls to reflect the zoning changes above in a manner that does not increase the development potential of the site.

(c) **Further, that** Council delegate authority to the Chief Executive Officer to make any minor amendments and corrections of a

non-policy and administrative nature that may arise during the plan amendment process relating to the Planning Proposal.

DIVISION A division was called, the result being:-

AYES: Councillors Davis, Dwyer, Esber, Garrard, Issa, Jefferies, Pandey, Proxiv, Tyrrell, Wearne and Zaiter

NOES: Councillors Barrak, Bradley and Wilson

18. NOTICES OF MOTION

18.1 **SUBJECT** NOTICE OF MOTION: Condolence Motion - Peter and Alison Deane

REFERENCE F2020/03849 - D07894118

FROM Councillor Dwyer

3095 **RESOLVED** (Dwyer/Wilson)

- (a) **That** Council acknowledge the passing of Peter and Alison Deane, offering our condolences to their family and friends.
- (b) **Further, that** the Chamber hold a minutes silence as a gesture of respect on their passing and in recognition of their dedication to the Parramatta community.

Note: The Chamber observed a minute's silence.

18.2 **SUBJECT** NOTICE OF MOTION: Child Care Centres

REFERENCE F2020/03849 - D07884937

FROM Councillor Dwyer

3096 **RESOLVED** (Dwyer/Pandey)

- (a) **That** Council staff arrange for a workshop to be held within March 2021 to discuss the ever increasing number of development applications being lodged with Council for development of Child Care Centres within the City of Parramatta Local Government Area.
- (b) **That** the workshop cover what levels of advocacy Council can potentially instigate with the Federal Government and other parties to discuss ways of better balancing the true child care needs of our community against the actual demand for these services within our LGA.
- (c) **Further that,** Council invite the Chief Executive Officer of the Australian Child Care Alliance in NSW to provide a presentation to this proposed workshop to better explain the current situation with

child care services throughout Sydney metropolitan area which should include data / information relating to the actual demand for these services against the number of current service providers in this industry and provide thoughts on whether or not this industry is currently over serviced in our LGA.

Note: Councillor Issa left the Chamber at 7:22 during consideration of Item 18.2.

17.2 SUBJECT FOR APPROVAL: Post-exhibition - Draft Development Control Plan and draft Planning Agreement for 20 Macquarie St, Parramatta

REFERENCE RZ/21/2015 - D07783732

REPORT OF Project Officer-Land Use Planning

3097 RESOLVED (Esber/Tyrrell)

- (a) **That** Council receives and notes the submissions received to the exhibition of the amended Development Control Plan (DCP) and amended Planning Agreement for 20 Macquarie St, Parramatta.
- (b) **That** Council finalise the DCP (Attachment 1) with the following amendments:
 - (i) removal of controls relating to vehicular access (refer to part (e) of this resolution below for further detail)
 - (ii) ensuring servicing, loading and set down/pick up activities take place on site
 - (iii) a minor amendment relating to ensuring that roof terraces are vegetated.
 - (iv) Council endorse an amendment to the table on page 827 of the Council Business Papers to provide that the minimum setback for all boundaries except Marsden Street be amended, to state "0 meters for first 3 storeys or any building up to 14 meters in height".
- (c) **That**, with regards to b(i) above, Council's current policy position on this matter is to support vehicle access arrangements whereby vehicles enter from Macquarie St and exit onto Marsden St, noting the following:
 - (i) This position should form the basis of assessment of this matter for any Design Competition or Development Application at this site.
 - (ii) The matter of vehicle access at this site will be re-exhibited as part of the draft Parramatta CBD DCP, or a Development Application at this site, whichever comes first.
- (d) **That** Council delegates authority to the CEO to sign the exhibited Planning Agreement (Attachment 2) on Council's behalf.

- (e) **That** Council supports finalisation of the previously-endorsed related Planning Proposal once the Planning Agreement has been executed by the Applicant and Council.
- (f) **That** Council notify the Department of Planning, Industry and Environment of Council's resolution on this matter to facilitate preparation for finalisation of the related Planning Proposal.
- (g) **That** Council delegates authority to the CEO to make amendments of a minor and non-policy nature to the Planning Proposal, DCP, and Planning Agreement during the respective finalisation processes.

DIVISION A division was called, the result being:-

AYES: Councillors Davis, Dwyer, Esber, Garrard, Jefferies, Pandey, Prociv, Tyrrell, Wearne and Zaiter

NOES: Councillors Barrak, Bradley and Wilson

18.3 SUBJECT NOTICE OF MOTION: Traffic in Epping Ward

REFERENCE F2020/03849 - D07891381

FROM Councillor Tyrrell

3098 RESOLVED (Tyrrell/Wearne)

- (a) **That** the Lord Mayor write to the Member for Epping, Member for Parramatta and Minister for Transport to seek a meeting to discuss the Traffic issues in Epping Ward and in Epping Town Centre, in particular to address:
 - i. Epping Town Centre through traffic
 - ii. Epping Bridge
 - iii. Pedestrian Crossing in Rawson Street and potential Pedestrian Traffic Signals
 - iv. Traffic Signals at Carlingford Road and Hepburn Avenue Carlingford
 - v. Traffic Signals at Pennant Hills Road and Evans Road Carlingford
 - vi. Traffic Signals at Pennant Hills Road and Moseley Street Carlingford
 - vii. Explore other traffic management solutions to alleviate the desire of through road users to traverse through Epping Town Centre, (Epping Road/Beecroft Road/ Carlingford Road).

The purpose of this meeting is to request TFNSW to work with Council staff to expedite traffic solutions, finalisation of designs and seek State Government funding to expedite construction of these solutions. This meeting to include interested Ward Councillors.

- (b) **Further, that** Council staff work collaboratively with TFNSW to expedite the above traffic solutions.

19. QUESTIONS WITH NOTICE

19.1 SUBJECT QUESTIONS WITH NOTICE: Declarations of Interest at Council Meetings

REFERENCE F2020/03849 - D07891472

FROM Councillor Dwyer

QUESTION

In the event of any Councillor happening to be employed in the offices of a State or Federal Member of Parliament, should the respective Councillor declare this interest at the beginning of a Council meeting and indicate if they will be staying or leaving the Chamber during discussions on matters which clearly fall within the responsibility of the State or Federal Government?

ANSWER

In accordance with Parts 4 5 of Council's Code of Conduct, Councillors are required to disclose known pecuniary and non-pecuniary interests as soon as practicable. It is usual practice for Councillors to disclose interests at a Council Meeting during the agenda item titled "Declarations of Interest". Councillors are requested to complete and submit a Declaration of Interest Form at the meeting, and take the necessary steps as they relate to the type of interest being declared (ie, pecuniary, non-pecuniary but significant or non-pecuniary and less than significant).

Paragraph 4.32 of Council's Code of Conduct allows for Councillors to give a general notice to the Chief Executive Officer in writing of a particular Councillor membership or employment of a specified company or body. This notice is sufficient disclosure of the Councillor's interest in any matter that relates to the company, body or person that may be the subject of consideration by the Council. The notice is valid until the end of the term of Council, unless the notice is withdrawn sooner.

The declaration of pecuniary and non-pecuniary interests is the responsibility of the individual Councillor. If another Councillor believes there is a conflict that has not been declared, the matter may be raised with the individual Councillor concerned, or alternatively, raised as a potential breach of Council's Code of Conduct.

Note: Councillor Issa returned to the Chamber at 7:42pm during consideration of Item 19.1.

19.2 SUBJECT QUESTIONS WITH NOTICE: Questions Taken On Notice from Council Meeting - 8 February 2021

REFERENCE F2020/03849 - D07890808

FROM Governance Manager

**QUESTIONS TAKEN ON NOTICE FROM THE COUNCIL MEETING
OF 8 FEBRUARY 2021**

Item	Subject	Councillor	Question	Response	Executive Director
11.1	Rescission Motion: Item 12. Central City Advocacy & Council's WSROC Membership	Bradley	<p>1. Which Councillors were involved in the discussion around the decision to leave WSROC?</p> <p>2. What is the estimated administrative cost Council would bare if Council went to a Central City consortium as proposed?</p>	<p>1. As briefed in the Councillor Workshop on 3 February 2021, there were informal discussions between a number of staff a number of Councillors who raised the matter early in the year. All Councillors were provided with the same information as contained in the business paper when they were issued and the subsequent briefing note. As per our usual practice, all Councillors have the opportunity to contact senior staff and ask questions.</p> <p>2. As briefed in the Councillor Workshop on 3 February 2021, as there is no such consortium currently being proposed it is not possible to know the scope of any such consortium and therefore impossible to provide any cost estimates.</p>	Brett Newman

Note: Councillor Issa left the Chamber at 7:45pm during consideration of Item 19.2.

20. CLOSED SESSION

3099 RESOLVED (Tyrrell/Dwyer)

That 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(s) of the Local Government Act, 1993 as the items listed come within the following provisions:-

- 1 FOR APPROVAL: Tender 26/2020 Acacia Park – Civil and Landscape Upgrade, Lord Avenue, Telopea. (D07787840) - *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 FOR APPROVAL: Sound West Sponsorship (D07853733) - *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.*

20.1 SUBJECT FOR APPROVAL: Tender 26/2020 Acacia Park – Civil and Landscape Upgrade, Lord Avenue, Telopea

REFERENCE F2020/02891 - D07787840

REPORT OF Manager Capital Projects

3100 RESOLVED (Barrak/Tyrrell)

- (a) **That** Council approve the appointment of the preferred proponent for the upgrade of Acacia Park at Lord Avenue, Telopea for the contract sum and contingency as outlined in paragraph 13 of this report.
- (b) **That** all unsuccessful tenderers be advised of Council’s decision in this matter.
- (c) **Further, that** Council delegate authority to the Chief Executive Officer to finalise and execute all necessary documents.

20.2 SUBJECT FOR APPROVAL: Sound West Sponsorship

REFERENCE F2020/01632 - D07853733

REPORT OF Senior Event Officer

3101 RESOLVED (Pandey/Esber)

- (a) **That** Council approve the sponsorship agreement’s new event date of November 2021.
- (b) **That** Council delegate authority to the Chief Executive Officer to undertake further negotiations as necessary and execute the sponsorship agreement on behalf of Council.

- (c) **Further that**, a report be provided to Council on the success of the event.

PROCEDURAL MOTION

3102 RESOLVED (Barrak/Wilson)

That the meeting resume into Open Session.

Note: Councillor Issa returned to the Chamber at 7:51pm after consideration of Item 20.2. He retired from the meeting at 7:52pm.

21. REPORTS OF RESOLUTIONS PASSED IN CLOSED SESSION

The Chief Executive Officer read out the resolutions for Items 20.1 and 20.2.

22. CONCLUSION OF MEETING

The meeting terminated at 7:53pm.

THIS PAGE AND THE PRECEDING 18 PAGES ARE THE MINUTES OF THE ORDINARY COUNCIL MEETING HELD ON MONDAY, 22 FEBRUARY 2021 AND CONFIRMED ON MONDAY, 8 MARCH 2021.



Chairperson