



**CITY OF
PARRAMATTA**

MINUTES

**Ordinary Council Meeting
Monday, 27 May 2024
6.30pm**

**Council Chamber
Level 4, PHIVE
Parramatta Square, Parramatta**

PRESENT - COUNCILLORS

The Lord Mayor, Councillor Pierre Esber and Councillors Phil Bradley, Kellie Darley, Michelle Garrard, Henry Green, Ange Humphries (online), Cameron MacLean, Sameer Pandey, Deputy Lord Mayor, Dr Patricia Prociv, Dan Siviero, Georgina Valjak, Donna Wang (online) and Lorraine Wearne.

PRESENT – STAFF

Chief Executive Officer - Gail Connolly, Executive Director City Engagement and Experience - Angela Jones-Blayney, Executive Director Finance and Information - John Angilley, Executive Director City Planning and Design - Jennifer Concato, Executive Director City Assets & Operations - George Bounassif, Acting Executive Director Community and Culture - David Moutou, Group Manager Office of the Lord Mayor and CEO - Roxanne Thornton, Chief People, Culture and Performance Officer - Brendan Clifton, Chief Information Officer and Acting Chief Governance and Risk Officer - John Crawford, Chief Financial Officer - Amit Sharma, Chief of Staff - Justin Mulder, Group Manager Communications & Customer Engagement – Sally White, Group Manager City Strategic Planning - Robert Cologna, Group Manager Major Projects and Precincts - David Bird, Group Manager Infrastructure Planning and Design - Anthony Newland, ICT Service and Delivery Manager - Ian Vong, Stormwater Management Coordinator - Paul Hackney, Supervisor Catchment Management - James Tsom, Governance and Procurement Manager - Gwendolyn Hughes, Council Secretariat and Policy Officer - Marina Cavar, Business Manager - Michelle Samuel, Manager Programming and Venue Services - Rachel White and ICT Service Desk Team Leader - Alex Piccone.

1. OPENING MEETING

The Lord Mayor, Councillor Esber, opened the meeting at 6.32pm.

2. ACKNOWLEDGEMENT TO TRADITIONAL OWNERS OF LAND

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

3. WEBCASTING ANNOUNCEMENT

The 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.

The Lord Mayor further advised that all care will be taken to maintain privacy, however as a visitor in the public gallery, the public should be aware that their presence may be recorded.

4. GENERAL RECORDING OF MEETING ANNOUNCEMENT

As per Council's Code of Meeting Practice, the recording of the Council Meeting by the public using any device, audio or video, is only permitted with Council permission. Recording a Council Meeting without permission may result in the individual being expelled from the Meeting.

5. APOLOGIES AND APPLICATIONS FOR LEAVE OF ABSENCE OR ATTENDANCE BY AUDIO-VISUAL LINK BY COUNCILLORS

RESOLVED: Councillor Garrard and Councillor MacLean

- (a) That an apology be accepted on behalf of Councillors Noack and a leave of absence be granted.
- (b) That Councillors Humphries and Wang be permitted to attend the meeting via Audio Visual Link.

Record of Voting:

CARRIED

6. CONFIRMATION OF MINUTES

Minutes of the Council Meeting held on 13 May 2024

4708 **RESOLVED:** Councillor Garrard and Councillor MacLean

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

Record of Voting:

CARRIED

7. DISCLOSURES OF INTEREST

Lord Mayor, Councillor Esber disclosed a pecuniary interest in Item 13.9 - Gateway Request: Planning Proposal for North East Parramatta (North East Planning Investigation Area), for the reason that he owns property in the investigation area. Lord Mayor Councillor Esber will not remain in the meeting and will not take part in consideration and voting on this item.

Councillor Valjak disclosed a significant non-pecuniary interest in Item 13.9 - Gateway Request: Planning Proposal for North East Parramatta (North East Planning Investigation Area), for the reason that she sat on the Sydney Central Planning Panel when a Site Specific Planning Proposal for 23-37 Harold Street and 53 Sorrell Street, Parramatta was considered, which is a subject site within the North East Planning Investigation Area. Councillor Valjak will not remain in the meeting and will not take part in consideration and voting on this item.

Councillor Siviero disclosed a significant non-pecuniary interest in Item 13.9 - Gateway Request: Planning Proposal for North East Parramatta (North East Planning Investigation Area), for the reason that he sat on the Sydney Central Planning Panel when a Site Specific Planning Proposal for 23-37 Harold Street and 53 Sorrell Street, Parramatta was considered, which is a subject site within the North East Planning Investigation Area. Councillor Siviero will not remain in the meeting and will not take part in consideration and voting on this item.

Councillor Green disclosed a pecuniary interest in Item 16.2 - Adoption of the Parramatta Flood Study, for the reason that he owns a property in the study area. Councillor Green will not remain in the meeting and will not take part in consideration and voting on this item.

Councillor Pandey disclosed a pecuniary interest in Item 16.2 - Adoption of the Parramatta Flood Study for the reason that he owns a property in the study area. Councillor Pandey will not remain in the meeting and will not take part in the consideration and voting on this item.

Lord Mayor, Councillor Esber disclosed a Pecuniary Interest in Item 16.2 - Adoption of the Parramatta Flood Study for the reason that he owns a property in the study area. Lord Mayor, Councillor Esber with not remain in the meeting and will not take part in the consideration of this item.

PROCEDURAL MOTION

SUSPENSION OF STANDING ORDERS – DEALING WITH ITEMS BY EXCEPTION

RESOLVED: Councillor MacLean and Councillor Garrard

That in accordance with Section 13 of Council's Code of Meeting Practice, Council resolve to adopt the following items in accordance with the recommendations as printed, without debate;

- Item 12.1: Investment Report for April 2024
- Item 12.2: Referral of Inspection Reports by Fire and Rescue NSW
- Item 12.4: Minutes of the Traffic Engineering Advisory Group - 24 April 2024
- Item 13.2: Adoption of Debt Management and Hardship Assistance Policy 2024
- Item 13.6: Approval of Civic Link Block 3 Concept Design

Record of Voting:

CARRIED

12.1 **Investment Report for) April 2024**

(Report of Tax and Treasury Accountant)

4709 **RESOLVED:** Councillor MacLean and Councillor Garrard

That Council receive and note the Investment Report for April 2024.

Record of Voting:

CARRIED

12.2 **Referral of Inspection Reports by Fire and Rescue NSW**

(Report of Team Leader Building Compliance)

4710 **RESOLVED:** Councillor MacLean and Councillor Garrard

(a) That Council note the inspection reports from Fire and Rescue NSW (FRNSW), pursuant to Schedule 5, Part 8 of the Environmental Planning and Assessment Act 1979 (EP&A Act).

(b) That Council notes FRNSW will be advised in due course of the ongoing actions taken by Council officers to address concerns identified by FRNSW.

(c) That Council note the exercise of powers pursuant to Schedule 5, Part 8 (17) of the EP&A Act, to give fire safety orders addressing fire safety measures to the buildings located at:

- i. 8 Edwin Flack Avenue, Sydney Olympic Park; and
- ii. 11 Olympic Boulevard, Sydney Olympic Park,

as outlined in this report and provide further notice of its determination to the Commissioner of FRNSW.

Record of Voting:

CARRIED

12.4 **Minutes of the Traffic Engineering Advisory Group - 24 April 2024**

(Report of Traffic and Transport Manager)

4711 **RESOLVED:** Councillor MacLean and Councillor Garrard

That Council notes the minutes of the Traffic Engineering Advisory Group meeting held on 24 April 2024, as provided in Attachment 1, and summarised below:

(a) ITEM 2404 B1 HILL ROAD, WENTWORTH POINT – UPDATE ON

THE PROPOSED IMPROVEMENTS

This report only provides an update on the proposed traffic improvements and other proposed works on Hill Road and Bennelong Parkway, Wentworth Point and Sydney Olympic Park. Therefore, this report has no financial impact upon Council's budget.

(b) **ITEM 2404 B2 PROJECTS RECENTLY COMPLETED, PROJECTS CURRENTLY FUNDED AND PROJECTS LISTS FOR CONSIDERATION OF FUTURE FUNDING**

The recommendation from the report is only to receive and note information, and to provide further information. Therefore, there are no financial impacts from the report. The report includes details of projects, timing and funding arrangements.

(c) **ITEM 2404 B3 KISSING POINT ROAD, DUNDAS – SAFETY CONCERNS AT THE BUS SHELTER NEAR KIRBY STREET**

There are no financial implications to Council as a result of this report.

Record of Voting:

CARRIED

13.2 **Adoption of Debt Management and Hardship Assistance Policy 2024**

(Report of Policy Officer)

4712 **RESOLVED:** Councillor MacLean and Councillor Garrard

- (a) That Council note that no submissions were received following public exhibition of the Debt Management and Hardship Assistance Policy 2024.
- (b) That Council adopt the Debt Management and Hardship Assistance Policy 2024, as attached to this report.

Record of Voting:

CARRIED

13.6 **Approval of Civic Link Block 3 Concept Design**

(Report of Senior Design Manager)

4713 **RESOLVED:** Councillor MacLean and Councillor Garrard

- (a) That Council note the results of the public exhibition and community engagement of the draft concept design for Civic Link Block 3.
- (b) That Council approve the refined concept design as shown in Attachment 3, for progression to detailed design, planning and technical approvals, and documentation for tender.
- (c) That Council note the range of 'smart city' infrastructure inclusions specified in the project design as detailed in this report and shown in Attachment 3.

Record of Voting:

CARRIED

Note: Councillor Humphries joined the meeting online at 6.39pm.

8. MINUTES OF THE LORD MAYOR

8.1 **Winning Design for Reimagined Riverside Theatre**

(Lord Mayor, Councillor Pierre Esber)

4714 **RESOLVED:** Lord Mayor Councillor Esber and MacLean

- (a) That Council note that a design consortium led by COX Architecture with 3XN Architects, Aileen Sage, Turf Design Studio and Bangawarra have been selected as the winning design team for the redevelopment of the iconic Riverside Theatres;
- (b) That Council congratulate the winning consortium who have produced a bold and sophisticated design vision that will more than double current capacity and establish the venue as a world-class performing arts centre

Record of Voting:

CARRIED

8.2 Shirley Wehbe's Australia's Biggest Morning Tea

(Lord Mayor, Councillor Pierre Esber)

4715 **RESOLVED:** Lord Mayor Councillor Esber and Councillor Garrard

- (a) That Council note Shirley Wehbe's Australia's Biggest Morning Tea, an annual community event that raises funds for Cancer Council's work in cancer research, advocacy, awareness and support services.
- (b) Further, that Council commend event organisers, Shirley Wehbe and the Wehbe family, Maronite Ladies of the Gospel, Making a Difference for Christmas and Australian Blouza Association, for their excellent efforts.
- (c) Finally, that Council donate \$2,000 to Cancer Council through Shirley Wehbe's Australia's Biggest Morning Tea community fundraising event.

Record of Voting:

CARRIED

8.3 Parramatta Light Rail daylight testing

(Lord Mayor, Councillor Pierre Esber)

4716 **RESOLVED:** Councillor Esber and Councillor Bradley

- (a) That Council note the start of daylight testing of the Parramatta Light Rail in both directions between Carlingford and Westmead via Parramatta CBD;
- (b) That Council note that the testing is a vital step to ensure the safety and reliability of systems and vehicles before services start in mid-2024; and
- (c) Further, that Council note that the City of Parramatta is working closely with Transport for NSW to get the message out to "stop, listen and look around" whilst travelling in the CBD to ensure the safety of the community.

Record of Voting:

CARRIED

Question Taken on Notice (Councillor Pandey) regarding Item 8.3 Parramatta Light Rail daylight testing;

- Could staff provide an update in a few weeks' time on how the businesses near the light rail are feeling in relation to the light rail?

Question Taken on Notice (Councillor Darley) regarding Item 8.3 Parramatta Light Rail daylight testing;

- Could staff provide an update on the improvements made to the difficulties faced by people with poor and low vision with guide dogs when using the light rail?

8.4 **National Volunteer Week 2024**

(Lord Mayor, Councillor Pierre Esber)

4717

RESOLVED: Lord Mayor, Councillor Esber and Councillor Bradley

- (a) That Council recognise National Volunteer Week from 20-26 May 2024 and note the City of Parramatta celebrated with an event on 23 May to thank volunteers.
- (b) Further, that Council celebrate all volunteers across the City of Parramatta, whether they serve with one of Council's teams or in local community organisations such as service clubs, not-for-profit organisations, faith-based groups, arts and culture groups, sports teams, recreation clubs, and charities.

Record of Voting:

For the Motion: Unanimous

9. PUBLIC FORUM

	Speaker	Report No.	Report Title
1.	Cheryl Bates	Item 14.3	Establishment of a Heritage Facility in Fleet Street Precinct
2.	Greg Monaghan	Item 16.3	Progress Report - Grant Application for the Upgrade of Belmore Park (Richie Benaud Oval)

Note: All Councillors were provided with copies of the Public Forum submissions prior to the Council Meeting.

PROCEDURAL MOTION

SUSPENSION OF STANDING ORDERS - ORDER OF BUSINESS

RESOLVED: Councillor Garrard and Councillor Pandey

In Accordance with Clause 8.2 of Council's Code of Meeting Practice, that Council amend the Order of Business for this meeting to allow for the consideration of the following items prior to any other business on the agenda.

- Item 14.3: Notice of Motion - Establishment of a Heritage Facility in Fleet Street Precinct.

- Item 16.3: Notice of Motion - Progress Report - Grant Application for the Upgrade of Belmore Park (Richie Benaud Oval).

Record of Voting:

CARRIED

14.3 Establishment of a Heritage Facility in Fleet Street Precinct

(Councillor Georgina Valjak)

4718 MOTION: Councillor Valjak and Councillor Garrard

That the CEO provide a report to Council on the potential establishment of a stand-alone heritage facility in the Fleet Street Precinct, including estimated capital and operational costs, potential funding sources and opportunities to partner with relevant State agencies and local stakeholders.

AMENDMENT: Councillor MacLean and Deputy Lord Mayor, Councillor Prociv

That Council defer further consideration of this matter until such time as the Property Strategy and Cultural Strategy is complete.

Record of Voting:

For the Amendment: Lord Mayor, Councillor Esber and Councillors Bradley, Darley, Humphries, MacLean, Pandey and Deputy Lord Mayor, Councillor Prociv

Against the Amendment: Councillors Garrard, Green, Siviero, Valjak, Wang and Wearne

On being Put to the meeting, voting on the Amendment was seven (7) votes FOR and six (6) votes AGAINST. The Amendment became the MOTION.

RESOLVED: Councillor MacLean and Councillor Prociv

That Council defer further consideration of this matter until such time as the Property Strategy and Cultural Strategy is complete.

Record of Voting:

CARRIED

PROCEDURAL MOTION

MOVE TO CLOSED SESSION

RESOLVED: Councillor Garrard and Deputy Lord Mayor, Councillor Prociv

That at this time of the meeting, being 7.33pm, the Lord Mayor, Councillor Esber advised that the meeting would move into Closed Confidential Session to allow consideration of matters in Closed Session in accordance with Section 10A of the *Local Government Act 1993*. Accordingly, members of the press and public are excluded from the closed session and access to the correspondence and reports relating to the items considered during the course of the Closed Session will be withheld.

This action is taken to discuss:

Item 16.3 Progress Report - Grant Application for the Upgrade of Belmore Park (Richie Benaud Oval) (Councillor Sameer Pandey)

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.

Record of Voting:

CARRIED

16.3 **Progress Report - Grant Application for the Upgrade of Belmore Park (Richie Benaud Oval)**

(Councillor Sameer Pandey)

RESOLVED: Councillor Pandey and Councillor MacLean

That the CEO provide a report to Council on 11 June 2024 that provides:

- i. An update on the progress of Council's 2023 grant application to the Federal Government's Priority Community Infrastructure Program (PCIP);
- ii. Proposed project construction milestones, including any options for fast tracking the project if the grant funding application is successful; and
- iii. Project costs and any relevant budget allocations by Council to date.

Record of Voting:

CARRIED

PROCEDURAL MOTION

RETURN TO OPEN SESSION

RESOLVED: Councillor Garrard and Deputy Lord Mayor, Councillor Prociv

That Council return to open session.

Record of Voting:

CARRIED

Note: Council returned to Open Session at 7.35pm.

PETITIONS

NIL

12. REPORTS TO COUNCIL – FOR NOTATION

12.1 Investment Report for) April 2024

(Report of Tax and Treasury Accountant)

This Item was dealt with earlier in the meeting.

12.2 Referral of Inspection Reports by Fire and Rescue NSW

(Report of Team Leader Building Compliance)

This Item was dealt with earlier in the meeting.

12.3 Library Opening Times - Customer Feedback

(Report of Library Services Manager)

4719 RESOLVED: Councillor Darley and Councillor Wearne

That Council receive and note the report.

Record of Voting:

CARRIED

Question Taken on Notice (Councillor Darley) regarding Item 12.3 Library Opening Times - Customer Feedback;

- Do we know the qualitative reasons why people were dissatisfied with the Library Hours?

12.4 **Minutes of the Traffic Engineering Advisory Group - 24 April 2024**

(Report of Traffic and Transport Manager)

This Item was dealt with earlier in the meeting.

13. REPORTS TO COUNCIL - FOR COUNCIL DECISION

13.1 **Quarterly Budget Review - March 2024**

(Report of Chief Financial Officer)

4720 **RESOLVED:** Councillor Garrard and Councillor MacLean

- (a) That Council adopt the March 2024 Quarterly Budget Review Statement (QBRs) and the Responsible Accounting Officer's report on the financial position of the Council (Attachment 1).
- (b) That Council approve the revised budget for the 2023/24 financial year:
 - i) Net operating result (including capital) of \$172.6 million surplus (including the loss on asset disposal of \$2.2 million and additional capital revenue of \$83.2 million).
 - ii) Underlying net operating result (excluding capital) of \$91.6 million surplus.
 - iii) Capital expenditure of \$214.2 million.

Record of Voting:

CARRIED

13.3 **Adoption of Media Policy 2024**

(Report of Policy Officer)

4721 **RESOLVED:** Councillor Garrard and Councillor Valjak

That this item be deferred to the next Council Meeting on 11 June 2024.

Record of Voting:

CARRIED

ADJOURNMENT OF MEETING

At 8.36pm, The Lord Mayor, Councillor Esber adjourned the meeting and the following Councillors were present:

Lord Mayor, Councillor Esber, Deputy Lord Mayor Councillor Prociv and Councillors Bradley, Darley, Garrard, Green, Humphries (online), MacLean, Pandey, Siviero, Valjak, Wang (online) and Wearne.

RECONVENED MEETING

At 8.50pm, the Lord Mayor, Councillor Esber reconvened the meeting and the following Councillors were present:

Lord Mayor, Councillor Esber, Deputy Lord Mayor Councillor Prociv and Councillors Bradley, Darley, Garrard, Green, Humphries (online), MacLean, Pandey, Siviero, Valjak, Wang (online) and Wearne.

13.4 **Adoption of Parramatta City Centre Local Infrastructure Contributions Plan (Amendment No 3) - Church Street North Precinct**

(Report of Project Officer)

4722 **RECOMMENDATION:** Councillor Garrard and Councillor MacLean

- (a) That Council note the submissions made during the public exhibition of draft *Parramatta City Centre Local Infrastructure Contributions Plan (Amendment No. 3)* and the officer responses provided at **Attachment 1**.
- (b) That Council adopt the *Parramatta City Centre Local Infrastructure Contributions Plan (Amendment No. 3)* provided at **Attachment 2** to allow the proposed contributions rates – being 4% for development that contains residential accommodation, and 3% for any other development – to be applied to the Church Street North Precinct.
- (c) That Council authorise submission of the approved contributions plan at **Attachment 2** and the supporting Justification Report Supplement at **Attachment 3** to the Department of Planning, Housing and Infrastructure with a request for:
 - i. the Minister of Planning and Public Spaces to amend Section 209 of the Environmental Planning and Assessment Regulation 2021 to apply the new rates specified in the approved contributions plan; and
 - ii. the rates to be applied no later than that 1 July 2023 which is the date that new planning controls for the precinct specified in State Environmental Planning Policy (Church Street North Precinct) 2023 (CSN SEPP) come into force.

- (d) That Council authorise the Chief Executive Officer to make any minor amendments and corrections of a non-policy and administrative nature that may arise during finalisation of *Parramatta City Centre Local Infrastructure Contributions Plan (Amendment No 3)*.
- (e) That Council note that *Parramatta City Centre Local Infrastructure Contributions Plan (Amendment No 3)* will come into effect upon amendment of Section 209 of the Environmental Planning and Assessment Regulation 2021 by the Minister for Planning and Public Spaces and this will be notified on Council's website.

AMENDMENT: Councillor Bradley and Councillor Darley

- (a) That Council note the submissions made during the public exhibition of draft *Parramatta City Centre Local Infrastructure Contributions Plan (Amendment No. 3)* and the officer responses provided at **Attachment 1**.
- (b) That Council adopt the *Parramatta City Centre Local Infrastructure Contributions Plan (Amendment No. 3)* provided at **Attachment 2** to allow the proposed contributions rates – being 4.5% for development that contains residential accommodation, and 3.5% for any other development – to be applied to the Church Street North Precinct.
- (c) That Council authorise submission of the approved contributions plan at **Attachment 2** and the supporting Justification Report Supplement at **Attachment 3** to the Department of Planning, Housing and Infrastructure with a request for:
 - i. the Minister of Planning and Public Spaces to amend Section 209 of the Environmental Planning and Assessment Regulation 2021 to apply the new rates specified in the approved contributions plan; and
 - ii. the rates to be applied no later than that 1 July 2023 which is the date that new planning controls for the precinct specified in State Environmental Planning Policy (Church Street North Precinct) 2023 (CSN SEPP) come into force.
- (d) That Council authorise the Chief Executive Officer to make any minor amendments and corrections of a non-policy and administrative nature that may arise during finalisation of *Parramatta City Centre Local Infrastructure Contributions Plan (Amendment No 3)*.
- (e) That Council note that *Parramatta City Centre Local Infrastructure Contributions Plan (Amendment No 3)* will come into effect upon amendment of Section 209 of the Environmental Planning and Assessment Regulation 2021 by the Minister for Planning and Public Spaces and this will be notified on Council's website.

Record of Voting:

For the Amendment: Councillor Bradley

Against the Amendment: Lord Mayor, Councillor Esber, Deputy Lord Mayor Councillor Prociv, Councillors Darley, Garrard, Green, Humphries, MacLean, Pandey, Siviero, Valjak, Wang and Wearne

On being Put to the meeting, voting on the Amendment was one (1) vote FOR and twelve (12) votes AGAINST. The Amendment was LOST.

RESOLVED: Councillor Garrard and Councillor MacLean

- (a) That Council note the submissions made during the public exhibition of draft *Parramatta City Centre Local Infrastructure Contributions Plan (Amendment No. 3)* and the officer responses provided at **Attachment 1**.
- (b) That Council adopt the *Parramatta City Centre Local Infrastructure Contributions Plan (Amendment No. 3)* provided at **Attachment 2** to allow the proposed contributions rates – being 4% for development that contains residential accommodation, and 3% for any other development – to be applied to the Church Street North Precinct.
- (c) That Council authorise submission of the approved contributions plan at **Attachment 2** and the supporting Justification Report Supplement at **Attachment 3** to the Department of Planning, Housing and Infrastructure with a request for:
 - i. the Minister of Planning and Public Spaces to amend Section 209 of the Environmental Planning and Assessment Regulation 2021 to apply the new rates specified in the approved contributions plan; and
 - ii. the rates to be applied no later than that 1 July 2023 which is the date that new planning controls for the precinct specified in State Environmental Planning Policy (Church Street North Precinct) 2023 (CSN SEPP) come into force.
- (d) That Council authorise the Chief Executive Officer to make any minor amendments and corrections of a non-policy and administrative nature that may arise during finalisation of *Parramatta City Centre Local Infrastructure Contributions Plan (Amendment No 3)*.
- (e) That Council note that *Parramatta City Centre Local Infrastructure Contributions Plan (Amendment No 3)* will come into effect upon amendment of Section 209 of the Environmental Planning and Assessment Regulation 2021 by the Minister for Planning and

Public Spaces and this will be notified on Council's website.

Record of Voting:

CARRIED

Note: Councillor Bradley requested that he be recorded as an official vote AGAINST the above Motion.

13.5 **Approval of Planning Proposal for 8 Lincluden Place, Oatlands**

(Report of Project Officer)

4723 **RESOLVED:** Councillor Garrard and Councillor Valjak

- (a) That Council receive and note the submissions made during the exhibition period.
- (b) That Council approve the finalisation of the Planning Proposal, at **Attachment 1**, for land at 8 Lincluden Place, Oatlands.
- (c) That Council enters into the Planning Agreement at **Attachment 2** and delegates authority to the Chief Executive Officer to sign it on behalf of Council.
- (d) 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 finalisation process relating to the Planning Proposal and Planning Agreement.
- (e) That Council note the advice of the Local Planning Panel at **Attachment 3** is consistent with the Council Officer's recommendation to support the proposal.

Record of Voting:

CARRIED

13.7 **Public Exhibition of Draft Code of Meeting Practice**

(Report of Policy Officer)

4724 **MOTION:** Councillor Wearne and Councillor Garrard

- (a) That the draft Code of Meeting Practice be placed on public exhibition for the prescribed period of 42 days.
- (b) That Council authorises the Chief Executive Officer to make any necessary editorial and content changes to the draft Code of Meeting Practice for public exhibition to give effect to Council's resolution.
- (c) That following public exhibition, officers submit the final Code of Meeting Practice to Council for adoption.

AMENDMENT: Councillor Darley and Councillor Bradley

- (a) That the draft Code of Meeting Practice be placed on public exhibition for the prescribed period of 42 days.
 - (i) Clause 5.37 'within 5 days'
 - (ii) Update Clause 3.15 the restriction of one (1) Question with Notice to three (3).
 - (iii) Clause 4.9 remove the words 'a total of up to 15 minutes will be allocated for the entire consideration of Public Forum'.
- (b) That Council authorises the Chief Executive Officer to make any necessary editorial and content changes to the draft Code of Meeting Practice for public exhibition to give effect to Council's resolution.
- (c) That following public exhibition, officers submit the final Code of Meeting Practice to Council for adoption.

On being Put to the Meeting the Amendment was LOST.

RESOLVED: Councillor Wearne and Councillor Garrard

- (a) That the draft Code of Meeting Practice be placed on public exhibition for the prescribed period of 42 days, with inclusion of the following amendment
 - (i) Clause 4.9 remove the words 'a total of up to 15 minutes will be allocated for the entire consideration of Public Forum'.
- (b) That Council authorises the Chief Executive Officer to make any necessary editorial and content changes to the draft Code of Meeting Practice for public exhibition to give effect to Council's

resolution.

- (c) That following public exhibition, officers submit the final Code of Meeting Practice to Council for adoption.

Record of Voting:

CARRIED

Note: Councillor Valjak left the meeting at 9.37pm.

13.8 Parramatta as a C40 Global City - Application for Membership

(Report of Manager Sustainability & Waste; Acting Manager Environmental Sustainability)

4725 RESOLVED: Deputy Lord Mayor, Councillor Prociv and Councillor MacLean

- (a) That Council authorise the CEO to apply to join the C40 Global City program as an “Innovator” member, by submitting an expression of interest through the official channels.
- (b) That Councillors be notified of the outcome of the expression of interest.

Record of Voting:

CARRIED

Note: At 9.39pm and due to disclosed a pecuniary interest in the following Item (Item 13.9), the Lord Mayor, Councillor Esber vacated the Chair and left the meeting. The Deputy Lord Mayor, Councillor Prociv assumed the role of Chairperson.

Note: Councillors Green and Siviero left the meeting at 9.39pm.

13.9 **Gateway Request: Planning Proposal for North East Parramatta (North-East Planning Investigation Area)**

(Report of Team Leader Land Use Planning)

4726 Note: Lord Mayor, Councillor Esber disclosed a pecuniary interest in this Item and he did not participate in the consideration or voting on the matter.

Note: Councillor Valjak disclosed a significant non-pecuniary interest in this Item and she did not participate in the consideration or voting on the matter.

Note: Councillor Siviero disclosed a significant non-pecuniary interest in this Item and he did not participate in the consideration or voting on the matter.

RESOLVED: Councillor MacLean and Councillor Pandey

(a) That Council approve:

i. The Planning Proposal at **Attachment 1** for the purposes of it being forwarded to the Department of Planning, Housing and Infrastructure to request the issuing of a Gateway Determination for the land identified as the North-East Planning Investigation Area which seeks the following changes to the *Parramatta Local Environmental Plan 2023*:

- a. Increase the Maximum Floor Space Ratio from 0.8:1 to a range between 2:1 and 3.6:1; and
- b. Increase the Maximum Height of Building from 11m to a range between 24m and 40m (approximately 6 – 12 storeys).

ii. The supporting draft DCP amendments at **Attachment 2** applying to the land in the North-East Planning Investigation Area for the purposes of public exhibition.

(b) That Council advise the Department of Planning, Housing and Infrastructure that the CEO will be seeking to exercise her plan-making delegations for this Planning Proposal, as authorised by Council on 26 November 2012.

(c) That Council authorise the CEO, if the Gateway determination is issued by the Department, to place the draft DCP amendments on public exhibition concurrently with the Planning Proposal.

(d) That Council note the Parramatta Local Planning Panel's (LPP) advice to Council (refer to **Attachment 4**) is consistent with Council officers' recommendation in the report.

(e) That Council delegate authority to the CEO to correct any minor anomalies of a non-policy and administrative nature that arise during the plan-making process.

Record of Voting:

For the Motion: Deputy Lord Mayor, Councillor Prociv and Councillors Garrard, Humphries, MacLean, Pandey, Wang and Wearne

Against the Motion: Councillors Bradley and Darley

On being Put to the meeting, voting on the Motion was seven (7) votes FOR and two (2) votes AGAINST. The Motion was CARRIED.

Note: At 9.53pm the Lord Mayor, Councillor Esber returned to the meeting and resumed the role of Chairperson.

Note: Councillors Green, Siviero and Valjak returned to the meeting at 9.53pm.

14. NOTICES OF MOTION

14.1 DEFERRED OCM 13 May 2024, Procurement of Australian Goods

(Councillor Ange Humphries)

4727 RESOLVED: Councillor Humphries and Lord Mayor, Councillor Esber

- (a) That this Council prefers the use of Australian supplies, manufacturers, goods and services.
- (b) For future tenders, preferably locally sourced and Australian made products be given additional weighting when items are procured by Council staff.

Record of Voting:

CARRIED

14.2 Safety of e-Bikes

(Deputy Lord Mayor Cllr Dr Patricia Prociv)

4728 RESOLVED: Deputy Lord Mayor, Councillor Prociv and Councillor Green

- (a) That Council note:
 - i. The influx of delivery riders riding electric power-assisted bikes (e-bikes) in the City of Parramatta Local Government Area.
 - ii. Some CBD delivery drivers currently ride e-bikes that have a larger than normal legally permitted motors, allowing speeds in excess of the legally permitted speed limit of 25kmh.

- iii. E-bike delivery riders currently ride on the Light Rail tracks.
 - iv. With the commencement of Light Rail services, e-bike delivery riders servicing cafes and restaurants on the Light Rail route may illegally share footpaths with pedestrians and wheelchair users.
- (b) That Council recognises the importance of the safety of all active transport users in the City of Parramatta Local Government Area, pedestrians, wheelchair users, bicycle riders etc.
- (c) That Council write to the Minister for Transport, the Hon. Jo Haylen MP, the Minister for Roads, the Hon. John Graham MLC, the Minister for Police and Counter-Terrorism, the Hon. Yasmin Catley MP, the Minister for Work Health and Safety , the Hon. Sophie Cotsis MP and the Minister for Better Regulation and Fair Trading, the Hon. Anoulack Chanthivong MP and the State Member for Parramatta, Ms Donna Davis MP:
- i. Expressing concern about the un-safe conditions and conflict between active transport footpath users and e-bike delivery riders; and
 - ii. Advocating for compliance enforcement with NSW Road Rules - Bicycle among e-bike delivery riders including consideration for requiring occupational licenses for e-bike delivery riders and/or the platforms that assign them work.

Record of Voting:

CARRIED

Note: Deputy Lord Mayor, Councillor Prociv left the meeting at 10.30pm and did not return.

14.4 Proposed Establishment of an Entrepreneur Grant Program

(Councillor Sameer Pandey)

4729 RESOLVED: Councillor Pandey and Councillor Green

- (a) That a report come back to a Council meeting in August 2024 on details of an entrepreneur grant program including financial assistance or non-financial assistance options.
- (b) That the CEO investigate potential funding sources.

Record of Voting:

CARRIED

15. QUESTIONS WITH NOTICE

15.1 Questions Taken on Notice at the 13 May 2024 Council Meeting

(Report of Council Secretariat & Policy Officer)

4730 QUESTIONS TAKEN ON NOTICE:

Councillor Garrard asked two questions in relation to Item 13.3 – LATE REPORT: Public Exhibition: 'Parramatta 2050' - A Long Term Strategic Vision for the City;

- How much has the work that has already been undertaken cost to date including external consultants?

Executive Director City Planning and Design Response:

The cost to date is \$84,000 funded from the 2023/24 City Strategy operational budget.

- There is no mention of consultation with youth?

Executive Director City Planning and Design Response:

As part of the preparation of draft Parramatta 2050, Council staff utilised the results of existing consultations, which included youth consultation undertaken as part of the refresh of the Cultural, Social, Economic, Environmental and Smart City and Innovation strategies. Additionally, representatives from Western SRC (WSU's Student Representative Committee) have attended an external focus group session to provide feedback. The exhibition program for Parramatta 2050 also includes three activities specifically with young people: a youth-focused event, a primary school-focused event, and an engagement with young children in an early learning setting.

Councillor Bradley asked a question in relation to Item 13.4: Public Exhibition: Draft Kleins Road Pedestrian and Cyclist Corridor Study;

- The location of the bridge, is there a reason why the bridge could not be designed to be a little further upstream?

Executive Director City Planning and Design Response:

The location of the bridge (red line on image below) is based on a number of factors:

- 1) The land identified in yellow (on the image below) is privately owned and therefore the bridge cannot be located on that land. The current proposed alignment is the furthest upstream the bridge could be located whilst remaining on publicly owned land.
- 2) The preferred location is close to existing power lines that have been kept clear of vegetation for decades (blue box on

the image below), because of this it is the location likely to have the lowest ecological impact. Should the bridge be pushed further east, new paths at the top of bank would need to be cleared of vegetation to get users to the alternate bridge location.

- 3) In this location the creek narrows and has steep embankments, this makes the bridge shorter and simpler to build. Minimising the size of the new structure will decrease the visual and environmental impact (especially given an attempt to avoid putting piers in the creek).
- 4) It lines up with the existing and proposed street network. The advantages of this are best demonstrated by the Alfred Street bridge where as a user you walk towards the bridge on the approaching streets with clear sight lines. This makes following the path much easier for first time users.



PROCEDURAL MOTION

MOVE TO CLOSED SESSION

RESOLVED: Councillor MacLean and Councillor Garrard

That at this time of the meeting, being 10.40pm, the Lord Mayor, Councillor Esber advised that the meeting would move into Closed Confidential Session to allow consideration of matters in Closed Session in accordance with Section 10A of the *Local Government Act 1993*. Accordingly, members of the press and public are excluded from the closed session and access to the correspondence and reports relating to the items considered during the course of the Closed Session will be withheld.

This action is taken to discuss:

Item 16.1 Stage 2 Parramatta Light Rail Enabling Works - Archer Park Memorandum Of Understanding (Project Interface Manager - Parramatta Light Rail)

This report is confidential in accordance with section 10A (2) (e) of the Local Government Act 1993 as the report contains information that would, if disclosed, prejudice the maintenance of law.

Item 16.2 Adoption of the Parramatta River Flood Study (Stormwater Management Coordinator)

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.

Record of Voting:

CARRIED

Note: Council moved into closed session at 10.41pm

CLOSED SESSION

16.1 **Stage 2 Parramatta Light Rail Enabling Works - Archer Park Memorandum Of Understanding**

(Report of Project Interface Manager - Parramatta Light Rail)

RECOMMENDATION: Councillor MacLean and Councillor Bradley

- (a) That Council enter into and authorise the CEO to execute the following documents in relation to the Archer Park Lands, Melrose Park South:
 - i. The Stage 2 Parramatta Light Rail Enabling Works Archer Park Memorandum of Understanding (“**Archer Park MOU**”) provided at Attachments 1-3.

- ii. The leasehold agreement, and s29 agreement under the *Land Acquisition (Just Terms Compensation) Act 1991*, Attachments 4 & 5.
 - iii. All other documents and ancillary agreements necessary to implement and manage Council's obligations under the Archer Park MoU and leasehold agreement.
- (b) That Council authorise the CEO to make any non-significant changes necessary to finalise the abovementioned documents.
- (c) Further that the Rosehill Ward Councillors discuss the potential allocation of the Lease payment for identified Local or Ward Community Infrastructure Projects.

Record of Voting:

CARRIED

Questions Taken on Notice (Councillor Darley and Garrard) regarding Item 16.1 Stage 2 Parramatta Light Rail Enabling Works - Archer Park Memorandum Of Understanding;

16.2 Adoption of the Parramatta River Flood Study

(Report of Stormwater Management Coordinator)

The Lord Mayor, Councillor Esber deferred this item until then next meeting on 11 June 2024 to allow time for consideration and debate.

PROCEDURAL MOTION

RETURN TO OPEN SESSION

RESOLVED: Councillor Garrard and Councillor MacLean

That Council move into open session.

Record of Voting:

CARRIED

Note: Council returned to Open Session at 10.56pm.

PROCEDURAL MOTION

CONSIDERATION OF RECOMMENDATIONS FROM CLOSED SESSION

RESOLVED: Councillor Garrard and Councillor MacLean

That the recommendations in relation to the following items be received and noted as resolutions of Council without any alteration and amendment thereto:

- Item 16.1: Parramatta Light Rail Enabling Works - Archer Park Memorandum Of Understanding
- Item 16.3: Progress Report - Grant Application for the Upgrade of Belmore Park (Richie Benaud Oval)

Record of Voting:

CARRIED

16.1 **Stage 2 Parramatta Light Rail Enabling Works - Archer Park Memorandum Of Understanding**

(Report of Project Interface Manager - Parramatta Light Rail)

4731 **RESOLVED:** Councillor MacLean and Councillor Bradley

- (a) That Council enter into and authorise the CEO to execute the following documents in relation to the Archer Park Lands, Melrose Park South:
- i. The Stage 2 Parramatta Light Rail Enabling Works Archer Park Memorandum of Understanding ("**Archer Park MOU**") provided at Attachments 1-3.
 - ii. The leasehold agreement, and s29 agreement under the *Land Acquisition (Just Terms Compensation) Act 1991*, Attachments 4 & 5.
 - iii. All other documents and ancillary agreements necessary to implement and manage Council's obligations under the Archer Park MoU and leasehold agreement.
- (c) That Council authorise the CEO to make any non-significant changes necessary to finalise the abovementioned documents.
- (d) Further that the Rosehill Ward Councillors discuss the potential allocation of the Lease payment for identified Local or Ward Community Infrastructure Projects.

Record of Voting:

CARRIED

16.3 **Progress Report - Grant Application for the Upgrade of Belmore Park (Richie Benaud Oval)**

(Councillor Sameer Pandey)

4732 **RESOLVED:** Councillor Pandey and Councillor MacLean

That the CEO provide a report to Council on 11 June 2024 that provides:

- i. An update on the progress of Council's 2023 grant application to the Federal Government's Priority Community Infrastructure Program (PCIP);
- ii. Proposed project construction milestones, including any options for fast tracking the project if the grant funding application is successful; and
- iii. Project costs and any relevant budget allocations by Council to date.

Record of Voting:

CARRIED

CONCLUSION OF MEETING

The meeting concluded at 10.57 pm.

This page and the preceding 27 pages are the Minutes of the Ordinary Council Meeting held on Monday, 27 May 2024 and confirmed on Tuesday, 11 June 2024.



Chairperson