

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, 23 MAY 2022 AT 6:30PM

---

PRESENT

The Lord Mayor, Councillor Donna Davis and Councillors Phil Bradley, Kellie Darley, Pierre Esber, Michelle Garrard, Henry Green, Ange Humphries, Cameron Maclean, Paul Noack, Sameer Pandey, Dr Patricia Prociv, Dan Siviero, Georgina Valjak and Donna Wang.

1. OPENING MEETING

The Lord Mayor, Councillor Donna Davis, opened the meeting at 6:30pm.

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. OTHER 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. CONFIRMATION OF MINUTES

SUBJECT: Minutes of the Council Meeting held on 9 May 2022

3783 RESOLVED (Prociv/Siviero)

**That** the minutes be taken as read and be accepted as a true record of the Meeting, subject to the following amendment:

MATTER OF URGENCY

MOTION (Humphries/Prociv)

That a procedural motion be granted to allow consideration of a matter of urgency in relation to the recent celebration of Ramadan and Eid.

The Lord Mayor allowed the matter of urgency, but advised that it could also be considered by way of a Notice of Motion at the next Council Meeting. Cr Humphries accepted the Lord Mayor's advice to issue a Notice of Motion on this subject at the next Council Meeting and subsequently WITHDREW the matter of urgency.

The motion being put was declared CARRIED.

## 6. APOLOGIES/REQUESTS FOR LEAVE OF ABSENCE

3784 RESOLVED (Siviero/Bradley)

That the request to attend the Ordinary Council Meeting dated 23 May 2022 via remote means submitted by the following Councillors due to personal reasons be accepted:

- Councillor Garrard,
- Councillor Wang
- Councillor Wearne.

**Note: Councillor Wearne was experiencing technical difficulties at this time and arrived remotely later in the meeting.**

## 7. DECLARATIONS OF INTEREST

There were no Declarations of Interest made at this meeting.

## 8. MINUTES OF THE LORD MAYOR

8.1 SUBJECT 2022 Federal Election Results

REFERENCE F2021/02779 - D08537046

REPORT OF Lord Mayor, Councillor Donna Davis

3785 RESOLVED (Davis/Noack)

(a) **That** Council congratulate the new and returning local Federal Members of Parliament whose electorates incorporate parts of the City of Parramatta being:

- a. Dr Andrew Charlton, new Member for Parramatta
- b. Sally Sitou, new Member for Reid
- c. Michelle Rowland, returning Member for Greenway
- d. Alex Hawke, returning Member for Mitchell
- e. Julian Leeser, returning Member for Berowra
- f. New Member for Bennelong still to be confirmed.

(b) **That** the Lord Mayor write to the new and returning local Federal Members of Parliament congratulating them on their success at the recent election.

- (c) **That** Council acknowledge and thank the following former Members of Parliament for their service to the community, being:
  - a. Julie Owens, former Member for Parramatta
  - b. John Alexander OAM, former Member for Bennelong
  - c. Dr Fiona Martin, former Member for Reid.
- (d) **That** Council note the count for the seat of Bennelong continues to be too close to call, with Cr Jerome Laxale currently leading the count ahead of Simon Kennedy.
- (e) **Further, that** Council writes to and congratulates The Hon Anthony Albanese MP, who was sworn in as Prime Minister on 23 May 2022.

8.2           SUBJECT           2022 Sorry Day and National Reconciliation Week

REFERENCE   F2021/02779 - D08537296

REPORT OF   Lord Mayor, Councillor Donna Davis

3786          RESOLVED       (Davis/Noack)

- (a) **That** Council acknowledge National Sorry Day on 26 May 2022, National Reconciliation Week on 27 May to 3 June 2022, and NAIDOC Week on 3 to 10 July 2022.
- (b) **That** Council note City of Parramatta's 2022 WARAMI Festival is taking place from 26 May to 20 July 2022, and includes Council's National Sorry Day, National Reconciliation Week and NAIDOC Week events and activities, further detailed in the background of this Lord Mayor Minute.
- (c) **Further, that** Council note the 28 March 2022 resolution of Council supporting Constitutional Recognition for Aboriginal and Torres Strait Islander peoples and the key principles of the 'Uluru Statement from the Heart', and that the Lord Mayor write to the new Federal Members of Parliament expressing City of Parramatta's support of this.

8.3           SUBJECT           Planting Trees for The Queen's Jubilee

REFERENCE   F2021/02779 - D08536900

REPORT OF   Lord Mayor, Councillor Donna Davis

3787          RESOLVED       (Davis/Green)

- (a) **That** Council note that in 2022, Her Majesty Queen Elizabeth II will celebrate a Platinum Jubilee after 70 years of service.
- (b) **That** the Lord Mayor send a letter to the Her Majesty Queen Elizabeth II to congratulate Her on this milestone.

- (c) **Further, that** Council note City of Parramatta has applied for funding as part of the Federal Government's Planting Trees for The Queen's Jubilee program, with the outcome of this application currently pending.

9. PUBLIC FORUM

There were no public forums submitted for this meeting.

10. PETITIONS

There were no petitions tabled at this meeting.

11. RESCISSION MOTIONS

Nil

12. FOR NOTATION

12.1      SUBJECT      Investment Report for April 2022

REFERENCE   F2022/00105 - D08516601

REPORT OF   Tax and Treasury Accountant

3788      RESOLVED      (Pandey/Maclean)

**That** Council receive and note the Investment Report for April 2022.

13. FOR COUNCIL DECISION

13.1      SUBJECT      Draft Delivery Program 2022-26, Operational Plan and Budget 2022/23 for Public Exhibition

REFERENCE   F2022/00105 - D08470251

REPORT OF   Corporate Strategy Manager

3789      RESOLVED      (Pandey/Esber)

- (a) **That** Council approve the draft Delivery Program 2022-26 and Operational Plan 2022/23 – including the draft Annual Budget 2022/23 (as well as details of all capital projects and a graphical representation of the breakdown of every \$100 spent) and Schedule of Fees and Charges 2022/23 – to place on public exhibition for 28 days from 25 May 2022 to 22 June 2022 inclusive.
- (b) **That** Council delegate authority to the Finance Committee to review and approve the Schedule of Fees and Charges 2022/23 prior to placing them on public exhibition.

- (c) **That** Council hold a Councillor Workshop during the public exhibition period for Councillors to review the format of the draft Delivery Program and Operational Plan.
- (d) **That** Council approve the draft Long Term Financial Plan 2022-32 to place on public exhibition for the same period.
- (e) **That** Council approve the suspension of the current transfer of \$2.4m of General Reserve funds to the CBD Infrastructure Reserve.
- (f) **That** Council approve the remaining annual existing loan repayments (totaling \$6.4m) established for Local Infrastructure and General activities to be made from the Property Reserve, rather than the General Reserve.
- (g) **That** Council approves the recommencement of normal revenue collection activities and procedures for rates and sundry debtors, as the impact of the Covid-19 pandemic lessens. Council will continue to offer the provisions of the Hardship Policy as well as managerial discretion around specific customer circumstances as appropriate.
- (h) **That** Council recognise the importance of strategic planning for the ongoing development of open space and recreation activities to meet the growing needs of our community. Open Space and recreation facilities are vital to foster active and healthy communities and as such the development of an Open Space and Recreation Plan be incorporated within DPOP as outlined in the table below:

Project name and description	Target Date	Code	CSP Goal alignment
<b>Open Spaces &amp; Recreation Plan</b> <i>Develop an Open Spaces &amp; Recreation Plan</i>	30/06/25	TBC	Fair, Green

- (i) **Further, that** Council approve the continuation of the 2021/22 Schedule of Fees and Charges to 31 July 2022.

**Note:**

1. **Councillor Wearne arrived at 7:09pm during the consideration of Item 13.1.**
2. **Councillor Darley left the Chamber at 7:12pm and was not present for the vote for Item 13.1.**

13.2 SUBJECT Advisory Committees of Council - Terms of Reference (Deferred Item)

REFERENCE F2022/00105 - D08499642

REPORT OF Governance Projects Officer

3790      RESOLVED      (Garrard/Siviero)

- (a) **That** Council approve the name of the Bushland and Environment Advisory Committee be amended to Environment Advisory Committee.
- (b) **That** Council approve the name of the Parramatta Light Rail (PLR) Advisory Committee be amended to Parramatta Light Rail (PLR) Stage 2 Advisory Committee.
- (c) **That** Council approve the Terms of Reference template (as per Attachment 1) and the terms of reference for the following committees:
  - 1      5/7 Parramatta Square Advisory Committee (as per Attachment 2)
  - 2      Access Advisory Committee (as per Attachment 3)
  - 3      Active Transport Advisory Committee (as per Attachment 4)
  - 4      CEO Performance Review Committee (as per Attachment 5), subject to an amendment to clause 2.5 to remove the word “standard”
  - 5      Citizen of the Year Awards Committee (as per Attachment 6)
  - 6      Environment Advisory Committee (as per Attachment 7)
  - 7      Finance Committee (as per Attachment 8)
  - 8      First Nations Advisory Committee (as per Attachment 9) with the membership criteria as per the Officer’s Recommendation in paragraph 7 outlined in the report, and that a report be provided to Council in 12-months time on the progress of the recommendations from the consultants
  - 9      Floodplain Risk Management Committee (as per Attachment 10)
  - 10     Grants Committee (as per Attachment 11)
  - 11     Heritage Advisory Committee (as per Attachment 12)
  - 12     Parramatta Light Rail (PLR) Stage 2 Advisory Committee (as per Attachment 13), subject to the amendment to delete clause 8.3
  - 13     Policy Review Committee (as per Attachment 14)
  - 14     Public Art & Heritage Interpretation Advisory Committee (as per Attachment 15)
  - 15     Riverside Theatres Advisory Committee (as per Attachment 16)
  - 16     Smart City Advisory Committee (as per Attachment 17).
- (d) **That** Council note the previously resolved PLR Stage 2 Advisory Committee membership (as per the 11 April 2022 Council Meeting) is inconsistent with the standard Terms of Reference template (Attachment 1), which provides for the Lord Mayor to be a member and Chair of committees, and Council may wish to consider resolving to update the membership of the PLR 2 Committee to be consistent with the Terms of Reference.
- (e) **That** Council note the recommendations of the Policy Review Committee as set out in paragraphs 7 through to 12 of this report,

specifically noting that the recommended amendments to the First Nations Advisory Committee have not been accepted based on staff advice, as set out in paragraph 7.

- (f) **That** Council note the recommendations made by Council's Waste Services Unit and the subsequent changes made to the standard Terms of Reference (and all specific Advisory Committee Terms of Reference to align to those changes) and specific changes to the Environment Advisory Committee Terms of Reference.
- (g) **Further, that** for all internal committees only the governing body has voting rights and that this amendment is to be reflected for all committees and the Chief Executive Officer and/or his delegate are noted as ex-officio members of committees.

**Note:**

- 1. **Councillor Darley returned to the Chamber at 7:14pm during the consideration of Item 13.2.**
- 2. **Councillor Noack left the Chamber at 8:09pm and returned at 8:10pm during the consideration of Item 13.2.**

13.3      SUBJECT      Naming Proposal for Unnamed Winston Hills Service Laneway

REFERENCE      F2022/00105 - D08448063

REPORT OF      Senior Project Officer Place Services

3791      RESOLVED      (Valjak/Humphries)

- (a) **That** Council endorse the preferred name, Siegfried Lane, for the unnamed service laneway that curves behind the Lomond Centre, Winston Hills NSW 2153. The name and location for the unnamed laneway is illustrated in the Site Map (see Attachment 1).
- (b) **Further, that** this name be referred to the Geographical Names Board (GNB) of NSW for formal assignment and Gazettal under the Geographical Names Act 1996.

**Note: Councillor Garrard left the Chamber at 8:18pm during the discussion of Item 13.3 and was not present for the vote for Item 13.3.**

13.4      SUBJECT      Post-exhibition report for Planning Proposal and draft Planning Agreement for 22 Noller Parade, Parramatta

REFERENCE      F2022/00105 - D08494866

APPLICANT/S      Hamptons Property Services Pty Ltd

OWNERS      Jimstam Holdings Pty Ltd

REPORT OF      Project Officer

3792      RESOLVED      (Siviero/Green)

- (a) **That** Council receives, and notes submissions made during the public exhibition of the Planning Proposal and draft Planning Agreement for 22 Noller Parade, Parramatta (at Attachment 1).
- (b) **That** Council approve the Planning Proposal (at Attachment 2) for land at 22 Noller Parade, Parramatta for finalisation that seeks the following amendments to the *Parramatta Local Environmental Plan 2011* (PLEP 2011):
  - i. Amend the Land Zoning Map from R2 Low Density Residential to R4 High Density Residential.
  - ii. Amend the maximum building height on the Height of Buildings Map from RL 14 metres (4 storeys) to RL 17 metres (5 storeys).
  - iii. Amend the maximum Floor Space Ratio (FSR) on the FSR Map from zero (nil) to 1.5:1.
- (c) **That** Council approve the draft Planning Agreement (at Attachment 3) for finalisation, that proposes a monetary contribution to undertake public domain works associated with, and new connections to, the Alfred Street Bridge.
- (d) **That** the Planning Agreement be executed and registered on title before the Planning Proposal is sent to the Department of Planning and Environment for finalisation.
- (e) **That** Council authorise the Chief Executive Officer to exercise the plan making delegations as granted by the Gateway determination for this Planning Proposal.
- (f) **Further, that** Council delegates 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 finalisation process relating to the Planning Proposal and Planning Agreement.

The motion moved by Councillor Siviero and seconded by Councillor Green on being put was declared CARRIED.

DIVISION      A division was called, the result being:-

AYES:      Councillors Garrard, Green, Humphries, Noack, Pandey, Siviero, Valjak, Wang and Wearne

NOES:      Councillors Bradley, Darley, Davis, Esber, Maclean and Prociv

**Note: Councillor Garrard returned at 8:22pm during the discussion of Item 13.3.**

#### PROCEDURAL MOTION



3793 RESOLVED (Esber/Davis)

**That** the meeting be adjourned for ten (10) minutes.

**Note: The meeting was adjourned at 8:37pm for a short recess.**

The meeting resumed at 8:53 pm with the following Councillors in attendance: The Lord Mayor, Councillor Donna Davis and Councillors Phil Bradley, Kellie Darley, Pierre Esber, Michelle Garrard, Henry Green, Ange Humphries, Cameron Maclean, Paul Noack, Sameer Pandey (Deputy Lord Mayor), Dr Patricia Prociv, Dan Siviero, Georgina Valjak, and Donna Wang.

#### 14. NOTICES OF MOTION

14.1 SUBJECT Ramadan 2022  
REFERENCE F2022/00105 - D08523052  
FROM Councillor Ange Humphries

3794 RESOLVED (Humphries/Esber)

**That** Council recognise the end of the 2022 Ramadan and the Eid celebrations across the City of Parramatta in May 2022.

14.2 SUBJECT Employment of a Grants Officer  
REFERENCE F2022/00105 - D08518849  
FROM Councillor Patricia Prociv

3795 RESOLVED (Prociv/Darley)

**That** a report detailing the viability and financial implications associated with the employment of a Grants Officer, who would coordinate the management and delivery of the City's grants applications with both internal and external stakeholders, be presented to Council on or before the meeting of 11 July 2022.

**Note: Councillor Wearne returned to the meeting at 9:04pm during consideration of Item 14.2.**

14.3 SUBJECT Signs at Wentworth Point  
REFERENCE F2022/00105 - D08521539  
FROM Councillor Prociv

The Notice of Motion was WITHDRAWN

#### 15. QUESTIONS WITH NOTICE

15.1        SUBJECT        Questions Taken on Notice from Council Meeting - 9  
                                 May 2022

REFERENCE   F2022/00105 - D08523128

FROM            Governance Manager

**QUESTIONS TAKEN ON NOTICE FROM THE COUNCIL MEETING  
OF 9 MAY 2022**

Item 13.1 – Draft Community Strategic Plan 2018-38 (Amended) for  
Public Exhibition

*Question from Councillor Garrard*

During discussion on the motion moved by Councillor Esber, Councillor Garrard asked the following question:

*How will we meet the amended low emissions reduction target,  
which is being changed from 60% to 70% emissions reduction by  
2038?*

*Group Manager, City Strategy Response*

As this aspirational target included in the draft Community Strategic Plan refers to community-wide emissions per capita, it is not one that is delivered solely by Council. For this reason, it is not possible to quantify all actions, initiatives, and their costs that could be delivered by Council or the community over the entire period to 2038. However, the Environmental Sustainability Strategy currently includes the goal of 60% reduction by 2038 (based on 2015 level) and the Progress Report on the Strategy, which is due to be reporting to Council in the next quarter, will include several actions completed by Council to support meeting this target. In addition, Council has an influence on community emission reduction through planning instruments, advocacy, and partnerships.

Item 15.1 – Questions Taken on Notice from Council Meeting – 26 April  
2022

*Question from Councillor Noack*

Further questions were raised by Councillor Noack from the responses provided to the Questions Taken on Notice from the Council Meeting of 26 April 2022:

*Can Council officers please provide more detail on the status of the  
following matters:*

- a. *Traffic lights at the intersection of Bennelong Parkway  
and Hill Road;*
- b. *Roundabout and street crossing at the corner of Hill  
Road and Burroway Road.*

## *Executive Director, City Planning & Design Response*

Updates on both of these projects are provided to each Parramatta Traffic Committee (PTC) meeting and subsequently to Council via the minutes of the PTC. An update on both these projects was provided to Cllr Noack at a meeting held on 13 May 2022 with the Executive Director City Planning and Design. In summary, the status is:

1. **Traffic lights at the intersection of Bennelong Parkway and Hill Road** – Council is currently obtaining approvals from TfNSW and Ausgrid. It is anticipated that this process would be complete by the end of June 2022 subject to TfNSW and Ausgrid requirements.
2. **Roundabout and street crossing at the corner of Hill Road and Burroway Road** – The developer responsible for this traffic treatment is currently preparing designs for the works in Hill Road. The roundabout at Burroway Road involves pavement, catchment and lighting aspects in addition to the civil and traffic design. Further stages of the development will require the intersection works to be undertaken prior to the Council issuing an Occupation Certificate to the developer.

**Note: Prior to moving into Closed Session, the Lord Mayor invited members of the public gallery to make representations as to why any item had been included in Closed Session. No member of the gallery wished to make representations.**

### 16. CLOSED SESSION

3796      RESOLVED      (Esber/Noack)

**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:-

- 16.1 Legal Status Report as at 30 April 2022. (D08482739) - *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.*
- 16.2 Shop 4/4-14 - Just For Him - Request For New Lease Agreement. (D08476558) - *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.*

16.1 SUBJECT Legal Status Report as at 30 April 2022

REFERENCE F2022/00105 - D08482739

REPORT OF Group Manager Legal Services

3797 RESOLVED (Pandey/Esber)

**That** Council note the Legal Status Report as at 30 April 2022.

16.2 SUBJECT Shop 4/4-14 - Just For Him - Request For New Lease Agreement

REFERENCE F2022/00105 - D08476558

REPORT OF Space Management Officer

3798 RESOLVED (Pandey/Prociv)

(a) **That** Council approve Option 1 as outlined in paragraph 15 of this report to Lease Shop 4/4-14 Hunter Street, Parramatta.

(b) **That** Council note the current plans for the Justice Precinct Car Park as outlined in paragraphs 12 and 13 of this report.

(c) **Further, that** Council delegate authority to the Chief Executive Officer to negotiate and sign all relevant documents in connection with this matter.

#### PROCEDURAL MOTION

3799 RESOLVED (Esber/Noack)

**That** Council resume into Open Session.


#### 17. REPORTS OF RESOLUTIONS PASSED IN CLOSED SESSION

The Chief Executive Officer read out the resolutions for Items 16.1 to 16.2.

#### 18. CONCLUSION OF MEETING

The meeting terminated at 9:20pm.

THIS PAGE AND THE PRECEDING 11 PAGES ARE THE MINUTES OF THE ORDINARY COUNCIL MEETING HELD ON MONDAY, 23 MAY 2022 AND CONFIRMED ON TUESDAY, 14 JUNE 2022.

  
Chairperson