



MEETING OF COUNCIL

Held in the Council Chambers
Canada Bay Civic Centre
1a Marlborough Street, Drummoyne
on Tuesday, 10 April 2018, commencing at 6.04pm.

MINUTES

Present: Cr Tsirekas (Mayor)
Cr Parnaby (Deputy Mayor) arrived 6.09pm
Cr Di Pasqua
Cr Ferguson
Cr Jago
Cr Little
Cr Megna
Cr Ramondino
Cr Yap

In attendance: Mr Peter Gainsford (General Manager)
Mr T McNamara
Mr J Osland
Mr P Edney
Mr B Pigott
Mr M Wohlfiel
Mrs D Foster (Minutes)

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WELCOME TO COUNTRY

The City of Canada Bay acknowledges the Wangal clan, one of the 29 tribes of the Eora nation and the traditional custodians of this land.

The City's Council pays respect to Elders past and present and extends this respect to all Aboriginal people living in or visiting the City of Canada Bay.

APOLOGIES

Nil.

DECLARATIONS OF PECUNIARY INTEREST

Nil.

DECLARATIONS OF NON-PECUNIARY INTEREST

Item 2 – Cr Di Pasqua – member of the Canada Bay Club

Item 2 – Cr Jago – member of the Canada Bay Club

Item 2 – Cr Megna – member of the Canada Bay Club

Item 2 – Cr Ramondino – member of the Canada Bay Club

Item 2 – Cr Yap – member of the Canada Bay Club

Item 9 – Cr Di Pasqua – family member representing local State Member on Traffic Committee.

CONFIRMATION OF MINUTES

Council Meeting – 20 March 2018

M- 5715 RESOLVED

(Crs Di Pasqua/Little)

THAT the minutes of the Council Meeting of 20 March 2018 be confirmed.

Item 9 was considered out of agenda sequence but is recorded here in correct agenda sequence for the sake of clarity.

**MM-1 MAYORAL MINUTE - MEMORANDUM OF
UNDERSTANDING BETWEEN "THE KOKODA
INITIATIVE" THROUGH THE PAPUA NEW GUINEAN
MINISTER FOR ENVIRONMENT, CONSERVATION
AND CLIMATE CHANGE AND THE CITY OF CANADA
BAY**

M- 5716 RESOLVED
(Cr Tsirekas)

1. THAT Council endorse the Mayor’s visit to Kokoda to initiate discussions for a draft Memorandum of Understanding between the “The Kokoda Initiative” and the City of Canada Bay.
2. THAT Council note all expenses associated with the visit will be met by the Mayor and no Council funds will be expended.
3. THAT the draft Memorandum of Understanding be brought back to Council for endorsement.

At 6.20pm, Councillor De Pasqua returned to the meeting prior to the commencement of Item 1.

**ITEM-1 3 KING STREET CONCORD WEST (PP2016/0001);
OUTCOME OF EXHIBITION OF PLANNING
PROPOSAL AND VOLUNTARY PLANNING
AGREEMENT**

M- 5717 RESOLVED
(Crs Yap/Little)

1. THAT Council note the outcome of the public exhibition period.
2. THAT the draft amendments to the Development Control Plan - Special Precincts for land within the Concord West Precinct be adopted.
3. THAT the Draft Development Control Plan - Special Precincts be amended to exclude the application of *Part C3 (Car Parking) of the Canada Bay Development Control Plan* to Part 2.15 Concord West Precinct.

4. THAT the Section 7.11 Development Contribution Plan be adopted as provided at Attachment 9.
5. THAT the exhibited Voluntary Planning Agreement be executed to enable the delivery of affordable housing.
6. THAT the Planning Proposal be forwarded to the Department of Planning and Environment to enable the Local Environmental Plan to be finalised.
7. THAT the applicant be advised to consult with Sydney Trains prior to the lodgement of a development application.
8. THAT the applicant and submitters be advised of Council's determination.

(FOR: Crs Di Pasqua, Ferguson, Little, Megna, Parnaby, Ramondino, Tsirekas, and Yap)
 (AGAINST: Cr Jago)

**ITEM-2 8 BEVIN AVENUE, FIVE DOCK (PP2017/0003);
 ADDITIONAL PERMITTED USE FOR THE PURPOSE
 OF CARPARKING ASSOCIATED WITH CANADA BAY
 CLUB - EXHIBITION OUTCOMES.**

Mr D Kirkham, representing the Canada Bay Club, addressed Council.

Councillor Di Pasqua declared a non-significant and non-pecuniary interest in this matter.

Councillor Jago declared a non-significant and non-pecuniary interest in this matter.

Councillor Megna declared a non-significant and non-pecuniary interest in this matter.

Councillor Ramondino declared a non-significant and non-pecuniary interest in this matter.

Councillor Yap declared a non-significant and non-pecuniary interest in this matter.

M- 5718 RESOLVED
 (Crs Parnaby/Ramondino)

1. THAT Council note the outcome of the public exhibition period.

2. THAT the Planning Proposal be submitted to Parliamentary Counsel for finalisation.
3. THAT authority be granted to the General Manager to make any minor changes to the Planning Proposal (if required) prior to finalisation of the Local Environmental Plan.
4. THAT the submitters be advised of Council's determination.
5. THAT any proposal/application for relocation of the cul-de-sac or construction of the carpark must provide a detailed landscape plan addressing issues of streetscape, amenity, privacy, adequate trees and plantings and other relevant issues in the public and private domain including the retention of pedestrian and cycle access and mature trees.
6. THAT any proposal to relocate the cul-de-sac be notified to residents of Bevin Avenue prior to the matter being reported to the Traffic Committee.
7. THAT any public domain works are to be carried out to the satisfaction of Council and the full cost of any such works are borne by the applicant.
8. THAT the applicant provide a Green Travel Plan and Transport Access Guide with the development application for the carpark, to assist the Club in reducing reliance on private car usage.

(FOR: Crs Di Pasqua, Ferguson, Jago, Little, Megna, Parnaby, Ramondino, Tsirekas, and Yap)

(AGAINST: Nil)

ITEM-3 DEVELOPMENT APPLICATION DETERMINATIONS BY THE INDEPENDENT HEARING AND ASSESSMENT PANEL AND BY THE STAFF UNDER DELEGATION

M- 5719 RESOLVED

(Crs Little/Jago)

1. THAT the Mayor write to the Independent Hearing and Assessment Panel (IHAP) regarding the timing of the IHAP meetings and in particular the issues with accessibility to the meetings for the public with the suggestion that the meetings take place after business hours.

2. THAT Council be provided with a report on the financial impact to Council regarding meetings and the administration of the Independent Hearing and Assessment Panel.

ITEM-4 ENVIRONMENTAL ADVISORY COMMITTEE REPORT

M- 5720 RESOLVED
(Crs Jago/Little)

THAT the minutes of the meeting of the City of Canada Bay Environmental Advisory Committee for 22 February 2018 be received and noted.

ITEM-5 PRECINCT SUPPORT SCHEME FUNDING

M- 5721 RESOLVED
(Crs Jago/Yap)

1. THAT the infrastructure upgrades for the items related to *River Activation* and *Uhrs Point Reserve* be nominated for funding through the Precinct Support Scheme.
2. THAT should only one item be successfully funded by the NSW Government, the *River Activation* item be prioritised above the *Uhrs Point Reserve* item.

ITEM-6 RENEWABLE ENERGY POWER PURCHASE AGREEMENT

M- 5722 RESOLVED
(Crs Little/Di Pasqua)

THAT Council note the report and procure an initial 20% renewable energy through the SSROC Renewable Energy Power Purchase Agreement (PPA) subject to savings being achieved and ongoing reporting.

**ITEM-7 AMENDMENT TO THE COMPLIANCE &
ENFORCEMENT POLICY**

M- 5723 RESOLVED
(Crs Megna/Parnaby)

THAT Council adopts the amendments to the Compliance and Enforcement Policy.

**ITEM-8 SSROC COUNCIL OF MAYORS AND
INCORPORATION**

M- 5724 RESOLVED
(Crs Megna/Parnaby)

1. THAT Council supports the establishment of SSROC's Council of Mayors and General Managers' Committee.
2. THAT the Deputy Mayor, Councillor Marian Parnaby, be Council's alternate delegate to the Council of Mayors.

**ITEM-9 CANADA BAY LOCAL TRAFFIC COMMITTEE
MINUTES - 15 MARCH 2018**

This item was dealt with prior to Item 1

At 6.11pm, Councillor Di Pasqua declared a pecuniary interest in this matter and left the meeting.

M- 5725 RESOLVED
(Crs Megna/Ferguson)

THAT the minutes and recommendations of the Canada Bay Local Traffic Committee meeting of 15 March 2018 be adopted with an amendment to Item 9.1.

ITEM-9.1 LYONS ROAD, DRUMMOYNE - RMS CLEARWAY AND PARKING RESTRICTIONS

M- 5726 RESOLVED

(Crs Megna/Little)

THAT Council writes to the Roads and Maritime Services on behalf of businesses on Lyons Road between Hampden Road and Byrne Avenue regarding the provision of a Loading Zone and that the Roads and Maritime Services take on the carriage of the works on the side streets with regards to provision of replacement parking.

ITEM-9.2 CABARITA PARK, CABARITA - CARPARK RECONFIGURATION

M- 5727 RESOLVED

(Crs Megna/Ferguson)

1. THAT the 'No Parking' zone at the pick-up/drop-off area be shortened and the adjoining 'No Stopping' zone correspondingly extended, as detailed in the locality plan.
2. THAT 'Give Way' signage and line marking be installed at the various intersections of access roadways, as detailed in the locality plan
3. THAT the existing Mobility Impaired Persons Parking Space be relocated and reconfigured with parking restriction signage changed accordingly, as detailed in the locality plan.
4. THAT subject to further heritage consultation and investigations, the carpark be expanded and a new turning area provided, including the installation of 'No Parking' signage, as detailed in the locality plan.

ITEM-9.3 BERTRAM STREET, MORTLAKE - MIPPS

M- 5728 RESOLVED

(Crs Megna/Ferguson)

THAT a Mobility Impaired Persons Parking Space be installed on the north side of Bertram Street out the front of number 3/41-43 and the Mobility Impaired Persons Parking Space register be updated accordingly.

ITEM-9.4 KILLOOLA STREET, CONCORD WEST - NO STOPPING

M- 5729 RESOLVED

(Crs Megna/Ferguson)

THAT a 'No Stopping' zone be installed on Killoola Street across the driveway entrance to Lovedale Place, Concord West through to the entrance of the Kokoda Track carpark, as detailed in the locality plan.

ITEM-9.5 BORTFIELD DRIVE, CHISWICK - NO PARKING

M- 5730 RESOLVED

(Crs Megna/Ferguson)

THAT the existing 'No Parking' zone be reduced in length to only accommodate one vehicle and the remainder be returned to unrestricted parking.

ITEM-9.6 RENWICK STREET, DRUMMOYNE - WORK ZONE

M- 5731 RESOLVED

(Crs Megna/Ferguson)

THAT the installation of the 'Works Zone 7am-5pm Mon-Sat' in Renwick Street, Drummoyne, outside number 77 be approved.

ITEM-10 NATIONAL GENERAL ASSEMBLY OF LOCAL GOVERNMENT 2018

M- 5732 RESOLVED

(Crs Little/Megna)

THAT the Mayor, Councillor Parnaby and the General Manager attend the National General Assembly Conference in Canberra.

**ITEM-11 DRAFT COMMUNITY STRATEGIC PLAN - YOUR
FUTURE 2030**

M- 5733 RESOLVED
(Crs Yap/Little)

1. THAT Council endorse YOUR future 2030 and place it on public exhibition for a period of 28 days, in accordance with the requirements of the Local Government Act.
2. THAT the period of exhibition be from 16 April – 13 May 2018.
3. THAT a further report be provided following the exhibition period.

**ITEM-12 2018/19 TO 2020/21 DELIVERY PROGRAM, 2018/19
BUDGET AND FEES AND CHARGES**

M- 5734 RESOLVED
(Crs Little/Megna)

1. THAT Council endorse the draft Delivery Program 2018-2021, incorporating the draft 2018-2019 Budget and Operational Plan and draft Schedule of Fees and Charges, to be placed on public exhibition for a period of 28 days, in accordance with the requirements of the Local Government Act.
2. THAT the period of exhibition be from 16 April – 13 May 2018.
3. THAT a further report be provided following the exhibition period.
4. THAT all staff involved in the preparation of the Strategic and Delivery Plans be congratulated on their efforts.

ITEM-13 CASH INVESTMENT REPORT FOR MARCH 2018

M- 5735 RESOLVED
(Crs Little/Yap)

THAT the Cash and Investment Report for March 2018 be received and noted.

ITEM-14 NOTICE OF MOTION - CR JAGO - DIVESTMENT OF COUNCIL INVESTMENTS

M- 5736 RESOLVED

(Crs Jago/Ramondino)

1. THAT Council notes the importance of addressing climate change, and of addressing systemic investment issues which need to be resolved in order to reduce emissions affecting climate.
2. THAT Council notes the actions of other councils in Australia in taking steps to reduce their investments in institutions which provide loans to the coal, oil and gas sectors.
3. THAT Council notes that any actions by Council to change its investments remain subject to:
 - (a) Strict investment protocols from the Office of Local Government, to which Council must adhere at all times.
 - (b) Ensuring that Council fully maintains the standards of risk management of investments outlined in Council's Investment Policy.
 - (c) Ensuring that the overall returns on investment be no less than with existing lenders.
4. THAT Council requests staff to investigate ways to give preference to lenders without exposure to investments in the coal, oil and gas sectors, and to prepare a report for Council with appropriate actions.

M- 5737 RESOLVED

(Crs Little/Ramondino)

THAT the Council consider the balance of this Agenda in Closed Session with the public and press excluded in accordance with Section 10A(2)(c and d) of the Local Government Act 1993.

At 7.15pm the meeting went into Closed Session.

COUNCIL IN CLOSED SESSION

ITEM-15 LAND AND ENVIRONMENT COURT DECISION IN RESPECT OF DA2016/0429 FOR 38 - 42 LEICESTER AVENUE, STRATHFIELD

M- 5738 RESOLVED
(Crs Jago/Megna)

THAT Council note the contents of this report.

ITEM-16 LEASE - 1 GIPPS STREET, CONCORD (CINTRA TENNIS)

M- 5739 RESOLVED
(Crs Little/Megna)

1. THAT Council write to Western Submission Tennis Incorporated acknowledging their lease termination notice effective 30 April, 2018.
2. THAT Council thank the committee and members of the Western Submission Tennis Incorporated for their years of service to the local tennis community.
3. THAT Council provide a short term lease to Tennis FX based on the terms and conditions as contained within the report and that the General Manager execute the lease agreement under delegated authority.
4. THAT Council undertake an Expression of Interest for the Management and Operation of the Cintra Tennis Courts.

M- 5740 RESOLVED
(Crs Jago/Ramondino)

THAT the Council revert back to Open Session.

At 7.26pm, the Council in Closed Session returned to Open Session.

M- 5741 RESOLVED
(Crs Di Pasqua/Ramondino)

THAT the items discussed in Closed Session be endorsed.

THE MEETING CLOSED AT 7.28PM.

CHAIRMAN