

# **ORDINARY COUNCIL MEETING**

## **MINUTES**

Held in the Council Chambers, City of Canada Bay Civic Centre, Drummoyne

**Tuesday, 19 March 2024**

## **Minutes of an Ordinary Council Meeting**

**Held on Tuesday 19 March 2024**

**At the Council Chambers, City of Canada Bay Civic Centre, Drummoyne**

**Commencing at 6:06 PM**

### **Present:**

Cr Megna	Mayor
Cr Bazouni	Councillor
Cr Ferguson	Councillor
Cr Jago	Councillor
Cr Little	Councillor
Cr Ruggeri	Councillor

### **Officers in attendance:**

Mr J Clark	General Manager
Ms M Cologna	Director Environment and Planning
Mr E Hutchings	Director Corporate Services and Strategy
Ms M Lee	Manager Governance and Customer Services
Mr G Schuettrumpf	Director City Assets
Mr R Wolfe	Director Community, Culture and Leisure

### **NOTES**

The meeting commenced at 6.06pm and concluded at 7.15pm.

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## 1 ACKNOWLEDGEMENT OF 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.

## 2 APOLOGIES AND APPLICATIONS FOR LEAVE OF ABSENCE BY COUNCILLORS

### APOLOGIES

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*Note: Apologies were received on behalf of Councillors Cordaro and Di Pasqua.*

#### RESOLVED 030/24

Moved: Cr Ruggeri

Seconded: Cr Little

That apologies received from Councillors Cordaro and Di Pasqua be accepted and leave of absence granted.

**CARRIED**

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## 3 CONFIRMATION OF MINUTES

### 3.1 Minutes of Ordinary Council Meeting held 20 February 2024

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#### RESOLVED 031/24

Moved: Cr Ruggeri

Seconded: Cr Ferguson

That the minutes of the Ordinary Council Meeting of 20 February 2024 copies of which were previously circulated, are hereby confirmed as a true and correct record of the proceedings of that meeting.

**CARRIED**

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#### 4 DISCLOSURES OF INTERESTS

Cr Ruggeri disclosed a significant non-pecuniary interest in - 9.1 – DA Determinations by the Local Planning Panel and Staff Under Delegation for the reason that:

*“One of the applicants supported our local community campaign at the last election.”*

Councillor Little disclosed a significant non-pecuniary interest in relation to Item 9.2 - Legislative Council Inquiry into the Development of the Transport Oriented Development Program - Advertising and Sponsorship for the reason that:

*“As I work for the State Treasury Department.”*

Councillor Ruggeri disclosed a significant non-pecuniary interest in relation to Item 11.1 - Gambling and Fossil Fuels - Advertising and Sponsorship for the reason that:

*“My business has an association with an entity listed in the report.”*

#### 5 MAYORAL MINUTE(S)

##### ITEM 5.1 MAYORAL MINUTE - DRUMMOYNE DISTRICT RUGBY FOOTBALL CLUB 150TH ANNIVERSARY

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###### **RESOLVED 032/24**

Moved: Cr Megna

That Council:

1. Congratulate the Drummoyne District Rugby Football Club on its 150<sup>th</sup> anniversary.
2. Promote the Drummoyne District Rugby Football Club's 'Festival of Rugby' 150<sup>th</sup> anniversary celebrations through Council's communications channels

**CARRIED**

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**ITEM 5.2 MAYORAL MINUTE - CASHMAN'S CORNER**

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**RESOLVED 033/24**

Moved: Cr Megna

That Council install a plaque which acknowledges the history of Cashman's Corner on Great North Road, Five Dock.

**CARRIED**

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**ITEM 5.3 MAYORAL MINUTE - ROZELLE INTERCHANGE**

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**RESOLVED 034/24**

Moved: Cr Megna

That:

1. The Mayor write again to the Minister for Roads, the Hon. John Graham MLC, reiterating Council's request for a meeting with the Mayor, Council's General Manager, and the Director City Assets to discuss the impact of the opening of the Rozelle Interchange on residents and businesses.
2. Council continues to advocate for better outcomes for our local community on this matter.

**CARRIED**

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**6 PUBLIC FORUM**

The Mayor requested each speaker to acknowledge they had been informed that the meeting was to be webcast live and that Council accepts no responsibility for any defamatory comments made.

Note: The following people addressed Council on the respective Items listed on the Agenda:

Item 13.1 – Notice of Motion - Cr Ferguson – Ten Year Anniversary of the Rhodes Multicultural Community Association (RMCA)

- Ms Yiping Zhang representing Rhodes Multicultural Community Association (RMCA)

**SUSPENSION OF STANDING ORDERS**

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**RESOLVED 035/24**

Moved: Cr Jago

Seconded: Cr Ruggeri

That Council suspend standing orders and bring forward Item 13.1 - Notice of Motion - Cr Ferguson – Ten Year Anniversary of the Rhodes Multicultural Community Association (RMCA).

**CARRIED**

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*Note: Item 13.1 - Notice of Motion - Cr Ferguson – Ten Year Anniversary of the Rhodes Multicultural Community Association (RMCA) was considered next.*

**PUBLIC FORUM (CONTINUED)**

Item 13.3 – Notice of Motion - Cr Ferguson – Mortlake Foreshore Access

- Mr James Harb

**RESUMPTION OF STANDING ORDERS**

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**RESOLVED 036/24**

Moved: Cr Ruggeri

Seconded: Cr Bazouni

That standing orders be resumed.

**CARRIED**

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**7 ITEMS RESOLVED BY EXCEPTION**

Nil

**8 EXECUTIVE SERVICES DIRECTORATE REPORTS**

Nil



## 9 ENVIRONMENT AND PLANNING DIRECTORATE REPORTS

*Note: At 6.39pm Councillor Ruggeri left the Chamber having disclosed a significant non-pecuniary interest in this Item.*

### ITEM 9.1 DA DETERMINATIONS BY THE LOCAL PLANNING PANEL AND STAFF UNDER DELEGATION

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#### RESOLVED 037/24

Moved: Cr Bazouni

Seconded: Cr Jago

That Council receive and note the information contained in the report on development application determinations by the Local Planning Panel, and Staff, under delegation for the period 1 February 2024 and 29 February 2024.

In Favour: Crs Megna, Bazouni, Ferguson, Jago and Little

Against: Nil

**CARRIED 5/0**

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*Note: At 6.40pm, Councillor Ruggeri returned to the Chamber.*

*Note: At 6.41pm Councillor Little left the Chamber having disclosed a significant non-pecuniary interest in this Item.*

### ITEM 9.2 LEGISLATIVE COUNCIL INQUIRY INTO THE DEVELOPMENT OF THE TRANSPORT ORIENTED DEVELOPMENT PROGRAM

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#### RESOLVED 038/24

Moved: Cr Bazouni

Seconded: Cr Ruggeri

That Council endorse the draft Submission to the *Parliamentary Inquiry into the Development of the Transport Oriented Development Program*, provided at Attachment 2 of the report, to be forwarded to the NSW Parliament by 28 March 2024.

In Favour: Crs Megna, Bazouni, Ferguson, Jago and Ruggeri

Against: Nil

**CARRIED 5/0**

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*Note: At 6.46pm, Councillor Little returned to the Chamber.*

**ITEM 9.3 OUTCOMES OF PUBLIC EXHIBITION - COMMUNITY PARTICIPATION PLAN**

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**RESOLVED 039/24**

Moved: Cr Jago

Seconded: Cr Ruggeri

That Council adopt the updated draft *City of Canada Bay Community Participation Plan*, provided at Attachment 1 to the report.

In Favour: Crs Megna, Bazouni, Ferguson, Jago, Little and Ruggeri

Against: Nil

**CARRIED 6/0**

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**ITEM 9.4 ENVIRONMENT ADVISORY COMMITTEE MEETING MINUTES - 29 FEBRUARY 2024**

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**RESOLVED 040/24**

Moved: Cr Jago

Seconded: Cr Little

That the Minutes of the Environment Advisory Committee held on 29 February 2024, attached to the report, be received and noted.

**CARRIED**

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**10 CITY ASSETS DIRECTORATE REPORTS****ITEM 10.1 CITY OF CANADA BAY LOCAL TRAFFIC COMMITTEE MINUTES - 22 FEBRUARY 2024**

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**RESOLVED 041/24**

Moved: Cr Megna

Seconded: Cr Ruggeri

That the minutes and recommendations of the City of Canada Bay Traffic Committee Meeting held 22 February 2024, attached to the report, be adopted.

**CARRIED**

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**ITEM 10.2 URBAN TREE CANOPY STRATEGY SIX MONTHLY UPDATE - JULY TO DECEMBER 2023**

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**RESOLVED 042/24**

Moved: Cr Jago

Seconded: Cr Ferguson

That the Urban Tree Canopy Strategy Six Monthly Update report for the period July to December 2023 be received and noted.

**CARRIED**

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**ITEM 10.3 OUTCOMES FROM THE PUBLIC EXHIBITION OF THE PROPOSED NEW FEES FOR BUSINESS PARKING PERMITS IN FIVE DOCK**

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**RESOLVED 043/24**

Moved: Cr Ruggeri

Seconded: Cr Jago

That Council:

1. Adopt a fee of \$0.00 for Business Parking Permits in the Five Dock Permit Parking Scheme.
2. Refund the Business Parking Permit fees already paid through the Five Dock Parking Permit Scheme in the 2023/24 financial year.

**CARRIED**

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**11 COMMUNITY CULTURE AND LEISURE DIRECTORATE REPORTS**

*Note: At 6.59pm Councillor Ruggeri left the Chamber having disclosed a significant non-pecuniary interest in this Item.*

**ITEM 11.1 GAMBLING AND FOSSIL FUELS - ADVERTISING AND SPONSORSHIP**

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**RESOLVED 044/24**

Moved: Cr Jago

Seconded: Cr Ferguson

That:

1. A new subclause be added to Clause 5.4 of Council's Sponsorship Policy as follows: subclause "(i) produce or whose primary business is the sale of fossil fuels".
  2. Clause 5.4, subclause (h) of Council's Sponsorship Policy be amended from "promote or are associated with the sale of tobacco" to "is a manufacturer or whose primary business is the sale of tobacco, e-cigarettes, vaping products or the like."
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3. Clause 5.4, subclause (i) of Council's Sponsorship Policy be amended from "*promote or are associated with gambling products*" to "*whose primary business is the sale of gambling products*".
4. New and renewed leasing and advertising agreements consider the potential impacts on restricting gambling and fossil fuel advertising, as referred to in the report, as part of the negotiations.

**CARRIED**

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*Note: At 7.01pm, Councillor Ruggeri returned to the Chamber.*

## **ITEM 11.2 RUSTY PRIEST KOKODA SCHOLARSHIP**

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### **RESOLVED 045/24**

Moved: Cr Bazouni

Seconded: Cr Jago

That:

1. Council award the 2024 Rusty Priest Kokoda Scholarship to Candidate A from Rosebank College to the amount of \$6,750.
2. A review of the Rusty Priest Kokoda Scholarship Program be undertaken in consultation with the Kokoda Track Memorial Walkway Board.
3. Following the review referred to in 2 above, the findings and recommendations of the review be presented to a future Councillor workshop.

**CARRIED**

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## **ITEM 11.3 CITY OF CANADA BAY ACCESS AND INCLUSION COMMITTEE MEETING MINUTES - 29 FEBRUARY 2024**

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### **RESOLVED 046/24**

Moved: Cr Megna

Seconded: Cr Bazouni

That the minutes of the ordinary meeting of the City of Canada Bay Access and Inclusion Committee held on 29 February 2024, attached to the report, be received and noted.

**CARRIED**

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**ITEM 11.4 CITY OF CANADA BAY RHODES COMMUNITY COMMITTEE MEETING MINUTES  
- 29 FEBRUARY 2024**

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**RESOLVED 047/24**

Moved: Cr Megna

Seconded: Cr Ferguson

That:

1. The minutes of the Rhodes Community Committee meeting held on 29 February 2024, attached to the report, be received and noted.
2. Copies of the following presentations be provided to Rhodes Community Committee Members: Litter Workshop, Community Safety and Crime Prevention Plan Review and Place Management Update.

**CARRIED**

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**12 CORPORATE SERVICES AND STRATEGY DIRECTORATE REPORTS****ITEM 12.1 AMENDMENT TO 2024 COUNCIL MEETING SCHEDULE**

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**RESOLVED 048/24**

Moved: Cr Little

Seconded: Cr Jago

That due to the LGNSW Annual Conference being held 17-19 November 2024, the Council Meeting scheduled for 19 November 2024 be brought forward one week to 12 November 2024.

**CARRIED**

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**ITEM 12.2 CASH AND INVESTMENTS REPORT FOR FEBRUARY 2024**

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**RESOLVED 049/24**

Moved: Cr Bazouni

Seconded: Cr Jago

That the Cash and Investments Report for February 2024, attached to the report, be received and noted.

**CARRIED**

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**13 NOTICES OF MOTION****ITEM 13.1 NOTICE OF MOTION - CR FERGUSON - TEN YEAR ANNIVERSARY OF THE RHODES MULTICULTURAL COMMUNITY ASSOCIATION (RMCA)**

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*Note: The following person addressed Council on this Item during public Forum:*

- *Yiping Zhang (representing Rhodes Multicultural Community Association (RMCA))*

**RESOLVED 050/24**

Moved: Cr Ferguson

Seconded: Cr Jago

That Council acknowledges and congratulates the Rhodes Multicultural Community Association on its tenth anniversary.

**CARRIED**

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*Note: Public Forum (for Item 13.3) was considered next.*

**ITEM 13.2 NOTICE OF MOTION - CR FERGUSON - OVERGROWN VERGES**

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**RESOLVED 051/24**

Moved: Cr Ferguson

Seconded: Cr Jago

That Council officers investigate the issue of residents/property owners not mowing and maintaining adjacent verges, and options for potential changes to relevant state and or local government legislation and or regulations and present the findings to a future Councillor workshop.

**CARRIED**

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**ITEM 13.3 NOTICE OF MOTION - CR FERGUSON - MORTLAKE FORESHORE ACCESS**

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*Note: The following person addressed Council on this Item during public Forum:*

- *Mr James Harb*

**RESOLVED 052/24**

Moved: Cr Ferguson

Seconded: Cr Jago

That Council:

1. Officers be authorised to enter into negotiations with Transport for NSW for the creation of an easement on the Depot site at the end of Hilly Street Mortlake to provide for access and connectivity to the foreshore.
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2. Make representations to the Minister for Transport reiterating its interest in receiving future ownership of the depot site for the purposes of a foreshore park to ensure the preservation of the heritage of the site and expand parkland on the foreshore of our magnificent Paramatta River.

**CARRIED**

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**14 NOTICES OF MOTION OF RESCISSION**

NIL

**15 MATTERS OF URGENCY**

Nil

**16 QUESTIONS WITH NOTICE**

NIL

**17 CONFIDENTIAL MATTERS**

Nil

**18 CONFIDENTIAL RESOLUTIONS**

Nil

The meeting concluded at 7.15pm.

This is the final page of the minutes comprising 15 pages numbered 1 to 15 of the Ordinary Council Meeting held on Tuesday 19 March 2024 and confirmed on Tuesday 16 April 2024.



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Mayor



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General Manager