



City of Canada Bay Council

MEETING OF COUNCIL

Held in the Council Chambers
Canada Bay Civic Centre
1a Marlborough Street, Drummoyne
on Tuesday, 21st November, 2006 commencing at 6.00p.m.

MINUTES

Present: Cr Tsirekas (Mayor)
Cr O'Hara (Deputy Mayor)
Cr Cantali (6.06p.m.)
Cr Fasanella (6.02p.m.)
Cr Kenzler
Cr Megna
Cr McCaffrey
Cr O'Connell

In attendance: Mr B Cook (Acting General Manager)
Mr P Singer
Mr T McNamara
Mr M Wohlfiel
Mr. J Osland
Mr P Rolfe
Ms L Cashman

A prayer was given by Rev. Monsignor Vince Redden of St. Marks Church, Drummoyne

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APOLOGIES

Cr. Rooney

DECLARATIONS OF NON-PECUNIARY INTEREST

Cr. Megna Item 5 (13) - site located near work address.

CONFIRMATION OF MINUTES

Council Meeting - 17th October, 2006

M- 1398 RESOLVED

(Crs Kanzler/O'Connell)

THAT the minutes of the Council Meeting of 17th October, 2006 be confirmed.

Committee of the Whole Meeting of Council - 7th November, 2006

M- 1399 RESOLVED

(Crs O'Hara/McCaffrey)

THAT the minutes of the Committee of the Whole Meeting of Council of 7th November, 2006 be confirmed.

PUBLIC FORUM

Ms. L. Finch, representing Westpac Operations Centre, Concord West, addressed Council in relation to Mayoral Minute 1.

The following people addressed Council in relation to Item 2.

Mr. A. Cordato of 9 Wolseley Street, Drummoyne.

Ms. M. Spanos of 11 Wolseley Street, Drummoyne.

Ms. S. Spanos of 11 Wolseley Street, Drummoyne.

Ms. C. Heslop of 34 Collingwood Street, Drummoyne.

MM-1 MAYORAL MINUTE: RETENTION OF LOCAL JOBS

M- 1400 RESOLVED

(Crs Tsirekas/Kenzler)

THAT Council writes to the Managing Director at Westpac supporting its decision not to proceed with its offshore proposal and expressing its gratitude for taking into consideration the needs of its customers, employees and business partners.

ITEM-1 PRESENTATION OF FINANCIAL REPORTS 2005/2006

Mr. D. Banicevic, representing Council's Auditors, PricewaterhouseCoopers, presented his report.

M- 1401 RESOLVED

(Crs O'Connell/O'Hara)

THAT Council receive and note the Auditors presentation and report.

**ITEM-2 9 WOLSELEY STREET DRUMMOYNE (DA 437/99)
SECTION 96 AMENDMENT TO MODIFY EXISTING
SHEDS.**

M- 1402 RESOLVED

(Crs Tsirekas/Kenzler)

1. THAT the matter be deferred and a site inspection be arranged for interested Councillors, applicant, concerned residents and Council officers to discuss relevant issues.
2. THAT the matter be reported to the next Ordinary Meeting of Council on 12th December, 2006.

**ITEM-3 NOTIFICATION AND ADVERTISING OF
DEVELOPMENT APPLICATIONS DEVELOPMENT
CONTROL PLAN**

M- 1403 RESOLVED
(Crs Kenzler/McCaffrey)

1. THAT the draft City of Canada Bay Notification and Advertising of Development Applications Development Control Plan be endorsed for public exhibition for a period of 28 days.
2. THAT following the public exhibition period, a report will be submitted to Council regarding any submissions and recommending further actions that should be taken.
3. THAT the draft City of Canada Bay Development Control Plan be modified in line with the changes outlined in this report.

ITEM-4 LEGAL PROCEEDINGS REGISTER

M- 1404 RESOLVED
(Crs Kenzler/O'Connell)

1. THAT the report be received and noted.
2. THAT in respect of the matter of F. D. Bonaccorso Pty Ltd. vs. City of Canada Bay Council and Arinson Pty Ltd., the General Manager write to residents regarding a misleading letter being circulated in the community, asking them to inform Council of the party or parties circulating the letter so Council can consider further action.

Councillor Cantali requested that his name be recorded as having voted against this resolution.

**ITEM-5 CANADA BAY LOCAL TRAFFIC COMMITTEE
MINUTES - 19 OCTOBER 2006**

**ITEM-5.4 STRATHFIELD STATION - TEMPORARY ROAD
CLOSURES**

M- 1405 RESOLVED

(Crs Kenzler/O'Connell)

1. THAT Traffic Committee thank ARRB Group and Railcorp for their presentation and further information.

2. THAT Traffic Committee supports the proposed traffic arrangements of the project subject to the following minimum criteria being completed to the Traffic Committee's satisfaction:
 - (a) Council provide ARRB and Railcorp with contact details of the major developer within the Strathfield Triangle and the City of Canada Bay and request they make contact with the developer and provide further information regarding the location of where the cables are proposed to be laid;

 - (b) ARRB Group and Railcorp liaise with the major developer within the Strathfield Triangle and City of Canada Bay with a view to determining a location for the new and existing cables acceptable to the parties such that the need to remove and/or relocate cables will be eliminated or minimised;

 - (c) ARRB Group and Railcorp liaise with the City of Canada Bay and any affected stakeholders with a view to determining the need for the creation of any easements;

 - (d) Railcorp provide an undertaking to the City of Canada Bay and any affected stakeholders that all costs in relation to the creation of easements will be borne by Railcorp;

 - (e) Railcorp provide an undertaking to the City of Canada Bay and any other affected stakeholders that if the cables need to be relocated as a result of this work not following DCP road proposals, such work will be undertaken at Railcorp's expense and that no costs will be borne by the City of Canada Bay or other affected stakeholders;

 - (f) ARRB Group and Railcorp liaise with City of Canada Bay Council, Burwood Council and Strathfield Council and the RTA to develop a consistent Traffic Control Plan for the area; and

- (g) THAT ARRB and Railcorp provide a detailed Traffic Control Plan to the City of Canada Bay via the Traffic Committee and RTA's Traffic Management centre (TMC) at least 3 months prior to the works being commenced.
3. THAT the Traffic Committee may require additional criteria to be satisfied as further details emerge.
4. THAT Council inform the ARRB Group, Railcorp and the major developer of Council's resolution and provide each party with the other's contact details.

ITEM-5.1 BROUGHTON STREET, CONCORD - PEDESTRIAN REFUGE ISLAND

M- 1406 RESOLVED
(Crs Kenzler/O'Connell)

THAT the matter be deferred until an on-site meeting is held with Council staff.

ITEM-5.2 DRUMMOYNE COMMUNITY CENTRE ' "NO STOPPING" RESTRICTIONS

M- 1407 RESOLVED
(Crs Kenzler/O'Connell)

THAT "No Stopping" restrictions be introduced to cover the two driveway entrances to Drummoyne Community Centre.

ITEM-5.3 EDGE LINES IN CABARITA AND CONCORD

M- 1408 RESOLVED
(Crs Kenzler/O'Connell)

1. THAT edge lines be installed 3.4 metres from the kerb on both sides of the following roads:

- Rickard Street – entire length
 - Norman Street – entire length
 - Braddon Street – entire length
2. THAT edge lines be installed 3.4 metres from the kerb on both sides of the following roads:
- Cabarita Road – east from Mortlake Street
 - Anderson Road – entire length
 - Brays Road – between Majors Bay Road and Mortlake Street
 - Gale Street – entire length
3. THAT a broken centre line be installed along Cabarita Road, east from Mortlake Street, and along Brays Road between Majors Bay Road and Mortlake Street.
4. THAT affected residents be advised of Council’s decision.
5. THAT consultation be carried out with the Bicycle Users Group and Council Officers related to clarification of exclusive Bike Lanes

ITEM-5.5 THE ESPLANADE, DRUMMOYNE - PARKING ISSUES

M- 1409 RESOLVED

(Crs Kenzler/O’Connell)

THAT parking restrictions not be introduced in The Esplanade to the west of Moore Street and that the resident who made the original request be notified of the reasons.

ITEM-5.6 VAN HEE STREET, CONCORD - FORMALISE PARKING AREA

M- 1410 RESOLVED

(Crs Kenzler/O’Connell)

THAT the parking area in the section of Van Hee Street that runs off Mortlake Street be linemarked to accommodate 7 vehicles, and that “90 degree angle parking, Vehicles under 6m only” signs be installed at either end of the parking area.

ITEM-5.7 WALKER STREET, FIVE DOCK - BIKE ACCESS

M- 1411 RESOLVED

(Crs Kenzler/O'Connell)

THAT the road closure in Walker Street, Five Dock be altered to allow bike access through the closure.

ITEM-5.8 BIBBY STREET, CHISWICK - "NO STOPPING" RESTRICTIONS

M- 1412 RESOLVED

(Crs Kenzler/O'Connell)

THAT "No Stopping" restrictions be introduced between the driveways of 15-17, and 21 Bibby Street.

ITEM-5.9 KINGS ROAD AND WILLIAM STREET, FIVE DOCK - "NO STOPPING" RESTRICTIONS

M- 1413 RESOLVED

(Crs Kenzler/O'Connell)

THAT "No Stopping" signs be installed 10 metres from the intersection on the north eastern corner of William Street and Kings Road.

ITEM-5.10 HENLEY MARINE DRIVE, DRUMMOYNE - PEDESTRIAN FACILITIES

M- 1414 RESOLVED

(Crs Kenzler/O'Connell)

THAT Council liaise further with Drummoyne and St Marks Primary School to see if a solution could be found in the short term related to pedestrian facilities in the vicinity of Brett Park.

**ITEM-5.11 CORREYS AVENUE, NORTH STRATHFIELD - EXTEND
"NO STOPPING" RESTRICTIONS**

M- 1415 RESOLVED
(Crs Kenzler/O'Connell)

THAT the existing "No Stopping" (R) sign be moved a further 6.5 metres away from the intersection of Correys Avenue and Concord Road, so as to be 20 metres from the intersection.

**ITEM-5.12 HOSPITAL PRECINCT - CONCORD WEST PARKING
STRATEGY**

M- 1416 RESOLVED
(Crs Kenzler/O'Connell)

THAT the report be received and Council's adoption be supported.

**ITEM-5.13 LATE ITEM – GREAT NORTH ROAD, FIVE DOCK –
CHANGES TO PARKING RESTRICTIONS**

At 7.05p.m. Councillor Megna declared a non-pecuniary interest in this matter.

M- 1417 RESOLVED
(Crs Kenzler/O'Connell)

1. THAT the parking space on the southern kerb of Rodd Road nearest Great North Road be allocated as a disabled parking space.
2. THAT the northernmost of the 3 "1/2P 9.30am-3.30pm Mon-Fri, 8.30am-12.30pm Sat" parking spaces in front of Five Dock Medical Centre be changed to "No Parking".
3. THAT the proposer is notified.

ITEM-6 RHODES PENINSULA - INFRASTRUCTURE ASSETS

M- 1418 RESOLVED

(Crs Kenzler/O'Connell)

1. THAT Council work with the developers in the Rhodes Peninsula to gauge the condition of proposed public infrastructure.
2. THAT Council advise the Department of Infrastructure, Planning and Natural Resources of its decision to work with the developers to gauge the condition of proposed public infrastructure.
3. THAT Council advise the Department of Infrastructure, Planning and Natural Resources of its standard conditions relating to maintenance and defects liability of public infrastructure and that these conditions must be unconditional.
4. THAT Council commence negotiations with relevant developers on outstanding development approvals and modification matters with a view to reaching an agreement and that a further report be brought back to Council addressing these matters.
5. THAT Council encourage applicants in the Rhodes Peninsula to provide appropriate details on infrastructure and that failing this, Council may impose a cost for its time in recovering the relevant information.
6. THAT the General Manager investigate options to recover time costs in relation to the current matters.

ITEM-7 SAFETY COMMITTEE MINUTES - 20 OCTOBER 2006

M- 1419 RESOLVED

(Crs O'Connell/O'Hara)

THAT the Minutes of the City of Canada Bay Safety Committee for 20 October 2006 meetings be endorsed and the report be received and noted subject to an amendment being made to note that Barry Peterson was in attendance at the meeting.

**ITEM-8 ACCESS COMMITTEE MINUTES - 26 SEPTEMBER
2006**

M- 1420 RESOLVED
(Crs O'Hara/Megna)

THAT the minutes of the ordinary meeting of the City of Canada Bay Access Committee for 26 September 2006 be received and noted.

ITEM-9 ACCESS COMMITTEE MINUTES - 24 OCTOBER 2006

M- 1421 RESOLVED
(Crs O'Hara/Megna)

1. THAT the minutes of the ordinary meeting of the City of Canada Bay Access Committee for 24 October 2006 be received and noted.
2. THAT Council again write to the Minister for Transport as a matter of urgency seeking an allocation of funds for the provision of the 460 bus service to the Canada Bay area.

**ITEM-10 LIBRARY QUARTERLY REPORT - JULY TO
SEPTEMBER 2006**

M- 1422 RESOLVED
(Crs O'Connell/Cantali)

THAT the report be received and noted.

**ITEM-11 CUSTOMER SERVICE QUARTERLY REPORT - JULY -
SEPTEMBER 2006**

M- 1423 RESOLVED
(Crs Kenzler/Megna)

THAT the report be received and noted.

ITEM-12 MASSEY PARK GOLF CLUB - LEASE

M- 1424 RESOLVED

(Crs Kenzler/O'Connell)

1. THAT Council pursuant to Section 47 of the Local Government Act, 1993 give public notice of its intention to lease the clubhouse at 1 Ian Parade, Concord (Lot B DP39235) to the Massey Park Golf Club for a total period of 21 years in accordance with the terms and conditions outlined in this report.
2. THAT Council consider all submissions (if any) before granting the lease.
3. THAT should there be any submission by way of objection to the proposed lease, arrangements be made to obtain the Minister's consent pursuant to Section 47 of the Local Government Act, 1993.
4. THAT Council's Common Seal be affixed to the necessary documents relating to this matter.
5. THAT the staff and greenkeeper be commended on the improvements to Massey Park Golf Club and Course.

ITEM-13 MANAGEMENT PLAN & BUDGET 2006/2007 FIRST QUARTER REVIEW JULY TO SEPTEMBER 2006

M- 1425 RESOLVED

(Crs Kenzler/O'Hara)

THAT the First Quarterly Review of the Management Plan 2006/2007, including the first quarter budget variations for 2006/2007, as identified in the review of the Budget, be adopted.

ITEM-14 FINANCE REPORTS OCTOBER 2006

M- 1426 RESOLVED

(Crs Kenzler/O'Hara)

THAT the Financial Reports for October 2006 be received and noted.

ITEM-15 NOTICE OF MOTION - CR. KENZLER - ENVIRONMENTAL INITIATIVE SUPPORTED

M- 1427 RESOLVED
(Crs Kenzler/Megna)

1. THAT the City of Canada Bay supports the proposed trial by Cleanaway, Firepower and Techenomics to improve fuel consumption and reduce emissions on the fleet of diesel vehicles used by Cleanaway for the City of Canada Bay waste contract.
2. THAT the General Manager inform Cleanaway of Council's support for the trial.
3. THAT the General Manager provide Council with a report on the outcome of the trial, including the financial and environmental impacts, in due course.

M- 1428 RESOLVED
(Crs Megna/McCaffrey)

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

At 7.35 p.m. the meeting went into Closed Session.

COUNCIL IN CLOSED SESSION

ITEM-16 BUILDING REGULATION AND COMPLIANCE

M- 1429 RESOLVED
(Crs Fasanella/Cantali)

THAT Council resolve to increase resources to the Assessment and Regulatory Services section of Council within the Division of Environmental Planning in the terms set out in the restructuring chart and authorise the General Manager to recruit a suitably qualified officer to fill the position of Co-ordinator, Building Compliance and Regulation and a suitable officer for the position of Area Building Surveyor.

**ITEM-17 ORGANISATIONAL REVIEW - TECHNICAL SERVICES
& OPERATIONS**

M- 1430 RESOLVED
(Crs Megna/Fasanella)

THAT Council resolve to adopt the changes to the organisational structure.

M- 1431 RESOLVED
(Crs O'Hara/O'Connell)

THAT the Council revert back to Open Session.

At 7.50p.m., the Council in Closed Session returned to Open Session.

COUNCIL IN OPEN SESSION

M- 1432 RESOLVED
(Crs Kenzler/O'Hara)

THAT the items discussed in Closed Session be endorsed.

MATTER ARISING

**MA-16.1 ASSESSMENT AND REGULATORY SERVICES
SECTION - REQUEST FOR OPERATIONAL REPORT**

M- 1433 RESOLVED
(Crs Kenzler/O'Hara)

THAT the General Manager provide a report to Council on the operation of the Assessment and Regulatory Services section once the new structure has been implemented and is operational.

The Mayor advised Council of the upcoming retirement of Mr. Paul Singer, Director Community Services and, on behalf of Council, wished Paul all the best for the future.

THE MEETING CLOSED AT 7.52P.M.

CHAIRMAN