



MEETING OF COUNCIL

Held in the Council Chambers
Canada Bay Civic Centre
1a Marlborough Street, Drummoyne
on Tuesday, 6 February 2018, commencing at 6.00pm.

MINUTES

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

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

TABLE OF CONTENTS

Council Meeting 06 February 2018

General Manager's Reports

MM-1	MAYORAL MINUTE - VALE PATRICK 'PJ' HAHN	4
MM-2	MAYORAL MINUTE - VALE GERALD 'GERRY' GLEESON AC	5
MM-3	MAYORAL MINUTE - CAMPAIGN TO SAVE DRUMMOYNE RESERVOIR	5
MM-4	MAYORAL MINUTE - COUNCIL'S BULK WASTE COLLECTION SERVICE	5
ITEM-1	6/356 - 362 VICTORIA PLACE, DRUMMOYNE (MOD2017/0155); EXTENSION OF UNIT 6 TO CREATE THREE ADDITIONAL BEDROOMS, COMBINED LIVING AREA AND KITCHENETTE	6
ITEM-2	PLANNING PROPOSAL (PP2017/0006) - HOUSEKEEPING AMENDMENTS	6
ITEM-3	POST EXHIBITION OUTCOMES - WATERVIEW STREET FIVE DOCK	7
ITEM-4	LOCAL PLANNING PANELS (ALSO KNOWN AS INDEPENDENT HEARING AND ASSESSMENT PANELS) APPOINTMENT OF EXPERT MEMBERS AND COMMUNITY MEMBERS	7
ITEM-5	INNER SYDNEY BIKE SHARING GUIDELINES	8
ITEM-6	CANADA BAY LOCAL TRAFFIC COMMITTEE MINUTES - 14 DECEMBER 2017	9
ITEM-6.1	CHURCH STREET, DRUMMOYNE - INSTALLATION OF MIPPS	9
ITEM-6.2	BARNSTAPLE ROAD, RODD POINT- INTERSECTION TREATMENT AT ARTHUR STREET AND DALMENY AVENUE	9
ITEM-6.3	SYDNEY STREET CONCORD - WORK ZONE	9
ITEM-6.4	EDGEWOOD ESTATE PARKING MANAGEMENT	10
ITEM-6.5	MORTLAKE STREET, CONCORD - REMOVAL OF NO STOPPING	10
ITEM-6.6	ALLEN STREET, NORTH STRATHFIELD - ROUNDABOUT UPGRADE	10
ITEM-6.7	CABARITA PARK, CABARITA - NEW YEARS EVE ROAD CLOSURE	10
ITEM-6.8	DUKE AVENUE, RODD POINT - STREET CHRISTMAS PARTIES	11
ITEM-6.9	BREAKFAST POINT PARKING MANAGEMENT - FAIRWATER DRIVE	11

ITEM-6.10	BRENT STREET, RUSSELL LEA - INSTALLATION OF MIPPS	11
ITEM-7	SIX MONTHLY REPORT ON PROGRESS - JULY TO DECEMBER 2017	11
ITEM-8	COMMUNITY/INDEPENDANT MEMBER APPOINTMENTS TO COUNCIL COMMITTEES	12
ITEM-9	CITY OF CANADA BAY - FEES AND CHARGES AMENDMENT - EXHIBITION OUTCOME	12
ITEM-10	PECUNIARY INTEREST RETURN	12
ITEM-11	DELEGATIONS REVIEW	12
ITEM-12	DELEGATION - CHRISTMAS/NEW YEAR PERIOD 2017/18	13
ITEM-13	NOTICE OF MOTION - CR FERGUSON - REVIEW OF COUNCIL'S BULK WASTE COLLECTION SERVICE	14
	COUNCIL IN CLOSED SESSION	14
ITEM-14	EXTERNAL LEGAL PANEL	14

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

Item 3 - Cr Megna – nearby property owner

Item 3 - Mr P Gainsford – nearby property owner

Item 14 - Ms N Butler – partner is principal/partner of legal firm which submitted a tender.

DECLARATIONS OF NON-PECUNIARY INTEREST

Item 3 - Cr Di Pasqua – aware of property owner in vicinity of the area.

Item 4 - Mr T McNamara – named in report.

CONFIRMATION OF MINUTES

Council Meeting – 5 December 2017

M- 5653 RESOLVED

(Crs Little/Di Pasqua)

THAT the minutes of the Council Meeting of 5 December 2017 be confirmed.

MM-1 MAYORAL MINUTE - VALE PATRICK 'PJ' HAHN

M- 5654 RESOLVED

(Cr Tsirekas)

1. THAT Council donate \$500 to PAYCE PJ for LIVIN in honour of PJ Hahn.
2. THAT the 2018 Mayor's Golf Day proceeds benefit LIVIN.

**MM-2 MAYORAL MINUTE - VALE GERALD 'GERRY'
GLEESON AC**

M- 5655 RESOLVED
(Cr Tsirekas)

THAT Council receives and notes the report.

**MM-3 MAYORAL MINUTE - CAMPAIGN TO SAVE
DRUMMOYNE RESERVOIR**

M- 5656 RESOLVED
(Cr Tsirekas)

THAT Council seek the support of the Member for Drummoyne, Mr John Sidoti MP, the Minister for Heritage the Hon Gabrielle Upton MP, and the Minister for Energy and Utilities the Hon Don Harwin MP, to facilitate:

1. The retention of the Drummoyne Reservoir as a public asset by its dedication to Council, and
2. The provision of funding to ensure the restoration of the heritage water reservoir and site remediation, on the basis that Sydney Water has a legacy obligation in respect of this historic site.
3. Council develop a Conservation Management Plan for the adaptive reuse of the reservoir, and the residue land area be used as a public park following handover.

**MM-4 MAYORAL MINUTE - COUNCIL'S BULK WASTE
COLLECTION SERVICE**

M- 5657 RESOLVED
(Cr Tsirekas)

THAT Council receive and note the report.

**ITEM-1 6/356 - 362 VICTORIA PLACE, DRUMMOYNE
(MOD2017/0155); EXTENSION OF UNIT 6 TO CREATE
THREE ADDITIONAL BEDROOMS, COMBINED
LIVING AREA AND KITCHENETTE**

The following people addressed Council:

Mr D Furlong - Plan Urban Services Pty Ltd, representing the owners
Ms K Gordon – Town Planning Consultant

M- 5658 RESOLVED
(Crs Megna/Parnaby)

THAT the matter be deferred for an on-site meeting and be brought back for further consideration at Council’s Meeting of 20 February 2018.

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

**ITEM-2 PLANNING PROPOSAL (PP2017/0006) -
HOUSEKEEPING AMENDMENTS**

M- 5659 RESOLVED
(Crs Parnaby/Jago)

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.

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

**ITEM-3 POST EXHIBITION OUTCOMES - WATERVIEW
STREET FIVE DOCK**

At 6.47pm, Mr P Gainsford (General Manager) and Councillor Megna declared pecuniary interests in this matter and left the Meeting.

At 6.47pm, Councillor Di Pasqua declared a non-pecuniary interest and also left the Meeting.

The following people addressed Council:

Ms R Scifleet, resident
Mr S Durkin, resident

M- 5660 RESOLVED
(Crs Parnaby/Little)

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 the draft amendments to the Canada Bay Development Control Plan be adopted, subject to minor amendments as outlined in this report.
4. THAT authority be granted to the General Manager to make any minor changes to the Planning Proposal and draft Development Control Plan prior to finalisation of the Local Environmental Plan.
5. THAT the submitters be advised of Council's determination.

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

**ITEM-4 LOCAL PLANNING PANELS (ALSO KNOWN AS
INDEPENDENT HEARING AND ASSESSMENT
PANELS) APPOINTMENT OF EXPERT MEMBERS AND
COMMUNITY MEMBERS**

At 7.20pm Mr P Gainsford (General Manager), Councillors Di Pasqua and Megna returned to the meeting

At 7.21pm, Mr T McNamara (Director Planning and Environment) declared a non-pecuniary interest in this matter and left the Meeting.

M- 5661 RESOLVED
(Crs Megna/Parnaby)

1. THAT Council approve as independent expert members, the appointment of Mr Robert Furolo and Ms Deborah Laidlaw as the permanent members and Mr David Broyd, Ms Karla Castellanos and Ms Julie Savet Ward as the alternate members to the Canada Bay Independent Hearing and Assessment Panel (CBIHAP).
2. THAT Council approve the appointment of Ms Helen McCaffrey as the alternate Canada Bay IHAP community members with Council. The appointment of community members to be reviewed after 12 months with Mr Tony McNamara's application to be included at that time.
3. THAT \$50,000 be allocated from General Revenue to finance the Panel's operations for the remainder of the 2018/2019 financial year and that Council include an amount of \$120,000 be allocated in the 2018/2019 budget and future budgets for the administrative costs of the CBIHAP.
4. THAT a monthly report be submitted to Council detailing all applications and other matters considered and determined by the Canada Bay Independent Hearing and Assessment Panel and all development applications determined by staff under delegated authority.

ITEM-5 INNER SYDNEY BIKE SHARING GUIDELINES

At 7.24pm, Mr T McNamara (Director Planning and Environment) returned to the meeting.

M- 5662 RESOLVED
(Crs Parnaby/Little)

THAT the Inner Sydney Bike Share Guidelines be noted.

**ITEM-6 CANADA BAY LOCAL TRAFFIC COMMITTEE
MINUTES - 14 DECEMBER 2017**

M- 5663 RESOLVED
(Crs Megna/Di Pasqua)

THAT the minutes and recommendations of the Canada Bay Local Traffic Committee meeting of 14 December 2017 be adopted.

**ITEM-6.1 CHURCH STREET, DRUMMOYNE - INSTALLATION
OF MIPPS**

M- 5664 RESOLVED
(Crs Megna/Di Pasqua)

THAT a Mobility Impaired Persons Parking Space (MIPPS) be installed on the eastern side of Church Street, Drummoyne, immediately following the statutory 'No Stopping' zone, near Victoria Road.

**ITEM-6.2 BARNSTAPLE ROAD, RODD POINT- INTERSECTION
TREATMENT AT ARTHUR STREET AND DALMENY
AVENUE**

M- 5665 RESOLVED
(Crs Megna/Di Pasqua)

1. THAT painted islands be installed in Arthur Street and Dalmeny Avenue at their intersection with Barnstaple Road, as detailed in the locality plan, along with corresponding changes to double centreline marking in Barnstaple Road, Rodd Point.
2. THAT chevron linemarking be installed in Barnstaple Road within the statutory 10 metre 'No Stopping' zones at its intersection with Arthur Street and Dalmeny Avenue.

ITEM-6.3 SYDNEY STREET CONCORD - WORK ZONE

M- 5666 RESOLVED
(Crs Megna/Di Pasqua)

THAT the installation of the Works Zone outside 44 Sydney Street, Concord be approved.

ITEM-6.4 EDGEWOOD ESTATE PARKING MANAGEMENT

M- 5667 RESOLVED

(Crs Megna/Di Pasqua)

THAT ‘No Parking’ restrictions be installed in Regatta Way within the Edgewood Estate development, as detailed in the locality plan, and all associated costs bore by the Edgewood Estate Community Association.

ITEM-6.5 MORTLAKE STREET, CONCORD - REMOVAL OF NO STOPPING

M- 5668 RESOLVED

(Crs Megna/Di Pasqua)

THAT the existing ‘No Stopping’ zone on Mortlake Street, Concord adjacent to 28 Albion Street between the statutory 10 metre ‘No Stopping’ zone and driveway of 28 Albion Street be removed.

ITEM-6.6 ALLEN STREET, NORTH STRATHFIELD - ROUNDABOUT UPGRADE

M- 5669 RESOLVED

(Crs Megna/Di Pasqua)

THAT the roundabout at the intersection of George Street and Allen Street, North Strathfield be upgraded in accordance with the plans.

ITEM-6.7 CABARITA PARK, CABARITA - NEW YEARS EVE ROAD CLOSURE

M- 5670 RESOLVED

(Crs Megna/Di Pasqua)

THAT traffic management measures be implemented on New Year’s Eve at Cabarita Park, as detailed in the Traffic Management Plan.

ITEM-6.8 DUKE AVENUE, RODD POINT - STREET CHRISTMAS PARTIES

M- 5671 RESOLVED
(Crs Megna/Di Pasqua)

THAT the temporary closure of Duke Avenue, Rodd Point be approved for a street Christmas party on 17 December 2017 from 5:00pm to 10:00pm.

ITEM-6.9 BREAKFAST POINT PARKING MANAGEMENT - FAIRWATER DRIVE

M- 5672 RESOLVED
(Crs Megna/Di Pasqua)

THAT the extents of the Breakfast Point 'Restricted Parking Area' be amended to exclude Fairwater Drive, as detailed in the locality plan.

ITEM-6.10 BRENT STREET, RUSSELL LEA - INSTALLATION OF MIPPS

M- 5673 RESOLVED
(Crs Megna/Di Pasqua)

THAT a Mobility Impaired Persons Parking Space be installed on the north-east side of Brent Street in the first space closet to Lyons Road.

ITEM-7 SIX MONTHLY REPORT ON PROGRESS - JULY TO DECEMBER 2017

M- 5674 RESOLVED
(Crs Ramondino/Jago)

THAT Council receives and notes the July to December 2017 six-monthly Report on Progress relating to the 2013-17 Delivery Program and 2017-2018 Operating Plan.

**ITEM-8 COMMUNITY/INDEPENDANT MEMBER
 APPOINTMENTS TO COUNCIL COMMITTEES**

M- 5675 RESOLVED

(Crs Di Pasqua/Megna)

1. THAT Council receive and approve the nominated community/independent members for membership of each of the Committees outlined in the report.
2. THAT Council write to nominees advising them of the outcome of the process.

**ITEM-9 CITY OF CANADA BAY - FEES AND CHARGES
 AMENDMENT - EXHIBITION OUTCOME**

M- 5676 RESOLVED

(Crs Parnaby/Ramondino)

1. THAT Council note the outcome of the public exhibition period.
2. THAT Council adopt the draft fees relating to the Design Review Panel.

ITEM-10 PECUNIARY INTEREST RETURN

M- 5677 RESOLVED

(Crs Megna/Little)

THAT the report be received and noted.

ITEM-11 DELEGATIONS REVIEW

M- 5678 RESOLVED

(Crs Jago/Little)

1. THAT subject to the Local Government Act: to the direction and control of the Mayor and Council, and any resolution made from time to time by the Council, Peter Gainsford, General Manager, be hereby authorised to exercise the following powers, authorities, duties and functions, namely:

- (a) to carry on the regular services and operations of the Council within the sums voted by the Council or expenditure thereon, and in accordance with the resolutions of the Council;
 - (b) to control and direct the servants of the Council.
 - (c) to terminate any servant of the Council other than Senior Staff and appoint some person to carry on the work until the next meeting of the Council. In the case of Senior Staff, to consult with Council prior to the suspension of such servant.
 - (d) to authorise the payment of the salaries and wages of the servants of the Council within the sums voted by the Council for expenditure thereon;
 - (e) to give effect to the provisions made by or under the Act and any other Act conferring powers or imposing duties on the Council, and to any resolution, minute report, or policy which has been passed or adopted by the Council;
 - (f) to take such actions and do such acts or things (not inconsistent with the Act or any Act conferring powers or imposing duties on the Council or with any resolution, minute, report, or policy which has been passed or adopted by the Council) as the General Manager deems necessary to generally manage, control and administer the affairs of the Council.
 - (g) To approve tenders other than tenders to provide services currently provided by members of staff.
2. THAT the authorities conferred by this resolution be unlimited as to the period during which they may be exercised.
 3. THAT, in the absence from duty of the General Manager (which absence shall be notified in writing to the Mayor, all members of the Council and Senior Staff) the powers, authorities, duties and functions herein authorised to be exercised by the General Manager will be exercised by the Council officer nominated by the General Manager and approved by the Mayor from time to time.”

**ITEM-12 DELEGATION - CHRISTMAS/NEW YEAR PERIOD
2017/18**

M- 5679 RESOLVED
(Crs Jago/Ramondino)

THAT the report be received and noted.

ITEM-13 NOTICE OF MOTION - CR FERGUSON - REVIEW OF COUNCIL'S BULK WASTE COLLECTION SERVICE

This item was considered in conjunction with Mayoral Minute 4.

M- 5680 RESOLVED
(Crs Parnaby/Little)

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

At 7.29pm, the meeting went into Closed Session.

COUNCIL IN CLOSED SESSION

ITEM-14 EXTERNAL LEGAL PANEL

At 7.31pm, Ms N Butler declared a pecuniary interest in this matter and left the Meeting.

M- 5681 RESOLVED
(Crs Jago/Little)

1. THAT Council appoint the following legal firms to Council's Legal Panel for a period of 3 years with an option to extend for a period of 2 years:
 - Matthews Folbigg P/L
 - Pikes and Verekers
 - Lindsay Taylor Lawyers
 - Houston Dearn O'Connor
 - Hall and Wilcox
2. THAT the successful and unsuccessful tenderers be advised of Council's decision.
3. THAT the General Manager be authorised, as and when required, to engage specialist legal firms outside the panel, or where a firm not on the panel has a significant history dealing with a particular matter.

M- 5682 RESOLVED
(Crs Ramondino/Di Pasqua)

THAT the Council revert back to Open Session.

At 7.35pm, the Council in Closed Session returned to Open Session.

M- 5683 RESOLVED
(Crs Jago/Little)

THAT the item discussed in Closed Session be endorsed.

THE MEETING CLOSED AT 7.36PM.

CHAIRMAN