



# **Willoughby City Council**

## **ORDINARY COUNCIL**

### **MINUTES**

Council Chamber, 31 Victor Street, Chatswood

23 March 2015

commencing at 7:00pm

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## 1 PRESENT

### Councillors

Her Worship the Mayor Councillor G Giles-Gidney, Councillors S Coppock, H Eriksson, R Hill, T Mustaca, W Norton, A Rozos, J Rutherford, L Saville, M Sloane, M Stevens and N Wright.

### Officers

Ms D Just (General Manager), Mr P Collings (Acting Infrastructure Services Director), Mr J Ellis (Acting Environmental Services Director), Ms M Smith (Community Services Director), Mr T Pizzuto, (Financial Services Director), Ms T Crouch (Corporate Support & Performance Director), Mr V Grepl (Acting Administrative Services Manager) and Ms B Jeffries (Executive Assistant).

## 2 DISCLOSURES OF INTEREST - COUNCILLORS AND STAFF

- Councillor S Coppock declared, via a Disclosures of Interest form, a less than substantial, non-pecuniary interest in Item 19.1 Gore Hill Park / Gore Hill Tech Park and Item 21.6 Additional Information - Gore Hill Park Recreational Development for Architectural Services – Tender No. 087157.  
*(Nature of Interest: Donation of Mayoral Election 2008)*
- Councillor S Coppock declared, via a Disclosures of Interest form, a substantial interest in Item 9.7 Attendance at Local Government Managers Associations National Congress and Business Expo at Darwin 29 April to 1 May 2015.  
*(Nature of Interest: Request in Pinks to Attend)*
- Councillor W Norton declared, via a Disclosures of Interest form, a less than substantial, non-pecuniary interest in Item 9.8 Barton Road, Artarmon – Granting of Lease to Department of Education and Communities.  
*(Nature of Interest: Employed by DEC)*

## 3 CONFIRMATION OF MINUTES

- ***In Item 9.1, the Council agreed to confirm the minutes of the Council Meeting of 9 March 2015.***
- ***That the Minutes of the Ordinary Meeting of Council held 9 March 2015, copies of which have been circulated to each member of Council, be confirmed.***
- ***That the Minutes of the Extraordinary Meeting of Council held 16 March 2015, copies of which have been circulated to each member of Council, be confirmed.***

#### **4 APOLOGIES AND LEAVE OF ABSENCE**

- Councillor R Hill requested Leave of Absence from 5 April 2015 to 15 April 2015.
- Councillor G Giles-Gidney requested Leave of Absence from 29 March 2015 to 2 April 2015.
- Councillor L Saville requested Leave of Absence from 4 April 2015 to 8 April 2015.
- Councillor M Sloane requested Leave of Absence from 15 April 2015 to 19 April 2015.
- Councillor J Hooper submitted an apology for non-attendance and requested Leave of Absence.

#### **RESOLUTION**

**That:**

- 1. Council grant Leave of Absence to Councillor Hill from 5 April 2015 to 15 April 2015.**
- 2. Council grant Leave of Absence to Councillor Giles-Gidney from 29 March 2015 to 2 April 2015.**
- 3. Council grant Leave of Absence to Councillor Saville from 4 April 2015 to 8 April 2015.**
- 4. Council grant leave of Absence to Councillor Sloane from 15 April 2015 to 19 April 2015.**
- 5. Council note the absence of Councillor Hooper and grant Leave of Absence.**

**MOVED COUNCILLOR MUSTACA**

**SECONDED COUNCILLOR ERIKSSON**

**CARRIED**

**Voting**

**For the Resolution:** Councillors Giles-Gidney, Coppock, Eriksson, Hill, Mustaca, Norton, Rozos, Rutherford, Saville, Sloane, Stevens and Wright.

**Against:** Nil

**5 PETITIONS**

NIL

**6 OPEN FORUM**

Mr John Owens spoke on Council's 2013 – 2014 Annual Report.



## **7 MAYORAL MINUTE**

### **7.1 THE LATE CLARE MCGEEHAN**

**MEETING DATE:** 23 MARCH 2015

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#### **Purpose of Report**

To consider the following Mayoral Minute.

#### **MOTION**

I am saddened to inform the meeting that Clare Patricia McGeehan passed away on 13 March 2015.

Clare will be remembered as an active participant in Centre Players and later the Epicentre Theatre Company, a supporter of the Zenith Theatre and a volunteer who contributed to her local community.

Clare McGeehan was born in Atherton, Queensland, on 6 March 1939 and moved to Sydney in 1972. She lived in Artarmon during the 1980s and 1990s.

Clare joined the fledgling Centre Players and became a powerhouse of this company, acting, directing, and undertaking all other production roles.

Clare was involved with the Bi-Centennial celebration at Chatswood oval as a result of which Council became interested in the idea of a small community theatre. Soon after Centre Players became the Epicentre Theatre Company.

Clare worked with Council on the design of the new Zenith Theatre and was a Zenith volunteer from its inception to 2014. She worked closely with Mayor Pat Reilly and the General Manager to keep Epicentre at Zenith and to assist with support on a share basis. Epicentre is the last remaining company of the original four for whom the theatre was built.

In recent years Clare left the Epicentre Theatre Company but, still eager to contribute to the community, became involved with the Chatswood Historical Society and was a regular helper on Sundays. Clare also mounted theatrical displays in the Council foyer, the Chatswood Historical Society Museum and the new library

Clare was a doer and will be a sad loss to the Willoughby Community.

I move that Council send a letter of condolence to the family of the late Clare McGeehan.

#### **RESOLUTION**

**That Council adopt the Mayoral Minute.**

**MOVED COUNCILLOR GILES-GIDNEY**

**CARRIED**

**Voting**

**For the Resolution:** Councillors Giles-Gidney, Coppock, Eriksson, Hill, Mustaca, Norton, Rozos, Rutherford, Saville, Sloane, Stevens and Wright.

**Against:** Nil

Council observed a minute's silence in memory of the late Clare McGeehan

Councillor Coppock noted the passing of the late Malcolm Fraser, the former Prime Minister.

**7.2 MAYOR'S DIARY- COUNCIL MEETING NOTES – 23 MARCH 2015**

The Mayoral Report was circulated to all Councillors listing the Mayor's activities.

<b>WEDNESDAY 11 MARCH</b>			
Mayor	11 am	Citizenship Ceremony	Council Chambers
Cr Norton	Evening	Willoughby Symphony Choir - AGM	Uniting Church, Roseville
<b>FRIDAY 13 MARCH</b>			
Mayor Cr Rozos	1 pm	Chamber of Commerce Lunch	The Chatswood Club
<b>SATURDAY 14 MARCH</b>			
Mayor	12.30 pm	Seniors Week Luncheon - Rotary Club of Northbridge	St Mark's Hall
Mayor Cr Rutherford	1.30 pm	ANZAC Commemoration for Gordon Cricket Members serving in World War I	Chatswood Oval
<b>SUNDAY 15 MARCH</b>			
Mayor	10 am	Oriel Bushcare - Morning Tea	Oriel Reserve
<b>TUESDAY 17 MARCH</b>			
Mayor	6 pm	Presentations to Croquet Teams competing in Interstate Cup	Chatswood Bowls Club
<b>WEDNESDAY 18 MARCH</b>			
Mayor Crs Norton, Rutherford	1.30 pm	Seniors Variety Concert	The Concourse Pavilion
<b>THURSDAY 19 MARCH</b>			
Mayor	12.30 pm	N/S Council of Mayors	Coachwood Room
Mayor Cr Rozos	6 pm	Willoughby Roos Season Launch	Willoughby Park
Mayor	7 pm	Opening of "Drawings on Water"	Gallery 88 Penshurst St
Crs Eriksson, Norton, Rozos, Rutherford, Saville, Wright	Evening	FPA - "Meet the Candidates"	Dougherty Centre

FRIDAY 20 MARCH			
Cr Norton	Afternoon Evening	Funeral of Clare McGeehan Dance to the Nines	Northern Suburbs Crematorium Dougherty Centre
SATURDAY 21 MARCH			
Mayor	11 am	Opening of Jian Gong (Peter) LIU Solo Art Exhibition	The ArtSpace
Mayor		Eye Cup	Chatswood Croquet Club
Mayor	4 pm	Opening of Exhibition - "Take the Ducks Off the Wall"	The Ewart Gallery
Mayor Crs Norton, Rutherford, Saville	afternoon	Harmony Day Activities	The Concourse
SUNDAY 22 MARCH			
Cr Norton	Afternoon	Willoughby Band Concert	The Zenith Theatre

**RESOLUTION**

That the Mayoral report be received.

**MOVED COUNCILLOR NORTON**

**SECONDED COUNCILLOR COPPOCK**

**CARRIED**

**Voting**

**For the Resolution:** Councillors Giles-Gidney, Coppock, Eriksson, Hill, Mustaca, Norton, Rozos, Rutherford, Saville, Sloane, Stevens and Wright.

**Against:** Nil

**8 GENERAL MANAGER'S LATE REPORT**

NIL

**9 MATTERS FOR DEFERRAL, REFERRAL TO INSPECTION AND/OR PROCEDURAL PRIORITY****9.1 DECISIONS MADE AT 9 MARCH 2015 COUNCIL MEETING****RESPONSIBLE OFFICER: TRACEY CROUCH - CORPORATE SUPPORT AND PERFORMANCE DIRECTOR****AUTHOR: VLADIMIR GREPL - ACTING ADMINISTRATIVE SERVICES MANAGER****CITY STRATEGY LINK: 6.1.1 A COUNCIL THAT IS OPEN, ACCOUNTABLE AND REPRESENTS ITS CONSTITUENTS****MEETING DATE: 23 MARCH 2015**

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**Purpose of Report**

To advise Council on a procedural matter that occurred at its ordinary meeting on 9 March 2015, and to provide Council with an opportunity to address those agenda items considered after 10.35 pm at that same meeting.

**RESOLUTION**

**That Council recommits and puts on the agenda for the 23 March 2015 meeting those items considered after 10.35pm at its ordinary meeting held on 9 March 2015.**

**MOVED COUNCILLOR MUSTACA****SECONDED COUNCILLOR ERIKSSON****CARRIED****Voting**

**For the Resolution:** Councillors Giles-Gidney, Coppock, Eriksson, Hill, Mustaca, Norton, Rozos, Rutherford, Saville, Sloane, Stevens and Wright.

**FURTHER RESOLUTION**

**That Council releases the confidential advice as it pertains specifically and only to a procedural matter.**

**MOVED COUNCILLOR COPPOCK****SECONDED COUNCILLOR SAVILLE****CARRIED**

**Voting**

**For the Resolution:** Councillors Giles-Gidney, Coppock, Eriksson, Hill, Mustaca, Norton, Rozos, Rutherford, Saville, Sloane, Stevens and Wright.

**9.2 ROAD RESERVE SAILORS BAY ROAD, NORTHBRIDGE - DA 2014/467 -  
SAILORS BAY WARD COUNCILLORS INSPECTION COMMITTEE - 20  
FEBRUARY 2015**

**ATTACHMENTS:** 1. MINUTES & WARD REPORT

**RESPONSIBLE OFFICER:** IAN ARNOTT - DEVELOPMENT PLANNING MANAGER

**AUTHOR:** CANDICE PON - DEVELOPMENT PLANNER

**MEETING DATE:** 9 MARCH 2015

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**Purpose of Report**

The attached minutes were adopted at the Council Meeting of 23 February 2015. The matter has to be determined at a Council Meeting as the proposal is located on Council land. Accordingly, the Ward Committee report is also attached to enable determination of the application.

**RESOLUTION**

1. Council approved the Development Application subject to the Sailors Bay Ward Committee inspection of the site.
2. Following the period for advertising under the Roads Act 1993 for the proposal, and subject to no objections being received Council may enter into a lease agreement for a term of five years.
3. The Mayor and the General Manager be authorised to execute the lease agreement under the Common Seal of Council.

**MOVED COUNCILLOR SAVILLE****SECONDED COUNCILLOR MUSTACA****CARRIED****Voting**

**For the Resolution:** Councillors Giles-Gidney, Coppock, Eriksson, Hill, Mustaca, Norton, Rozos, Rutherford, Saville, Sloane, Stevens and Wright.

**Against:** Nil

## SCHEDULE

**Conditions of Consent:** (including reasons for such conditions)

### CONSENT IDENTIFICATION

The following condition provides information on what forms part of the Consent.

#### 1. Approved Plan/Details

The development must be in accordance with the following plans:

Type	Plan No.	Revision / Issue No	Plan Date (as Amended)	Date Stamped by Council	Prepared by
Signage Details	-	-	-	30 Oct 2014	-
Signage Support Details	-	-	-	30 Oct 2014	-

the application form and any other supporting documentation submitted as part of the application, except for:

- a) any modifications which are "Exempt Development" as defined under S76(2) of the Environmental Planning and Assessment Act 1979;
- b) otherwise provided by the conditions of this consent.  
(Reason: Information and ensure compliance)

### ADDITIONAL CONDITIONS

The following conditions have been applied to ensure that the use of the land and/or building is carried out in such a manner that is consistent with the aims and objectives of the planning instrument affecting the land, and relevant legislation.

#### 2. Tree Protection

- i) Tree roots greater than 50mm diameter are not to be removed unless approved by a qualified Arborist on site. All structures are to bridge roots unless directed by a qualified Arborist on site.
- ii) Tree protection measures must comply with the AS 4970-2009 Protection of trees on development sites.  
(Reason: Tree management)

#### 3. Illuminated Advertising Signs

Illumination of the advertising structure is to be time clocked to switch off no later than 8:00 pm each night. In this regard, the time clock is required to be reset to address changes due to daylight saving.  
(Reason: Amenity)



**4. Portable A Frame Sign**

Under no circumstances are portable or A-frame signs to be erected outside the site for the purposes of advertising, without the prior consent of Council.

(Reason: Amenity and access)

**5. Sign content**

The content/text of the signage is to relate only to the existing permissible uses of the Golf Course and the clubhouse. The text on the sign is to be contained to one slide with the text on the slide changing at a minimum of every 15 seconds in a sliding motion and the features such as jump flash, snow and random are not to be used.

(Reason: Ensure Compliance)

**6. Only illumination of the southern elevation**

At all times only the southern elevation of the sign is to be illuminated.

(Reason: Amenity)

**7. Bunting/Flags**

No bunting, flags (other than National) or other moving or wind disturbed displays being erected or maintained on the site, except as may be approved by Council for an opening celebration and one or two of the immediately following weeks.

(Reason: Visual amenity)

**8. Lease Arrangement**

A lease is required to be entered into with Council under the Roads Act 1993 prior to the erection of the sign. Subject to the requirements of the Roads Act 1993 a lease is offered for a maximum term of five years with a rent at commencement \$250.00 per annum plus GST. All costs associated with the lease agreement will be borne by the applicant.

(Reason: Ensure Compliance)

**9.3 28 CHATSWOOD AVENUE, CHATSWOOD - MIDDLE HARBOUR WARD  
COUNCILLORS INSPECTION COMMITTEE MEETING - 26 FEBRUARY  
2015**

<b>ATTACHMENTS:</b>	<b>1. MINUTES</b>
<b>RESPONSIBLE OFFICER:</b>	<b>IAN ARNOTT - DEVELOPMENT PLANNING MANAGER</b>
<b>AUTHOR:</b>	<b>CANDICE PON</b>
<b>MEETING DATE:</b>	<b>9 MARCH 2015</b>

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**Purpose of Report**

To present the minutes of the Middle Harbour Ward Councillors Inspection Committee Meeting held 26 February 2015.

**RESOLUTION**

That:

- 1. The Minutes be received.**
- 2. Council note the resolution adopted by the Committee.**

**Moved by Councillor Norton**

That the application be approved in accordance with the Officer's recommendation, with amendment to Condition 10 to read as follows:

**Acoustic Fence & Relocation of Play Equipment**

To minimise the impact of additional noise onto residential receivers, a minimum 2.4 metre high lapped and capped timber fence is to be constructed at the applicant/developer's expense along the northern boundary from the south western corner of 24 Nicholson Street to the south eastern corner of 16 Nicholson Street. After the fence has been constructed consultation with the owners of 14, 16 & 18 Nicholson Street is to take place to determine the most suitable location for play equipment to minimise noise intrusion to surrounding residents whilst still ensuring a practical and safe environment for staff and children of the child care centre. If the play equipment is to be relocated following consultation, such relocation is to occur at the applicant/developer's expense and is to take place within six (6) months of the construction of the fence.  
(Reason: Acoustic Amenity)

**Seconded by Councillor Rutherford**

*Note: Following the approval of the Section 96 advice was obtained from Council's Building Services regarding the increase in the height of the lapped and capped timber fence from 2 metres to 2.4 metres. Council's Building Services advised that the 0.4metres increase in the height of the fence required the following building conditions:*

- A. Condition 11 is to be added:

**Hours of Work**

All construction/demolition work relating to this Development Consent within the City must be carried out only between the hours of 7 am to 5 pm Mondays to Fridays and 7 am to 12 noon on Saturdays. No work is permitted on Sundays or Public Holidays.

An application under Section 96 of the Environmental Planning and Assessment Act for a variation to these approved hours must be lodged with Council at least 3 working days in advance of the proposed work. The application must include a statement regarding the reasons for the variation sought and must be accompanied by the required fee.

Note: This S96 application may require re-notification in some circumstances.  
(Reason: Ensure compliance and amenity)

- B. Condition 12 is to be added:

**Demolition Work AS 2601**

Demolition works being carried out in accordance with the requirements of AS 2601 "The demolition of structures".  
(Reason: Safety)

- C. Condition 13 is to be added:

**Construction Certificate Required**

This consent IS NOT an approval to carry out any building works (with the exception of demolition work). A Construction Certificate is required PRIOR TO ANY BUILDING WORKS BEING COMMENCED.

Enquiries regarding the issue of a construction certificate can be made to Council's Customer Service Centre on 9777 1000.  
(Reason: Ensure compliance and statutory requirement)

- D. Condition 14 is to be added:

**Notify Council of Intention to Commence Works**

In accordance with the provisions of Clause 81A(2) of the Environmental Planning and Assessment Act 1979 the person having the benefit of the development consent shall appoint a Principal Certifying Authority and give at least 2 days' notice to Council, in writing, of the persons intention to commence the erection of the building.  
(Reason: Information and ensure compliance)

- Condition 15 is to be added:

**Occupation Certificate**

The building/structure or part thereof shall not be occupied or used until an interim occupation / final occupation certificate has been issued in respect of the building or part.  
(Reason: Safety)

- F. Condition 16 is to be added:

**Dividing Fences Act 1991**

This consent does not override the rights of the adjoining owners' property under the provisions of the Dividing Fences Act 1991.

(Reason: Ensure compliance)

**MOVED COUNCILLOR SAVILLE**

**SECONDED COUNCILLOR MUSTACA**

**CARRIED**

**Voting**

**For the Resolution:** Councillors Giles-Gidney, Coppock, Eriksson, Hill, Mustaca, Norton, Rozos, Rutherford, Saville, Sloane, Stevens and Wright.

**Against:** Nil

**9.4 262 EDINBURGH ROAD, CASTLECRAG - SAILORS BAY WARD  
COUNCILLORS INSPECTION COMMITTEE MEETING - 23 FEBRUARY  
2015**

<b>ATTACHMENTS:</b>	<b>1. MINUTES</b>
<b>RESPONSIBLE OFFICER:</b>	<b>IAN ARNOTT - DEVELOPMENT PLANNING MANAGER</b>
<b>AUTHOR:</b>	<b>ANNIE LEUNG</b>
<b>MEETING DATE:</b>	<b>9 MARCH 2015</b>

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**Purpose of Report**

To present the minutes of the Sailors Bay Ward Councillors Inspection Committee Meeting held 23 February 2015.

**RESOLUTION**

**That:**

- 1. The Minutes be received.**
- 2. Council note the resolution adopted by the Committee.**

**“That the application be approved in accordance with the Officer’s recommendation, subject to additional conditions addressing the following matters:**

- The approved privacy screen along the eastern and southern elevation of the first floor balcony must be louvered screens fixed at 45 degrees angle to direct views from the balcony away from the private open space of the adjoining properties at Nos. 70 and 72 Linden Way, Castlecrag.**
- The approved privacy screen along the southern elevation of the first floor balcony must extend from the south-east corner of the balcony for 50% of the total length of the balcony (i.e. approximately 3m).”**

**MOVED COUNCILLOR SAVILLE**

**SECONDED COUNCILLOR MUSTACA**

**CARRIED**

**Voting**

**For the Resolution:** Councillors Giles-Gidney, Coppock, Eriksson, Hill, Mustaca, Norton, Rozos, Rutherford, Saville, Sloane, Stevens and Wright.

**Against:** Nil

**9.5 COUNCILLORS INFORMATION BOOKLET - 26 FEBRUARY & 5 MARCH 2015**

<b>RESPONSIBLE OFFICER:</b>	<b>DEBRA JUST - GENERAL MANAGER</b>
<b>AUTHOR:</b>	<b>TRISHA DUFFY</b>
<b>CITY STRATEGY LINK:</b>	<b>6.1.1 A COUNCIL THAT IS OPEN, ACCOUNTABLE AND REPRESENTS ITS CONSTITUENTS</b>
<b>MEETING DATE:</b>	<b>9 MARCH 2015</b>

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**Purpose of Report**

To list on the Council Agenda the weekly Councillors Information Booklet, circulated to all Councillors on 26 February and 5 March 2015.

**RESOLUTION**

**That the Councillors Information Booklets be received.**

**MOVED COUNCILLOR SAVILLE**

**SECONDED COUNCILLOR MUSTACA**

**CARRIED**

**Voting**

**For the Resolution:** Councillors Giles-Gidney, Coppock, Eriksson, Hill, Mustaca, Norton, Rozos, Rutherford, Saville, Sloane, Stevens and Wright.

**Against:** Nil

**9.6 RESCISSION OF RESOLUTION - ITEM 20.5 23 FEBRUARY 2015****RESPONSIBLE OFFICER: TONY PIZZUTO FINANCIAL SERVICES DIRECTOR****AUTHOR: TONY PIZZUTO FINANCIAL SERVICES DIRECTOR****MEETING DATE: 9 MARCH 2015**

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**Purpose of Report**

To rescind the resolution of Council in respect to Item 20.5 - Notion of Motion - King Wood Mallesons.

*“That King Wood Mallesons be invited to submit a proposal to be placed on Council’s panel of solicitors”*

**RESOLUTION**

**That Council rescind the motion adopted in Item 20.5 of the meeting held on 23 February 2015 as follows:**

**“That King Wood Mallesons be invited to submit a proposal to be placed on Council’s panel of solicitors.”**

**MOVED COUNCILLOR SAVILLE****SECONDED COUNCILLOR MUSTACA****CARRIED****Voting**

**For the Resolution:** Councillors Giles-Gidney, Coppock, Eriksson, Hill, Mustaca, Norton, Rozos, Rutherford, Saville, Sloane, Stevens and Wright.

**Against:** Nil

**9.7 ATTENDANCE AT LOCAL GOVERNMENT MANAGERS ASSOCIATION'S NATIONAL CONGRESS AND BUSINESS EXPO AT DARWIN 29 APRIL-1 MAY 2015**

<b>ATTACHMENTS:</b>	<b>1. CONGRESS 2015 PROGRAM 2. POLICY 3. APPLICATION SUBMISSION</b>
<b>RESPONSIBLE OFFICER:</b>	<b>TRACEY CROUCH - CORPORATE SUPPORT AND PERFORMANCE DIRECTOR</b>
<b>AUTHOR:</b>	<b>TRACEY CROUCH - CORPORATE SUPPORT AND PERFORMANCE DIRECTOR</b>
<b>CITY STRATEGY LINK:</b>	<b>6.1.1 A COUNCIL THAT IS OPEN, ACCOUNTABLE AND REPRESENTS ITS CONSTITUENTS</b>
<b>MEETING DATE:</b>	<b>9 MARCH 2015</b>

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**Purpose of Report**

To obtain approval for Councillors Eriksson, Hooper and Rozos to attend the LGMA National Congress and Business Expo in Darwin from 29 April to 1 May 2015.

**MOTION**

That:

- 1. Councillors Eriksson, Hooper and Rozos not be authorised to attend the LGMA National Congress in Darwin from 29 April to 1 May 2015.**
- 2. Other Councillors interested in attending not be authorised to attend.**

**MOVED COUNCILLOR WRIGHT**

**SECONDED COUNCILLOR RUTHERFORD**

**LOST**

**Voting**

**For the Motion:** Councillors Rutherford and Wright.

**Against:** Councillors Giles-Gidney, Eriksson, Hill, Mustaca, Norton, Rozos, Saville, Sloane and Stevens.

**AMENDMENT**

That:

- 1. Councillors Eriksson, Hooper and Rozos be authorised to attend the LGMA National Congress in Darwin from 29 April to 1 May 2015.**
- 2. Other Councillors interested in attending be considered.**



3. A verbal presentation and written report be supplied from the attendees to interested Councillors about the Conference.

**MOVED COUNCILLOR ROZOS**

**SECONDED COUNCILLOR SAVILLE**

**CARRIED**

**Voting**

**For the Amendment:** Councillors Giles-Gidney, Eriksson, Hill, Mustaca, Norton, Rozos, Saville, Sloane and Stevens.

**Against:** Councillors Rutherford and Wright.

**The Amendment became the motion and when put was carried.**

**Councillor Coppock declared a substantial interest in this Item and was not present in the Chambers during debate or voting.**

**9.8 BARTON ROAD, ARTARMON - GRANTING OF LEASE TO DEPARTMENT OF EDUCATION AND COMMUNITIES**

<b>ATTACHMENTS:</b>	<b>1. AERIAL MAP 2. SURVEY MARK-UP</b>
<b>RESPONSIBLE OFFICER:</b>	<b>JEFF ELLIS - ECONOMIC AND PROPERTY DEVELOPMENT PROJECT DIRECTOR</b>
<b>AUTHOR:</b>	<b>GARY PARSONS - MAJOR PROJECTS DELIVERY MANAGER</b>
<b>CITY STRATEGY LINK:</b>	<b>6.3.1 COUNCIL MAINTAINS A STRONG SUSTAINABLE FINANCIAL POSITION</b>
<b>MEETING DATE:</b>	<b>9 MARCH 2015</b>

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**Purpose of Report**

To obtain Council's consent to the granting a lease to NSW Department of Education & Communities (DEC) for Council owned property located at Barton Rd, Artarmon.

**RESOLUTION**

That:

- 1. The General Manager be granted delegation to finalise the terms of the Heads of Consideration and the Lease with NSW Department of Education and Communities for Lot 11 DP 805818 and Lot 15 DP4639.**
- 2. The Mayor and the General Manager be granted authority to execute and affix the Council's seal to the Lease.**
- 3. A report on the possible sale of the land with the lease be brought back to Council.**

**MOVED COUNCILLOR COPPOCK**

**SECONDED COUNCILLOR SLOANE**

**CARRIED**

**Voting**

**For the Resolution:** Councillors Giles-Gidney, Coppock, Eriksson, Hill, Mustaca, Norton, Rozos, Rutherford, Saville, Sloane, Stevens and Wright.

**Against:** Nil

**9.9 2 ELIZABETH STREET, ARTARMON - GRANTING OF SHORT TERM LEASE**

<b>RESPONSIBLE OFFICER:</b>	<b>JEFF ELLIS - ECONOMIC AND PROPERTY DEVELOPMENT DIRECTOR</b>
<b>AUTHOR:</b>	<b>GARY PARSONS - MAJOR PROJECTS DELIVERY MANAGER</b>
<b>CITY STRATEGY LINK</b>	<b>6.3.1 COUNCIL MAINTAINS A STRONG SUSTAINABLE FINANCIAL POSITION</b>
<b>MEETING DATE:</b>	<b>9 MARCH 2015</b>

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**Purpose of Report**

To obtain Council's consent to the granting a short-term lease to Gartner Rose for Council owned property located at 2 Elizabeth St Artarmon, formerly the site of Artarmon Library.

**RESOLUTION**

- 1. That the General Manager be granted delegation to finalise the Lease to Gartner Rose Pty Ltd for 2 Elizabeth Street, Artarmon.**
- 2. That the Mayor and General Manager be granted authority to execute and affix the Council's seal to the Lease.**

**MOVED COUNCILLOR SAVILLE****SECONDED COUNCILLOR MUSTACA****CARRIED****Voting**

**For the Resolution:** Councillors Giles-Gidney, Coppock, Eriksson, Hill, Mustaca, Norton, Rozos, Rutherford, Saville, Sloane, Stevens and Wright.

**Against:** Nil

**9.10 191 PENSURST STREET, NORTH WILLOUGHBY - DA 2014/540**

**ATTACHMENTS:** 1. NOTIFICATION MAP  
2. PLANS AND ELEVATIONS

**MEETING DATE:** 9 MARCH 2015

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**RECOMMENDATION:** APPROVAL

**LOCATION:** 191 PENSURST STREET, NORTH WILLOUGHBY  
NSW 2068

**APPLICANT:** WILLOUGHBY CITY COUNCIL

**OWNER:** WILLOUGHBY CITY COUNCIL

**PROPOSAL:** CHANGE OF USE TO A BUSINESS PREMISES,  
CARPARKING AND ASSOCIATED WORKS.

**DATE OF LODGEMENT:** 8 DECEMBER 2014

**VALID APPLICATION DATE:** 21-JAN-2015 (APPLICANT PROVIDED DETAILS WITH  
REGARD TO CAR STAND AREA FINISHED LEVELS)

**REPORTING OFFICER:** ANA VISSARION (DEVELOPMENT PLANNER)

**RESPONSIBLE OFFICER:** IAN ARNOTT (DEVELOPMENT PLANNING MANAGER)

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**DESCRIPTION OF PROPOSAL**

The development application proposes a change of use of the premises into a business premises and new double hardstand at rear of the existing building at 191 Penshurst Street. The proposal also includes a new rear fence with sliding gates and a new vehicular crossing into Legion Way.

The subject site is identified under WLEP 2012 as a local heritage item. It was formally a Baby Health Centre designed by Eric Nicholls, a renowned local architect. No building alterations and no signage are proposed with this application.

The application is reported to Council as Willoughby Council is both owner of the land and the applicant for the development.

**RESOLUTION**

1. THAT the application be APPROVED and delegated authority be granted to the General Manager to issue the consent notice subject to the attached conditions.
2. THAT a report be brought back to Council on the sale or lease of the property.

**MOVED COUNCILLOR SAVILLE**

**SECONDED COUNCILLOR MUSTACA**

**CARRIED**

**Voting**

**For the Resolution:** Councillors Giles-Gidney, Coppock, Eriksson, Hill, Mustaca, Norton, Rozos, Rutherford, Saville, Sloane, Stevens and Wright.

**Against:** Nil

## SCHEDULE OF CONDITIONS

### CONDITIONS OF CONSENT:

**Conditions of Consent:** (Including reasons for such conditions)

### CONSENT IDENTIFICATION

The following condition provides information on what forms part of the Consent.

#### 1. Approved Plan/Details

The development must be in accordance with the following plans:

Type	Plan No.	Revision/ Issue No	Plan Date (as Amended)	Date Stamped by Council	Prepared by
Arch	01_A01 - 1 of 5, 01_A02 - 2 of 5, 01_A03 - 3 of 5, 01_A04 - 4 of 5, 01_A05 - 1 of 5  All project 114234	A	13 Nov 2014	8 Dec 2014	Geolyse Architecture
arch	01_A02, project 114234	B	21 Jan 2015	22 Jan 2015	Geolyse Architecture

the application form and any other supporting documentation submitted as part of the application, except for:

- a) any modifications which are "Exempt Development" as defined under S76(2) of the Environmental Planning and Assessment Act 1979;
- b) otherwise provided by the conditions of this consent.  
(Reason: Information and ensure compliance)

### PRIOR TO ISSUE OF CONSTRUCTION CERTIFICATE

The following conditions of consent must be complied with prior to the issue of a construction certificate.

#### 2. Damage Deposit

The applicant shall lodge a Damage Deposit of \$5,000 (GST Exempt) as cash, cheque or an unconditional bank guarantee, to Council against possible damage to

Council's asset during the course of the building works. The deposit will be refundable subject to inspection by Council after the completion of all works relating to the proposed development. For the purpose of inspections carried out by Council Engineers, an inspection fee of \$66 (GST Exempt) is payable to Council. Any damages identified by Council shall be restored by the applicant prior to release of the Damage Deposit.

(Reason: Protection of public asset)

### **3. Revised Architectural Plans**

Prior to issue of any Construction Certificate, the applicant shall submit, for approval by the Accredited Certifier, revised architectural plans showing the following:

1. The proposed double parking spaces shall be setback 1 metre from the property boundary in Legion Way.
2. The overall height of the proposed sliding gates shall not be greater than 1 metre. The gates shall match in design and scale the existing perimeter fencing.

(Reason: Ensure compliance)

## **PRIOR TO COMMENCEMENT**

**The following conditions of consent have been imposed to ensure that the administration and amenities relating to the proposed development comply with all relevant requirements. All of these conditions are to be complied with prior to the commencement of any works on site.**

### **4. Report Existing Damages on Council's Property**

Prior to commencement of any works on site, the applicant shall notify Council in writing with digital photographs of any existing damages to Council's assets fronting the property and the immediate adjoining properties. Failure to do so will result in the applicant being liable for any construction related damages to these assets. In this respect, the damage deposit lodged by the applicant may be used by Council to repair such damages.

(Reasons: Protection of Council's Infrastructure)

### **5. Permits and Approvals Required**

Application is to be made to Council's Infrastructure Services Division for the following approvals and permits as appropriate:-

- a) Permit to erect Builder's hoarding where buildings are to be erected or demolished within 3.50m of the street alignment. Applications are to include current fees and are to be received at least 21 days before commencement of the construction.
- b) Permit to stand mobile cranes and/or other major plant on public roads. Applications are to include current fees and security deposits and are to be received at least seven days before the proposed use. It should be noted that the issue of such permits may also involve approval from the NSW Police Force and the RTA. A separate written application to work outside normal hours must be submitted for approval.

It should also be noted that, in some cases, the above Permits may be refused and temporary road closures required instead which may lead to longer delays due to statutory advertisement requirements.

- c) Permit to open public roads, including footpaths, nature strip, vehicular crossing or for any purpose whatsoever. All applications are to include current fees.
- d) Permit to place skip/waste bin on footpath and/or nature strip. (Maximum three (3) days).
- e) Permit to work and/or place building materials on footpath and/or nature strip. (Maximum two (2) weeks).
- f) Permit to establish Works Zone on Public Roads adjacent to the Development including use of footpath area. Applications must be received by Council at least twenty-one days prior to the zone being required. The application will then be referred to the Council's Local Traffic Committee for approval, which may include special conditions.
- g) Permit to construct vehicular crossings over Council's footpath, road or nature strip.  
(Reason: Legal requirements)

#### **6. Application for Vehicle crossing**

Submit an application with fees to Council for the construction of a plain concrete vehicular crossing.

(Reason: Protection of public asset)

### **DURING DEMOLITION, EXCAVATION AND CONSTRUCTION**

**The following conditions are to be complied with throughout the course of site works including demolition, excavation and construction.**

#### **7. Hours of Work**

All construction/demolition work relating to this Development Consent within the City must be carried out only between the hours of 7 am to 5 pm Mondays to Fridays and 7 am to 12 noon on Saturdays. No work is permitted on Sundays or Public Holidays.

An application under Section 96 of the Environmental Planning and Assessment Act for a variation to these approved hours must be lodged with Council at least 3 working days in advance of the proposed work. The application must include a statement regarding the reasons for the variation sought and must be accompanied by the required fee.

Note: This S96 application may require re-notification in some circumstances.



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(Reason: Ensure compliance and amenity)

## 8. Building Site Fencing

Public access to the site and building works, materials and equipment on the site is to be restricted, when work is not in progress or the site is unoccupied.

A temporary safety fence is to be provided to protect the public, located to the perimeter of the site (unless the site is separated from the adjoining land by an existing structurally adequate fence, having a minimum height of 1.5m). Temporary fences are to have a minimum height of 1.8m and be constructed of cyclone wire or similar with fabric attached to the inside of the fence to provide dust control.

Fences are to be structurally adequate and be constructed in a good and workmanlike manner and the use of poor quality materials or steel reinforcement mesh as fencing is not permissible.

The public safety provisions and temporary fences must be in place and be maintained throughout construction.

(Reason: Safety)

## 9. Construction Information Sign

A clearly visible all weather sign is required to be erected in a prominent position on the site detailing:

- (a) that unauthorised entry to the work site is prohibited;
- (b) the excavator's and / or the demolisher's and / or the builder's name;
- (c) contact phone number/after hours emergency number;
- (d) licence number;
- (e) approved hours of site work; and
- (f) name, address and contact phone number of the Principal Certifying Authority (if other than Council)

ANY SUCH SIGN IS TO BE REMOVED WHEN THE WORK HAS BEEN COMPLETED.

Council may allow exceptions where normal use of the building/s concerned will continue with ongoing occupation, or the works approved are contained wholly within the building.

(Reason: Ensure compliance)

## 10. Road and Footpath

Council's footpath, nature strip or roadway not being damaged and shall be kept clear at all times.

(Reason: Maintain public safety)

## 11. Excess or Waste Concrete

Excess or waste concrete from mobile concrete agitators or concrete pumping equipment shall not be washed down, spilled or disposed of onto the road reserve, Council's stormwater system, road, pavement, reserves or Council land.

(Reason: Environmental protection)

**12. Access to Site**

During Demolition, Excavation and Construction, access to the site is to be available in all weather conditions, and stabilised to prevent vehicles tracking soil materials onto public roads.

(Reason: Environmental protection)

**13. Sweep & Clean Pavement**

Sweep and clean pavement surface adjacent to the ingress and egress points of earth, mud and other materials at all times and in particular at the end of each working day or as directed by Council.

(Reason: Legal requirement)

**14. Street Signs**

The applicant is responsible for the protection of all regulatory / parking / street signs fronting the property. Any damaged or missing street signs as a consequence of the development and associated construction works are to be replaced at full cost to the applicant.

(Reason: Protection of public assets)

**15. Storage of Materials on Council Land Prohibited**

The dumping or storage of building materials, spoil, vegetation, green waste, or any other material in the Council reserve is prohibited.

(Reason: Safety, environmental protection)

**PRIOR TO OCCUPATION OF THE DEVELOPMENT**

**The following conditions of consent must be complied with prior to the issue of an occupation certificate.**

**16. Access for the Disabled - Disability Discrimination Act**

The building/development must comply with the requirements of the Disability Discrimination Act.

It should be noted that this approval does not guarantee compliance with this Act and the applicant/owner should investigate their liability under this Act.

(Reason: Access and egress)

**17. Registration of Plan of Consolidation**

All individual allotments involved in the development site being consolidated into a single allotment and evidence of the registration of the plan of consolidation to be submitted to Council.

(Reason: Ensure compliance)

**18. Rainwater Re-use – Minor**

The applicant shall supply and install rainwater re-use tanks with a minimum storage volume of 3m<sup>3</sup> in accordance with Sydney Water's requirements and Council's DCP and Technical Standards. The rainwater reuse tank system shall be connected to supply non-potable use including landscape irrigation and car washing. The rainwater tank shall be located behind the front alignment of the building to which the tank is connected.

(Reason: Ensure compliance and conserve natural resources)

#### **19. Vehicular Access**

Construct a new vehicular access including the replacement of the existing kerb and gutter and associated 1.5 metres road restoration as directed by Council's Engineers. All works shall be carried out in accordance with Council's specification AUS-SPEC C271 and Council's Standard Drawing SD105 - Council Vehicular Footpath Crossing and Kerb and Gutter details and any approved longitudinal sections.

A separate application for the crossing including current fees and charges is to be submitted for approval by Council.

The new vehicular access is to be 4.8 metres wide with no splays and is to be constructed at right angles to the street kerb in plain concrete. The edge of the new access shall be located at least 6 metres from the kerb return and no closer than 1 metre from the adjoining property boundary.

For the design levels of the vehicular crossing at the property boundary, the following shall be complied with:

- At back of layback – 100 mm above and parallel to the gutter invert.
- At property boundary – 120 mm above and parallel to the gutter invert.

The existing kerb and gutter and associated 1.5 metres wide road pavement on both sides of the new vehicular access shall be adjusted for a minimum distance of 2 metres. The suitability of the grade of driveway inside the property is the sole responsibility of the applicant and the required alignment levels fixed by Council may impact upon these levels.

All adjustments to the nature strip, footpath and/or public utilities' mains and services as a consequence of the development and any associated construction works shall be carried out at the full cost to the Applicant. All driveway grades and transitions must comply with AS/NZS 2890.1.

Vehicular Crossing Formwork Inspection Sheet shall be obtained from Council (attesting to this condition being appropriately satisfied) and submitted to the Principal Certifying Authority prior to issue of any Occupation Certificate.  
(Reason: Public amenity)

#### **20. Removal of Redundant Crossings**

Remove all redundant crossings together with any necessary works and reinstate the footpath, nature strip and kerb and gutter accordingly. Such work shall be carried out in accordance with Council's specification.

Vehicular Crossing Formwork Inspection Sheet shall be obtained from Council (attesting to this condition being appropriately satisfied) and submitted to the Principal Certifying Authority prior to issue of any Occupation Certificate.  
(Reason: Public amenity)

## **ADDITIONAL CONDITIONS**

**The following conditions have been applied to ensure that the use of the land and/or building is carried out in such a manner that is consistent with the aims and objectives of the planning instrument affecting the land, and relevant legislation.**

### **21. Hours of Operation**

The hours of operation as a business premises are restricted to the followings:

Weekdays & Saturdays	8.00am to 6.00pm
Sundays & Public Holidays	closed

Any variation to these hours is to be subject to the prior consent of Council.  
(Reason: Amenity)

### **22. Conservation Management Plan**

Any works to the building (including property maintenance) must be undertaken adopting the provision of the Conservation Management Plan prepared by Clive Lucas, Stapleton and Partners Pty. Ltd.

Noting the current provisions of the State Environmental Planning Policy (Exempt and Complying Development Codes) 2008, any works to the building shall be subject to a separate application.  
(Reason: Heritage Conservation)

### **23. Stormwater Kerb Outlet**

New stormwater connection outlets at street kerb shall be made using 125x75x4 galvanised Rectangular Hollow Section (RHS). Where there are multiple outlets required, a minimum distance of 100mm shall separate these outlets. A grated drainage pit (min. 600mm x 600mm) shall be provided within and adjacent to the property boundary prior to discharging to the Council's drainage system.  
(Reason: Protection of public asset)

### **24. Vehicular Access and Garaging**

Driveways and vehicular access ramps shall be designed to provide adequate ground clearance to the underside of B85 vehicles. In all respects, the proposed vehicle access and/or parking spaces shall be designed and constructed to comply with the minimum requirements of AS/NZS 2890.1 and Council's standard specification.  
(Reason: Vehicular access)

### **25. Underground Utility Services**

Locate and establish the size and levels of all utility services in the footpath and road reserve. Contact "Dial Before You Dig" Service" prior to commencement of any works.

All adjustments to public utilities' mains and services as a consequence of the development and associated construction works shall be at the full cost to the applicant.

(Reason: Protection of utilities)

#### **26. Public Infrastructure Restoration**

Prior to the release of the Damage Deposit, any damaged public infrastructure caused as a result of the construction works on the subject site (including damage caused by, but not limited to, delivery vehicles, waste collection, contractors, sub-contractors, concrete delivery vehicles) must be fully repaired in accordance with Council's specification and AUS-SPEC at no cost to Council.

(Reason: Protection of public assets)

#### **27. Trees on Adjoining Properties**

No approval is given for the removal or pruning of trees on the nature strip, adjoining reserves, or neighbouring private land.

(Reason: Environmental protection)

### **PRESCRIBED CONDITIONS**

**The following conditions are prescribed by S80A of the Environmental Planning & Assessment Act for developments involving building work.**

#### **28. Compliance with Building Code of Australia**

All building works must be carried out in accordance with the performance requirements of the Building Code of Australia.

Taking into account the change of use, fire safety requirements in the *BCA apply and shall be incorporated by the Accredited Certifier.*

(Reason: Compliance)

### **STATUTORY REQUIREMENTS**

**The following advisory notes are statutory requirements of the Environmental Planning & Assessment Act and the Environmental Planning & Assessment Regulations and are provided to assist applicants**

#### **29. Construction Certificate Required**

This consent IS NOT an approval to carry out any building works (with the exception of demolition work). A Construction Certificate is required PRIOR TO ANY BUILDING WORKS BEING COMMENCED.

Enquiries regarding the issue of a construction certificate can be made to Council's Customer Service Centre on 9777 1000.

(Reason: Ensure compliance and statutory requirement)

#### **30. Notify Council of Intention to Commence Works**

In accordance with the provisions of Clause 81A(2) of the Environmental Planning and Assessment Act 1979 the person having the benefit of the development consent

shall appoint a Principal Certifying Authority and give at least 2 days' notice to Council, in writing, of the persons intention to commence the erection of the building.  
(Reason: Information and ensure compliance)

**31. Occupation Certificate**

The building/structure or part thereof shall not be occupied or used until an interim occupation / final occupation certificate has been issued in respect of the building or part.  
(Reason: Safety)

**9.11 VARIATIONS TO DEVELOPMENT STANDARDS (USE OF SEPP 1)  
QUARTER 2 - OCTOBER TO DECEMBER 2014**

**ATTACHMENTS:** 1. LIST OF APPLICATIONS WITH VARIATIONS TO  
DEVELOPMENT STANDARDS QUARTER 2 –  
OCTOBER 2014 TO DECEMBER 2014

**RESPONSIBLE OFFICER:** IAN ARNOTT - DEVELOPMENT PLANNING MANAGER

**AUTHOR:** JUDY MUIR - ADMINISTRATION MANAGER

**MEETING DATE:** 9 MARCH 2015

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**Purpose of Report**

The attached schedule lists all development applications determined during the 2nd Quarter (October 2014 to December 2014) with variations in development standards as reported to the Department of Planning and Infrastructure.

**RESOLUTION**

That the information be noted.

**MOVED COUNCILLOR SAVILLE**

**SECONDED COUNCILLOR MUSTACA**

**CARRIED**

**Voting**

**For the Resolution:** Councillors Giles-Gidney, Coppock, Eriksson, Hill, Mustaca, Norton, Rozos, Rutherford, Saville, Sloane, Stevens and Wright.

**Against:** Nil

**9.12 APPLICATIONS DETERMINED UNDER DELEGATED AUTHORITY FOR THE MONTH OF JANUARY 2015**

<b>ATTACHMENTS:</b>	<b>1. LIST OF DETERMINED APPLICATIONS</b>
<b>RESPONSIBLE OFFICER:</b>	<b>IAN ARNOTT - DEVELOPMENT PLANNING MANAGER, PETER ROWAN - BUILDING SERVICES MANAGER</b>
<b>AUTHOR:</b>	<b>BUILDING SURVEYORS, DEVELOPMENT PLANNERS</b>
<b>MEETING DATE:</b>	<b>9 MARCH 2015</b>

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**Purpose of Report**

The attached schedule lists all applications determined under delegated authority for the month of January 2015.

**RESOLUTION**

**That the information be noted.**

**MOVED COUNCILLOR SAVILLE**

**SECONDED COUNCILLOR MUSTACA**

**CARRIED**

**Voting**

**For the Resolution:** Councillors Giles-Gidney, Coppock, Eriksson, Hill, Mustaca, Norton, Rozos, Rutherford, Saville, Sloane, Stevens and Wright.

**Against:** Nil



**9.13 DEVELOPMENT APPLICATION REPORT TO 2 MARCH 2015**

<b>ATTACHMENTS:</b>	<b>1. LIST OF APPLICATIONS</b>
<b>RESPONSIBLE OFFICER:</b>	<b>IAN ARNOTT – DEVELOPMENT PLANNING MANAGER, PETER ROWAN – BUILDING SERVICES MANAGER</b>
<b>AUTHOR:</b>	<b>DEVELOPMENT PLANNERS, BUILDING SURVEYORS</b>
<b>MEETING DATE:</b>	<b>9 MARCH 2015</b>

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**Purpose of Report**

The attached schedule lists all current development applications grouped by suburb.

**RESOLUTION**

That the information be noted.

**MOVED COUNCILLOR SAVILLE**

**SECONDED COUNCILLOR MUSTACA**

**CARRIED**

**Voting**

**For the Resolution:** Councillors Giles-Gidney, Coppock, Eriksson, Hill, Mustaca, Norton, Rozos, Rutherford, Saville, Sloane, Stevens and Wright.

**Against:** Nil

**9.14 TENDER SUMMARY - TENDER 085056 - SUPPLY AND INSTALLATION OF CCTV EQUIPMENT - ALBERT AVENUE AND THE CONCOURSE CARPARKS**

<b>RESPONSIBLE OFFICER:</b>	<b>PAUL COLLINGS – ACTING INFRASTRUCTURE SERVICES DIRECTOR</b>
<b>AUTHOR:</b>	<b>DAVID DI BIASE – PROPERTY MAINTENANCE AND CONSTRUCTION MANAGER</b>
<b>CITY STRATEGY LINK:</b>	<b>4.1.1 EFFICIENT ASSET MANAGEMENT</b>
<b>MEETING DATE:</b>	<b>9 MARCH 2015</b>

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**Purpose of Report**

This report seeks Council's approval for the engagement of a contractor to carry out the supply, installation and commissioning of CCTV equipment to the new Albert Avenue and The Concourse carparks.

**RESOLUTION**

**That:**

- 1. Council accept the tender from Constant Technology PTY Ltd for the supply, installation and commissioning of CCTV Equipment to the Albert Ave and The Concourse Car Parks.**
- 2. The works be funded from the 2014/2015 PIP budget allocations.**
- 3. The General Manager and Mayor be authorised to execute the contract documents under the Common Seal of Council.**

**MOVED COUNCILLOR SAVILLE**

**SECONDED COUNCILLOR MUSTACA**

**CARRIED**

**Voting**

**For the Resolution:** Councillors Giles-Gidney, Coppock, Eriksson, Hill, Mustaca, Norton, Rozos, Rutherford, Saville, Sloane, Stevens and Wright.

**Against:** Nil

**9.15 TENDER SUMMARY - BEAUCHAMP PARK AND CASTLE COVE PARK SPORTSGROUND FLOODLIGHTING INSTALLATION AND UPGRADE WORKS - TENDER NO. 084705****RESPONSIBLE OFFICER: PAUL COLLINGS – ACTING INFRASTRUCTURE SERVICES DIRECTOR****AUTHOR: MELANIE COWLES – RECREATION PROJECTS OFFICER****CITY STRATEGY LINK: 1.3.2 HEALTHY LIVING AND WELLBEING ARE ENCOURAGED****MEETING DATE: 9 MARCH 2015**

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**Purpose of Report**

To seek Council's approval to appoint a tenderer to carry out the sportsground floodlighting installation and upgrade works at Beauchamp Park, Chatswood and Castle Cove Park, Castle Cove.

To seek Council's approval to appoint a tenderer to carry out the sportsground floodlighting installation and upgrade works at Beauchamp Park, Chatswood and Castle Cove Park, Castle Cove.

**MOTION****That:**

- 1. Council accept Havencord Pty Ltd trading as Floodlighting Australia as the preferred tenderer for Beauchamp Park and Castle Cove Park Sportsground Floodlighting Installation and Upgrade Works.**
- 2. Havencord Pty Ltd trading as Floodlighting Australia be given authorisation to complete the design and construction of the tendered works.**
- 3. The Mayor and General Manager be authorised to sign and execute the contract documents.**
- 4. Tenderers be informed of Council's decision.**

**MOVED COUNCILLOR ROZOS****SECONDED COUNCILLOR RUTHERFORD****CARRIED****Voting****For the Motion:** Councillors Giles-Gidney, Coppock, Eriksson, Hill, Mustaca, Norton, Rozos, Rutherford, Saville, Sloane, Stevens and Wright.**Against:** Nil

**CONSEQUENTIAL MOTION**

**That Council explores an automatic system to turn off the flood lights when play is finished and a report be brought back to Council.**

**MOVED COUNCILLOR SAVILLE**

**SECONDED COUNCILLOR MUSTACA**

**LOST**

**Voting**

**For the Consequential Motion:** Councillors Coppock, Mustaca, Norton, Saville and Stevens.

**Against:** Councillors Giles-Gidney, Eriksson, Hill, Rutherford, Rozos, Sloane and Wright.

**9.16 TENDER SUMMARY - TENDER 082400 - GRASS MOWING**

<b>RESPONSIBLE OFFICER:</b>	<b>PAUL COLLINGS – ACTING INFRASTRUCTURE SERVICES DIRECTOR</b>
<b>AUTHOR:</b>	<b>JULIE WHITFIELD - OPEN SPACE MANAGER JASON BAKER – RECREATION ASSETS OFFICER</b>
<b>CITY STRATEGY LINK:</b>	<b>1.3.1 ACCESSIBLE OPEN SPACE AND RECREATIONAL FACILITIES FOR THE COMMUNITY ARE PROVIDED</b>
<b>MEETING DATE:</b>	<b>9 MARCH 2015</b>

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**Purpose of Report**

To seek Council's approval to appoint a preferred tenderer to carry out the grass mowing of Council's Open Space areas.

**RESOLUTION**

That:

- 1. Council accept the tender from Urban Maintenance Systems for the grass mowing of Open Space areas, for a period of two (2) years with an option for a further two (2) years.**
- 2. The Mayor and General Manager be authorised to affix the Common Seal of Council to the successful tender documents.**
- 3. Tenderers be informed of Council's decision.**

**MOVED COUNCILLOR SLOANE**

**SECONDED COUNCILLOR SAVILLE**

**CARRIED**

**Voting**

**For the Resolution:** Councillors Giles-Gidney, Coppock, Eriksson, Hill, Mustaca, Norton, Rozos, Rutherford, Saville, Sloane, Stevens and Wright.

**Against:** Nil

## 10 MATTERS BROUGHT FORWARD BY THE PUBLIC

- Item 18.1 1 Anderson Street, Chatswood – DA 2013/557/B
- Item 18.2 290 Mowbray Road, 66 Stafford Road & 66A Stafford Road, Artarmon  
– DA 2014/567
- Item 20.3 Notice of Motion: Infrastructure Levy

## 11 MATTERS NOT REQUIRING ELABORATION OR DEBATE

The Mayor invited Councillors to indicate the items not brought forward by the public that they wished to deal with separately:

- Item 12.1.3 (9.1) Commemoration of Former Mayor Pat Reilly
- Item 13.2 Notice of Motion: Community Charter for Good Planning in NSW
- Item 14.1 Councillors Information Booklet – 12 & 19 March 2015
- Item 20.1 Notice of Motion: Reopening of Council Meeting
- Item 20.2 Notice of Motion: The Late Mayor Councillor Pat Reilly

### RESOLUTION

**That the remaining items, viz:**

- Item 12.1 Cultural & Civic Committee Meeting – 16 March 2015
- Item 12.1.1 (8.1) Access Advisory Committee Meeting Held 18 February 2015
- Item 12.1.2 (8.5) Traffic Committee minutes – 18 February 2015
- Item 12.2 69 Victoria Avenue, Chatswood – Middle Harbour Ward Councillors  
Inspection Committee Meeting – 16 March 2015
- Item 12.3 49 Minimbah Road, Northbridge – Sailors Bay Ward Councillors  
Inspection Committee Meeting – 18 March 2015
- Item 13.1 Notice of Motion: Local Government Amendment (Red Tape  
Reduction) Bill 2014
- Item 17.1 Aboriginal Heritage Office Report – Filling the Void
- Item 18.3 Development Application Report to 16 March 2015
- Item 19.1 Gore Hill Park / Gore Hill Tech Park
- Item 19.2 Tender Summary – Gore Hill Park Recreational Development for  
Architectural Services – Tender No. 087157
- Item 19.3 Tender Summary – Provision of Painting Services – Tender No.  
082821

**be adopted in accordance with the recommendations in the reports.**

**MOVED COUNCILLOR SLOANE**

**SECONDED COUNCILLOR SAVILLE**

**CARRIED**

### Voting

**For the Resolution:** Councillors Giles-Gidney, Coppock, Eriksson, Hill, Mustaca, Norton, Rozos, Rutherford, Saville, Sloane, Stevens and Wright.

**Against:** Nil

**Not voting:** Councillor Coppock did not vote on Item 19.1 Gore Hill Park / Gore Hill Tech Park in which he had declared an interest.

## 12 REPORTS FROM COMMITTEES

### 12.1 CULTURAL & CIVIC COMMITTEE MEETING - 16 MARCH 2015

ATTACHMENTS:	1. MINUTES
RESPONSIBLE OFFICER:	MELANIE SMITH - COMMUNITY SERVICES DIRECTOR
AUTHOR:	MELANIE SMITH - COMMUNITY SERVICES DIRECTOR
MEETING DATE:	23 MARCH 2015

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#### Purpose of Report

To list on the agenda the minutes of the Cultural & Civic Committee Meeting held 16 March 2015.

#### RESOLUTION

That:

1. The Minutes be received.
2. Council note the resolutions adopted by the Committee.
3. Council adopt the Committee's recommendations with the exception of:
  - Item 12.1.3 (9.1) Commemoration of Former Mayor Pat Reillyand
4. The minutes and recommendations of the Griffin Reserves Advisory Committee be resubmitted to the next Transport, Access & Environment Committee for adoption.

MOVED COUNCILLOR COPPOCK

SECONDED COUNCILLOR SAVILLE

**CARRIED**

#### Voting

**For the Resolution:** Councillors Giles-Gidney, Coppock, Eriksson, Hill, Mustaca, Norton, Rozos, Rutherford, Saville, Sloane, Stevens and Wright.

**Against:** Nil



**12.1.3 (9.1) COMMEMORATION OF FORMER MAYOR PAT REILLY**

<b>ATTACHMENTS:</b>	<b>1. HAVE YOUR SAY COMMENTS</b>
<b>RESPONSIBLE OFFICER:</b>	<b>MELANIE SMITH - COMMUNITY SERVICES DIRECTOR</b>
<b>AUTHOR:</b>	<b>MELANIE SMITH – COMMUNITY SERVICES DIRECTOR</b>
<b>CITY STRATEGY LINK:</b>	<b>1.1.1 THE COMMUNITY CAN PARTICIPATE IN CITY LIFE</b>
<b>MEETING DATE:</b>	<b>16 MARCH 2015</b>

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**Purpose of Report**

To seek Council's decision on an appropriate Memorial for the Late Emeritus Mayor Pat Reilly.

**RESOLUTION**

- 1. That a bas-relief Plaque be installed at the Concourse in memory of the Emeritus Mayor Pat Reilly.**
- 2. That a new meeting room at Willoughby Park Centre be renamed after Emeritus Mayor Pat Reilly**

**MOVED COUNCILLOR RUTHERFORD**

**SECONDED COUNCILLOR COPPOCK**

**CARRIED**

**Voting**

**For the Resolution:** Councillors Giles-Gidney, Coppock, Eriksson, Hill, Mustaca, Norton, Rozos, Rutherford, Saville, Sloane, Stevens and Wright.

**Against:** Nil

**AMENDMENT**

- 1. That a bas-relief Plaque be installed at The Concourse in memory of the Emeritus Mayor Pat Reilly.**
- 2. A new meeting room at Willoughby Park Centre be renamed after Emeritus Mayor Pat Reilly.**
- 3. That the Number 1 Oval at Willoughby Park Centre be renamed to "The Pat Reilly Oval Number 1".**

**MOVED COUNCILLOR NORTON**

**SECONDED COUNCILLOR SLOANE**

**LOST**

**Voting**

**For the Amendment:** Councillors Norton, Saville, Sloane, Stevens and Wright.

**Against:** Councillors Giles-Gidney, Coppock, Eriksson, Hill, Mustaca, Rutherford and Rozos.

**12.2 69 VICTORIA AVENUE, CHATSWOOD - MIDDLE HARBOUR WARD  
COUNCILLORS INSPECTION COMMITTEE MEETING - 16 MARCH 2015**

**ATTACHMENTS:** 1. MINUTES

**RESPONSIBLE OFFICER:** IAN ARNOTT - DEVELOPMENT PLANNING  
MANAGER

**AUTHOR:** SIMON SMITH - DEVELOPMENT PLANNER

**MEETING DATE:** 23 MARCH 2015

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**Purpose of Report**

To present the minutes of the Middle Harbour Ward Councillors Inspection Committee Meeting held 16 March 2015.

**RESOLUTION**

**That:**

- 1. The Minutes be received.**
- 2. Council note the resolution adopted by the Committee.**

“That the application be approved, subject to the following conditions:

A. Condition 8 is to be modified as follows:

Hours of operation

The hours of operation of the use are to be restricted to the times listed below, i.e.

Monday to Friday	7:00am to 10:00pm
Saturdays, Sundays & Public Holidays	7:00am to 8:00pm

Notwithstanding the above, a six (6) month trial period (the 6 month trial period is to commence from the date of this consent) of extending trading hours is approved in which the hours of operation are restricted to those times listed below:

Monday to Friday	6:00am to 10:00pm
Saturdays, Sundays & Public Holidays	7:00am to 8:00pm

The extended trading hours shall cease after six (6) months of operation at which time the hours of operation shall revert to:

Monday to Friday	7:00am to 10:00pm
Saturdays, Sundays & Public Holidays	7:00am to 8:00pm

A further section 96 modification may be lodged after a minimum of three (3) months of extended hours of operation has occurred for Council's consideration of the continuation of the extended trading hours.

B. Condition 8a is modified as follows:

#### Facility Management Plan

A Facility Management Plan must be maintained for the operation and management of the facility. The plan is to provide for 'management actions' that achieve but are not limited to the following objectives:

#### Parking and Access

- Customers and staff are able to access the facility freely and safely during the core business hours identified in Condition 8.
- All customers and staff have the ability to securely access and use the designated parking provided onsite.

#### Waste

- All garbage generated by the facility is to be stored within designated garbage bays at the northern end of the site free from view from the public domain.
- The site is to be kept free of litter.
- Noise from collection of waste complies with all relevant standards against background noise levels and does not unreasonably interfere with the comfort or repose of neighbours or their enjoyment of their properties.
- Waste collection is to be limited to the following times:

<i>Monday to Friday</i>	<i>7:00am to 6:00pm</i>
<i>Saturdays</i>	<i>8:00am to 6:00pm</i>

#### Residents' concerns

- Resident's objections/ concerns are brought promptly to the attention of the facility manager.
- Residents are aware that a complaint management system exists within one week of operating of the facility which allows for registration of their concerns for future reference and accountability and provides for an "after hours" manned security service should they have an issue that requires immediate response.
- Residents' complaints are responded to by the Facility Manager promptly, and at the latest, within one week of the complaint.

#### Administration/ Monitoring/ Review

- The objectives and management actions of the management plan are consistently achieved.
- Records of all complaints made and actions taken to address the issues raised, and any other concerns or actions arising from the operation or modifying the management plan requirements. The record of all such complaints/actions is to be kept on site and made available to Council if required.

(Reason: Facility management and amenity)

**Seconded Councillor W Norton**

The applicant and Council Officers addressed the Committee and answered questions of the Councillors.

**NOTE:**

1. Any S96 application submitted in accordance with Condition 8 above will incur no S96 application fee.
2. A further 6 month trial period is granted for 6:00am commencement despite recommendations of the submitted acoustic report noting that no objections were received from neighbouring residents and the applicant stated that vehicular access to the site has been upgraded since the acoustic report was submitted.”

**MOVED COUNCILLOR SLOANE****SECONDED COUNCILLOR SAVILLE****CARRIED****Voting**

**For the Resolution:** Councillors Giles-Gidney, Coppock, Eriksson, Hill, Mustaca, Norton, Rozos, Rutherford, Saville, Sloane, Stevens and Wright.

**Against:** Nil

**12.3 49 MINIMBAH ROAD, NORTHBRIDGE - SAILORS BAY WARD  
COUNCILLORS INSPECTION COMMITTEE MEETING - 18 MARCH 2015****RESPONSIBLE OFFICER: IAN ARNOTT - DEVELOPMENT PLANNING  
MANAGER****AUTHOR: ARTHUR TSEMBIS - DEVELOPMENT PLANNER****MEETING DATE: 23 MARCH 2015**

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**Purpose of Report**

To list on the agenda the minutes of the Sailors Bay Ward Councillors Inspection Committee Meeting held 18 March 2015.

**RESOLUTION****That:**

- 3. The Minutes be received.**
- 4. Council note the resolution adopted by the Committee.**

**“That the matter be deferred for 2 weeks to allow the applicant and the neighbour to consult further to see if they can agree on a mutually agreed alternate design and location for the proposed lift. If no agreement is reached, a further Ward meeting is to be held on-site at 4:30pm on 1 April 2015 to determine the application in its current form.”**

**MOVED COUNCILLOR SLOANE****SECONDED COUNCILLOR SAVILLE****CARRIED****Voting**

**For the Resolution:** Councillors Giles-Gidney, Coppock, Eriksson, Hill, Mustaca, Norton, Rozos, Rutherford, Saville, Sloane, Stevens and Wright.

**Against:** Nil

## 13 DEFERRED MATTERS

### 13.1 NOTICE OF MOTION: LOCAL GOVERNMENT AMENDMENT (RED TAPE REDUCTION) BILL 2014

**RESPONSIBLE OFFICER:** DEBRA JUST - GENERAL MANAGER

**AUTHOR:** DEBRA JUST - GENERAL MANAGER

**MEETING DATE:** 23 MARCH 2015

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#### **Purpose of Report**

Councillor L Saville has indicated her intention to move the following Notice of Motion.

“That Willoughby City Council:

- (a) Notes that the NSW Government is proposing legislation, the Local Government Amendment (Red Tape Reduction) Bill 2014, that will remove key anti-corruption provisions from local government tendering processes.
- (b) Opposes the Local Government Amendment (Red Tape Reduction) Bill 2014 which proposes to allow councils to remove council oversight of all tenders, whether for hundreds of thousands or millions of dollars in value, and allow for these decisions to be delegated to a single council official or even to private firms
- (c) Notes that ICAC has found that inconsistent tendering processes create corruption risks, by increasing complexity and entrenching a lack of consistency and accountability in tendering.
- (d) Requests the Mayor to write to the Premier, Minister for Local Government, Shadow Minister for Local Government and the parliamentary representatives from the Greens, the Shooters and the Christian Democrats Parties, advising them of this resolution and Council’s concerns. “

#### **RESOLUTION**

**That Council takes no action at this stage but continues to monitor the recent deferral of the Red Tape Reduction Bill.**

**MOVED COUNCILLOR SLOANE**

**SECONDED COUNCILLOR SAVILLE**

**CARRIED**

#### **Voting**

**For the Resolution:** Councillors Giles-Gidney, Coppock, Eriksson, Hill, Mustaca, Norton, Rozos, Rutherford, Saville, Sloane, Stevens and Wright.

**Against:** Nil

## 13.2 NOTICE OF MOTION: COMMUNITY CHARTER FOR GOOD PLANNING IN NSW

**RESPONSIBLE OFFICER:** DEBRA JUST - GENERAL MANAGER

**AUTHOR:** DEBRA JUST - GENERAL MANAGER

**MEETING DATE:** 23 MARCH 2015

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### **Purpose of Report**

Councillor Saville has indicated her intention to move the following Notice of Motion.

“That Willoughby City Council:

- a. Formally endorses the Community Charter for Good Planning in NSW and its five key principles.
- b. Ensures that all future planning decisions made are consistent with the five key principles of the Community Charter for Good Planning in NSW.
- c. Creates an open, transparent and accountable public consultation system, which goes further than the current system in relation to planning.
- d. Engage with members of the public about positive and negative impacts on the local community before decisions are made and that the minutes from these meeting are publicly available.
- e. Requests the Mayor to write to the Premier, Minister for Planning, Shadow Minister for Planning and the parliamentary representatives from the Greens, the Shooters and the Christian Democrats Parties, advising them of Council’s resolution to formally endorse the charter.”

### **MOTION**

**That Willoughby City Council:**

- a. **Formally endorses the Community Charter for Good Planning in NSW and its five key principles.**
- b. **Ensures that all future planning decisions made are consistent with the five key principles of the Community Charter for Good Planning in NSW.**
- c. **Creates an open, transparent and accountable public consultation system, which goes further than the current system in relation to planning.**
- d. **Engage with members of the public about positive and negative impacts on the local community before decisions are made and that the minutes from these meeting are publicly available.**



- e. **Requests the Mayor to write to the Premier, Minister for Planning, Shadow Minister for Planning and the parliamentary representatives from the Greens, the Shooters and the Christian Democrats Parties, advising them of Council's resolution to formally endorse the charter."**

**MOVED COUNCILLOR SAVILLE**

**SECONDED COUNCILLOR WRIGHT**

**LOST**

**Voting**

**For the Motion:** Councillors Coppock, Norton, Saville, Sloane, Stevens and Wright.

**Against:** Councillors Giles-Gidney, Eriksson, Hill, Mustaca, Rutherford and Rozos.

**As the vote was equal, the Mayor exercised her casting vote against of the Motion.**

## 14 CORRESPONDENCE

### 14.1 COUNCILLORS INFORMATION BOOKLET - 12 & 19 MARCH 2015

<b>RESPONSIBLE OFFICER:</b>	<b>DEBRA JUST - GENERAL MANAGER</b>
<b>AUTHOR:</b>	<b>TRISHA DUFFY</b>
<b>CITY STRATEGY LINK:</b>	<b>6.1.1 A COUNCIL THAT IS OPEN, ACCOUNTABLE AND REPRESENTS ITS CONSTITUENTS</b>
<b>MEETING DATE:</b>	<b>23 MARCH 2015</b>

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#### **Purpose of Report**

To list on the Council Agenda the weekly Councillors Information Booklet, circulated to all Councillors on 12 & 19 March 2015.

#### **RESOLUTION**

**That the Councillors Information Booklets be received.**

**MOVED COUNCILLOR COPPOCK**

**SECONDED COUNCILLOR SAVILLE**

**CARRIED**

#### **Voting**

**For the Resolution:** Councillors Giles-Gidney, Coppock, Eriksson, Hill, Mustaca, Norton, Rozos, Rutherford, Saville, Sloane, Stevens and Wright.

**Against:** Nil

**15 REPORTS FROM OFFICERS - GENERAL MANAGER**

NIL

**16 REPORTS FROM OFFICERS - CORPORATE SERVICES  
DIRECTOR**

NIL

## 17 REPORTS FROM OFFICERS - COMMUNITY SERVICES DIRECTOR

### 17.1 ABORIGINAL HERITAGE OFFICE REPORT - FILLING THE VOID

RESPONSIBLE OFFICER:	MELANIE SMITH - COMMUNITY SERVICES DIRECTOR
AUTHOR:	MELANIE SMITH – COMMUNITY SERVICES DIRECTOR
CITY STRATEGY LINK:	1.1.3 CULTURAL DIVERSITY IS RESPECTED, SUPPORTED AND CELEBRATED
MEETING DATE:	23 MARCH 2015

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#### Purpose of Report

To seek Council's endorsement of a new 'Acknowledgement of Country'.

#### RESOLUTION

That Council adopt the following recommended revised 'Acknowledgement of Country' wording:

*On behalf of Willoughby City Council, I wish to acknowledge the traditional inhabitants of the land on which we stand, the Aboriginal People, their spirits and ancestors. We acknowledge the vital contribution that indigenous people and cultures have made and still make to the nation that we share, Australia.*

MOVED COUNCILLOR SLOANE

SECONDED COUNCILLOR SAVILLE

**CARRIED**

#### Voting

**For the Resolution:** Councillors Giles-Gidney, Coppock, Eriksson, Hill, Mustaca, Norton, Rozos, Rutherford, Saville, Sloane, Stevens and Wright.

**Against:** Nil

## **18 REPORTS FROM OFFICERS - ENVIRONMENTAL SERVICES DIRECTOR**

### **18.1 1 ANDERSON STREET, CHATSWOOD - DA 2013/557/B**

**ATTACHMENTS:** 1. A3 PLANS SEPARATELY CIRCULATED

**MEETING DATE:** 23 MARCH 2015

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**RECOMMENDATION:** APPROVAL

**LOCATION:** 1 ANDERSON STREET, CHATSWOOD NSW 2067.

**APPLICANT:** SCENTRE GROUP (WESTFIELD)

**OWNER:** P T LIMITED

**PROPOSAL:** S96 - MODIFY ORIGINAL PROPOSAL TO INCLUDE CHANGES TO THE ROOF AND ROOF STRUCTURES, PLANT AND FACADE DESIGN, INTERNAL ALTERATIONS, AWNING, WINDOWS, MODIFICATION TO APPROVED HOURS OF CONSTRUCTION AND ASSOCIATED WORKS.

**DATE OF LODGEMENT:** 20-JAN-2015

**VALID APPLICATION DATE:** 2-MAR-2015 AMENDED PLANS RECEIVED

**REPORTING OFFICER:** NONI DE CARVALHO – CBD PLACE MANAGER

**RESPONSIBLE OFFICER:** IAN ARNOTT – DEVELOPMENT PLANNING MANAGER

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### **DESCRIPTION OF PROPOSAL**

This application for modification of Development Consent 2013/557, 2013/557/B, has been lodged by Scentre Group (Westfield) for changes to the approved alterations and additions of the 1 Anderson Street component of Chatswood Westfield shopping centre. The request for modification follows detailed design development and structural engineering advice.

In addition the application requests extension to the approved construction hours to increase construction working hours on Saturday from 7am to 12 noon to 7 am to 3.30pm as well as to allow internal fit-out work where there is no external noise to occur at any time.

### **RESOLUTION**

- 1. That Council grant consent to the s.96 application 2013/557/B as the owner of Charlottle Lane noting that the proposal includes changes to the approved development where it encroaches into the air space of the Lane.**
-

2. That Council note that the encroaching structure within Charlotte Lane air space will have retail gross leasable floor area within the lease lot and that it will be assessed in valuation for the purposes of the lease pursuant to s.149 of the Roads Act 1993.
3. That the s.96 2013/557/B application be approved and delegated authority be granted to the General Manager to issue the consent notice subject to the attached amended conditions.

**MOVED COUNCILLOR SLOANE**

**SECONDED COUNCILLOR STEVENS**

**CARRIED**

**Voting**

**For the Resolution:** Councillors Giles-Gidney, Coppock, Eriksson, Hill, Mustaca, Norton, Rozos, Rutherford, Saville, Sloane, Stevens and Wright.

**Against:** Nil

## SCHEDULE OF CONDITIONS

### Conditions of Consent:

### Development Consent 2013/557 is modified as follows:

- A. Condition 1 is amended as follows:

#### Approved Plan/Details

The development must be in accordance with the following plans:

Type	Plan No.	Revision / Issue No	Plan Date (as Amended)	Date Stamped by Council	Prepared by
Architectural	DA-01	E	February 2015	2.3.2015	Westfield Design & Construction Pty Ltd
Architectural	DA-02	E	February 2015	2.3.2015	Westfield Design & Construction Pty Ltd
Architectural	DA-03	E	February 2015	2.3.2015	Westfield Design & Construction Pty Ltd
Architectural	DA-04	D	February 2015	2.3.2015	Westfield Design & Construction Pty Ltd
Architectural	DA-05	E	February 2015	2.3.2015	Westfield Design & Construction Pty Ltd
Architectural	DA-06	D	February 2015	2.3.2015	Westfield Design & Construction Pty Ltd
Architectural	DA-08	I	February 2015	2.3.2015	Westfield Design & Construction Pty Ltd
Architectural	DA-09	D	February 2015	2.3.2015	Westfield Design & Construction Pty Ltd
Architectural	DA-10	C	February 2015	2.3.2015	Westfield Design & Construction Pty Ltd
Architectural	DA-11	C	February 2015	2.3.2015	Westfield Design & Construction Pty Ltd
Architectural	DA-12	C	February 2015	2.3.2015	Westfield Design & Construction Pty Ltd
Architectural	DA-13	C	February 2015	2.3.2015	Westfield Design & Construction Pty Ltd
Architectural	DA-14	C	February 2015	2.3.2015	Westfield Design & Construction Pty Ltd



Type	Plan No.	Revision / Issue No	Plan Date (as Amended)	Date Stamped by Council	Prepared by
Architectural	DA-15	E	February 2015	2.3.2015	Westfield Design & Construction Pty Ltd
Architectural	02.2000	E	February 2015	2.3.2015	Westfield Design & Construction Pty Ltd
Architectural	02.2001	E	February 2015	2.3.2015	Westfield Design & Construction Pty Ltd
Architectural	02.2002	E	February 2015	2.3.2015	Westfield Design & Construction Pty Ltd
Architectural	02.2101	A	May 2014	11.6.2014	Westfield Design & Construction Pty Ltd
Architectural	02.2102	A	May 2014	11.6.2014	Westfield Design & Construction Pty Ltd
Architectural	02.2104	A	May 2014	11.6.2014	Westfield Design & Construction Pty Ltd
Architectural	02.2100	C	February 2015	2.3.2015	Westfield Design & Construction Pty Ltd
Architectural Charlotte L.	02.1100 Concept	C	May 2014	11.6.2014	Westfield Design & Construction Pty Ltd
Hydraulic	334676	SK001	20.6.2014	23.6.2014	Mott MacDonald

the application form and any other supporting documentation submitted as part of the application, except for:

- a) any modifications which are "Exempt Development" as defined under S76(2) of the Environmental Planning and Assessment Act 1979;
- b) otherwise provided by the conditions of this consent including but not limited to approval of public domain, public art and drainage work in Charlotte Lane.  
(Reason: Information and ensure compliance)

B. Condition 34 is amended as follows:

### **34. Hours of Work**

All construction/demolition work relating to this Development Consent within the City must be carried out only between the hours of 7 am to 5 pm Mondays to Fridays and 7 am to 3.30pm on Saturdays. Internal work to the shopping centre may be carried out at other times. No work is permitted on Sundays or Public Holidays.

Construction working hours have been extended from 12 noon to 3.30 pm on Saturdays and anytime for internal with the exception of Sundays and Public

Holidays for this development having regard to the location of the site. Notwithstanding Council reserves the right at any time and at its discretion to revoke the approval of extended construction hours if there is a detrimental impact in the surrounding area. In this regard Council's authorised officers have the authority on behalf of Council to shut down the extended hours work if required because of adverse impacts in the area (noise, traffic and so on). Extended hours internal work noise shall not exceed 5dBA above the background noise at the boundary or be heard from any residential receiver.

Any further application under Section 96 of the Environmental Planning and Assessment Act for a variation to these approved hours must be lodged with Council at least 3 working days in advance of the proposed work. The application must include a statement regarding the reasons for the variation sought and must be accompanied by the required fee.

Note: This S96 application may require re-notification in some circumstances.

(Reason: Ensure compliance and amenity)

C. Condition 59 is amended to read:

**59. Air Space Lease Agreement**

The completion to the satisfaction of Council of a suitable air space lease agreement for the air space within which the encroachment of the building is proposed. The documentation in respect of this agreement is to be completed and plans of subdivision registered for any portion of the development and the term of lease and lease fees shall be as negotiated between Council and the developer up to a maximum of 99 years. The terms are to be agreed with Council including the valuation terms noting that retail gross leasable floor space is proposed within the encroaching structure in the air space above Charlotte Lane and the Lease signed and registered.

(Reason: Ensure compliance)

**18.2 290 MOWBRAY ROAD, 66 STAFFORD ROAD & 66A STAFFORD ROAD,  
ARTARMON - DA 2014/567****ATTACHMENTS:** 1. ARCHITECTURAL PLANS  
2. NOTIFICATION MAP**MEETING DATE:** 23 MARCH 2015

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**RECOMMENDATION:** REFUSAL**LOCATION:** 290 MOWBRAY ROAD, 66 STAFFORD ROAD & 66A  
STAFFORD ROAD, ARTARMON**APPLICANT:** KAMRANI HOLDINGS PTY LIMITED AND DARLING  
TRADING PTY LTD**OWNER:** KAMRANI HOLDINGS PTY LIMITED AND DARLING  
TRADING PTY LTD**PROPOSAL:** ALTERATIONS AND ADDITIONS TO 3 EXISTING  
DWELLINGS AND CHANGE OF USE TO A CHILD  
CARE CENTRE.**DATE OF LODGEMENT:** 19 DECEMBER 2014**VALID APPLICATION DATE:** 19 DECEMBER 2014**REPORTING OFFICER:** ARTHUR TSEMBIS (DEVELOPMENT PLANNER)**RESPONSIBLE OFFICER:** IAN ARNOTT (DEVELOPMENT PLANNING MANAGER)

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**DESCRIPTION OF PROPOSAL**

The proposed development is for alterations and additions to three (3) existing dwelling houses and change of use to a child care centre for 85 children. The proposal includes the provision of 21 off-street car parking spaces, installation of shade sails, outdoor play areas and associated landscaping, and stormwater drainage works.

It should be noted that the applicant lodged an appeal with the Land and Environment Court (L&EC) on 30 January 2015 for a deemed refusal. The matter has been listed for a conciliation conference in accordance with the provisions of Clause 34 of the *Land and Environment Court Act 1979* on 14 April 2015.

**RESOLUTION**

**That the application be refused and delegated authority granted to the General Manager to issue the Refusal Notice of Determination on the following grounds:**

1. Pursuant to sections 79C(1)(a)(i), 79C(1)(b), and 79C(1)(c) of the Environmental Planning and Assessment Act, the proposed development does not satisfy the aims of WLEP 2012 relating to 'urban design', 'amenity' and 'access', due to the adverse impact on the existing streetscape and heritage character of the locality, and impact on the amenity of adjoining and nearby residential properties and the local community as a result of the likely noise, traffic congestion and safety issues associated with the operation of a childcare centre in the particular location.
2. Pursuant to sections 79C(1)(a)(i), 79C(1)(b) and 79C(1)(c) of the Environmental Planning and Assessment Act, the proposed development does not satisfy the following objectives for the R2 Low Density Residential Zone under the Land Use table:
  - *To accommodate development that is compatible with the scale and character of the surrounding residential development.*
  - *To retain and enhance residential amenity, including view, solar access, aural and visual privacy, and landscape quality.*
3. Pursuant to sections 79C(1)(a)(ii), 79C(1)(b) and 79C(1)(c) of the Environmental Planning and Assessment Act, the proposed development *does not satisfy* the following objective under Part G.8 (Child Care Services):
  - *Ensure quality child care facilities in terms of safety and design standards.*
  - *Ensure child care facilities are designed and located to avoid adverse noise and air quality impacts on occupants.*
  - *Provide for child care facilities that are complementary to their location and integrated into the local environment.*
  - *Minimise potential adverse impacts on the surrounding area in terms of noise, traffic generation and car parking.*
4. Pursuant to section 79C(1)(b) it is considered that the likely noise, traffic, safety, and intensity in use of the proposed site, will have a significant adverse impact on the residential amenity of adjoining and nearby residents and the local community.
5. Pursuant to section 79C(1)(c) of the Environmental Planning and Assessment Act, it is considered that due to the location adjacent to two dead end streets and frontage to a busy main road, it is considered that the subject site is not a suitable location for a childcare centre.
6. Pursuant to section 79C(1)(d) and 79C(1)(e) of the Environmental Planning and Assessment Act, it is considered that approval of the proposed development is not in the public interest.

**MOVED COUNCILLOR COPPOCK**

**SECONDED COUNCILLOR WRIGHT**

**CARRIED**

**Voting**

**For the Resolution:** Councillors Giles-Gidney, Coppock, Eriksson, Hill, Mustaca, Norton, Rozos, Rutherford, Saville, Sloane, Stevens and Wright.

**Against:** Nil

**18.3 DEVELOPMENT APPLICATION REPORT TO 16 MARCH 2015**

<b>ATTACHMENTS:</b>	<b>1. LIST OF APPLICATIONS</b>
<b>RESPONSIBLE OFFICER:</b>	<b>IAN ARNOTT – DEVELOPMENT PLANNING MANAGER, PETER ROWAN – BUILDING SERVICES MANAGER</b>
<b>AUTHOR:</b>	<b>DEVELOPMENT PLANNERS, BUILDING SURVEYORS</b>
<b>MEETING DATE:</b>	<b>23 MARCH 2015</b>

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**Purpose of Report**

The attached schedule lists all current development applications grouped by suburb.

**RESOLUTION**

That the information be noted.

**MOVED COUNCILLOR SLOANE**

**SECONDED COUNCILLOR SAVILLE**

**CARRIED**

**Voting**

**For the Resolution:** Councillors Giles-Gidney, Coppock, Eriksson, Hill, Mustaca, Norton, Rozos, Rutherford, Saville, Sloane, Stevens and Wright.

**Against:** Nil

## 19 REPORTS FROM OFFICERS - INFRASTRUCTURE SERVICES DIRECTOR

### 19.1 GORE HILL PARK / GORE HILL TECH PARK

ATTACHMENTS:	1. NIL
RESPONSIBLE OFFICER:	JEFF ELLIS - ECONOMIC AND PROPERTY DEVELOPMENT DIRECTOR
AUTHOR:	GARY PARSONS - MAJOR PROJECTS DELIVERY MANAGER & KATE DAY RECREATION & LEISURE SERVICES MANAGER
CITY STRATEGY LINK:	1.3.1 ACCESSIBLE OPEN SPACE AND RECREATIONAL FACILITIES FOR THE COMMUNITY ARE PROVIDED
MEETING DATE:	23 MARCH 2015

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#### Purpose of Report

To update Councillors on the progress of the Gore Park Recreation Development and seek approval for the next phase of the project.

#### RESOLUTION

That:

1. A workshop be held in August 2015 to present the developed design for the Gore Hill Park Recreation development prior to proceeding to community consultation.
2. Council officers develop an updated business plan and funding model for the proposal based on the design development and be brought back to Council in August 2015.
3. That \$100,000 be allocated from the Open Space Reserve for the completion of the design development and business plan and funding model.

MOVED COUNCILLOR SLOANE

SECONDED COUNCILLOR SAVILLE

**CARRIED**

#### Voting

**For the Resolution:** Councillors Giles-Gidney, Eriksson, Hill, Mustaca, Norton, Rozos, Rutherford, Saville, Sloane, Stevens and Wright.

**Against:** Nil

**Councillor Coppock declared a substantial interest in this Item and did not vote on this Item.**

**19.2 TENDER SUMMARY - GORE HILL PARK RECREATIONAL DEVELOPMENT FOR ARCHITECTURAL SERVICES - TENDER NO. 087157**

<b>RESPONSIBLE OFFICER:</b>	<b>JEFF ELLIS - ECONOMIC AND PROPERTY DEVELOPMENT DIRECTOR</b>
<b>AUTHOR:</b>	<b>KATE DAY – RECREATION &amp; LEISURE SERVICES MANAGER</b>
<b>CITY STRATEGY LINK:</b>	<b>1.3.1 ACCESSIBLE OPEN SPACE AND RECREATIONAL FACILITIES FOR THE COMMUNITY ARE PROVIDED</b>
<b>MEETING DATE:</b>	<b>23 MARCH 2015</b>

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**Purpose of Report**

This report seeks Council's approval to appoint the architectural services for the Gore Hill Park recreation development, Tender Number 087157.

**RESOLUTION**

That:

- 1. Council resolve to accept the tender submission from Williams Ross Architects for architectural services for the Gore Hill Park Recreation development.**
- 2. The General Manager and Mayor be authorised to execute the contract documents under the Common Seal of Council.**
- 3. The works be funded from this year's recurrent budget and next year's PIP budget.**

**MOVED COUNCILLOR SLOANE**

**SECONDED COUNCILLOR SAVILLE**

**CARRIED**

**Voting**

**For the Resolution:** Councillors Giles-Gidney, Coppock, Eriksson, Hill, Mustaca, Norton, Rozos, Rutherford, Saville, Sloane, Stevens and Wright.

**Against:** Nil



**19.3 TENDER SUMMARY - PROVISION OF PAINTING SERVICES - TENDER NO. 082821**

<b>ATTACHMENTS:</b>	<b>1. NIL</b>
<b>RESPONSIBLE OFFICER:</b>	<b>PAUL COLLINGS – ACTING INFRASTRUCTURE SERVICES DIRECTOR</b>
<b>AUTHOR:</b>	<b>TOBY COATES – PROPERTY OPERATIONS AND ASSETS COORDINATOR</b>
<b>CITY STRATEGY LINK:</b>	<b>4.1.1 EFFICIENT ASSET MANAGEMENT</b>
<b>MEETING DATE:</b>	<b>23 MARCH 2015</b>

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**Purpose of Report**

This report seeks Council's approval for the engagement of a contractor to carry out scheduled and unscheduled painting services across Council's Property portfolio.

Painting is a recurrent service which is one of the most visible services provided to Council buildings. This report seeks approval for engagement of a suitable contractor for a contract term of five (5) years, comprising of an initial term of two (2) years, with a three (3) year option for extension.

**RESOLUTION**

**That:**

- 1. Council accept the tender from FH Painting Services Pty Ltd for the provision of Painting Services.**
- 2. The works be funded from each financial year's recurrent budget and project PIP budgets as required.**
- 3. The General Manager and Mayor be authorised to execute the contract documents under the Common Seal of Council.**

**MOVED COUNCILLOR SLOANE**

**SECONDED COUNCILLOR SAVILLE**

**CARRIED**

**Voting**

**For the Resolution:** Councillors Giles-Gidney, Coppock, Eriksson, Hill, Mustaca, Norton, Rozos, Rutherford, Saville, Sloane, Stevens and Wright.

**Against:** Nil

## 20 NOTICE OF MOTION

### 20.1 NOTICE OF MOTION: REOPENING OF COUNCIL MEETING

RESPONSIBLE OFFICER:	DEBRA JUST – GENERAL MANAGER
AUTHOR:	DEBRA JUST – GENERAL MANAGER
CITY STRATEGY LINK:	6.1.1 A COUNCIL THAT IS OPEN, ACCOUNTABLE AND REPRESENTS ITS CONSTITUENTS
MEETING DATE:	23 MARCH 2015

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#### Purpose of Report

Councillor N Wright has indicated his intention to move the following Notice of Motion.

“That:

- 1) Council seek legal advice as to the validity of all decisions made by Council on 5 March following the "reopening" of the Council meeting.
- 2) The following statement be provided to our legal advisors.
  - "1. *During debate Cr Wright called a point of order as per the code of meeting practice asking that the meeting be concluded at 10:30pm*
  2. *The chair, Cr Coppock accepted this point of order following the conclusion of the agenda item that was in discussion at 10:30pm*
  3. *That the chair stated that he believed the Mayor should return to close the meeting, and asked for objections to closing the meeting.*
  4. *Being none, the chair closed the meeting and commented to Councillors that it was not correct procedure to debate confidential once the "point had been called". The public were instructed to leave and the doors closed. "*
- 3) The brief forwarded to Council's solicitors be provided, upon request, to any Councillor.
- 4) All matters "determined" by this reopened meeting be deferred until the advice of the GM is confirmed by our solicitors, and received by Council.”

**THIS NOTICE OF MOTION WAS WITHDRAWN.**

**20.2 NOTICE OF MOTION: THE LATE MAYOR COUNCILLOR PAT REILLY****RESPONSIBLE OFFICER: DEBRA JUST - GENERAL MANAGER****AUTHOR: DEBRA JUST -- GENERAL MANAGER****MEETING DATE: 23 MARCH 2015**

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**Purpose of Report**

Councillor Norton has indicated her intention to move the following Notice of Motion.

That Council determines appropriate ways to acknowledge the contribution made to Willoughby City Council and its residents by its late mayor, Councillor Pat Reilly.”

**THIS NOTICE OF MOTION WAS DEALT WITH UNDER ITEM 12.1.3 COMMEMORATION OF FORMER MAYOR PAT REILLY.**

**20.3 NOTICE OF MOTION: INFRASTRUCTURE LEVY**

<b>ATTACHMENT:</b>	<b>IPART FACT SHEET - COUNCIL APPLICATIONS FOR VARIATIONS IN 2015-2016</b>
<b>RESPONSIBLE OFFICER:</b>	<b>DEBRA JUST – GENERAL MANAGER</b>
<b>AUTHOR:</b>	<b>DEBRA JUST – GENERAL MANAGER</b>
<b>CITY STRATEGY LINK:</b>	<b>6.3.1 COUNCIL MAINTAINS A STRONG SUSTAINABLE FINANCIAL POSITION</b>
<b>MEETING DATE:</b>	<b>23 MARCH 2015</b>

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**Purpose of Report**

Councillor N Wright has indicated his intention to move the following Notice of Motion.

“That Willoughby City Council writes to the Independent Pricing and Regulatory Tribunal requesting the Council's application be withdrawn.”

**RESOLUTION**

**That Council not proceed with the Motion to withdraw its application to IPART.**

**THE MAYOR CALLED FOR A MOVER FOR THIS MOTION 3 TIMES. AS THERE WAS NO MOVER, THE ITEM LAPSED.**

## 21 CONFIDENTIAL ITEMS

In accordance with the *Local Government Act 1993*, and the *Local Government (General) Regulation 2005*, in the opinion of the General Manager, the following business is confidential as referred to in Section 10A(2) of the Act, and should be dealt with in a Confidential Session of the Council meeting closed to the press and public.

### Procedural Motion

That:

1. Council resolve itself into Closed Session with the Press and Public excluded from the meeting to deal with the following confidential items.
2. Council resolve into Committee of the Whole in order to deal with these confidential items.

### 21.1 ADDITIONAL INFORMATION – TENDER 085056 – SUPPLY AND INSTALLATION OF CCTV EQUIPMENT – ALBERT AVENUE AND THE CONCOURSE CARPARKS

#### Reason for Confidentiality

This report is **CONFIDENTIAL** in accordance with Section 10A(2)(c) of the Local Government Act 1993, which permits the meeting to be closed to the public for business relating to the following: -

- (c) information that would, if disclosed, confer a commercial advantage on a person with whom the council is conducting (or proposes to conduct) business

### 21.2 ADDITIONAL INFORMATION: BEAUCHAMP PARK AND CASTLE COVE PARK SPORTSGROUND FLOODLIGHTING INSTALLATION AND UPGRADE WORKS - TENDER NO. 084705

#### Reason for Confidentiality

This report is **CONFIDENTIAL** in accordance with Section 10A(2)(d) of the Local Government Act 1993, which permits the meeting to be closed to the public for business relating to the following: -

- (d) commercial information of a confidential nature that would if disclosed:
  - (i) prejudice the commercial position of the person who supplied it

### 21.3 ADDITIONAL INFORMATION – TENDER 082400 – GRASS MOWING

#### Reason for Confidentiality

This report is **CONFIDENTIAL** in accordance with Section 10A(2)(d) of the Local Government Act 1993, which permits the meeting to be closed to the public for business relating to the following: -

- (d) commercial information of a confidential nature that would if disclosed:
  - (i) prejudice the commercial position of the person who supplied it

#### **21.4 LEGAL PROSPECTS – DA 2014/567 – 290 MOWBRAY ROAD AND 66 & 66A STAFFORD ROAD, ARTARMON**

##### **Reason for Confidentiality**

This report is **CONFIDENTIAL** in accordance with Section 10A(2)((g)) of the Local Government Act 1993, which permits the meeting to be closed to the public for business relating to the following: -

- (g) advice concerning litigation, or advice that would otherwise be privileged from production in legal proceedings on the ground of legal professional privilege

#### **21.5 ADDITIONAL INFORMATION – GORE HILL PARK / GORE HILL TECH PARK**

##### **Reason for Confidentiality**

This report is **CONFIDENTIAL** in accordance with Section 10A(2)(c) of the Local Government Act 1993, which permits the meeting to be closed to the public for business relating to the following: -

- (c) information that would, if disclosed, confer a commercial advantage on a person with whom the council is conducting (or proposes to conduct) business.

#### **21.6 ADDITIONAL INFORMATION – GORE HILL PARK RECREATIONAL DEVELOPMENT FOR ARCHITECTURAL SERVICES – TENDER NO. 087157**

##### **Reason for Confidentiality**

This report is **CONFIDENTIAL** in accordance with Section 10A(2)(c) of the Local Government Act 1993, which permits the meeting to be closed to the public for business relating to the following: -

- (c) information that would, if disclosed, confer a commercial advantage on a person with whom the council is conducting (or proposes to conduct) business

#### **21.7 ADDITIONAL INFORMATION – PROVISION OF PAINTING SERVICES – TENDER NO. 082821**

##### **Reason for Confidentiality**

This report is **CONFIDENTIAL** in accordance with Section 10A(2)(c) of the Local Government Act 1993, which permits the meeting to be closed to the public for business relating to the following: -

- (c) information that would, if disclosed, confer a commercial advantage on a person with whom the council is conducting (or proposes to conduct) business

### **21.1 ADDITIONAL INFORMATION – TENDER 085056 – SUPPLY AND INSTALLATION OF CCTV EQUIPMENT – ALBERT AVENUE AND THE CONCOURSE CARPARKS**

#### **Recommendation Summary**

**That:**

- 1. Council accept the tender from Constant Technology PTY Ltd for the supply, installation and commissioning of CCTV Equipment to the Albert Avenue and The Concourse Car Parks.**
- 2. The works be funded from the 2014/2015 PIP budget allocations.**
- 3. The General Manager and Mayor be authorised to execute the contract documents under the Common Seal of Council.**

### **21.2 ADDITIONAL INFORMATION: BEAUCHAMP PARK AND CASTLE COVE PARK SPORTSGROUND FLOODLIGHTING INSTALLATION AND UPGRADE WORKS - TENDER NO. 084705**

#### **Recommendation Summary**

**That:**

- 1. Council accept Havencord Pty Ltd trading as Floodlighting Australia as the preferred tenderer for Beauchamp Park and Castle Cove Park Sportsground Floodlighting Installation and Upgrade Works.**
- 2. Havencord Pty Ltd trading as Floodlighting Australia be given authorisation to complete the design and construction of the tendered works.**
- 3. The Mayor and General Manager be authorised to sign and execute the contract documents.**
- 4. Tenderers be informed of Council's decision.**

### **21.3 ADDITIONAL INFORMATION – TENDER 082400 – GRASS MOWING**

#### **Recommendation Summary**

**That:**

1. Council accept the tender from Urban Maintenance Systems for the grass mowing of Open Space areas, for a period of two (2) years with an option for a further two (2) years.
2. The Mayor and General Manager be authorised to affix the Common Seal of Council to the successful tender documents.
3. Tenderers be informed of Council's decision.

**21.4 LEGAL PROSPECTS – DA 2014/567 – 290 MOWBRAY ROAD AND 66 & 66A STAFFORD ROAD, ARTARMON**

**Recommendation Summary**

That Council resolve to:

1. Defend the appeal; and
2. Grant delegated authority to the General Manager to participate at the s34 conciliation conference for this matter and seek changes to the DA that will resolve Council's contentions.

**21.5 ADDITIONAL INFORMATION – GORE HILL PARK / GORE HILL TECH PARK**

**Recommendation Summary**

That:

1. A workshop be held in August 2015 to present the developed design for the Gore Hill Park recreation development prior to proceeding to community consultation.
2. Council officers develop an updated business plan and funding model for the proposal based on the design development and be brought back to Council in August 2015.
3. That \$100,000 be allocated from the Open Space Reserve for the completion of the design development and business plan and funding model.

**21.6 ADDITIONAL INFORMATION – GORE HILL PARK RECREATIONAL DEVELOPMENT FOR ARCHITECTURAL SERVICES – TENDER NO. 087157)**

**Recommendation Summary**

That:

1. Council resolve to accept the tender submission from Williams Ross Architects for architectural services for the Gore Hill Park Recreation development.
2. The General Manager and Mayor be authorised to execute the contract documents under the Common Seal of Council.



3. The works be funded from this year's recurrent budget and next year's PIP budget.

## 21.7 ADDITIONAL INFORMATION – PROVISION OF PAINTING SERVICES – TENDER NO. 082821

### Recommendation Summary

That:

1. Council accept the tender from FH Painting Services Pty Ltd for the Provision of Painting Services.
2. The works be funded from each financial year's recurrent budget and project PIP budgets as required.
3. The General Manager and Mayor be authorised to execute the contract documents under the Common Seal of Council.

### RESOLUTION

That the recommendations from the Committee of the Whole be adopted.

MOVED COUNCILLOR ERIKSSON

SECONDED COUNCILLOR MUSTACA

**CARRIED**

#### Voting

**For the Resolution:** Councillors Giles-Gidney, Coppock, Eriksson, Hill, Mustaca, Norton, Rozos, Rutherford, Saville, Sloane, Stevens and Wright.

**Against:** Nil

**Not voting:** Councillor Coppock did not vote on Item 21.6 Council Meeting Agenda (Minutes) as he had declared an interest in this Item.

**Absent:** Councillor Stevens.

## 22 QUESTIONS

### 22.1 QUESTION ON NOTICE FROM COUNCILLOR SAVILLE: CHATSWOOD CBD PLAN

RESPONSIBLE OFFICER: DEBRA JUST – GENERAL MANAGER

AUTHOR: DEBRA JUST – GENERAL MANAGER

MEETING DATE: 23 MARCH 2015

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#### Question

Council had been developing a CBD plan over many years put on hold we were informed due to developments at the Concourse and the Interchange.  
When will this plan finally be brought to Council?

#### Answer

The Chatswood Urban Design and Development Masterplan project is identified in the 2015 – 2016 Delivery Plan under Section 5.1.2 Support our Centres.

The Plan will integrate land use, transport and architectural / streetscape design elements. A cross divisional team lead by the Acting Director - Environmental Services is working on the project with it envisaged that workshops, consultation and reporting will be undertaken through 2015 with the project being completed by early 2016.

- **Councillor Stevens left the meeting at 9.00pm.**

**The meeting concluded at 9.38 pm**

**I have authorised a stamp bearing my signature to be affixed to the pages of the Minutes of the Council held on 23 March 2015. I confirm that Council has adopted these Minutes as a true and accurate record of the meeting.**