



# **Willoughby City Council**

## **ORDINARY COUNCIL**

### **MINUTES**

Council Chamber, 31 Victor Street, Chatswood

22 February 2016

commencing at 7:00pm

## TABLE OF CONTENTS

<b>TABLE OF CONTENTS</b> .....	<b>2</b>
<b>1 PRESENT</b> .....	<b>5</b>
<b>2 DISCLOSURES OF INTEREST - COUNCILLORS AND STAFF</b> .....	<b>5</b>
<b>3 CONFIRMATION OF MINUTES</b> .....	<b>5</b>
<b>4 APOLOGIES AND LEAVE OF ABSENCE</b> .....	<b>5</b>
<b>5 PETITIONS</b> .....	<b>6</b>
<b>6 OPEN FORUM</b> .....	<b>6</b>
<b>7 MAYORAL MINUTE</b> .....	<b>7</b>
<b>8 GENERAL MANAGER'S LATE REPORT</b> .....	<b>8</b>
8.1 CIVIC PLACE TRUST STRATEGY .....	8
<b>9 MATTERS FOR DEFERRAL, REFERRAL TO INSPECTION AND/OR PROCEDURAL PRIORITY</b> .....	<b>9</b>
<b>10 MATTERS BROUGHT FORWARD BY THE PUBLIC</b> .....	<b>9</b>
<b>11 MATTERS NOT REQUIRING ELABORATION OR DEBATE</b> .....	<b>9</b>
<b>12 REPORTS FROM COMMITTEES</b> .....	<b>11</b>
12.1 CULTURAL AND CIVIC COMMITTEE MEETING - 15 FEBRUARY 2016 - MINUTES .....	11
12.1.1 (8.2) MINUTES - AUDIT COMMITTEE MEETING - 2 DECEMBER 2015 .....	12
12.1.2 (8.3) MINUTES - ACCESS ADVISORY COMMITTEE MEETING - 11 NOVEMBER 2015 .....	13
12.1.3 (8.4) MINUTES - HOME AND COMMUNITY CARE (HACC) SERVICES ADVISORY COMMITTEE MEETING - 10 NOVEMBER 2015.....	14
12.1.4 (8.5) MINUTES - WILLOUGHBY PARK CENTRE ADVISORY COMMITTEE - 24 NOVEMBER 2015.....	15
12.1.5 (9.1) OPERATIONAL PLAN AND FINANCIAL PERFORMANCE REPORT - DECEMBER 2015 .....	16
12.1.6 (9.2) BANK BALANCES AND INVESTMENTS AS AT 31 DECEMBER 2015 .....	17
12.1.7 (9.3) CIVIC PLACE TRUST .....	18
12.1.8 (9.4) BANK BALANCES AND INVESTMENTS AS AT 30 NOVEMBER 2015 .....	20
12.1.9 (9.5) PETITIONS UPDATE .....	21
12.2 315 VICTORIA AVENUE, CHATSWOOD - MIDDLE HARBOUR WARD COUNCILLORS INSPECTION COMMITTEE MEETING HELD 11 FEBRUARY 2016 .....	22
<b>13 DEFERRED MATTERS</b> .....	<b>23</b>
<b>14 CORRESPONDENCE</b> .....	<b>24</b>
14.1 COUNCILLORS INFORMATION BOOKLET - 11 AND 18 FEBRUARY 2016 .....	24
<b>15 REPORTS FROM OFFICERS - GENERAL MANAGER</b> .....	<b>25</b>

---

15.1	RESPONSE TO THE MERGER PROPOSAL OF WILLOUGHBY CITY COUNCIL AND NORTH SYDNEY COUNCIL .....	25
15.2	DELIVERY PROGRAM PROGRESS REPORT JULY TO DECEMBER 2015 .....	28
<b>16</b>	<b>REPORTS FROM OFFICERS – CUSTOMER AND CORPORATE SUPPORT DIRECTORATE .....</b>	<b>29</b>
16.1	LONG TERM FINANCIAL PLAN.....	29
16.2	RELEASE OF DRAFT REPORT ON THE REVIEW OF REPORTING AND COMPLIANCE BURDENS ON LOCAL GOVERNMENT .....	30
16.3	CHANGES TO CODE OF CONDUCT .....	32
<b>17</b>	<b>REPORTS FROM OFFICERS – COMMUNITY, CULTURE AND LEISURE DIRECTORATE .....</b>	<b>34</b>
<b>18</b>	<b>REPORTS FROM OFFICERS – PLANNING AND INFRASTRUCTURE DIRECTORATE .....</b>	<b>35</b>
18.1	UNAUTHORISED BUILDING WORKS - 3A DORSET ROAD NORTHBRIDGE .....	35
18.2	SUBMISSION REPORT - COMPLYING DEVELOPMENT FOR LOW RISE MEDIUM DENSITY HOUSING .....	37
18.3	JOINT REGIONAL PLANNING PANEL - CONFIRMATION OF COUNCIL NOMINEES .....	39
18.4	WASTE COLLECTION CONTRACT VARIATION .....	41
18.5	CONTAINER DEPOSIT SCHEME SUBMISSION.....	42
<b>19</b>	<b>NOTICE OF MOTION .....</b>	<b>43</b>
19.1	NOTICE OF MOTION: POLICY REVIEW .....	43
<b>20</b>	<b>CONFIDENTIAL ITEMS.....</b>	<b>44</b>
<b>21</b>	<b>QUESTIONS .....</b>	<b>45</b>

---

**THIS PAGE IS INTENTIONALLY LEFT BLANK**

---

## 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 Conroy (Planning & Infrastructure Director), Ms M Smith (Community, Culture & Leisure Director), Ms H Liossis (Customer and Corporate Director), Mr M McDonald (Chief Financial Officer), Mr I Arnott (Planning Manager), Ms M Hillman (Governance and Policy Manager) and Ms P Sheldrake (Minute Secretary)

## 2 DISCLOSURES OF INTEREST - COUNCILLORS AND STAFF

NIL

## 3 CONFIRMATION OF MINUTES

That the Minutes of the Ordinary Meeting of Council held 8 February 2016, copies of which have been circulated to each member of Council, be confirmed.

MOVED COUNCILLOR MUSTACA

SECONDED COUNCILLOR SLOANE

**CARRIED**

### Voting

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

**Against:** Nil

**Absent:** Councillor Hill

## 4 APOLOGIES AND LEAVE OF ABSENCE

- Councillor Hooper tendered an apology for tonight's meeting and requested Leave of Absence.

### RESOLUTION

That Council notes the apology from Councillor Hooper for Monday 22 February 2016 and grants Leave of Absence.

MOVED COUNCILLOR ERIKSSON

SECONDED COUNCILLOR WRIGHT

**CARRIED**

**Voting**

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

**Against:** Nil

**Absent:** Councillor Hill

**5 PETITIONS**

NIL

**6 OPEN FORUM**

NIL

## 7 MAYORAL MINUTE

### 7.1 MAYOR'S DIARY – COUNCIL MEETING NOTES – 22 FEBRUARY 2016

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

WEDNESDAY 10 FEBRUARY			
Mayor Cs Norton, Rutherford	10.30 am	Lunar New Year Celebrations: Korean Ladies MOSAIC Group	MOSAIC, Chatswood
Mayor	11.30 am	Citizenship Ceremony	Council Chambers
THURSDAY 11 FEBRUARY			
Mayor	6 pm	Lunar New Year at St George Bank	366 Victoria Avenue
Cr Norton	7.30 pm	Middle Harbour Progress Association	Club Willoughby
FRIDAY 12 FEBRUARY			
Mayor	10 am	Speaker at Year 12 Wellbeing Day	Willoughby Girls High School
Mayor	7 pm	Official Opening of Lantern Festival	Tumbalong Park
SATURDAY 13 FEBRUARY			
Mayor Deputy Mayor: Cr Sloane Crs Hooper, Mustaca, Norton, Rutherford, Saville	11 am	Chinese New Year Celebrations	Chatswood Mall
Mayor Cr Norton	2 pm	Willoughby District Historical Society: AGM	Chatswood Library
Crs Norton, Saville	7 pm	WSOC Gala Concert	The Concourse
SUNDAY 14 FEBRUARY			
Crs Hooper, Norton, Saville	5 pm	Poetry Reading	Henry Lawson Cave
MONDAY 15 FEBRUARY			
Cr Rutherford		Korean Hanji Culture Festival for the New Year	Korean Cultural Centre, Sydney
TUESDAY 16 FEBRUARY			
Mayor	1 pm	Chatswood Chamber CNY Luncheon	Fook Yuen Restaurant
Mayor Cr Rutherford	5.30 pm	Hong Kong Economic & Trade Office: Chinese New Year Reception	Sofitel, Sydney
THURSDAY 18 FEBRUARY			
Mayor	9.30 am	Official Opening of UNIQLO Store	Westfield, Chatswood
FRIDAY 19 FEBRUARY			
Mayor	6.30 pm	Consul General of Korea and local Mayors	Consular Residence, Bellevue Hill
SATURDAY 20 FEBRUARY			
Mayor	11 am	Official naming of Elsie Wearn Park	Elsie Wearn Park

The Mayor Councillor Giles-Gidney offered condolences on behalf of Council to Councillor Coppock on the loss of a family member.

## 8 GENERAL MANAGER'S LATE REPORT

### 8.1 CIVIC PLACE TRUST STRATEGY

RESPONSIBLE OFFICER:	DEBRA JUST – GENERAL MANAGER
AUTHOR:	MARNIE HILLMAN – GOVERNANCE & ADMINISTRATION MANAGER
CITY STRATEGY LINK:	6.3.1 COUNCIL MAINTAINS A STRONG SUSTAINABLE FINANCIAL POSITION
MEETING DATE:	22 FEBRUARY 2016

---

#### Purpose of Report

To provide additional background information to the report on the Civic Place Trust deferred to full Council from the Cultural and Civic Committee meeting on the 15 February 2016 and recommend deferral of this issue pending further legal advice and a Councillor Briefing.

#### RESOLUTION

That Council:

- 1) defers progressing the appointment of trustees to the Civic Place Trust until such time as further advice is received regarding the appropriateness of the entity and the Deed for its proposed functions;
- 2) seeks specialised legal and other advice in relation to the appropriateness of the Civic Place Trust and the Deed for its proposed functions and other short-term options for donation collection for The Haven Amphitheatre stage;
- 3) requests the General Manager convene a Councillor Briefing to inform Councillors of the various options available to achieve the objectives of the proposal;
- 4) defers recommendations from report *12.1.7 Civic Place Trust* (deferred Cultural and Civic Committee Report 9.3) pending further advice; and
- 5) provides a full report on the Civic Place Trust by June 2016.

MOVED COUNCILLOR ERIKSSON

SECONDED COUNCILLOR HILL

**CARRIED**

#### Voting

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

**Against:** Nil



## 9 MATTERS FOR DEFERRAL, REFERRAL TO INSPECTION AND/OR PROCEDURAL PRIORITY

NIL

## 10 MATTERS BROUGHT FORWARD BY THE PUBLIC

Item 8.1 Civic Place Trust Strategy  
Item 18.1 Unauthorised Building Works – 3A Dorset Road, Northbridge

## 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 Cultural and Civic Committee Meeting – 15 February 2016  
Item 15.1 Response to the Merger Proposal of Willoughby City Council and North Sydney Council  
Item 15.2 Delivery Program Progress Report July to December 2015  
Item 16.1 Long Term Financial Plan  
Item 16.2 Release of Draft Report on the Review of Reporting and Compliance Burdens on Local Government  
Item 16.3 Changes to Code of Conduct  
Item 18.2 Submission Report – Complying Development for Low Rise Medium Density Housing  
Item 18.4 Waste Collection Contract Variation

## RESOLUTION

That the remaining items, viz:

Item 12.1.1 (8.2) Minutes – Audit Committee Meeting – 2 December 2015  
Item 12.1.2 (8.3) Minutes – Access Advisory Committee Meeting – 11 November 2015  
Item 12.1.3 (8.4) Minutes – Home and Community Care (HACC) Services Advisory Committee Meeting – 10 November 2015  
Item 12.1.4 (8.5) Minutes – Willoughby Park Centre Advisory Committee – 24 November 2015  
Item 12.1.5 (9.1) Operational Plan and Financial Performance Report – December 2015  
Item 12.1.6 (9.2) Bank Balances and Investments as at 31 December 2015  
Item 12.1.7 (9.3) Civic Place Trust  
Item 12.1.8 (9.4) Bank Balances and Investments as at 30 November 2015  
Item 12.1.9 (9.5) Petitions Update  
Item 12.2 315 Victoria Avenue, Chatswood, - Middle Harbour Ward Councillors Inspection Committee meeting held 11 February 2016  
Item 14.1 Councillors Information Booklet – 11 and 18 February 2016  
Item 18.3 Joint Regional Planning Panel – Confirmation of Council Nominees Item 18.4 Waste Collection Contract Variation  
Item 18.5 Container Deposit Scheme Submission  
Item 19.1 Notice of Motion: Policy Review

be adopted in accordance with the recommendations in the reports.

**MOVED COUNCILLOR SLOANE**

**SECONDED COUNCILLOR ERIKSSON**

**CARRIED**

**Voting**

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

**Against:** Nil

**Absent:** Councillor Coppock

## 12 REPORTS FROM COMMITTEES

### 12.1 CULTURAL AND CIVIC COMMITTEE MEETING - 15 FEBRUARY 2016 - MINUTES

<b>ATTACHMENTS:</b>	<b>1. MINUTES 2. CEC AGENDA 15/2/16</b>
<b>RESPONSIBLE OFFICER:</b>	<b>MELANIE SMITH – COMMUNITY, CULTURE &amp; LEISURE DIRECTOR</b>
<b>MEETING DATE:</b>	<b>22 FEBRUARY 2016</b>

---

#### **Purpose of Report**

To list on the agenda the minutes of the Cultural and Civic Committee Meeting held 15 February 2016.

#### **RESOLUTION**

**That Council:**

- 1. Receives the Minutes of the Cultural and Civic Committee Meeting held 15 February 2016.**
- 2. Adopts the Committee's recommendations.**
- 3. Notes that Councillor Hill tendered her apology for the Cultural and Civic Committee Meeting held 15 February 2016 but this was not recorded in the minutes.**

**MOVED COUNCILLOR ERIKSSON**

**SECONDED COUNCILLOR SLOANE**

**CARRIED**

#### **Voting**

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

**Against:** Nil

**Absent:** Councillor Coppock

**12.1.1 (8.2) MINUTES - AUDIT COMMITTEE MEETING - 2 DECEMBER 2015**

<b>ATTACHMENTS:</b>	<b>1. MINUTES - AUDIT COMMITTEE – 2 DECEMBER 2015</b>
<b>RESPONSIBLE OFFICER:</b>	<b>DEBRA JUST – GENERAL MANAGER</b>
<b>AUTHOR:</b>	<b>MICHAEL QUIRK – HEAD OF INTERNAL AUDIT</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>22 FEBRUARY 2016</b>

---

**Purpose of Report**

To advise Council of the outcome of the Audit Committee meeting held on 2 December 2015.

**RESOLUTION**

**That Council notes the minutes of the Audit Committee Meeting held 2 December 2015.**

**MOVED COUNCILLOR SLOANE**

**SECONDED COUNCILLOR ERIKSSON**

**CARRIED**

**Voting**

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

**Against:** Nil

**Absent:** Councillor Coppock

**12.1.2 (8.3) MINUTES - ACCESS ADVISORY COMMITTEE MEETING - 11  
NOVEMBER 2015**

<b>ATTACHMENTS:</b>	<b>1. MINUTES - ACCESS ADVISORY COMMITTEE - WEDNESDAY 11 NOVEMBER 2015</b>
<b>RESPONSIBLE OFFICER:</b>	<b>MELANIE SMITH – COMMUNITY, CULTURE &amp; LEISURE DIRECTOR</b>
<b>AUTHOR:</b>	<b>LOUISE GEAGHAN - DOUGHERTY COMMUNITY SERVICES GROUP LEADER</b>
<b>CITY STRATEGY LINK:</b>	<b>1.2.1 RELEVANT SERVICES AND FACILITIES ARE AVAILABLE FOR THE COMMUNITY</b>
<b>MEETING DATE:</b>	<b>22 FEBRUARY 2016</b>

---

**Purpose of Report**

To provide Council with the minutes of the Willoughby City Council Access Advisory Committee meeting held Wednesday 11 November 2015.

**RESOLUTION**

**That Council notes the minutes of the Willoughby City Council Access Advisory Committee meeting held Wednesday 11 November 2015.**

**MOVED COUNCILLOR SLOANE**

**SECONDED COUNCILLOR ERIKSSON**

**CARRIED**

**Voting**

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

**Against:** Nil

**Absent:** Councillor Coppock

**12.1.3 (8.4) MINUTES - HOME AND COMMUNITY CARE (HACC) SERVICES  
ADVISORY COMMITTEE MEETING - 10 NOVEMBER 2015**

<b>ATTACHMENTS:</b>	<b>1. MINUTES - HOME AND COMMUNITY CARE SERVICES ADVISORY COMMITTEE - 10 NOVEMBER 2015</b> <b>2. REPORT – NOVEMBER 2015 HACC ADVISORY</b>
<b>RESPONSIBLE OFFICER:</b>	<b>MELANIE SMITH – COMMUNITY, CULTURE &amp; LEISURE DIRECTOR</b>
<b>AUTHOR:</b>	<b>LOUISE GEAGHAN - DOUGHERTY COMMUNITY SERVICES GROUP LEADER</b>
<b>CITY STRATEGY LINK:</b>	<b>1.1.2 THE VULNERABLE ARE INVOLVED IN OUR COMMUNITY AND SUPPORTED WITH RESPECT AND INTEGRITY</b>
<b>MEETING DATE:</b>	<b>22 FEBRUARY 2016</b>

---

**Purpose of Report**

To provide Council with the minutes of the Willoughby City Council HACC Services Advisory Committee meeting held 10 November 2015.

**RESOLUTION**

**That Council receives and notes the minutes of the Willoughby City Council HACC Services Advisory Committee meeting held 10 November 2015.**

**MOVED COUNCILLOR SLOANE**

**SECONDED COUNCILLOR ERIKSSON**

**CARRIED**

**Voting**

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

**Against:** Nil

**Absent:** Councillor Coppock

**12.1.4 (8.5) MINUTES - WILLOUGHBY PARK CENTRE ADVISORY COMMITTEE -  
24 NOVEMBER 2015**

<b>ATTACHMENTS:</b>	<b>1. MINUTES – WILLOUGHBY PARK CENTRE ADVISORY COMMITTEE – 24 NOVEMBER 2015</b>
<b>RESPONSIBLE OFFICER:</b>	<b>MELANIE SMITH – COMMUNITY, CULTURE &amp; LEISURE DIRECTOR</b>
<b>AUTHOR:</b>	<b>CHRISTINE WAYGOOD – FACILITY &amp; PROGRAM TEAM LEADER</b>
<b>CITY STRATEGY LINK:</b>	<b>1.2.1 RELEVANT SERVICES AND FACILITIES ARE AVAILABLE FOR THE COMMUNITY</b>
<b>MEETING DATE:</b>	<b>22 FEBRUARY 2015</b>

---

**Purpose of Report**

To provide Council with the minutes of the Willoughby Park Centre Advisory Committee meeting held 24 November 2015.

**RESOLUTION**

**That Council notes the minutes of the Willoughby Park Centre Advisory Committee meeting held 24 November 2015.**

**MOVED COUNCILLOR SLOANE**

**SECONDED COUNCILLOR ERIKSSON**

**CARRIED**

**Voting**

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

**Against:** Nil

**Absent:** Councillor Coppock

**12.1.5 (9.1) OPERATIONAL PLAN AND FINANCIAL PERFORMANCE REPORT -  
DECEMBER 2015**

<b>ATTACHMENTS:</b>	<b>1. BUDGET VARIANCES 2. PIP STATUS REPORT 3. LEGAL EXPENSES 4. E.RESTORE 5. QUARTERLY BUDGET REVIEW STATEMENT 6. THE CONCOURSE FINANCIAL REVIEW REPORT 7. CROWN RESERVES FINANCIAL REPORT</b>
<b>RESPONSIBLE OFFICER:</b>	<b>HELEN LIOSSIS - CUSTOMER &amp; CORPORATE DIRECTOR</b>
<b>AUTHOR:</b>	<b>MARK MCDONALD – CHIEF FINANCIAL OFFICER</b>
<b>CITY STRATEGY LINK:</b>	<b>6.3.1 COUNCIL MAINTAINS A STRONG SUSTAINABLE FINANCIAL POSITION</b>
<b>MEETING DATE:</b>	<b>22 FEBRUARY 2016</b>

---

**Purpose of Report**

To review Council's progress in attaining Operational Plan targets for the period 1 July 2015 to 30 June 2016 and to review the financial performance of the Council to 31 December 2015.

**RESOLUTION**

**That Council:**

- 1. Notes the Report;**
- 2. Votes the increase in expenditure of \$9,034,400 and the increase in income of \$9,154,500, a surplus of \$120,100 and**
- 3. Confirms that the expenditure of monies recommended within the Report is required for the purposes of implementing the Operational Plan for 2015/2016.**

**MOVED COUNCILLOR SLOANE**

**SECONDED COUNCILLOR ERIKSSON**

**CARRIED**

**Voting**

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

**Against:** Nil

**Absent:** Councillor Coppock



**12.1.6 (9.2) BANK BALANCES AND INVESTMENTS AS AT 31 DECEMBER 2015**

<b>ATTACHMENTS:</b>	<b>1. COUNCIL'S INVESTMENT HOLDINGS 2. COUNTERPARTY CHART</b>
<b>RESPONSIBLE OFFICER:</b>	<b>MARK MCDONALD-CHIEF FINANCIAL OFFICER</b>
<b>AUTHOR:</b>	<b>BILL LOFTHOUSE - FINANCIAL ACCOUNTANT</b>
<b>CITY STRATEGY LINK:</b>	<b>6.3.1 COUNCIL MAINTAINS A STRONG SUSTAINABLE FINANCIAL POSITION</b>
<b>MEETING DATE:</b>	<b>22 FEBRUARY 2016</b>

---

**Purpose of Report**

To detail the Council Bank balances and Investment portfolio performance as at 31 December 2015.

**RESOLUTION**

**That Council receives and accepts the Statement of Bank Balances and Investment Holdings for December 2015.**

**MOVED COUNCILLOR SLOANE**

**SECONDED COUNCILLOR ERIKSSON**

**CARRIED**

**Voting**

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

**Against:** Nil

**Absent:** Councillor Coppock

**12.1.7 (9.3) CIVIC PLACE TRUST**

<b>ATTACHMENTS:</b>	<b>1. EXISTING CIVIC PLACE TRUST DEED 2. CIVIC PLACE DEED OF VARIATION</b>
<b>RESPONSIBLE OFFICER:</b>	<b>HELEN LIOSSIS - CUSTOMER &amp; CORPORATE DIRECTOR</b>
<b>AUTHOR:</b>	<b>MARK MCDONALD – CHIEF FINANCIAL OFFICER</b>
<b>CITY STRATEGY LINK:</b>	<b>6.3.1 COUNCIL MAINTAINS A STRONG SUSTAINABLE FINANCIAL POSITION</b>
<b>MEETING DATE:</b>	<b>22 FEBRUARY 2016</b>

---

**Purpose of Report**

To seek Council's endorsement in:

- Appointing new Civic Place Trustees and;
- Approving the submission of an amended Civic Place Trust Deed to the Register of Cultural Organisations (ROCO) seeking its reaffirmation that the Trust continues to meet the ROCO eligibility requirements and maintains its tax deductible status.

**RESOLUTION**

That Council:

- 1) defers progressing the appointment of trustees to the Civic Place Trust until such time as further advice is received regarding the appropriateness of the entity and the Deed for its proposed functions;
- 2) seeks specialised legal and other advice in relation to the appropriateness of the Civic Place Trust and the Deed for its proposed functions and other short-term options for donation collection for The Haven Amphitheatre stage;
- 3) requests the General Manager convene a Councillor Briefing to inform Councillors of the various options available to achieve the objectives of the proposal;
- 4) defers recommendations from report *12.1.7 Civic Place Trust* (deferred Cultural and Civic Committee Report 9.3) pending further advice; and
- 5) provides a full report on the Civic Place Trust by June 2016.

**MOVED COUNCILLOR ERIKSSON**

**SECONDED COUNCILLOR HILL**

**CARRIED**

**Voting**

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

**Against:** Nil

**12.1.8 (9.4) BANK BALANCES AND INVESTMENTS AS AT 30 NOVEMBER 2015**

<b>ATTACHMENTS:</b>	<b>1. COUNCIL'S INVESTMENT HOLDINGS 2. COUNTERPARTY CHART</b>
<b>RESPONSIBLE OFFICER:</b>	<b>MARK MCDONALD-CHIEF FINANCIAL OFFICER</b>
<b>AUTHOR:</b>	<b>BILL LOFTHOUSE - FINANCIAL ACCOUNTANT</b>
<b>CITY STRATEGY LINK:</b>	<b>6.3.1 COUNCIL MAINTAINS A STRONG SUSTAINABLE FINANCIAL POSITION</b>
<b>MEETING DATE:</b>	<b>22 FEBRUARY 2016</b>

---

**Purpose of Report**

To detail the Council Bank balances and Investment portfolio performance as at 30 November 2015.

**RESOLUTION**

**That Council receives the Statement of Bank Balances and Investment Holdings for November 2015.**

**MOVED COUNCILLOR SLOANE**

**SECONDED COUNCILLOR ERIKSSON**

**CARRIED**

**Voting**

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

**Against:** Nil

**Absent:** Councillor Coppock

**12.1.9 (9.5) PETITIONS UPDATE**

<b>ATTACHMENTS:</b>	<b>1. LISTING OF PETITIONS</b>
<b>RESPONSIBLE OFFICER:</b>	<b>HELEN LIOSSIS - CUSTOMER AND CORPORATE DIRECTOR</b>
<b>AUTHOR:</b>	<b>TRISHA DUFFY - SECRETARY ADMINISTRATION</b>
<b>MEETING DATE:</b>	<b>22 FEBRUARY 2016</b>

---

**Purpose of Report**

To present the Committee with the current listing of petitions submitted to Council.

**RESOLUTION**

**That Council receives and notes the updated listing of petitions.**

**MOVED COUNCILLOR SLOANE**

**SECONDED COUNCILLOR ERIKSSON**

**CARRIED**

**Voting**

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

**Against:** Nil

**Absent:** Councillor Coppock

**12.2 315 VICTORIA AVENUE, CHATSWOOD - MIDDLE HARBOUR WARD  
COUNCILLORS INSPECTION COMMITTEE MEETING HELD 11  
FEBRUARY 2016**

<b>ATTACHMENTS:</b>	<b>1. MINUTES</b>
<b>RESPONSIBLE OFFICER:</b>	<b>IAN ARNOTT - PLANNING MANAGER</b>
<b>AUTHOR:</b>	<b>JULIET STOKES - DEVELOPMENT ASSESSMENT OFFICER</b>
<b>MEETING DATE:</b>	<b>22 FEBRUARY 2016</b>

---

**Purpose of Report**

To list on the agenda the minutes of the Middle Harbour Ward Councillors Meeting held 11 February 2016.

**RESOLUTION**

**That Council:**

- 1. Receives the minutes of the Middle Harbour Ward Councillors Inspection Committee Meeting held 11 February 2015, dealing with DA 2000/1437/B for 315 Victoria Avenue, Chatswood.**
- 2. Notes the resolution adopted by the Committee:**

*"That Development Application 2000/1437/B seeking Council's consent for the vehicle turntable and roof extension at Crystal Carwash Café, 315 Victoria Avenue, Chatswood be approved and delegated authority be granted to the General Manager to issue the consent notice."*

**MOVED COUNCILLOR SLOANE**

**SECONDED COUNCILLOR ERIKSSON**

**CARRIED**

**Voting**

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

**Against:** Nil

**Absent:** Councillor Coppock

**13 DEFERRED MATTERS**

NIL

## 14 CORRESPONDENCE

### 14.1 COUNCILLORS INFORMATION BOOKLET - 11 AND 18 FEBRUARY 2016

<b>RESPONSIBLE OFFICER:</b>	<b>DEBRA JUST - GENERAL MANAGER</b>
<b>AUTHOR:</b>	<b>TRISHA DUFFY - SECRETARY ADMINISTRATION</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>22 FEBRUARY 2016</b>

---

#### **Purpose of Report**

To list on the Council Agenda the weekly Councillors Information Booklet, circulated to all Councillors on 11 and 18 February 2016.

#### **RESOLUTION**

**That Council receives the Councillors Information Booklet, circulated to all Councillors on 11 and 18 February 2016.**

**MOVED COUNCILLOR SLOANE**

**SECONDED COUNCILLOR ERIKSSON**

**CARRIED**

#### **Voting**

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

**Against:** Nil

**Absent:** Councillor Coppock



## 15 REPORTS FROM OFFICERS - GENERAL MANAGER

### 15.1 RESPONSE TO THE MERGER PROPOSAL OF WILLOUGHBY CITY COUNCIL AND NORTH SYDNEY COUNCIL

ATTACHMENTS:	1. DRAFT SUBMISSION IN RESPONSE TO THE STATE GOVERNMENT MERGER PROPOSAL 2. WARD BOUNDARY PROPOSAL MAPS (DISTRIBUTED UNDER SEPARATE COVER)
RESPONSIBLE OFFICER:	DEBRA JUST – GENERAL MANAGER
AUTHOR:	DARIUS TURNER – CORPORATE STRATEGIC PLANNER
CITY STRATEGY LINK:	6.3.4 COUNCIL WORKS WITH STATE AND REGIONAL ORGANISATIONS
MEETING DATE:	22 FEBRUARY 2015

---

#### Purpose of Report

To provide details of Council's draft submission to the State Government in response to the merger proposal of Willoughby City Council and North Sydney Council.

#### RESOLUTION

That Council resolve itself into Committee of the Whole in order to deal with this item.

MOVED COUNCILLOR ERIKSSON

SECONDED COUNCILLOR RUTHERFORD

**CARRIED**

#### Voting

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

**Against:** Nil

**Absent:** Councillor Coppock

#### MOTION

That Council includes the Citizens Panel.

MOVED COUNCILLOR NORTON

SECONDED COUNCILLOR WRIGHT

**LOST BY A SHOW OF HANDS AS DETERMINED BY THE MAYOR**

**MOTION**

That Council includes words to the effect that the proposed merger is not based on evidence nor based on work that has already occurred.

**MOVED COUNCILLOR SAVILLE**

**SECONDED COUNCILLOR NORTON**

**LOST BY A SHOW OF HANDS AS DETERMINED BY THE MAYOR**

**RESOLUTION**

That the meeting revert to Open Council.

**MOVED COUNCILLOR HILL**

**SECONDED COUNCILLOR ERIKSSON**

**CARRIED**

**Voting**

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

**Against:** Nil

**MOTION**

That Council:

1. Delegates authority to the General Manager to finalise the draft submission in Attachment 1 on behalf of Council in response to the State Government's Merger Proposal of Willoughby City Council and North Sydney Council by 28 February 2016; and
2. Submits all "local representation" options with a preferred option of 5 Wards with three Councillors per Ward with a Council elected Mayor, noting that if they wish a future Council could go to a referendum to determine a mandate for a popularly-elected Mayor. (7 for 5 against)
3. Removes last paragraph on page 2 of the draft submission.

**MOVED COUNCILLOR ROZOS**

**SECONDED COUNCILLOR HILL**

**CARRIED**

**Voting**

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

**Against:** Councillor Saville

**Absent:** Nil

**CONSEQUENTIAL MOTION**

**That Council requests the State Government release the full KPMG report.**

**MOVED COUNCILLOR SAVILLE**

**SECONDED COUNCILLOR NORTON**

**CARRIED**

**Voting**

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

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

**Absent:** Nil

**15.2 DELIVERY PROGRAM PROGRESS REPORT JULY TO DECEMBER 2015**

<b>ATTACHMENT:</b>	<b>DELIVERY PROGRAM PROGRESS REPORT RESULTS (TO BE CIRCULATED SEPARATELY)</b>
<b>RESPONSIBLE OFFICER:</b>	<b>DEBRA JUST – GENERAL MANAGER</b>
<b>AUTHOR:</b>	<b>DARIUS TURNER – CORPORATE STRATEGIC PLANNER</b>
<b>DELIVERY PROGRAM ITEM:</b>	<b>6.1.1 A COUNCIL THAT IS OPEN AND HONEST AND REPRESENTS ITS CONSTITUENTS</b>
<b>MEETING DATE:</b>	<b>22 FEBRUARY 2016</b>

---

**Purpose of Report**

To update Council on progress towards achieving the objectives in the Delivery Program 2013 – 2017, as per the Integrated Planning and Reporting legislation. This report specifically details results from the reporting period July – December 2015.

**RESOLUTION**

**That Council receives the Delivery Program Progress Report for the period July to December 2015 and notes that 84.4% of the performance measures are on track.**

**MOVED COUNCILLOR WRIGHT**

**SECONDED COUNCILLOR ERIKSSON**

**CARRIED**

**Voting**

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

**Against:** Nil

**Absent:** Councillor Coppock

## 16 REPORTS FROM OFFICERS – CUSTOMER AND CORPORATE SUPPORT DIRECTORATE

### 16.1 LONG TERM FINANCIAL PLAN

<b>ATTACHMENTS:</b>	<b>1. REVISED LONG TERM FINANCIAL PLAN</b>
<b>RESPONSIBLE OFFICER:</b>	<b>HELEN LIOSSIS - CUSTOMER &amp; CORPORATE DIRECTOR</b>
<b>AUTHOR:</b>	<b>MARK MCDONALD - CHIEF FINANCIAL OFFICER</b>
<b>CITY STRATEGY LINK:</b>	<b>6.3.1 COUNCIL MAINTAINS A STRONG SUSTAINABLE FINANCIAL POSITION</b>
<b>MEETING DATE:</b>	<b>22 FEBRUARY 2016</b>

---

#### **Purpose of Report**

To provide Council with an updated Willoughby City Council (WCC) Long Term Financial Plan. (LTFP).

#### **RESOLUTION**

**That Council:**

- 1. Notes the information detailed in the Report and**
- 2. Adopts the Willoughby City Council Long Term Financial Plan (2015-2025).**

**MOVED COUNCILLOR ERIKSSON**

**SECONDED COUNCILLOR HILL**

**CARRIED**

#### **Voting**

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

**Against:** Nil

**Absent:** Councillor Coppock

## 16.2 RELEASE OF DRAFT REPORT ON THE REVIEW OF REPORTING AND COMPLIANCE BURDENS ON LOCAL GOVERNMENT

<b>ATTACHMENTS:</b>	<b>1. SUMMARY OF COUNCIL FEEDBACK</b>
<b>RESPONSIBLE OFFICER:</b>	<b>DEBRA JUST – GENERAL MANAGER</b>
<b>AUTHOR:</b>	<b>HELEN LIOSSIS - CUSTOMER &amp; CORPORATE 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>22 FEBRUARY 2016</b>

---

### Purpose of Report

The purpose of this report is to:

- advise Council on the Independent Pricing and Regulatory Tribunal (IPART) draft report *Review of Reporting and Compliance Burdens on Local Government* (The Review) which provides information and recommendations about how regulatory burdens on local government can be reduced;
- seek Council's endorsement of the feedback for The Review to be submitted on behalf of Willoughby City Council on 23 February 2016.

### MOTION

That Council:

1. Notes the 49 IPART draft recommendations in the IPART report *Review Reducing of Reporting and Compliance Burdens on Local Government*, and
2. Endorses the Willoughby City Council submission Summary of Council Feedback (Attachment 1) for forwarding to IPART.

**MOVED COUNCILLOR SLOANE**

**SECONDED COUNCILLOR ERIKSSON**

**LOST**

### Voting

**For the Motion:** Councillors Giles-Gidney, Eriksson, Rozos, Rutherford and Sloane.

**Against:** Councillors Hill, Mustaca, Norton, Saville, Stevens and Wright.

**Absent:** Councillor Coppock

**MOTION**

That Council:

1. Notes the 49 IPART draft recommendations in the IPART report *Review Reducing of Reporting and Compliance Burdens on Local Government*, and
2. Endorses the Willoughby City Council submission Summary of Council Feedback (Attachment 1) for forwarding to IPART.
3. Removes key recommendation R38 relating to Crown Land.

**MOVED COUNCILLOR SAVILLE**

**SECONDED COUNCILLOR NORTON**

**CARRIED**

**Voting**

**For the Motion:** Councillors Hill, Mustaca, Norton, Saville, Stevens and Wright.

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

**Absent:** Councillor Coppock

**MOTION OF RECOMMITTAL**

That Council:

1. Notes the 49 IPART draft recommendations in the IPART report *Review Reducing of Reporting and Compliance Burdens on Local Government*, and
2. Endorses the Willoughby City Council submission Summary of Council Feedback (Attachment 1) for forwarding to IPART.
3. Acknowledges the potential risk associated with R38 for loss of community land.

**MOVED COUNCILLOR WRIGHT**

**SECONDED COUNCILLOR HILL**

**CARRIED**

**Voting**

**For the Motion:** Councillors Eriksson, Hill, Mustaca, Norton, Rozos, Rutherford, Sloane, and Wright.

**Against:** Councillors Giles-Gidney Saville and Stevens.

**Absent:** Councillor Coppock

### 16.3 CHANGES TO CODE OF CONDUCT

<b>ATTACHMENT:</b>	<b>OFFICE OF LOCAL GOVERNMENT CIRCULAR – COMMENCEMENT OF THE LOCAL GOVERNMENT AMENDMENT (COUNCILLOR MISCONDUCT AND POOR PERFORMANCE ACT) 2015</b>
<b>RESPONSIBLE OFFICER:</b>	<b>MARNIE HILLMAN – GOVERNANCE AND ADMINISTRATION MANAGER</b>
<b>AUTHOR:</b>	<b>GRANT THOMAS – ENTERPRISE RISK MANAGEMENT SPECIALIST</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>22 FEBRUARY 2016</b>

---

#### **Purpose of Report**

To update Council on amendments to the Local Government Act 1993 and seek Council's endorsement of an amendment to the Code of Conduct.

#### **RESOLUTION**

**That Council:**

- 1. Notes changes made to the Local Government Act 1993 made on 13 November 2015; and**
- 2. Endorses a change to the Code of Conduct, replacing the current Clause 4.30 with the amended clause:**

**“A councillor, who would otherwise be precluded from participating in the consideration of a matter under this Part because they have a non-pecuniary conflict of interests in the matter, is permitted to participate in consideration of the matter, if:**

- a) the matter is a proposal relating to**
  - i) the making of a principal environmental planning instrument applying to the whole or a significant part of the council's area, or**
  - ii) the amendment, alteration or repeal of an environmental planning instrument where the amendment, alteration or repeal applies to the whole or a significant part of the council's area, and**
- b) the non-pecuniary conflict of interests arises only because of an interest that a person has in that person's principal place of residence, and**



- c) the councillor declares the interest they have in the matter that would otherwise have precluded their participation in consideration of the matter under this Part”.

**MOVED COUNCILLOR NORTON**

**SECONDED COUNCILLOR SAVILLE**

**CARRIED**

**Voting**

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

**Against:** Nil

**Absent:** Councillor Coppock

**17 REPORTS FROM OFFICERS – COMMUNITY, CULTURE AND  
LEISURE DIRECTORATE**

NIL

## 18 REPORTS FROM OFFICERS – PLANNING AND INFRASTRUCTURE DIRECTORATE

### 18.1 UNAUTHORISED BUILDING WORKS - 3A DORSET ROAD NORTHBRIDGE

---

<b>ATTACHMENTS:</b>	<b>1. WARD INSPECTION COMMITTEE REPORT</b>
<b>RESPONSIBLE OFFICER:</b>	<b>PETER CONROY - INFRASTRUCTURE &amp; PLANNING DIRECTOR</b>
<b>AUTHOR:</b>	<b>IAN ARNOTT – PLANNING MANAGER</b>
<b>CITY STRATEGY LINK:</b>	<b>3.1.2 QUALITY LIVING AMENITY FOR RESIDENTS</b>
<b>MEETING DATE:</b>	<b>22 FEBRUARY 2016</b>

---

#### **Purpose of Report**

This report is forwarded to Council for determination of a Building Certificate for unauthorised works at 3A Dorset Road, Northbridge. A Ward report (attached) was previously referred to the Sailors Bay Ward Councillor Committee, however a meeting has not been convened due to the unavailability of various parties. As such, the application is referred to Full Council for determination.

#### **Procedural Motion**

**That the following people address the meeting and answer questions of the Councillors.**

- **Sharon Wyzenbeek, Applicant**
- **Antony Boland, Correspondent**

#### **RECOMMITTAL MOTION**

**That Council notes:**

- Councillor R Hill declared, via a Disclosures of Interest form, a substantial interest in Item 18.1 Unauthorised Building Works – 3A Dorset Road, Northbridge (*Nature of Interest: The correspondent is a personal friend*).

**MOVED COUNCILLOR ERIKSSON**

**SECONDED COUNCILLOR MUSTACA**

**CARRIED**

#### **Voting**

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

**Against:** Nil

**Absent:** Councillor Hill

**MOTION**

That Council:

1. Approves Building Certificate Application 2013/66 for unauthorised works to the dwelling and deck at 3A Dorset Road, Northbridge, other than:
  - i) The encroachment of the wall onto the Council road reserve; and
  - ii) All other encroachments onto neighbouring properties (1, 3 and 5 Dorset Road) as identified on the Survey Report prepared by John K. Wicks and Associates Consulting Surveyors Ref 11331 dated 15 May 2013;
2. Advises the applicant that the current finish to the driveway located over Council's nature strip is not approved and Council reserves the right to require its replacement at some future date.

**MOVED COUNCILLOR MUSTACA**

**SECONDED COUNCILLOR ERIKSSON**

**CARRIED**

**Voting**

**For the Motion:** Councillors Giles-Gidney, Coppock, Eriksson, Mustaca, Norton, Rozos, Rutherford, Saville and Sloane.

**Against:** Councillor Wright and Stevens

**Absent:** Councillor Hill

## 18.2 SUBMISSION REPORT - COMPLYING DEVELOPMENT FOR LOW RISE MEDIUM DENSITY HOUSING

<b>ATTACHMENTS:</b>	<b>1. DEPARTMENT OF PLANNING &amp; ENVIRONMENT EXPLANATORY MATERIAL 2. COUNCIL'S SUBMISSION</b>
<b>RESPONSIBLE OFFICER:</b>	<b>PETER CONROY - INFRASTRUCTURE &amp; PLANNING DIRECTOR</b>
<b>AUTHOR:</b>	<b>IAN ARNOTT - PLANNING MANAGER GREG PATTEN – PLANNING PROCESS SPECIALIST</b>
<b>CITY STRATEGY LINK:</b>	<b>5.1.1 LOCAL BUSINESS</b>
<b>MEETING DATE:</b>	<b>22 FEBRUARY 2016</b>

---

### Purpose of Report

The purpose of this report is to:

1. advise Council of the NSW Department of Planning & Environment's discussion paper on proposed amendments to *State Environmental Planning Policy - Exempt and Complying Development Code*. The Discussion Paper proposes that specific forms of medium density housing (including dual occupancies and townhouses) be assessed as Complying Development by either Council or a Private Certifying Authority;
2. seek Council's endorsement to the draft submission (Attachment 2) being forwarded to the Department of Planning & Environment (the Department) on behalf of Willoughby Council. The draft submission raises the following concerns:
  - i) The scale of development , being medium density housing up to 10 dwellings, is beyond the scope of 'low risk/low impact' development as is intended for Complying Development;
  - ii) Complying Development should not be used in respect to development not currently permissible in the zone or contrary to existing height, density and lot size controls;
  - iii) Local characteristics and sensitivities, such as topography, bushfire hazard, etc are not satisfactorily addressed;
  - iv) Strata subdivision of dual occupancy development at the time of development may reduce the supply of rental accommodation;
  - v) Minimum lot sizes are too small;
  - vi) Smaller scale Complying Development in medium density zones will be contrary to the objectives of maximising housing supply that would be achieved with the consolidation of sites.

**MOTION**

That Council:

1. Endorses the submission on the Department of Planning and Environment Discussion Paper entitled "*Options for Low Rise Medium Density Housing as Complying Development*" (dated November 2015) supporting the principle of delivering good housing mix with reduced time and costs but raising the following concerns with utilising Complying Development to achieve these objectives:
  - The scale of development , being medium density housing up to 10 dwellings, is beyond the scope of 'low risk/low impact' development as is intended for Complying Development;
  - The proposed changes are not best achieved by Complying Development;
  - Complying Development should not be permitted contrary to current zone permissibility and existing height, density and lot size controls;
  - Local characteristics are not satisfactorily addressed;
  - Strata subdivision of dual occupancy development at the time of development will reduce the supply of rental accommodation;
  - Minimum lot sizes are too small;
  - Smaller scale Complying Development in medium density zones may be contrary to the objectives of maximising housing supply.
2. Endorses the submission being forwarded to the Department of Planning and Environment on behalf of Council.

**MOVED COUNCILLOR SAVILLE**

**SECONDED COUNCILLOR NORTON**

**CARRIED**

**Voting**

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

**Against:** Councillor Mustaca and Wright

**Absent:** Councillor Coppock

**18.3 JOINT REGIONAL PLANNING PANEL - CONFIRMATION OF COUNCIL NOMINEES**

<b>ATTACHMENTS:</b>	<b>1. COUNCIL REPORT DATED 24 AUGUST 2015</b>
<b>RESPONSIBLE OFFICER:</b>	<b>PETER CONROY - INFRASTRUCTURE &amp; PLANNING DIRECTOR</b>
<b>AUTHOR:</b>	<b>IAN ARNOTT- PLANNING MANAGER</b>
<b>CITY STRATEGY LINK:</b>	<b>6.2.1 A COMMUNITY THAT IS INFORMED OF KEY COUNCIL POLICIES, SERVICES AND ACTIVITIES AND CAN PARTICIPATE IN THE DECISION MAKING</b>
<b>MEETING DATE:</b>	<b>22 FEBRUARY 2016</b>

---

**Purpose of Report**

The Sydney Planning Panel under the Greater Sydney Commission is yet to be formed and the Joint Regional Planning Panels are continuing until such time as this occurs. Advice from the Regional Panels Secretariat is that it is anticipated that the Sydney Planning Panel will be in place by mid-2016. As such it is necessary to ensure Council representation on the JRPP is maintained for approximately four months.

To seek endorsement of the Willoughby Council nominees to sit on the Sydney East Joint Regional Planning Panel until future arrangements regarding amalgamations and the new Sydney Planning Panel are more certain.

**RESOLUTION**

**That Council:**

- 1. Acknowledges the need to maintain representation on the JRPP until the Sydney Planning Panel becomes operational.**
- 2. Engages Ms McClure at a mutually agreeable rate to act as Council's second representative on the Sydney East JRPP;**
- 3. That Ms Shankie-Williams act as alternate representative for Council on the JRPP in Ms McClure's absence; and**
- 4. Advises the Panel Secretariat of its decision.**

**MOVED COUNCILLOR SLOANE**

**SECONDED COUNCILLOR ERIKSSON**

**CARRIED**

**Voting**

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

**Against:** Nil

**Absent:** Councillor Coppock



**18.4 WASTE COLLECTION CONTRACT VARIATION**

<b>RESPONSIBLE OFFICER:</b>	<b>PETER CONROY - INFRASTRUCTURE &amp; PLANNING DIRECTOR</b>
<b>AUTHOR:</b>	<b>KRISTIAN WYNN – RESOURCE RECOVERY CO-ORDINATOR</b>
<b>CITY STRATEGY LINK:</b>	<b>2.1.3 REDUCE POLLUTION</b>
<b>MEETING DATE:</b>	<b>22 FEBRUARY 2016</b>

---

**Purpose of Report**

To seek delegated authority for the General Manager to sign a contract variation to the Waste Collection Contract with JJ Richards & Sons Pty Ltd.

**RESOLUTION**

**That Council delegates authority to the General Manager to sign a contract variation to the Waste Collection Contract with JJ Richards & Sons Pty Ltd to allow for the change in disposal locations in line with the Regional waste disposal contract and the additional illegal dumped waste collection service.**

**MOVED COUNCILLOR MUSTACA**

**SECONDED COUNCILLOR HILL**

**CARRIED**

**Voting**

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

**Against:** Nil

**Absent:** Councillor Coppock,

**18.5 CONTAINER DEPOSIT SCHEME SUBMISSION**

<b>RESPONSIBLE OFFICER:</b>	<b>PETER CONROY - INFRASTRUCTURE &amp; PLANNING DIRECTOR</b>
<b>AUTHOR:</b>	<b>KRISTIAN WYNN – RESOURCE RECOVERY CO-ORDINATOR</b>
<b>CITY STRATEGY LINK:</b>	<b>2.2.1 PEOPLE LIVE MORE RESPONSIBLY AND INCREASE RESILIENCE TO CLIMATE CHANGE IMPACTS</b>
<b>MEETING DATE:</b>	<b>22 FEBRUARY 2016</b>

---

**Purpose of Report**

To seek delegated authority for the General Manager to provide submission to the EPA on Council's position regarding a Container Deposit Scheme.

**RESOLUTION**

**That Council provides the General Manager with delegated authority to make a submission outlining Council's position on Container Deposit Legislation and the preference for a Refund Container Deposit Scheme such as 'Option 1' in the discussion paper.**

**MOVED COUNCILLOR SLOANE****SECONDED COUNCILLOR ERIKSSON****CARRIED****Voting**

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

**Against:** Nil

**Absent:** Councillor Coppock

## **19 NOTICE OF MOTION**

### **19.1 NOTICE OF MOTION: POLICY REVIEW**

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

**CITY STRATEGY LINK: 6.1.1 A COUNCIL THAT IS OPEN, ACCOUNTABLE  
AND REPRESENTS ITS CONSTITUENTS**

**MEETING DATE: 22 FEBRUARY 2016**

---

#### **Purpose of Report**

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

#### **MOTION**

**That Council undertakes a review of Council’s policy on community participation and engagement. The review should consider how cessation of standing committees, with consequential reporting changes, can ensure alignment with the policy.**

#### **OFFICER'S RECOMMENDATION**

**That Council considers the Notice of Motion from Councillor Saville.**

**THIS MATTER WAS DEFERRED TO MARCH 2016 AT THE REQUEST OF COUNCILLOR SAVILLE.**

**20 CONFIDENTIAL ITEMS**

NIL

## 21 QUESTIONS

NIL

- Councillor Coppock left the meeting at 8:54pm.
- Councillor Hill left the meeting at 7:25pm during discussion on Item 18.1 Unauthorised Building Works – 3A Dorset Road, Northbridge and returned at 7:31pm.

The meeting closed at 9:25pm

**I have authorised a stamp bearing my signature to be affixed to the pages of the Minutes of the Ordinary Council Meeting held on 22 February 2016. I confirm that Council has adopted these Minutes as a true and accurate record of the meeting.**