



Willoughby City Council

ORDINARY COUNCIL

MINUTES

Council Chamber, 31 Victor Street, Chatswood

25 July 2016

commencing at 7:00pm

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1 PRESENT

Councillors

Her Worship the Mayor Councillor G Giles-Gidney, Councillors S Coppock, R Hill, J Hooper, T Mustaca, W Norton, J Rutherford, L Saville, and N Wright.

Officers

Ms D Just (General Manager), Ms M Smith (Community, Culture & Leisure Director), Mr P Conroy (Planning & Infrastructure Director), Ms M Smith (Community Culture & Leisure Director), Mr I Arnott (Planning Manager), Ms M Hillman (Governance Manager) and Ms L Keeling (Minute Secretary)

2 DISCLOSURES OF INTEREST - COUNCILLORS AND STAFF

- Councillor Mustaca declared, via a Disclosures of Interest form, a pecuniary conflict of interest in Item 18.1 98-102 Hampden Road, Artarmon – Section 96AA Modification of Court Consent DA 2014/391/A
(*Nature of Interest: Member of the Trustees of a family trust*)
- Councillor Rutherford declared, via a Disclosures of Interest form, a less than substantial non-pecuniary interest in Item 18.1 98-102 Hampden Road, Artarmon – Section 96AA Modification of Court Consent DA 2014/391/A
(*Nature of Interest: Applicant is known as fellow ward councillor*)

3 CONFIRMATION OF MINUTES

RESOLUTION

That the Minutes of the Ordinary Meeting of Council held 11 July 2016, copies of which have been circulated to each member of Council, be confirmed.

MOVED COUNCILLOR RUTHERFORD

SECONDED COUNCILLOR MUSTACA

CARRIED

Voting

For the Resolution: Councillors Giles-Gidney, Coppock, Hill, Hooper, Mustaca, Norton, Rutherford, Saville, and Wright.

Against: Nil

4 APOLOGIES AND LEAVE OF ABSENCE

- Councillor Eriksson is on leave previously granted.
- Councillors Rozos, Sloane and Stevens tendered an apology for Monday 25 July 2016 and requested Leave of Absence.
- Councillor Coppock requested Leave of Absence from 4-5 August 2016.
- Councillor Hooper requested Leave of Absence from 15 May to 20 June 2017.

RESOLUTION**That Council:**

1. Notes Councillors Eriksson on leave previously granted.
2. Grants Leave of Absence to Councillors Rozos, Sloane and Stevens for Monday 25 July 2016.
3. Grants Councillor Coppock Leave of Absence from 4-5 August 2016.
4. Grants Councillor Hooper Leave of Absence from 15 May to 20 June 2017.

MOVED COUNCILLOR MUSTACA**SECONDED COUNCILLOR SAVILLE****CARRIED****Voting****For the Resolution:** Councillors Giles-Gidney, Coppock, Hill, Hooper, Mustaca, Norton, Rutherford, Saville, and Wright.**Against:** Nil

5 PETITIONS

NIL

6 OPEN FORUM

NIL

7 MAYORAL MINUTE

7.1 MAYORAL MINUTE – THE LATE (JOHN) MARTIN MCCURRICH

MEETING DATE: 25 JULY 2016

PURPOSE OF REPORT

To consider the Mayoral Minute on the passing of (John) Martin McCurrich.

MOTION

Martin McCurrich, of Northbridge, passed away on 18 July 2016. He was a former Councillor of Willoughby City Council, joint recipient of the 2010 Citizen of the Year award and a resident active in many local organisations and initiatives.

Born in the UK on 28 July 1933, Martin McCurrich was educated at Winchester College and Cambridge University. Qualified as Chartered Accountant, he held various senior positions in the insurance industry, including as General Manager and Director of the Board of the Motor Accidents Authority NSW.

Martin and his family lived in Northbridge since 1964. His wife Susan passed away in 1999 and older son Rupert died in a motor accident in 1992. His daughter Francesca, son Charles and four grandchildren survive him.

Martin McCurrich served as a Councillor between September 1995 and March 2004, initially in the Northbridge Ward and then the new Sailors Bay Ward.

He is a past President, Vice President and Senior Captain of Northbridge Swimming Club and his efforts in this role saw much-needed improvements to the facility. He established the Laser fleet at Northbridge sailing club, improving and encouraging the younger members of the club in their appreciation of sailing.

He is a past Director of the Rotary Club of Northbridge. He also served for 13 years as Director of Chatswood Community Nursing Home, where his efforts greatly benefited both staff and residents.

Martin will be much missed by his family, neighbours and friends in the wider community. He will be remembered for his contribution to the local community.

RESOLUTION

That Council adopts the Mayoral Minute on the passing of Martin McCurrich and writes a letter of condolence to the family.

MOVED COUNCILLOR GILES-GIDNEY

CARRIED

7.2 MAYORAL MINUTE – THE LATE ROSE MARY (PEG) BUTLER**MEETING DATE: 25 JULY 2016**

PURPOSE OF REPORT

To consider the Mayoral Minute on the passing of Rose Mary Butler

MOTION

Rose moved to Chatswood over 40 years ago first living in Albert Avenue and then moving to Jersey Road. Rose Mary Butler was born on 6 June 1919 and died on 8 July 2016 at the age of 97. She was a sensible, practical and highly intelligent woman who always wanted to be a foreign correspondent. Rose was excellent at maths and worked as a comptometrist before marrying in 1942 and having two daughters. She attended Macquarie University and was awarded a BA when she was in her 70s.

Rose travelled extensively and was continually learning. She volunteered over many decades as a Pink Lady at Hornsby Hospital and with the linen service as Willoughby City Council for over 20 years. She only left the linen service at the age of 95 as Council's insurance would no longer cover her volunteer work.

Rose is survived by her daughters Bronwyn and Sandra and their children.

RESOLUTION

That Council adopts the Mayoral Minute on the passing of Rose Mary Butler and writes a letter of condolence to the family.

MOVED COUNCILLOR GILES-GIDNEY**CARRIED**

7.3 MAYOR'S DIARY – COUNCIL MEETING NOTES – 25 JULY 2016

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

TUESDAY 12 JULY			
Mayor	7.15 pm	Willoughby South Progress Assn	2 Artarmon Road
Mayor	8.30 pm	Rotary International Changeover	King Dynasty, Westfield
WEDNESDAY 13 JULY			
Cr Saville	3.30 - 5 pm	Community Participation Committee	RNSH
THURSDAY 14 JULY			
FRIDAY 15 JULY			
SATURDAY 16 JULY			
Cr Norton	6 pm	WTC: <i>The Magic of the Musicals</i>	The Concourse
SUNDAY 17 JULY			
Mayor	12.30 pm	Ground Blessing Ceremony	Armenian Church
Cr Norton	3 pm	Willoughby Band Concert	Zenith Theatre
MONDAY 18 JULY			
TUESDAY 19 JULY			
WEDNESDAY 20 JULY			
Mayor Cr Eriksson	11.30 am	Citizenship Ceremony	Council Chambers
Mayor	6 pm	Silkari Launch	Sydney Town Hall
THURSDAY 21 JULY			
FRIDAY 22 JULY			
Mayor Crs Hooper, Rutherford	10.30 am	Funeral of Martin McCurrich	St Marks, Northbridge
Mayor	Afternoon	Expo with the Ombudsman	Dougherty Centre
Mayor	5.30 pm	Opening of Art Exhibition	Ground Floor Foyer, WCC
Mayor	7.30 pm	Northbridge Swim Club Presentations	Northbridge Golf Club
SATURDAY 23 JULY			
SUNDAY 24 JULY			
Mayor	9.30 am	Anniversary Church Service	St James, Edinburgh Road
Cr Norton	2 pm	WSOC Concert	Our Lady of Dolours, Chatswood

8 GENERAL MANAGER'S LATE REPORT

NIL

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

Item 19.1 Notice of Motion: Development Consents – Corporate Owners

10 MATTERS BROUGHT FORWARD BY THE PUBLIC

Item 18.1 98-102 Hampden Road Artarmon – Section 96AA Modification of Court Con

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 17.1 CBD Event Update
- Item 17.2 Concession Application from the Combined Churches of Northbridge
- Item 18.2 28 Archer Street Chatswood – Outcome of Legal Matter – DA2014/566

RESOLUTION

That the remaining items, viz:

- Item 12.1 Shorelink Library Network Committee Meetings
- Item 12.2 Companion Animals Advisory Committee – 1 March 2016
- Item 18.3 Variations to Development Standards (Use of Clause 4.6)
- Item 18.4 Applications determined under Delegated Authority 1 June 2016 to 30 June 2016
- Item 18.5 Current Development Application and Planning Proposal Report as at 11 July 2016

be adopted in accordance with the recommendations in the reports.

MOVED COUNCILLOR SAVILLE

SECONDED COUNCILLOR HOOPER

CARRIED

Voting

For the Resolution: Councillors Giles-Gidney, Coppock, Hill, Hooper, Mustaca, Norton, Rutherford, Saville, and Wright.

Against: Nil

12 REPORTS FROM COMMITTEES

12.1 SHORELINK LIBRARY NETWORK COMMITTEE MEETINGS

ATTACHMENTS:	1. MINUTES - SHORELINK LIBRARY NETWORK COMMITTEE MEETING - WEDNESDAY 27 APRIL 2016 2. DRAFT MINUTES - SHORELINK LIBRARY NETWORK COMMITTEE MEETING - WEDNESDAY 22 JUNE 2016
RESPONSIBLE OFFICER:	MELANIE SMITH - COMMUNITY CULTURE & LEISURE DIRECTOR
AUTHOR:	ANGELA CASEY – CULTURE AND LEISURE MANAGER
CITY STRATEGY LINK:	1.2.3 QUALITY, ACCESSIBLE PUBLIC LIBRARY AND COMMUNITY LEARNING SERVICES ARE AVAILABLE
MEETING DATE:	25 JULY 2016

Purpose of Report

To provide Council with the minutes of the 168th Shorelink Library Network Committee meeting held Wednesday 24 February 2016 and draft minutes of the 169th Shorelink Library Network Committee meeting held Wednesday 22 June 2016.

RESOLUTION

That Council receives and notes the minutes of the 168th Shorelink Library Network Committee meeting held Wednesday 27 April 2016 and the draft minutes of the 169th Shorelink Library Network Committee meeting held Wednesday 22 June 2016.

MOVED COUNCILLOR SAVILLE

SECONDED COUNCILLOR HOOPER

CARRIED

Voting

For the Resolution: Councillors Giles-Gidney, Coppock, Hill, Hooper, Mustaca, Norton, Rutherford, Saville, and Wright.

Against: Nil

12.2 COMPANION ANIMALS ADVISORY COMMITTEE - 1 MARCH 2016

ATTACHMENTS:	1. MINUTES – WILLOUGHBY COMPANION ANIMALS ADVISORY COMMITTEE
RESPONSIBLE OFFICER:	HELEN LIOSSIS – CUSTOMER AND CORPORATE DIRECTOR
AUTHOR:	PETER SYNNOTT – ADMINISTRATION OFFICER
CITY STRATEGY LINK:	6.1.1 A COUNCIL THAT IS OPEN, ACCOUNTABLE AND REPRESENTS ITS CONSTITUENT
MEETING DATE:	25 JULY 2016

Purpose of Report

To provide Council with the minutes of the Willoughby City Council Companion Animals Advisory Committee meeting held 1 March 2016.

RESOLUTION

That Council receive and note the minutes of the Willoughby City Council Companion Animals Advisory Committee meeting held 1 March 2016.

MOVED COUNCILLOR SAVILLE

SECONDED COUNCILLOR HOOPER

CARRIED

Voting

For the Resolution: Councillors Giles-Gidney, Coppock, Hill, Hooper, Mustaca, Norton, Rutherford, Saville, and Wright.

Against: Nil

13 DEFERRED MATTERS

13.1 UPGRADE OF 48 PARKING METERS FROM 2G TO 3G MODEMS

RESPONSIBLE OFFICER:	PETER CONROY – PLANNING & INFRASTRUCTURE DIRECTOR
AUTHORS:	WILLIAM KUANG – PARKING FACILITY ENGINEER PAUL GOMEZ – GROUP LEADER INFRASTRUCTURE AND PARKING
CITY STRATEGY LINK:	4.1.1 PLANNING, MAINTENANCE AND OPERATION OF INFRASTRUCTURE
MEETING DATE:	25 JULY 2016

Purpose of Report

To provide Council with additional information regarding the proposed seek upgrade of modems in 48 parking meters.

At its meeting on Monday 11 July 2016 Council requested additional information regarding the proposed upgrade of modems in 48 parking meters. This report includes the additional information requested.

RESOLUTION

That Council:

1. Accept APARC's quotation for the supply and installation of 3G compatible modems and establish a budget sourced from the Paid Parking Reserve for these works.
2. Provide an exemption from its procurement policies and procedures in this instance, as APARC is the sole Australian supplier of the 3G modems supported by the manufacturer.

MOVED COUNCILLOR SAVILLE

SECONDED COUNCILLOR HOOPER

CARRIED

Voting

For the Resolution: Councillors Giles-Gidney, Coppock, Hill, Hooper, Mustaca, Norton, Rutherford, Saville, and Wright.

Against: Nil

14 CORRESPONDENCE

NIL

15 REPORTS FROM OFFICERS - GENERAL MANAGER

NIL

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

NIL

17 REPORTS FROM OFFICERS – COMMUNITY, CULTURE AND LEISURE DIRECTORATE

17.1 CBD EVENT UPDATE

RESPONSIBLE OFFICER:	MELANIE SMITH – DIRECTOR COMMUNITY, CULTURE & LEISURE
AUTHOR:	SAMANTHA CONNOR – ACTING MANAGER, MEDIA MARKETING AND EVENTS
CITY STRATEGY LINK:	1.1.4 ART AND CULTURAL ACTIVITIES PROVIDE ENRICHING OPPORTUNITIES FOR PEOPLE
MEETING DATE:	25 JULY 2016

Purpose of Report

To seek Council's approval to go to tender for a suitably qualified and experienced contractor to develop and deliver artistic content for Vivid Sydney at Chatswood 2017.

RESOLUTION

That Council approves commencement of the tender process for Vivid Sydney at Chatswood 2017, using allocated PIP funds in the 2016/17 Budget.

MOVED COUNCILLOR SAVILLE

SECONDED COUNCILLOR HOOPER

CARRIED

Voting

For the Resolution: Councillors Giles-Gidney, Coppock, Hill, Hooper, Mustaca, Norton, Rutherford, Saville, and Wright.

Against: Nil

17.2 CONCESSION APPLICATION FROM THE COMBINED CHURCHES OF NORTHBRIDGE

RESPONSIBLE OFFICER:	Melanie SMITH - COMMUNITY, CULTURE & LEISURE DIRECTOR
AUTHOR:	ERIN COLWELL – SPORTSGROUND BOOKING OFFICER
CITY STRATEGY LINK:	1.2.1 RELEVANT SERVICES AND FACILITIES ARE AVAILABLE TO THE COMMUNITY
MEETING DATE:	25 JULY 2016

Purpose of Report

To seek Council approval for a fee waiver of 100% for the Combined Churches of Northbridge to use Northbridge Oval, Sailors Bay Road, Northbridge on Saturday 3 December 2016 from 1pm – 9.30pm for a Community Carols Event.

RESOLUTION

That Council approves a full concession to the Combined Churches of Northbridge for the hire of Northbridge Oval for the provision of a community event, being a Community Carols Event on Saturday 3 December 2016 from 1pm- 9.30pm.

MOVED COUNCILLOR SAVILLE

SECONDED COUNCILLOR HOOPER

CARRIED

Voting

For the Resolution: Councillors Giles-Gidney, Coppock, Hill, Hooper, Mustaca, Norton, Rutherford, Saville, and Wright.

Against: Nil

18 REPORTS FROM OFFICERS – PLANNING AND INFRASTRUCTURE DIRECTORATE

18.1 98-102 HAMPDEN ROAD ARTARMON - SECTION 96AA MODIFICATION OF COURT CONSENT (DA 2014/391/A)

ATTACHMENTS: 1. ARCHITECTURAL PLAN
2. NOTIFICATION MAP

MEETING DATE: 25 JULY 2016

RECOMMENDATION: APPROVAL

LOCATION: 98 - 102 HAMPDEN ROAD, ARTARMON NSW 2064

APPLICANT: DO-GILD PTY LIMITED

OWNER: MS J A MUSTACA AND MR A MUSTACA AND MRS H A MUSTACA

PROPOSAL: MODIFICATION OF COURT CONSENT FOR SHOP-TOP HOUSING DEVELOPMENT INCLUDING CHANGES TO HEIGHT, NEW BASEMENT PLANT ROOM, INTERNAL LAYOUT OF GROUND FLOOR COMMERCIAL SPACE AND UPPER LEVEL APARTMENTS, ALTERATIONS TO REAR ELEVATION, VEHICULAR ACCESS AND CAR PARKING LAYOUT

DATE OF LODGEMENT: 15 FEBRUARY 2016

REPORTING OFFICER: ARTHUR TSEMBIS – DEVELOPMENT PLANNER

RESPONSIBLE OFFICER: IAN ARNOTT - PLANNING MANAGER

DESCRIPTION OF PROPOSAL

The Section 96AA modification application is to make changes to the proposed development approved by the Land & Environment Court (L&EC).

The L&EC handed down its decision on 13 July 2015 to grant development consent *'to retain the façade of 3 shop fronts along the Hampden Road street frontage, demolish the existing 2 storey commercial/retail buildings behind the façade and erect a part 5 and 6 storey mixed use development'*.

The S96 modification application includes the following changes:

- raising the overall height of the building;
- alterations to the rear elevation;
- new colours and materials to the external fabric of the proposed building;
- alterations to the car parking layout;
- addition of a new basement plant room;

- relocation of the on-site detention tank;
- alterations to the internal lifts; and,
- amendments to the internal layout of the ground floor commercial space and upper level apartments.

MOTION

That Council refuses approval of the S96AA modification application (DA 2014/391/A) for changes to the Court approval of the shop top housing development at 98-102 Hampden Road, Artarmon. The refusal is due to the height and scale exceeding development standards.

MOVED COUNCILLOR WRIGHT

SECONDED COUNCILLOR SAVILLE

CARRIED

Voting

For the Motion: Councillors Hill, Hooper, Norton, Saville, and Wright.

Against: Giles-Gidney, Coppock and Rutherford

Absent: Mustaca,

18.2 28 ARCHER STREET CHATSWOOD - OUTCOME OF LEGAL MATTER - DA 2014/566

ATTACHMENTS:	1. LEGAL AGREEMENT & CONSENT CONDITIONS
RESPONSIBLE OFFICER:	Ian Arnott – Manager Planning
AUTHOR:	ANA VISSARION – DEVELOPMENT PLANNER
MEETING DATE:	25 JULY 2016

Purpose of Report

To present to Council the outcome reached in the Land and Environment Court for the proceedings of the appeal against the Council's refusal of development application DA-2014/566 seeking consent for '*Internal reconfiguration and change of use of the existing building into a Boarding House comprising 10 rooms with 17 lodgers, parking and associated works*' at 28 Archer Street Chatswood.

RESOLUTION

That Council notes the Land and Environment Court Consent Orders that DA-2014/566 be approved for '*Internal reconfiguration and change of use of the existing building into a Boarding House comprising 10 rooms with 17 lodgers, parking and associated works*' at 28 Archer Street Chatswood is APPROVED subject to the conditions of consent contained of the Agreement reached on 30 May 2016 between parties in accordance with Section 34(3)(a) of the Land and Environment Court Act 1979 and attached to this report.

MOVED COUNCILLOR SAVILLE**SECONDED COUNCILLOR HOOPER****CARRIED****Voting**

For the Resolution: Councillors Giles-Gidney, Coppock, Hill, Hooper, Mustaca, Norton, Rutherford, Saville, and Wright.

Against: Nil

18.3 VARIATIONS TO DEVELOPMENT STANDARDS (USE OF CLAUSE 4.6)

ATTACHMENTS:	1. LIST OF APPLICATIONS WITH VARIATIONS TO DEVELOPMENT STANDARDS QUARTER 4
RESPONSIBLE OFFICER:	PETER CONROY - INFRASTRUCTURE & PLANNING DIRECTOR
AUTHOR:	IAN ARNOTT – PLANNING MANAGER
CITY STRATEGY LINK:	6.1.1 A COUNCIL THAT IS OPEN, ACCOUNTABLE AND REPRESENTS ITS CONSTITUENTS
MEETING DATE:	25 JULY 2016

Purpose of Report

The attached schedule lists all development applications determined during the fourth Quarter (1/4/2016 to 30/6/2016) with variations in development standards as reported to the Department of Planning and Infrastructure.

RESOLUTION

That Council notes the applications with variations to development standards in the fourth quarter.

MOVED COUNCILLOR SAVILLE

SECONDED COUNCILLOR HOOPER

CARRIED

Voting

For the Resolution: Councillors Giles-Gidney, Coppock, Hill, Hooper, Mustaca, Norton, Rutherford, Saville, and Wright.

Against: Nil

18.4 APPLICATIONS DETERMINED UNDER DELEGATED AUTHORITY 1 JUNE 2016 TO 30 JUNE 2016

ATTACHMENTS:	1. LIST OF APPLICATIONS
RESPONSIBLE OFFICER:	PETER CONROY – INFRASTRUCTURE & PLANNING MANAGER
AUTHOR:	IAN ARNOTT – PLANNING MANAGER
MEETING DATE:	25 JULY 2016

Purpose of Report

To provide Council with a list of applications determined under delegated authority for the month of June 2016.

Notes regarding the Schedule

The list provided excludes:

- Development Applications of change of use in a business or industrial zone (other than brothels)
- Complying Development Certificates, fit-out of shops, offices or industrial units
- Internal alterations to existing buildings, which do not involve any increased gross floor area, and
- Minor work such as pool fencing and barbeques.

The schedule lists the applications determined by suburb.

RESOLUTION

That Council notes the information on Development Applications determined under delegated authority in June 2016.

MOVED COUNCILLOR SAVILLE

SECONDED COUNCILLOR HOOPER

CARRIED

Voting

For the Resolution: Councillors Giles-Gidney, Coppock, Hill, Hooper, Mustaca, Norton, Rutherford, Saville, and Wright.

Against: Nil

**18.5 CURRENT DEVELOPMENT APPLICATION AND PLANNING PROPOSAL
REPORT AS AT 11 JULY 2016**

ATTACHMENTS:	1. LIST OF APPLICATIONS
RESPONSIBLE OFFICER:	IAN ARNOTT – PLANNING MANAGER
AUTHOR:	DEVELOPMENT PLANNERS, BUILDING SURVEYORS
CITY STRATEGY LINK:	3.1.3 LOCAL CHARACTER
MEETING DATE:	

Purpose of Report

To provide Councillors with details of all current Development Applications and Planning Proposals as at 11 July 2016.

RESOLUTION

That Council notes the information on Development Applications (including those to be determined by the Joint Regional Planning Panel) and Planning Proposals Report to 11 July 2016.

MOVED COUNCILLOR SAVILLE

SECONDED COUNCILLOR HOOPER

CARRIED

Voting

For the Resolution: Councillors Giles-Gidney, Coppock, Hill, Hooper, Mustaca, Norton, Rutherford, Saville, and Wright.

Against: Nil

19 NOTICE OF MOTION

19.1 NOTICE OF MOTION: DEVELOPMENT CONSENTS - CORPORATE OWNERS

RESPONSIBLE OFFICER: PETER CONROY - PLANNING AND INFRASTRUCTURE DIRECTOR

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

MEETING DATE: 25 JULY 2016

Purpose of Report

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

RESOLUTION

That all corporate owners for Development Consent must lodge a current ASIC Corporate Report with their Application for Development Consent showing all Directors and Shareholders of that corporate applicant. If any Shareholder is a corporate entity a Corporate report for that entity must be provided identifying the natural persons being the Directors and beneficial Shareholders associated with the Applicant. If a shareholder is a listed Corporate entity on a stock exchange those Shareholders need not be reported to Council.

RESOLUTION

That the item be deferred.

MOVED COUNCILLOR SAVILLE

SECONDED COUNCILLOR HOOPER

CARRIED

Voting

For the Resolution: Councillors Giles-Gidney, Coppock, Hill, Hooper, Mustaca, Norton, Rutherford, Saville, and Wright.

Against: Nil

20 CONFIDENTIAL ITEMS

In accordance with the *Local Government Act 1993*, and the *Local Government (General) Regulation 2005*, in the option 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.

20.1 CONFIDENTIAL REPORT – REGENCY LEISURE CENTRE – 24 ANDERSON STREET CHATSWOOD

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 as the matter relates 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.

20.2 ADDITIONAL INFORMATION REGARDING THE UPGRADE OF MODEMS IN 48 PARKING METERS

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

20.1 CONFIDENTIAL REPORT – REGENCY LEISURE CENTRE – 24 ANDERSON STREET CHATSWOOD

Recommendation Summary

That Council:

1. Receive and note the Officers report.
2. Acknowledge the current 20 year lease with Marnwest Pty Limited that expires on 28 December 2021 and defer any further consideration of this matter until 2020.

3. Make the report public with any sensitive information redacted.

20.2 ADDITIONAL INFORMATION REGARDING THE UPGRADE OF MODEMS IN 48 PARKING METERS

Recommendation Summary

That Council:

1. Accept APARC's quotation for the supply and installation of 3G compatible modems and establish a budget sourced from the Paid Parking Reserve for these works.
2. Provide an exemption from its procurement policies and procedures in this instance, as APARC is the sole Australian supplier of the 3G modems supported by the manufacturer.

RESOLUTION

That the meeting revert to Open Council.

MOVED COUNCILLOR HOOPER

SECONDED COUNCILLOR HILL

CARRIED

Voting

For the Resolution: Councillors Giles-Gidney, Coppock, Hill, Hooper, Mustaca, Norton, Rutherford, Saville, and Wright.

Against: Nil

RESOLUTION

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

MOVED COUNCILLOR HOOPER

SECONDED COUNCILLOR SAVILLE

CARRIED

Voting

For the Resolution: Councillors Giles-Gidney, Coppock, Hill, Hooper, Mustaca, Norton, Rutherford, Saville, and Wright.

Against: Nil

MOVED COUNCILLOR HOOPER

SECONDED COUNCILLOR SAVILLE

CARRIED

Voting

For the Resolution: Councillors Giles-Gidney, Coppock, Hill, Hooper, Mustaca, Norton, Rutherford, Saville, and Wright.

Against: Nil

21 QUESTIONS

NIL

- Councillor T Mustaca left the meeting at 7:25pm during debate on Item 18.1: 98-102 Hampden Road Artarmon – Section 96AA Modification of Court Consent (DA2014/391A) and returned after the vote at 7:44pm.
- Councillor Wright left the meeting at 7:45pm

The Meeting closed at 8:00pm

I have authorised a stamp bearing my signature to be affixed to the pages of the Minutes of the Ordinary Council Meeting held on 25 July 2016. I confirm that Council has adopted these Minutes as a true and accurate record of the meeting.