



Willoughby City Council

ORDINARY COUNCIL

MINUTES

Council Chamber, Level 6, 31 Victor Street, Chatswood

on 23 April 2018

commencing at 7:00pm

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1 PRESENT

Councillors

Her Worship the Mayor Councillor G Giles-Gidney, Councillors C Campbell, S Coppock, H Eriksson, D Fernandez, T Mustaca, W Norton, J Rutherford, A Rozos, L Saville, C Tuon, N Wright and B Zhu

Officers

Ms D Just (General Manager), Ms M Smith (Community, Culture & Leisure Director), Mr D Frost (Customer & Corporate Director), Mr G McDonald (Planning & Infrastructure Director), Mr A Patterson (Acting Governance Manager), Mr V Grepl (Governance Officer) and Ms T Strydom (Governance Administration Officer)

2 DISCLOSURES OF INTEREST - COUNCILLORS

- Councillor Wright declared, via a Disclosures of Interest form, a non-pecuniary less than substantial interest in Item 16.1: Investment Report for the month of March 2018
(Nature of Interest: As the report is only for noting and I have no control over the Willoughby City Council's investments, I believe I can manage the conflict of interest)

3 CONFIRMATION OF MINUTES

That the Minutes of the Ordinary Meeting of Council held 9 April 2018, copies of which have been circulated to each member of Council, be confirmed.

MOVED COUNCILLOR MUSTACA

SECONDED COUNCILLOR RUTHERFORD

CARRIED

Voting

For the Resolution: Councillors Giles-Gidney, Campbell, Coppock, Eriksson, Fernandez, Mustaca, Norton, Rutherford, Saville, Tuon, Wright and Zhu.

Against: Nil

4 APOLOGIES AND LEAVE OF ABSENCE

- Councillor Saville requested Leave of Absence for 23-25 March 2018 and 20-22 April 2018.

RESOLUTION

That Council grant Leave of Absence to Councillor Saville for 23-25 March 2018 and 20-22 April 2018.

MOVED COUNCILLOR ERIKSSON

SECONDED COUNCILLOR ZHU

CARRIED

Voting

For the Resolution: Councillors Giles-Gidney, Campbell, Coppock, Eriksson, Fernandez, Mustaca, Norton, Rutherford, Saville, Tuon, Wright and Zhu.

Against: Nil

5 PETITIONS

5.1 PETITION: SEEKING HERITAGE PROTECTION FOR THE PROPERTY AT 9 CENTENNIAL AVENUE, CHATSWOOD

ATTACHMENTS:	1. IMPLICATIONS
RESPONSIBLE OFFICER:	DEAN FROST – CUSTOMER & CORPORATE DIRECTOR
AUTHOR:	PATRICIA SHELDRAKE – MINUTES SECRETARY
CITY STRATEGY LINK:	6.1.1 A COUNCIL THAT IS OPEN, ACCOUNTABLE AND REPRESENTS ITS CONSTITUENTS
MEETING DATE:	23 APRIL 2018

PURPOSE OF REPORT

Two consider three petitions, one received by Council on 19 February 2018 containing 37 signatures, a further petition dated 20 February 2018 containing 7 signatures and an on-line petition through Change.org containing 417 signatures as at 10 April 2018 seeking heritage protection for the property at 9 Centennial Avenue, Chatswood.

RESOLUTION

That Council receive and note the petitions seeking immediate protection for the property at 9 Centennial Avenue, Chatswood and refer them to the Planning and Infrastructure Director for consideration.

MOVED COUNCILLOR SAVILLE

SECONDED COUNCILLOR MUSTACA

CARRIED

Voting

For the Resolution: Councillors Giles-Gidney, Campbell, Coppock, Eriksson, Fernandez, Mustaca, Norton, Rutherford, Saville, Tuon, Wright and Zhu.

Against: Nil

6 OPEN FORUM

- Bob McKillop and Maria Philomena Maskell spoke on the proposed footpath between The Postern and The Parapet, Castlecrag.
- Sue Woodward, Vice President NSTA, spoke on Talus Street Reserve tennis courts.

7 MAYORAL MINUTE

7.1 CONFIDENTIAL MAYORAL MINUTE - GENERAL MANAGER'S PERFORMANCE REVIEW PANEL REPORTS DATED 16 AUGUST 2017 AND 9 MARCH 2018

- ATTACHMENTS:
1. PERFORMANCE REVIEW PANEL REPORT 16 AUGUST 2017
 2. PERFORMANCE REVIEW PANEL REPORT 9 MARCH 2018
 3. GENERAL MANAGER'S REVIEW PANEL SUBMISSION
 4. CORPORATE SCORECARD

MEETING DATE: 23 APRIL 2018

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 this confidential item.

Reason for Confidentiality

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

- (a) personnel matters concerning particular individuals (other than councillors)

Performance Review Panel's Recommendation

That Council receive and note the reports from Performance Review Panels dated 16 August 2017 and 9 March 2018.

MOVED COUNCILLOR GILES-GIDNEY

SECONDED COUNCILLOR ERIKSSON

CARRIED

Voting

For the Resolution: Councillors Giles-Gidney, Campbell, Eriksson, Fernandez, Mustaca, Norton, Rozos, Rutherford, Tuon and Zhu.

Against: Councillors Coppock and Saville.

Absent: Councillor Wright

7.2 CONFIDENTIAL MAYORAL MINUTE - GENERAL MANAGER'S CONTRACT

MEETING DATE: 23 APRIL 2018

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 this confidential item.

Reason for Confidentiality

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

- (a) personnel matters concerning particular individuals (other than councillors)

That Council Consider the Performance Review Panel's Recommendation

That Council:

1. Offer the General Manager a 5 year employment contract, in place of the existing contract, which expires in February 2019.
2. Offer a Total Remuneration Package given the supporting evidence by the facilitator.
3. Receive a Mayoral Minute at a subsequent Council Meeting reporting on the General Manager's response to the offer put by Council.

MOVED COUNCILLOR GILES-GIDNEY

SECONDED COUNCILLOR ERIKSSON

CARRIED

Voting

For the Resolution: Councillors Giles-Gidney, Campbell, Eriksson, Fernandez, Mustaca, Norton, Rozos, Rutherford, Tuon and Zhu.

Against: Councillors Coppock and Saville.

Absent: Councillor Wright

7.3 MAYOR'S DIARY - THE LATE JOANNE VEAR**MEETING DATE: 23 APRIL 2018**

PURPOSE OF REPORT

To consider the Mayoral Minute on the passing of Joanne Vear.

MOTION

Joanne Vear, a resident of Chatswood, passed away on Friday 13 April 2018, at Royal North Shore Hospital.

Joanne was a member of Council's Access Committee for many years. Her quiet, thoughtful counsel was held in high regard by the Committee. Despite her health and mobility problems, Jo attended its meetings regularly and volunteered to take the position of Access Committee representative on council's Bicycle Committee when that position was created. Joanne also joined Council's Multicultural Committee where she showed her interest in and support of newcomers to our city.

Joanne Vear exemplified a wonderfully courageous attitude; she did not let her physical frailty prevent her from being a contributing member of our community.

Joanne will be sadly missed by her husband Peter, family, friends and her fellow Committee members. Our condolences go to her family at this time.

RESOLUTION

That Council adopt the Mayoral Minute on the passing of Joanne Vear and write a letter of condolence to the family.

MOVED COUNCILLOR GILES-GIDNEY**CARRIED****Voting**

For the Resolution: Councillors Giles-Gidney, Campbell, Coppock, Eriksson, Fernandez, Mustaca, Norton, Rozos, Rutherford, Saville, Tuon, Wright and Zhu.

Against: Nil

7.4 MAYOR'S DIARY - THE LATE JANETTE WARNER**MEETING DATE: 26 APRIL 2018**

PURPOSE OF REPORT

To consider the Mayoral Minute on the passing of former Mayoress Janette Warner.

MOTION

Janette Lyle Warner, wife of former Mayor, David Warner, died on Thursday 12 April 2018 in Stockton, NSW. She was 93 years old. David Warner was Mayor of Willoughby Municipal Council from September 1972 to September 1974, and an Alderman for 10 years.

Janette Warner supported and contributed to the role of the Mayor as the Mayoress. She worked actively and tirelessly throughout the Municipality representing the Council at functions and events and assisting in raising funds for community groups and charities. Janette co-ordinated and organised Willoughby's Relief Appeal for victims of Cyclone Tracy in 1974/75 when truckloads of household goods, furniture and clothing were gathered and sent to Darwin to assist those affected by the disaster.

Janette and David Warner lived in Tindale Road, Artarmon until they retired to Armidale in 1982. In that year they were both awarded Willoughby Citizen of the Year Award for their services to local government and the community.

Janette will be remembered by many in the Willoughby City area and our condolences go to her family at this time.

RESOLUTION

That Council adopt the Mayoral Minute on the passing of Janette Warner and write a letter of condolence to the family.

MOVED COUNCILLOR GILES-GIDNEY**CARRIED****Voting**

For the Resolution: Councillors Giles-Gidney, Campbell, Coppock, Eriksson, Fernandez, Mustaca, Norton, Rozos, Rutherford, Saville, Tuon, Wright and Zhu.

Against: Nil

7.5 MAYOR'S DIARY: COUNCIL MEETING NOTES – 23 APRIL 2018

TUESDAY 10 APRIL			
Cr Norton	11 am	MOSAIC Advanced Care Planning Session	Beauchamp Park
Mayor Crs Norton, Saville	1.30 pm	Willoughby Seniors Variety Concert	The Civic Pavilion
Cr Norton	6 pm	Companion Animals Committee	Banksia Room
Cr Saville	6.30 pm	Going Solar	Dougherty Centre
WEDNESDAY 11 APRIL			
Mayor	2.45 pm	World Parkinson's Day Event	Chatswood RSL Club
Cr Saville	3 pm	Community Participation Committee	RNSH
Crs Norton, Saville	4 pm	Access Committee	Dougherty Centre
THURSDAY 12 APRIL			
Mayor Cr Tuon	2.30 pm	Tour of Visy Recycling Plant	Herbert Place, Smithfield
Mayor Crs Norton, Saville	6.30 pm	Opening of "Smart Expressions" Art Exhibition	The Art Space
SATURDAY 14 APRIL			
Mayor	11.30 am	Willoughby Neighbourhood Watch Event	Chatswood Mall
Cr Norton	2 pm	WDHS Meeting	The Library
Cr Saville	4 pm	Korean War Memorial Peace Concert	Sydney Town Hall
MONDAY 16 APRIL			
Mayor	1.15 pm	"Beating Time" – Seniors Week Event	Dougherty Centre
TUESDAY 17 APRIL			
Mayor	7.30 am	CfS Roundtable Discussion with Mayor of the West Midlands Combined Authority (UK), Andy Street	85 Castlereagh Street, Sydney
WEDNESDAY 18 APRIL			
Crs Norton, Rutherford, Saville	9.30 am	Traffic Committee	Banksia Room
Mayor Crs Norton, Rutherford	11.30 am	Citizenship Ceremony	Council Chambers
Cr Norton	3 pm	Dougherty Board Meeting	Dougherty Retirement Village
Mayor Crs Norton, Saville	6 pm	Heritage Festival Exhibition opening: "My Food My Story"	Council Foyer, Ground Floor
FRIDAY 20 APRIL			
Cr Norton	6 pm	Seniors Comedy Night	Dougherty Centre
SATURDAY 21 APRIL			
Mayor Cr Tuon	10.30 am	Korean Consulate Event – Presentation of Plaque and screening of film: "Passage to Pusan"	Chatswood RSL Club

SUNDAY 22 APRIL			
Mayor Deputy Mayor: Cr Eriksson Crs Norton, Rozos, Rutherford, Tuon	10 am	ANZAC Service of Remembrance	St Stephen's Anglican Church, Mowbray Road.
MONDAY 23 APRIL			
Mayor Crs Rozos, Rutherford	12.30 pm	ANZAC Commemoration Luncheon	Chatswood RSL Club

8 GENERAL MANAGER'S LATE REPORT

NIL

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

NIL

10 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 Access Advisory Committee meeting held 14 March 2018
- Item 16.1 Investment Report for the month of March 2018
- Item 17.1 Tender 107676 - Operation of the poolside Café at Willoughby Leisure Centre
- Item 18.1 Revised Safety Interface Agreement - Sydney Trains & Willoughby Council

RESOLUTION

That the remaining items, viz:

- Item 12.2 Minutes of Willoughby Heritage Advisory Committee meeting of 27 February 2018
- Item 12.3 Companion Animals Advisory Committee meeting - 13 March 2018
- Item 12.4 Multicultural Services Advisory Committee meeting held 28 March 2018

MOVED COUNCILLOR ZHU

SECONDED COUNCILLOR ERIKSSON

CARRIED

Voting

For the Resolution: Councillors Giles-Gidney, Campbell, Coppock, Eriksson, Fernandez, Mustaca, Norton, Rozos, Rutherford, Saville, Tuon, Wright and Zhu.

Against: Nil

11 MATTERS BROUGHT FORWARD BY THE PUBLIC

NIL

12 REPORTS FROM COMMITTEES

12.1 ACCESS ADVISORY COMMITTEE MEETING HELD 14 MARCH 2018

ATTACHMENTS:	1. IMPLICATIONS 2. MINUTES – ACCESS ADVISORY COMMITTEE - 14 MARCH 2018
RESPONSIBLE OFFICER:	MELANIE SMITH – COMMUNITY, CULTURE & LEISURE DIRECTOR
AUTHOR:	MICHAEL CASHIN – COMMUNITY LIFE MANAGER
CITY STRATEGY LINK:	1.2.1 RELEVANT SERVICES AND FACILITIES ARE AVAILABLE FOR THE COMMUNITY
MEETING DATE:	23 APRIL 2018

PURPOSE OF REPORT

To provide Council with the minutes of the Access Advisory Committee meeting held 14 March 2018.

RESOLUTION

That Council receive and note the minutes of the Access Advisory Committee meeting held 14 March 2018.

MOVED COUNCILLOR MUSTACA

SECONDED COUNCILLOR SAVILLE

CARRIED

Voting

For the Resolution: Councillors Giles-Gidney, Campbell, Coppock, Eriksson, Fernandez, Mustaca, Norton, Rozos, Rutherford, Saville, Tuon, Wright and Zhu.

Against: Nil

**12.2 MINUTES OF WILLOUGHBY HERITAGE ADVISORY COMMITTEE
MEETING OF 27 FEBRUARY 2018**

ATTACHMENTS:	1. IMPLICATIONS 2. MINUTES OF MEETING HELD ON 27 FEBRUARY 2018
RESPONSIBLE OFFICER:	IAN ARNOTT – PLANNING MANAGER
AUTHOR:	JANE GIBSON – STRATEGIC PLANNER
CITY STRATEGY LINK:	1.1.3 CULTURAL DIVERSITY IS RESPECTED, SUPPORTED AND CELEBRATED
MEETING DATE:	23 APRIL 2018

PURPOSE OF REPORT

To present Council with the Minutes of the Willoughby Heritage Advisory Committee Meetings held on 27 February 2018 (see Attachment 2).

RESOLUTION

That Council note the Minutes of the Willoughby Heritage Advisory Committee Meeting held on 27 February 2018.

MOVED COUNCILLOR ZHU

SECONDED COUNCILLOR ERIKSSON

CARRIED

Voting

For the Resolution: Councillors Giles-Gidney, Campbell, Coppock, Eriksson, Fernandez, Mustaca, Norton, Rozos, Rutherford, Saville, Tuon, Wright and Zhu.

Against: Nil

12.3 COMPANION ANIMALS ADVISORY COMMITTEE MEETING - 13 MARCH 2018

ATTACHMENTS:	1. IMPLICATIONS 2. MINUTES OF COMPANION ANIMALS ADVISORY COMMITTEE MEETING - 13 MARCH 2018
RESPONSIBLE OFFICER:	ANDREW PATTERSON - ACTING GOVERNANCE MANAGER
AUTHOR:	TEENA STRYDOM - GOVERNANCE ADMINISTRATION OFFICER
CITY STRATEGY LINK:	6.1.1 A COUNCIL THAT IS OPEN, ACCOUNTABLE AND REPRESENTS ITS CONSTITUENTS
MEETING DATE:	23 APRIL 2018

PURPOSE OF REPORT

To provide Council with the minutes of the Willoughby City Council Companion Animals Advisory Committee meeting held 13 March 2018.

RESOLUTION

That Council receive and note the minutes of the Willoughby City Council Companion Animals Advisory Committee meeting held 13 March 2018.

MOVED COUNCILLOR ZHU

SECONDED COUNCILLOR ERIKSSON

CARRIED

Voting

For the Resolution: Councillors Giles-Gidney, Campbell, Coppock, Eriksson, Fernandez, Mustaca, Norton, Rozos, Rutherford, Saville, Tuon, Wright and Zhu.

Against: Nil

**12.4 MULTICULTURAL SERVICES ADVISORY COMMITTEE MEETING HELD
28 MARCH 2018**

ATTACHMENTS:	1. IMPLICATIONS 2. MINUTES – MULTICULTURAL SERVICES ADVISORY COMMITTEE - 28 MARCH 2018 3. REPORT – MULTICULTURAL SERVICES – OCTOBER 2017 – MARCH 2018
RESPONSIBLE OFFICER:	MELANIE SMITH – COMMUNITY, CULTURE AND LEISURE DIRECTOR
AUTHOR:	RITA LEUNG – MULTICULTURAL SERVICES TEAM LEADER
CITY STRATEGY LINK:	1.1.3 CULTURAL DIVERSITY IS RESPECTED, SUPPORTED AND CELEBRATED
MEETING DATE:	23 APRIL 2018

PURPOSE OF REPORT

To provide Council with the minutes of the Multicultural Services Advisory Committee meeting held 28 March 2018.

RESOLUTION

That Council receive and note the minutes of the Multicultural Services Advisory Committee meeting held 28 March 2018.

MOVED COUNCILLOR ZHU

SECONDED COUNCILLOR ERIKSSON

CARRIED

Voting

For the Resolution: Councillors Giles-Gidney, Campbell, Coppock, Eriksson, Fernandez, Mustaca, Norton, Rozos, Rutherford, Saville, Tuon, Wright and Zhu.

Against: Nil

13 DEFERRED MATTERS

NIL

14 CORRESPONDENCE

NIL

15 REPORTS FROM OFFICERS - GENERAL MANAGER

NIL

16 REPORTS FROM OFFICERS – CUSTOMER AND CORPORATE SUPPORT DIRECTORATE

16.1 INVESTMENT REPORT FOR THE MONTH OF MARCH 2018

ATTACHMENTS:

1. IMPLICATIONS
2. ACTUAL PERFORMANCE AGAINST INVESTMENT POLICY (2018)
3. COUNCIL HOLDINGS AND COUNTERPARTY ANALYSIS

RESPONSIBLE OFFICER: DEAN FROST - CUSTOMER & CORPORATE DIRECTOR

AUTHOR: STEPHEN NAVEN – CHIEF FINANCIAL OFFICER

CITY STRATEGY LINK: 6.3.1 COUNCIL MAINTAINS A STRONG SUSTAINABLE FINANCIAL POSITION

MEETING DATE: 23 APRIL 2018

PURPOSE OF REPORT

To detail the Council Bank balances and Investment portfolio performance as at 31 March 2018.

RESOLUTION

That Council receive the Statement of Bank Balances and Investment Holdings as at 31 March 2018.

MOVED COUNCILLOR NORTON

SECONDED COUNCILLOR MUSTACA

CARRIED

Voting

For the Resolution: Councillors Giles-Gidney, Campbell, Coppock, Eriksson, Fernandez, Mustaca, Norton, Rozos, Rutherford, Saville, Tuon, Wright and Zhu.

Against: Nil

17 REPORTS FROM OFFICERS – COMMUNITY, CULTURE AND LEISURE DIRECTORATE

17.1 TENDER 107676 - OPERATION OF THE POOLSIDE CAF AT WILLOUGHBY LEISURE CENTRE

ATTACHMENTS:	1. IMPLICATIONS
RESPONSIBLE OFFICER:	MELANIE SMITH – COMMUNITY, CULTURE AND LEISURE DIRECTOR
AUTHOR:	MICHAEL CASHIN – COMMUNITY LIFE MANAGER
CITY STRATEGY LINK:	1.2.1 RELEVANT SERVICES AND FACILITIES ARE AVAILABLE FOR THE COMMUNITY
MEETING DATE:	23 APRIL 2018

PURPOSE OF REPORT

To advise Council that The Grandstand Group who were ranked tenderer number 1 for Tender 107676 - Operation of Poolside Café at Willoughby Leisure Centre has requested to not enter into a contract.

For Council to delegate authority to the General Manager, to enter into negotiations with Wilkes Artarmon Pty Ltd who were ranked tenderer number 2 for the operation of Poolside Café at Willoughby Leisure Centre.

RESOLUTION

That Council:

- 1. Delegate authority to the General Manager to enter into negotiations with The Wilkes Artarmon Pty Ltd for the operation of Poolside Café at Willoughby Leisure Centre for an estimated total license amount of \$80,000.**
- 2. Authorise the General Manager to sign the finalised licence agreements.**

MOVED COUNCILLOR ROZOS

SECONDED COUNCILLOR ERIKSSON

CARRIED

Voting

For the Resolution: Councillors Giles-Gidney, Campbell, Eriksson, Fernandez, Mustaca, Norton, Rozos, Rutherford, Saville, Tuon and Zhu.

Against: Nil

Absent: Councillors Coppock and Wright

18 REPORTS FROM OFFICERS – PLANNING AND INFRASTRUCTURE DIRECTORATE

18.1 REVISED SAFETY INTERFACE AGREEMENT - SYDNEY TRAINS & WILLOUGHBY COUNCIL

ATTACHMENTS:	1. IMPLICATIONS 2. INTERFACE AGREEMENT
RESPONSIBLE OFFICER:	GREG MCDONALD – PLANNING & INFRASTRUCTURE DIRECTOR
AUTHOR:	SAMUEL DIEP – ASSET ENGINEER
CITY STRATEGY LINK:	4.1.1 PLANNING, MAINTENANCE AND OPERATION OF INFRASTRUCTURE
MEETING DATE:	23 APRIL 2018

PURPOSE OF REPORT

To inform Council of the review of the Interface Agreements for Rail – Road Crossings between Willoughby City Council and Sydney Trains and to seek Council's approval to delegate authority to the General Manager to sign the current agreement (and any other future rail-road interface agreements).

RESOLUTION

That Council:

1. Receive and note the report on the Interface Agreements for Rail – Road Crossings between Willoughby City Council and Sydney Trains.
2. Authorise the General Manager to sign the interface agreement.

MOVED COUNCILLOR WRIGHT

SECONDED COUNCILLOR MUSTACA

CARRIED

Voting

For the Resolution: Councillors Giles-Gidney, Campbell, Coppock, Eriksson, Fernandez, Mustaca, Norton, Rozos, Rutherford, Saville, Tuon, Wright and Zhu.

Against: Nil

19 NOTICE OF MOTION

19.1 NOTICE OF MOTION - TREE CANOPY IN OUR LGA

RESPONSIBLE OFFICER:	DEBRA JUST - GENERAL MANAGER
AUTHOR:	GREG MCDONALD – PLANNING & INFRASTRUCTURE DIRECTOR
CITY STRATEGY LINK:	2.1.2 THE COMMUNITY VALUES THE NATURAL ENVIRONMENT
MEETING DATE:	23 APRIL 2018

PURPOSE OF REPORT

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

MOTION

That Council:

- a) Set specific targets to increase urban tree canopy in the local government area by 10% every five years;
- b) Set guidelines for suitable plantings with a focus on the extent of tree cover, encouraging native flora and fauna and asset protection;
- c) Ensure that an assessment of the environmental, social, health and financial benefits of tree canopy (private and public) is undertaken before tree removal;
- d) Write to the Minister for Local Government and Minister for Planning to advise them of this resolution and recommend that enforceable tree canopy targets are set for all metropolitan areas.

THIS MOTION WAS WITHDRAWN AT COUNCILLOR SAVILLE'S REQUEST. COUNCILLOR SAVILLE REQUESTED IT TO BE REFERRED TO THE NATURAL HERITAGE AND BUSHLAND ADVISORY COMMITTEE AND SUSTAINABILITY REFERENCE GROUP.

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 item.
2. Council resolve into Committee of the Whole in order to deal with this confidential item.

20.1 CONFIDENTIAL COUNCIL REPORT - TENDER 107676 - OPERATION OF THE POOLSIDE CAFE AT WILLOUGHBY LEISURE CENTRE

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

20.2 CONFIDENTIAL - TENDER FOR BUILDING UPGRADES

Reason for Confidentiality

This report is **CONFIDENTIAL** in accordance with Section 10A(2)(d)(i) 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

20.3 CONFIDENTIAL TEMPORARY LICENCE FOR THE OPERATION OF THE TENNIS COMPLEX AT TALUS STREET, NAREMBURN

Reason for Confidentiality

This report is **CONFIDENTIAL** in accordance with Section 10A(2)(d)(i) 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

20.1 CONFIDENTIAL COUNCIL REPORT - TENDER 107676 - OPERATION OF THE POOLSIDE CAFE AT WILLOUGHBY LEISURE CENTRE**Recommendation Summary**

That Council note the additional information provided in the attachment to this report when considering the award of tender 107676 - Operations of the Poolside Café at Willoughby Leisure Centre.

MOVED COUNCILLOR ROZOS

SECONDED COUNCILLOR RUTHERFORD

CARRIED

Voting

For the Recommendation: Councillors Giles-Gidney, Campbell, Eriksson, Fernandez, Norton, Rozos, Rutherford, Tuon and Zhu.

Against: Councillors Saville, Mustaca

Absent: Councillors Coppock and Wright

20.2 CONFIDENTIAL - TENDER FOR BUILDING UPGRADES**Recommendation Summary**

That Council appoint ARUP for the preparation of the tender documentation and to assist in the assessment of a contractor to undertake the mitigation works, for a fee of \$55,000 excluding GST.

MOVED COUNCILLOR FERNANDEZ

SECONDED COUNCILLOR ERIKSSON

CARRIED

Voting

For the Recommendation: Councillors Giles-Gidney, Campbell, Eriksson, Fernandez, Mustaca, Rozos, Rutherford, Saville, Tuon and Zhu.

Against: Councillor Norton

Absent: Councillors Coppock and Wright

20.3 CONFIDENTIAL TEMPORARY LICENCE FOR THE OPERATION OF THE TENNIS COMPLEX AT TALUS STREET, NAREMBURN**Recommendation Summary****That Council:**

1. Note that an Aboriginal Land Claim for Talus Street Reserve is anticipated to be decided by mid-2018.
2. Authorise the General Manager to execute a twelve (12) month term temporary licence agreement between Council as the Talus Street Reserve (R73306) Trust Manager and Northern Suburbs Tennis Association for the operation of the tennis complex at Talus Street, Naremburn in accord with the terms outlined in this report.
3. Authorise the General Manager to deal with any related matters that may arise during negotiation of the temporary licence.
4. Make public the 12 month license terms following agreement.

MOVED COUNCILLOR ROZOS**SECONDED COUNCILLOR ERIKSSON****CARRIED****Voting****For the Recommendation:** Councillors Giles-Gidney, Campbell, Eriksson, Fernandez, Mustaca, Norton, Rozos, Rutherford, Tuon and Zhu.**Against:** Councillor Saville**Absent:** Councillors Coppock and Wright**RESOLUTION****That the meeting revert to Open Council.****MOVED COUNCILLOR FERNANDEZ****SECONDED COUNCILLOR CAMPBELL****CARRIED****Voting****For the Resolution:** Councillors Giles-Gidney, Campbell, Coppock, Eriksson, Fernandez, Mustaca, Norton, Rozos, Rutherford, Saville, Tuon, Wright and Zhu.**Against:** Nil**Absent:** Councillors Coppock and Wright

RESOLUTION

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

CARRIED

Voting

For the Resolution: Councillors Giles-Gidney, Campbell, Coppock, Eriksson, Fernandez, Mustaca, Norton, Rozos, Rutherford, Saville, Tuon, Wright and Zhu.

Against: Councillor Saville

Absent: Councillors Coppock and Wright.

21 QUESTIONS

NIL

- **Councillors Rozos arrived in Chambers at 7:09pm.**
- **Councillor Wright left the meeting at 9.00pm.**
- **Councillors Coppock left the meeting at 10:10pm.**
- **At 10.27pm Council moved a procedural motion to extend the meeting.**

The meeting concluded at 11.14pm

I have authorised a stamp bearing my signature to be affixed to the pages of the Minutes of the Ordinary Council meeting held on 23 April 2018. I confirm that Council has adopted these Minutes as a true and accurate record of the meeting.