



Willoughby City Council

ORDINARY COUNCIL

MINUTES

Council Chamber, Level 6, 31 Victor Street, Chatswood

27 August 2018

commencing at 7:00pm

TABLE OF CONTENTS

TABLE OF CONTENTS	2
1 PRESENT	4
2 DISCLOSURES OF INTEREST - COUNCILLORS	4
3 CONFIRMATION OF MINUTES	4
4 APOLOGIES AND LEAVE OF ABSENCE	4
5 PETITIONS	5
6 OPEN FORUM	5
7 MAYORAL MINUTE	6
7.1 MAYORAL MINUTE - BOARDING HOUSES.....	6
7.2 MAYORAL MINUTE - SUPPORT FOR GWYDER SHIRE COUNCIL	8
7.3 MAYORAL MINUTE - PASSING OF BERYL BATTERHAM	9
7.4 MAYOR'S DIARY: COUNCIL MEETING NOTES – 27 AUGUST 2018.....	10
8 GENERAL MANAGER'S LATE REPORT	11
9 MATTERS FOR DEFERRAL, REFERRAL TO INSPECTION AND/OR PROCEDURAL PRIORITY	11
10 MATTERS NOT REQUIRING ELABORATION OR DEBATE	11
11 MATTERS BROUGHT FORWARD BY THE PUBLIC	12
12 REPORTS FROM COMMITTEES	13
12.1 BICYCLE CONSULTATIVE COMMITTEE MEETING 2/2018 - 8 MAY 2018	13
13 DEFERRED MATTERS	14
14 CORRESPONDENCE	14
15 REPORTS FROM OFFICERS - GENERAL MANAGER	14
16 REPORTS FROM OFFICERS – CUSTOMER AND CORPORATE SUPPORT DIRECTORATE	15
16.1 RECOMMENDED CARRYOVER OF UNSPENT PROJECT FUNDS FROM 2017/18 TO 2018/19	15
16.2 INVESTMENT REPORT FOR THE MONTH OF JULY 2018.....	16
17 REPORTS FROM OFFICERS – COMMUNITY, CULTURE AND LEISURE DIRECTORATE	17
17.1 REGISTRATION OF INTEREST - CONCESSION APPLICATION FOR 'LIVE LIFE GET ACTIVE'.....	17
17.2 MEMORIAL BENCH & PLAQUE - EDINBURGH ROAD CASTLECRAIG	18
17.3 THE WILLIS RECREATION AND SPORTS CENTRE AND CLELAND TENNIS COURTS - LICENCE AGREEMENTS	19
17.4 2018/19 COMMUNITY GRANTS OUT OF TERM APPLICATION - EVENT SEED FUNDING.....	20
17.5 COMMUNITY FACILITIES HIRE POLICY - AMENDMENT	21
17.6 SPORTSGROUNDS FLOODLIGHTING - RESPONSE TO NOTICE OF MOTION.....	22
18 REPORTS FROM OFFICERS – PLANNING AND INFRASTRUCTURE DIRECTORATE	24

18.1	'LIGHTING THE WAY' STREET LIGHTING IMPROVEMENT PROGRAM.....	24
18.2	WILLOUGHBY STREET FAIR, CHATSWOOD - TRAFFIC MANAGEMENT PLAN.....	25
18.3	HERITAGE REVIEW 2018	26
18.4	GREEN ORGANICS DISPOSAL AND PROCESSING CONTRACT EXTENSION.....	29
19	NOTICE OF MOTION	30
19.1	NOTICE OF MOTION - RURAL FIRE SERVICE 10/50 CLEARING CODE	30
20	CONFIDENTIAL ITEMS.....	32
21	QUESTIONS	32

1 PRESENT

Her Worship the Mayor Councillor G Giles-Gidney, Councillors C Campbell, D Fernandez, T Mustaca, W Norton, J Rutherford, A Rozos, 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 I Arnott (Planning Manager), Jane Gibson (Strategic Planner), Mr T Hopwood (Governance, Risk & Corporate Planning Manager), Mr V Grepl (Governance Officer) and Ms P Sheldrake (Minutes Secretary)

2 DISCLOSURES OF INTEREST - COUNCILLORS

- Councillor Wright declared, via a Disclosures of Interest form, a non-pecuniary less than significant interest in Item 16.2: Investment Report for the Month of July 2018
(Nature of Interest: I am an employee of Westpac with whom we have investments. The report is merely for noting and I have no influence over the institutions we bank with)

3 CONFIRMATION OF MINUTES

RESOLUTION

That the Minutes of the Ordinary Meeting of Council held 13 August 2018, copies of which have been circulated to each member of Council, be confirmed noting that Councillor Eriksson requested and was granted leave of absence for Monday 27 August 2018.

MOVED COUNCILLOR MUSTACA

SECONDED COUNCILLOR CAMPBELL

CARRIED

Voting

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

Against: Nil

4 APOLOGIES AND LEAVE OF ABSENCE

- Councillors Eriksson and Saville are on leave previously granted.
- Councillor Coppock requested Leave of Absence on Monday 27 August 2018.

RESOLUTION

That Council:

1. **Note Councillors Eriksson and Saville are on leave previously granted.**
2. **Grant Councillor Coppock Leave of Absence on Monday 27 August 2018**

MOVED COUNCILLOR ZHU

SECONDED COUNCILLOR WRIGHT

CARRIED

Voting

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

Against: Nil

5 PETITIONS

NIL

6 OPEN FORUM

The following people spoke on 67 Albert Avenue, Chatswood, which was granted approval by the Local Planning Panel last week, and impacts of the development on the plaza and the Memorial Garden:

- David Ginges
- Craig Murray – Director of Chatswood RSL Club
- Karl Baumgart
- David Grover

The General Manager declared a pecuniary interest and left chambers during the Open Forum session of Council.

The General Manager's conflict relates to the apartment complex within which she resides which was the subject of discussion by residents concerned with the impacts of the proposed development of 67 Albert Avenue, Chatswood.

- Neil Le Fevre spoke on the extension of the Frank Channon Walk through Chatswood Metro Dive Site

7 MAYORAL MINUTE

7.1 MAYORAL MINUTE - BOARDING HOUSES

MEETING DATE: 27 AUGUST 2018

PURPOSE OF REPORT

The Motion reflects concerns regarding the SEPP relating to Boarding House Accommodation that have been regularly expressed by the community and/or considered shortfalls in the current legislation by Council's assessing officers

It is appropriate that this issue is raised at the Local Government New South Wales Conference 21 – 23 October 2018 and it is proposed that the following motion be forwarded for consideration.

MOTION

That LGNSW write to the Minister for Planning and Environment raising concerns with the inadequacy of provisions contained in *State Environmental Planning Policy (Affordable Rental Housing) 2009 (SEPP ARH)* in respect to Boarding House accommodation citing the following concerns:

1. SEPP (ARH) does not achieve the affordability objectives specified in the SEPP noting that rooms are often comparable in price to studio units;
2. SEPP (ARH) does not provide adequate security of tenure for residents;
3. SEPP (ARH) does not achieve adequate amenity for residents. In this respect the provisions of *SEPP 65 – Design Quality of Residential Apartment Buildings* which seeks to ensure adequate internal amenity, does not apply to Boarding Houses;
4. Issues such as noise, unsocial behaviour, and property presentation and maintenance are not adequately addressed in the SEPP noting that the provision for on-site management is only required with 20 or more lodgers. A manager should be accommodated on-site for any boarding house accommodating 10 or more lodgers and a specific Plan of Management should be provided for all other boarding houses;
5. The floor space ratio for boarding houses should be restricted to that specified in the relevant Local Environmental Plan applicable to the site;
6. Bulk and scale should be able to be used as grounds for refusal noting that it is an integral consideration in assessing compatibility to the character of the local area;
7. The landscaped area provision should apply for the whole site and not just within the front setback area. Landscaping is an integral consideration in assessing compatibility to the character of the local area and, as for bulk and scale should be able to be used as grounds for refusal;
8. The provision for consideration of local character specified in Clause 30A of SEPP (ARH) becomes meaningless when key components for determination of character (bulk and scale, and landscaping) cannot be included in such consideration.
9. Boarding houses should not be allowed in cul-de-sac locations due to limited parking opportunities and the proportionately greater number of vehicles significantly changing traffic in such streets;

10. The definition of boarding house does not sufficiently distinguish them from a residential flat building consisting entirely of studio units. Greater differentiation should be made to ensure the policy is not exploited.”

MOVED COUNCILLOR GILES-GIDNEY

CARRIED

7.2 MAYORAL MINUTE - SUPPORT FOR GWYDER SHIRE COUNCIL**MEETING DATE: 27 AUGUST 2018**

1. PURPOSE OF REPORT

Willoughby City Council has enjoyed a sister city relationship with Gwydir Shire Council for the past 23 years.

This relationship was established when the Shire was in drought and has continued and thrived over the years. Willoughby City Council sends exchange students to experience rural life, and facilitates a reciprocal visit from Gwydir Shire Council students each year. The two Councils also exchange information on their respective services and projects.

This experience has been invaluable to participants, building and fostering a great understanding of the opportunities and challenges of both lifestyles and environments.

In 2018, once again Gwydir Shire is in drought. The Gwydir Mayor John Coulton has confirmed that the drought is the worst he has ever experienced.

Mayor Coulton has told me that some assistance at this difficult time would be welcomed. This assistance should respect the hardworking ethic of the community and not inadvertently take business from the local community.

For probity reasons the Gwydir Shire Council does not directly distribute funding and they have the mechanisms in place to engage third parties to ensure any assistance goes to where it is most needed in the community.

2. MOTION**That Council**

- 1. Donate \$10,000 to Gwydir Shire Council to assist with drought relief; and**
- 2. Undertake a bucket appeal during the Emerge Festival to raise funds to be donated to the Gwydir Shire Council for distribution to those in need in their community.**

MOVED COUNCILLOR GILES-GIDNEY**CARRIED**

7.3 MAYORAL MINUTE - PASSING OF BERYL BATTERHAM

MEETING DATE: 27 AUGUST 2018

1. PURPOSE OF REPORT

It is with much sadness that I inform the Chamber of the passing of Beryl Batterham, a long-term community volunteer and campaigner.

Beryl was born in Camberwell, Victoria in 1920 and at the age of 21 she moved to Sydney. In 1943 she joined the war effort through the Australian Army Medical Women's Service. Beryl was discharged from the army in 1947, and after a short time in Mildura, moved back to Sydney working as a book-keeper.

In 1950 she sat next to photographer Keith Batterham on a plane to Wagga Wagga, and they went on to marry and have three children. They started a photography business in Crows Nest together called "Livingstone Studios". In 1971 the family moved to Garland Road, Naremburn. In 1972 Keith died suddenly, just as he was planning to retire. Keith's cousin Bob and family lived nearby in Castlecrag, and Beryl was a regular visitor.

Beryl was actively involved as a volunteer in her community for over 40 years. One of her early roles was with the Chatswood Community Centre. Later she drove for Meals on Wheels through the Crows Nest Community Centre. She would say that she was 'driving and shopping for the oldies', although she was much older than most of the people she was helping out! She had to give it up at age 89 when she broke her arm.

Beryl was granted Life Membership of the Naremburn Progress Association for her commitment to and valuable contribution to Naremburn and its residents over a 20 year period. She joined the NPA in 1989 and had great enthusiasm for Naremburn and the work of the NPA.

Her community commitment was widespread; she worked at the Willoughby City Information Centre, Home Help Volunteer, Linen Service, was an active member of the Naremburn Over 50s Club and was the NPA's representative on the Community Centre User Group.

Beryl actively campaigned for preservation of the Naremburn shops, better parking controls and street tree planting. Despite her 80 plus years, Beryl was the Convenor of the Bicentennial Bush Regeneration Group and represented bush regenerators on the Bicentennial Reserve and Flat Rock Gully Advisory Group.

Beryl spent her final three years at the Bupa Aged Care at Mosman. She passed away there on 13 July 2018, aged 98.

Tonight, we celebrate Beryl's life and contribution to community wellbeing in Naremburn and the wider Willoughby community, while extending deepest sympathy to her family.

2. MOTION

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

MOVED COUNCILLOR GILES-GIDNEY

CARRIED

7.4 MAYOR'S DIARY: COUNCIL MEETING NOTES – 27 AUGUST 2018

TUESDAY 14 AUGUST			
Mayor	7.30 am	Breakfast Meeting with Progress Association Presidents	Mayor's Office
Mayor	9.30 am	Visit by Mercy College Students, grade 7 re: Willoughby Plans for the Future	Chambers
Mayor	10.30 am	Little Scientists Presentation	Konomi Preschool, Penkivil Street
Cr Norton	2 pm	Seniors Committee	Dougherty Centre
Cr Norton	6 pm	Bicycle Committee	Banksia Room
Cr Norton	7.30 pm	Chatswood East Progress Association	Dougherty Centre
WEDNESDAY 15 AUGUST			
Mayor	10.30 am	Visit to East Willoughby Preschool (Gp.1)	Warrane Road
Mayor	12 noon	Annual Ministers Association Lunch	Mama Mulan, Chatswood
Cr Norton	2 pm	Dougherty Apartments Board Meeting	Dougherty Apartments
Mayor	4.15 pm	Visit by Junior Rugby Group	Chambers
THURSDAY 16 AUGUST			
Mayor Cr Rozos	12.30 pm	VP(J) Day Lunch	Chatswood RSL Club
Deputy Mayor: Cr Eriksson Cr Zhu	6 pm	Reception at Chinese Consulate	39 Dunblane Street, Camperdown
FRIDAY 17 AUGUST			
Mayor	10 am	Visit to East Willoughby Preschool (Gp 2)	Warrane Road
Cr Norton, Rutherford, Tuon, Zhu	7 pm	Taiwanese Gourmet Event	Chatswood Bowling Club
SUNDAY 19 AUGUST			
Cr Norton	11 am	Open Day	Corteille Reserve, Castlecrag
Mayor Cr Norton	2 pm	WSO Last Night of the Proms	The Concourse
Mayor, Cr Norton	4 pm	WSO 2019 Season Launch	The Concourse
MONDAY 20 AUGUST			
Mayor	12 noon	Charity event for Melanoma Institute	ManCave, Chatswood Chase
Mayor	4 pm	Visit by School Delegates from Sugunami	Mayor's Office
Mayor	5 pm	Westfield Local Heroes Celebration	Westfield, Chatswood
TUESDAY 21 AUGUST			
Mayor, Cr Tuon	6.30 pm	Charity Evening – Pink Elite Group	Zenith Theatre
SATURDAY 25 AUGUST			
Cr Rutherford	11 am	Official Opening of Calligraphy Expo	Chinese Cultural Centre
SUNDAY 26 AUGUST			
Mayor	12.30 pm	Northbridge Sailing Club Open Day	Northbridge Sailing 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 16.1 Recommended carryover of unspent project funds from 2017/18 to 2018/19
- Item 18.1 "Lighting the Way" Street Lighting Improvement Program
- Item 19.1 Notice of Motion – Rural Fire Service 10/50 Clearing Code

RESOLUTION

That the remaining items, viz:

- Item 12.1 **Bicycle Consultative Committee Meeting 2/2018 – 8 May 2018**
- Item 16.2 **Investment Report for the Month of July 2018**
- Item 17.1 **Registration of interest – Concession Application for "Live Life Get Active"**
- Item 17.2 **Memorial Bench and Plaque – Edinburgh Road, Castlecrag**
- Item 17.3 **The Willis Recreation and Sports Centre and Cleland Tennis Courts – Licence Agreements**
- Item 17.4 **2018/19 Community Grants Out of Term Application – Event Seed Funding**
- Item 17.5 **Community Facilities Hire Policy – Amendment**
- Item 18.2 **Willoughby Street Fair, Chatswood – Traffic Management Plan**
- Item 18.4 **Green organics Disposal and Processing Contract Extension**

be adopted in accordance with the recommendations in the reports.

MOVED COUNCILLOR MUSTACA

SECONDED COUNCILLOR CAMPBELL

CARRIED

Voting

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

Against: Nil

11 MATTERS BROUGHT FORWARD BY THE PUBLIC

- Item 17.6 Sportsgrounds Floodlighting – Response to Notice of Motion
- Item 18.3 Heritage Review 2018

12 REPORTS FROM COMMITTEES

12.1 BICYCLE CONSULTATIVE COMMITTEE MEETING 2/2018 - 8 MAY 2018

ATTACHMENTS:	1. IMPLICATIONS 2. MINUTES – BICYCLE CONSULTATIVE COMMITTEE MEETING 8 MAY 2018
RESPONSIBLE OFFICER:	GREG MCDONALD – PLANNING & INFRASTRUCTURE DIRECTOR
AUTHOR:	GORDON FARRELLY – TRAFFIC & TRANSPORT TEAM LEADER
CITY STRATEGY OUTCOME:	2.1 – ENHANCE TRANSPORT CHOICES AND CONNECTIONS THROUGHOUT THE CITY
MEETING DATE:	27 AUGUST 2018

PURPOSE OF REPORT

To advise Council of the outcome of the Bicycle Consultative Committee Meeting held on 8 May 2018.

RESOLUTION

That Council receive and adopt the recommendations arising from the 8 May 2018 Bicycle Consultative Committee Meeting.

MOVED COUNCILLOR MUSTACA

SECONDED COUNCILLOR CAMPBELL

CARRIED

Voting

For the Resolution: Councillors Giles-Gidney, Campbell, Fernandez, Mustaca, Norton, Rozos, Rutherford, 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 RECOMMENDED CARRYOVER OF UNSPENT PROJECT FUNDS FROM 2017/18 TO 2018/19

ATTACHMENTS:	1. IMPLICATIONS 2. RECOMMENDED CARRYOVER PROJECTS
RESPONSIBLE OFFICER:	DEAN FROST– CUSTOMER & CORPORATE DIRECTOR
AUTHOR:	STEPHEN NAVEN – CHIEF FINANCIAL OFFICER
CITY STRATEGY OUTCOME:	5.1 – BE HONEST, TRANSPARENT AND ACCOUNTABLE IN ALL THAT WE DO>
MEETING DATE:	27 AUGUST 2018

PURPOSE OF REPORT

To seek Council endorsement of the proposed carryovers works from 2017/18 to 2018/19.

RESOLUTION

That Council endorse the proposed carryover works from 2017/18 to 2018/19 totalling \$2,816,600 (with \$399,852 funded from General Fund).

MOVED COUNCILLOR NORTON

SECONDED COUNCILLOR MUSTACA

CARRIED

Voting

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

Against: Nil

Absent: Councillor Rozos

16.2 INVESTMENT REPORT FOR THE MONTH OF JULY 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 OUTCOME:	5.1 – BE HONEST, TRANSPARENT AND ACCOUNTABLE IN ALL THAT WE DO
MEETING DATE:	27 AUGUST 2018

PURPOSE OF REPORT

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

RESOLUTION

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

MOVED COUNCILLOR MUSTACA

SECONDED COUNCILLOR CAMPBELL

CARRIED

Voting

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

Against: Nil

17 REPORTS FROM OFFICERS – COMMUNITY, CULTURE AND LEISURE DIRECTORATE

17.1 REGISTRATION OF INTEREST - CONCESSION APPLICATION FOR 'LIVE LIFE GET ACTIVE'

ATTACHMENTS:	1. IMPLICATIONS
RESPONSIBLE OFFICER:	MELANIE SMITH - COMMUNITY, CULTURE & LEISURE DIRECTOR
AUTHOR:	MELANIE KIRKHAM - SPORTSGROUND BOOKING OFFICER
CITY STRATEGY OUTCOME:	3.3 – PROMOTE AN ACTIVE AND HEALTHY LIFESTYLE
MEETING DATE:	27 AUGUST 2018

PURPOSE OF REPORT

To seek Council's approval for a 100% (Category D) concessional rate for Live Life Get Active for the Annual Fitness Trainer Licence to conduct free weekly exercise classes at Warners Park.

RESOLUTION

That Council approve a 100% (Category D) concessional rate at a value of \$1568.00 for Live Life Get Active to be granted the Annual Fitness Trainer Licence to conduct free weekly exercise classes at Warners Park.

MOVED COUNCILLOR MUSTACA

SECONDED COUNCILLOR CAMPBELL

CARRIED

Voting

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

Against: Nil

17.2 MEMORIAL BENCH & PLAQUE - EDINBURGH ROAD CASTLECRAG

ATTACHMENTS:	1. IMPLICATIONS
RESPONSIBLE OFFICER:	MELANIE SMITH - COMMUNITY, CULTURE & LEISURE DIRECTOR
AUTHOR:	JULIE WHITFIELD - OPEN SPACE COORDINATOR
CITY STRATEGY OUTCOME:	2.2 – RESPECT AND CELEBRATE OUR HISTORY AND HERITAGE SITES
MEETING DATE:	27 AUGUST 2018

PURPOSE OF REPORT

To approve the placing of a memorial bench and plaque at Edinburgh Road Castlecrag in memory of a long term resident of Willoughby, Wanda Maxime Spathopoulos, nee Herbert 1922 - 2018.

RESOLUTION

That Council approve the request for a memorial bench and plaque at Edinburgh Road, Castlecrag in memory of long term resident of Willoughby, Wanda Maxime Spathopoulos.

MOVED COUNCILLOR MUSTACA

SECONDED COUNCILLOR CAMPBELL

CARRIED

Voting

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

Against: Nil

17.3 THE WILLIS RECREATION AND SPORTS CENTRE AND CLELAND TENNIS COURTS - LICENCE AGREEMENTS

ATTACHMENTS:	1. IMPLICATIONS
RESPONSIBLE OFFICER:	MELANIE SMITH - COMMUNITY CULTURE & LEISURE DIRECTOR
AUTHOR:	ROZ NEVILLE - WILLOUGHBY LEISURE CENTRE TEAM LEADER
CITY STRATEGY OUTCOME:	3.2 – CREATE RECREATION SPACES FOR ALL
MEETING DATE:	27 AUGUST 2018

PURPOSE OF REPORT

To seek Council's approval to issue short term licence agreements for the management of The Willis Recreation and Sport Centre and Cleland Tennis Courts to cover the interim period until Council's Tennis Court Strategy is finalised.

RESOLUTION

That Council:

- 1. Approve the issuing of a licence agreement for Love 'n' Deuce for Courts one to ten at The Willis Recreation and Sport Centre from 1 January 2019 until 30 June 2019.**
- 2. Approve the issuing of a licence agreement for Artarmon Community Tennis at Cleland Tennis courts from 20 January 2019 until 30 June 2019.**
- 3. Delegate to the General Manager to finalise and sign the licence agreements.**

MOVED COUNCILLOR MUSTACA

SECONDED COUNCILLOR CAMPBELL

CARRIED

Voting

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

Against: Nil

17.4 2018/19 COMMUNITY GRANTS OUT OF TERM APPLICATION - EVENT SEED FUNDING

ATTACHMENTS:	1. IMPLICATIONS
RESPONSIBLE OFFICER:	MELANIE SMITH - COMMUNITY, CULTURE AND LEISURE DIRECTOR
AUTHOR:	SAMANTHA CONNOR - MEDIA MARKETING AND EVENTS MANAGER
CITY STRATEGY OUTCOME:	2.3 – CELEBRATE AND ENCOURAGE OUR DIVERSITY
MEETING DATE:	27 AUGUST 2018

PURPOSE OF REPORT

To seek Council's endorsement of the Officer's recommendations for an out of term application for grant funds through Council's 2018/19 Community Small Grants Program – Events Seed Funding from AVSAR Incorporated.

RESOLUTION

That Council endorse the out of term distribution of \$3,000 in grant funds through the Event Seed Funding round of the 2018/19 Community Small Grants Program to AVSAR Incorporated to produce the DiwaliFEST 2018 event in Chatswood Mall.

MOVED COUNCILLOR MUSTACA

SECONDED COUNCILLOR CAMPBELL

CARRIED

Voting

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

Against: Nil

17.5 COMMUNITY FACILITIES HIRE POLICY - AMENDMENT

ATTACHMENTS:	1. IMPLICATIONS 2. COMMUNITY FACILITIES HIRE POLICY
RESPONSIBLE OFFICER:	MELANIE SMITH – COMMUNITY, CULTURE & LEISURE DIRECTOR
AUTHOR:	MICHAEL CASHIN – COMMUNITY LIFE MANAGER
CITY STRATEGY OUTCOME:	2.7 – PROMOTE ACCESSIBLE SERVICES FOR THE COMMUNITY
MEETING DATE:	27 AUGUST 2018

PURPOSE OF REPORT

To seek Council's approval to amend the '*Community Facilities Hire Policy*' to enable the General Manager to approve Out of Term **Category D** concessional hire applications.

RESOLUTION

That Council endorse the amendments to the '*Community Facilities Hire Policy*' to delegate to the General Manager approval of Out of Term Category D concessional hire applications, subject to the application complying with the criteria as outlined in the policy.

MOVED COUNCILLOR MUSTACA

SECONDED COUNCILLOR CAMPBELL

CARRIED

Voting

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

Against: Nil

17.6 SPORTSGROUNDS FLOODLIGHTING - RESPONSE TO NOTICE OF MOTION

ATTACHMENTS:	1. IMPLICATIONS 2. SCHEDULE OF SPORTSGROUNDS
RESPONSIBLE OFFICER:	MELANIE SMITH - COMMUNITY CULTURE & LEISURE DIRECTOR
AUTHOR:	JULIE WHITFIELD - OPEN SPACE CO-ORDINATOR
CITY STRATEGY OUTCOME:	5.1 – BE HONEST, TRANSPARENT AND ACCOUNTABLE IN ALL THAT WE DO
MEETING DATE:	27 AUGUST 2018

PURPOSE OF REPORT

For Council to consider the information concerning floodlights on Council sportsgrounds arising from the Notice of Motion presented on 28 May 2018.

MOTION

That Council:

1. Note the report.
2. Note the concerns of local residents in respect to floodlights at Bales Park being installed.
3. That no further work is to be undertaken in respect to Bales Park until a supplementary report on Bales Park is brought before Council.
4. That in the interests of openness and transparency in Council's decision making, the supplementary report should address, but not be limited to, the concerns of the community which have been raised such as the impact on residential parking, the overuse of the surface, access to suitable facilities and the criteria used to inform the Council's decision for floodlights on Council sports ground.
5. The report be presented to Council by end of September 2018.
6. Review the Plan of Management.

MOVED COUNCILLOR ZHU

SECONDED COUNCILLOR FERNANDEZ

WITHDRAWN

AMENDMENT

That Council:

1. Note the report.
2. Discontinue the Bales Park floodlight project.

MOVED COUNCILLOR ROZOS

LAPSED FOR WANT OF A SECONDER

MOTION

That Council defer this item to the next Council meeting.

MOVED COUNCILLOR NORTON

SECONDED COUNCILLOR MUSTACA

CARRIED

The Motion on being put to the meeting was carried to become the resolution of Council.

Voting

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

Against: Councillors Campbell, Fernandez and Wright.

MOTION

That Council permit registered speakers to be heard despite the matter being deferred to the next meeting.

MOVED COUNCILLOR NORTON

SECONDED COUNCILLOR MUSTACA

CARRIED

Voting

For the Motion: Councillors Giles-Gidney, Fernandez, Mustaca, Norton, Rozos, Wright and Zhu.

Against: Councillors Campbell, Rutherford and Tuon

Procedural Motion

That Andrew Archer address the meeting. The other registered speakers indicated they would resubmit to address the meeting to be held 10 September 2018.

18 REPORTS FROM OFFICERS – PLANNING AND INFRASTRUCTURE DIRECTORATE

18.1 'LIGHTING THE WAY' STREET LIGHTING IMPROVEMENT PROGRAM

ATTACHMENTS:	1. IMPLICATIONS 2. BUSINESS CASE 3. PROGRAM KEY ACTIVITY AREAS
RESPONSIBLE OFFICER:	GREG MCDONALD – PLANNING & INFRASTRUCTURE DIRECTOR
AUTHOR:	PETER LISLE – SUSTAINABILITY PROJECTS OFFICER
CITY STRATEGY OUTCOME:	1.4 – REDUCE ENERGY, WATER AND RESOURCE WASTE AND ENCOURAGE REUSE
MEETING DATE:	27 AUGUST 2018

PURPOSE OF REPORT

To seek approval from Council to delegate authority to the General Manager to accept Ausgrid's proposal for the accelerated replacement of 1782 Ausgrid lights on residential roads.

RESOLUTION

That Council delegate authority to the General Manager to authorise Council's participation in the Ausgrid 'Lighting the Way' street lighting improvement program, including the authority to execute any contracts and authorise payment of invoices related to the Program.

MOVED COUNCILLOR MUSTACA

SECONDED COUNCILLOR CAMPBELL

CARRIED

Voting

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

Against: Nil

18.2 WILLOUGHBY STREET FAIR, CHATSWOOD - TRAFFIC MANAGEMENT PLAN

ATTACHMENT:	1. IMPLICATIONS 2. TRAFFIC CONTROL PLANS – STREET FAIR 2018
RESPONSIBLE OFFICER:	GREG MCDONALD- PLANNING & INFRASTRUCTURE DIRECTOR
AUTHOR:	GORDON FARRELLY-TRAFFIC & TRANSPORT TEAM LEADER DANIEL SUI – SENIOR TRAFFIC ENGINEER
CITY STRATEGY OUTCOME:	2.4 – REDUCE PARKING AND TRAFFIC CONGESTION
MEETING DATE:	27 AUGUST 2018

PURPOSE OF REPORT

To approve the Temporary Traffic, Transport and Parking Management Plan within Chatswood Central Business District's road network to support the safe and efficient movement of all road users during the holding of the Willoughby Street Fair on 1 September 2018.

RESOLUTION

That Council approve the Temporary Traffic, Transport and Parking Management Plan and Traffic Control Plans to facilitate the annual Willoughby Street Fair on Saturday 1 September 2018.

MOVED COUNCILLOR MUSTACA

SECONDED COUNCILLOR CAMPBELL

CARRIED

Voting

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

Against: Nil

18.3 HERITAGE REVIEW 2018

ATTACHMENTS:	1. IMPLICATIONS 2. SUMMARY OF HERITAGE REVIEW RECOMMENDATIONS 3. HERITAGE STUDY REVIEW – ARCHITECTURAL PROJECTS APRIL 2018 (TO BE DISTRIBUTED SEPARATELY) 4. PLANNING PROPOSAL 5. RECORD OF ADVICE FROM THE WILLOUGHBY LOCAL PLANNING PANEL OF 17 AUGUST 2018 6. RECORDED OF ADVICE FROM THE WILLOUGHBY LOCAL PLANNING PANEL OF 31 JULY 2018 (9 CENTENNIAL AVENUE).
RESPONSIBLE OFFICER:	IAN ARNOTT - PLANNING MANAGER
AUTHOR:	JANE GIBSON - STRATEGIC PLANNER
CITY STRATEGY OUTCOME:	2.2 – RESPECT AND CELEBRATE OUR HISTORY AND HERITAGE SITES
MEETING DATE:	27 AUGUST 2018

PURPOSE OF REPORT

To seek Council endorsement of a Planning Proposal which seeks to list a number of properties as heritage items and create a new area for conservation.

Procedural Motion

That the following people address the meeting:

- Salvatore Di Iorio
- Lucas Jenner
- Catherine Tanaka
- Jessie Wang
- Maria Chan
- Representative on behalf of Wenzhen Li
- Aubrey Jarkey
- Katie Fan
- Tony Edye
- Terese Salem
- Tom Olsson
- Damien Graham

MOTION

That Council:

- 1) Forward the Planning Proposal to the Department of Planning & Environment seeking a Gateway Determination under 3.34 of the Environmental Planning & Assessment Act 1979 the Planning Proposal to:
 - a) list the following properties in Schedule 5 of *Willoughby Local Environmental Plan 2012* as items of local significance:
 - 11 Padulla Place, Castle Cove
 - 8 The Bulwark, Castlecrag
 - 13 The Citadel, Castlecrag
 - 2 The Tor Walk, Castlecrag
 - 14 The Tor Walk, Castlecrag
 - 126 Greville Street, West Chatswood
 - 1A North Arm Road, Middle Cove
 - 8 First Avenue, Willoughby
 - b) list the following property in Schedule 5 of *Willoughby Local Environmental Plan 2012* as an item of State significance:
 - 80 The Bulwark, Castlecrag
- 2) Subject to 1) above, endorse for public exhibition the Planning Proposal as outlined in 1) above.
- 3) Hold a public educational forum on the proposal to list part of Eddy Road / DeVilliers Avenue, West Chatswood in Schedule 5 of *Willoughby Local Environmental Plan 2012* as a Heritage Conservation Area.
- 4) Note that following public exhibition the Planning Proposal will be reported back to Council detailing the outcome of the public exhibition period at which time Council may resolve:
 - a) to proceed as recommended;
 - b) to proceed with some but not all of the recommended listings;
 - c) not to proceed with the Planning Proposal.
- 5) Request that the Department of Planning and Environment nominate Council as the Planning Authority to finalise the Planning Proposal and that the Department of Planning and Environment delegate authority to the Council Planning Manager, Mr Ian Arnott to process and finalise the Planning Proposal documentation for the purposes of Section 3.36 of the *Environmental Planning and Assessment Act, 1979*.
- 6) Delegate authority to the Planning Manager to make any minor amendments to the Planning Proposal which do not alter the policy intent.

MOVED COUNCILLOR ROZOS

SECONDED COUNCILLOR NORTON

CARRIED

Voting

For the Motion: Councillors Campbell, Fernandez, Mustaca, Norton, Rozos, Rutherford, Tuon and Zhu.

Against: Councillors Giles-Gidney and Wright.

The motion on being put to the meeting was carried unanimously to become the resolution of Council.

AMENDMENT

That Council exclude 88 Penshurst Street, Willoughby from gateway review until the next Council meeting.

MOVED COUNCILLOR NORTON

SECONDED COUNCILLOR RUTHERFORD

WITHDRAWN

AMENDMENT

That Council Heritage list only those properties that have the owners' consent.

MOVED COUNCILLOR MUSTACA

SECONDED COUNCILLOR ROZOS

LOST

Voting

For the Amendment: Councillors Campbell, Mustaca, Rozos, Rutherford and Zhu.

Against: Councillors Giles-Gidney, Fernandez, Norton, Tuon and Wright.

The vote being equal the Mayor used her casting vote against the Amendment.

**18.4 GREEN ORGANICS DISPOSAL AND PROCESSING CONTRACT
EXTENSION**

ATTACHMENTS:	1. IMPLICATIONS
RESPONSIBLE OFFICER:	GREG MCDONALD – PLANNING AND INFRASTRUCTURE DIRECTOR
AUTHOR:	KRISTIAN WYNN – RESOURCE RECOVERY TEAM LEADER
CITY STRATEGY OUTCOME:	1.4 REDUCE ENERGY, WATER AND RESOURCE WASTE AND ENCOURAGE REUSE AND RECYCLING
MEETING DATE:	27 AUGUST 2018

PURPOSE OF REPORT

To seek delegated authority for the General Manager to sign an extension to the Green Organics Disposal and Processing Contract with SUEZ Recycling & Recovery Pty Ltd (SUEZ) as provided for in the Conditions of Contract.

RESOLUTION

That Council:

- 1. Authorise the General Manager to sign a contract extension for one year for the provision of green organics disposal and processing with SUEZ Recycling & Recovery Pty Ltd.**
- 2. Authorise the General Manager to sign a contract extension for a further one year from 27 August 2019 to 27 August 2020, conditional on the ongoing satisfactory performance of the contractors.**

MOVED COUNCILLOR NORTON

SECONDED COUNCILLOR MUSTACA

CARRIED

Voting

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

Against: Nil

19 NOTICE OF MOTION

19.1 NOTICE OF MOTION - RURAL FIRE SERVICE 10/50 CLEARING CODE

RESPONSIBLE OFFICER:	GREG MCDONALD – PLANNING & INFRASTRUCTURE DIRECTOR
AUTHOR:	IAN ARNOTT – PLANNING MANAGER
CITY STRATEGY OUTCOME:	1.2 – PROMOTE SUSTAINABLE LIFESTYLES AND PRACTICES
MEETING DATE:	27 AUGUST 2018

PURPOSE OF REPORT

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

MOTION

That Willoughby Council approach the Premier, and the Minister for Environment seeking review of the RFS 10/50 Clearing Code.

MOTION

That Willoughby Council approach the Premier, and the Minister for Environment seeking review of the RFS 10/50 Clearing Code noting that Hornsby Council resolved unanimously at the General Meeting held 11 July 2018:

“THAT Council:

1. *Write to the Minister for Emergency Services, the Minister for the Environment and local Members of Parliament calling on the NSW Government to undertake a formal review of the 10/50 Vegetation Clearing Scheme, including:*
 - a) *An assessment of the effectiveness of the entitlement areas in reducing bushfire hazard to people and property.*
 - b) *An assessment of the impacts of the introduction of the 10/50 Vegetation Clearing Code on tree canopy cover in entitlement areas.*
 - c) *An appraisal of reducing the entitlement area noting the implications of reduced canopy cover.*
 - d) *Any unintended/unforeseen consequences on vegetation resulting from the introduction of the Scheme.*

2. *Prepare a motion for consideration at the 2018 Local Government NSW Conference calling for a formal statewide review of the 10/50 Vegetation Clearing Scheme."*

MOVED COUNCILLOR NORTON

SECONDED COUNCILLOR FERNANDEZ

CARRIED

The voting being equal the Mayor used her casting vote for the motion. The motion on being put was carried to become the resolution of Council

Voting

For the Resolution: Councillors Giles-Gidney, Fernandez, Norton, Tuon and Zhu.

Against: Councillors Campbell, Mustaca, Rozos, Rutherford and Wright.

20 CONFIDENTIAL ITEMS

NIL

21 QUESTIONS

NIL

- **The General Manager left the meeting at 7:06pm during Open Forum and return to the meeting when ordinary business resumed at 7:22pm**

The meeting concluded at 10:07pm

I have authorised a stamp bearing my signature to be affixed to the pages of the Minutes of the Ordinary Council Meeting held on 27 August 2018. I confirm that Council has adopted these Minutes as a true and accurate record of the meeting.