



Willoughby City Council

ORDINARY COUNCIL

MINUTES

Council Chamber, Level 6, 31 Victor Street, Chatswood

11 June 2019

commencing at 7:00pm

TABLE OF CONTENTS

TABLE OF CONTENTS	2
1 PRESENT	4
2 DISCLOSURES OF INTEREST	4
3 CONFIRMATION OF MINUTES	4
4 APOLOGIES AND LEAVE OF ABSENCE	4
5 PETITIONS	6
6 OPEN FORUM	6
7 MAYORAL MINUTE	7
7.1 MAYORAL MINUTE - 2019 QUEEN'S BIRTHDAY HONOURS	7
7.2 MAYORAL MINUTE - PASSING OF WILLIAM (BILL) WALLACE MCRAE	9
7.3 MAYOR'S DIARY: COUNCIL MEETING NOTES – 27 MAY 2019.....	11
7.4 MAYOR'S DIARY: COUNCIL MEETING NOTES – 11 JUNE 2019	13
8 GENERAL MANAGER'S LATE REPORT	14
9 MATTERS FOR DEFERRAL OR PROCEDURAL PRIORITY	14
10 MATTERS NOT REQUIRING ELABORATION OR DEBATE	14
11 MATTERS BROUGHT FORWARD BY THE PUBLIC	14
12 REPORTS FROM COMMITTEES	15
12.1 MINUTES - BICYCLE CONSULTATIVE COMMITTEE HELD ON 14 MAY 2019.....	15
12.2 MINUTES - WILLOUGHBY SENIORS' ADVISORY COMMITTEE MEETING HELD 14 MAY 2019	16
12.3 MINUTES - ACCESS AND INCLUSION ADVISORY COMMITTEE MEETING HELD 8 MAY 2019	17
13 DEFERRED MATTERS	18
13.1 O H REID CITIZENS PANEL TERMS OF REFERENCE	18
14 CORRESPONDENCE	19
15 REPORTS FROM OFFICERS – GENERAL MANAGER	19
16 REPORTS FROM OFFICERS – CUSTOMER AND CORPORATE SUPPORT DIRECTORATE	20
16.1 WILLOUGHBY CITY COUNCIL CODE OF MEETING PRACTICE 2019	20
16.2 DRAFT PROCUREMENT POLICY	23
16.3 WILLOUGHBY CITY COUNCIL CODE OF CONDUCT 2019	24
16.4 EXEMPTION TO TENDERING.....	25
17 REPORTS FROM OFFICERS – COMMUNITY, CULTURE AND LEISURE DIRECTORATE	27
18 REPORTS FROM OFFICERS – PLANNING AND INFRASTRUCTURE DIRECTORATE	28
18.1 OUTCOMES PUBLIC EXHIBITION OF DRAFT LOCAL INFRASTRUCTURE CONTRIBUTIONS PLAN 2019.....	28
19 NOTICE OF MOTION	30

19.1	NOTICE OF MOTION - INCREASED BUDGET ALLOCATION FOR CREEK CLEANING	30
20	CONFIDENTIAL ITEMS.....	31
21	QUESTIONS	31

1 PRESENT

Her Worship the Mayor Councillor G Giles-Gidney, Councillors C Campbell, H Eriksson, D Fernandez, T Mustaca, W Norton, C Tuon, N Wright and B Zhu

Officers

Ms D Just (General Manager), Mr D Frost (Customer & Corporate Director), Mr G McDonald (Planning & Infrastructure Director), Ms M Smith (Community, Culture & Leisure Director), Mr V Grepl (Governance Officer) and Ms P Sheldrake (Minutes Secretary)

2 DISCLOSURES OF INTEREST

NIL

3 CONFIRMATION OF MINUTES

RESOLUTION

That the Minutes of the Ordinary Meeting of Council held 27 May 2019, copies of which have been circulated to each member of Council, be confirmed.

MOVED COUNCILLOR MUSTACA

SECONDED COUNCILLOR NORTON

CARRIED

Voting

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

Against: Nil

4 APOLOGIES AND LEAVE OF ABSENCE

- Councillors Coppock, Rozos and Saville are on leave previously granted.
- Councillor Rutherford requested Leave of Absence on 11 June 2019.

RESOLUTION

That Council:

- 1. Note Councillors Coppock, Rozos and Saville are on leave previously granted.**
- 2. Grant Leave of Absence to Councillor Rutherford for 11 June 2019**

MOVED COUNCILLOR ZHU

SECONDED COUNCILLOR ERIKSSON

CARRIED

Voting

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

Against: Nil

Her Worship the Mayor Councillor G Giles-Gidney thanked Deputy Mayor Councillor Rutherford for chairing the last two council meetings in the Mayor's absence.

5 PETITIONS

NIL

6 OPEN FORUM

NIL

7 MAYORAL MINUTE

7.1 MAYORAL MINUTE - 2019 QUEEN'S BIRTHDAY HONOURS

MEETING DATE: 11 JUNE 2019

PURPOSE OF REPORT

To inform Council of the residents in the City of Willoughby who received an award in the 2019 Queen's Birthday Honours List.

DISCUSSION

I am pleased to inform Council that the following residents were recognised in the 2019 Queen's Birthday Honours Awards:

Companion (AC) in the General Division of the Order of Australia

Professor David James BURKE

Castlecrag NSW 2068

For eminent service to neurophysiology, to innovative treatments for spinal cord and brain trauma injuries, and to professional medical organisations.

Member (AM) in the General Division of the Order of Australia

Ms Catherine Jane CARO

Artarmon NSW 2064

For significant service to the broadcast media as a journalist, social commentator and author.

Dr Steven Andrew COHN

Castlecrag NSW 2068

For significant service to dentistry, particularly to endodontology.

Dr Ian James COOK

Northbridge NSW 2063

For significant service to gastroenterology, and to medical research.

Dr Michael John HOLLANDS

Castlecrag NSW 2068

For significant service to medical education and professional standards, and as a surgeon.

Dr Richard Priestley LEE

Castlecrag NSW 2068

For significant service to intensive care medicine.

Member (OAM) in the General Division of the Order of Australia

Mr Paul ALLISON

Artarmon NSW 2064

For service to the insurance sector, and to the community.

Dr Richard Wainin CHAN

Northbridge NSW 2063
For service to dentistry.

Ms Patricia EVANS

Middle Cove NSW 2068
For service to women through charitable initiatives.

Mrs Doreen Helen TODD

Lane Cove North NSW 2066
For service to women.

RESOLUTION

That Council congratulates Professor David James Burke, Ms Catherine Jane Caro, Dr Steven Andrew Cohn, Dr Ian James Cook, Dr Michael John Hollands, Dr Richard Priestley Lee, Mr Paul Allison, Dr Richard Wainin Chan, Ms Patricia Evans and Mrs Doreen Helen Todd on their awards in the 2019 Queens Birthday Honours List.

MOVED COUNCILLOR GILES-GIDNEY

CARRIED

7.2 MAYORAL MINUTE - PASSING OF WILLIAM (BILL) WALLACE MCRAE**MEETING DATE: 11 JUNE 2019**

PURPOSE OF REPORT

To report on the passing of Bill McRae and to convey Council's condolences to his family.

DISCUSSION

Bill McRae, a decorated war hero and a resident of Chatswood for almost 70 years, passed away on 31 May 2019 aged 106.

William Wallace McRae was born in Coraki, Northern NSW, on 14 January 1913. He attended school in Kyogle. His family departed for Sydney when he was ten. During the Depression he won a coveted job as a clerk at the then Bank of New South Wales and attended college at night to gain a Diploma of Commerce.

In 1937 Bill was posted to London for experience in the bank's London headquarters. But just two years later, war was declared. He fronted first at the Australian High Commission but was told that if he wanted to enlist in the Australian Army or RAAF he would have to return home. He instead joined the British Army but soon transferred to the Royal Air Force to train to be a pilot.

He and his crew flew 43 missions from Malta with the Desert Air Force in North Africa, which included sorties over Tobruk and at the critical battles of El Alamein. Bill's exploits earned him the Distinguished Flying Cross (awarded by King George VI in 1943), the Air Force Cross, promotion to squadron leader and eventually a posting to Scotland, where his job was to train Allied bomber crews, including French and Polish flyers. In 2005 McRae received one further award: the French Legion of Honour (Legion d'Honneur) medal, for his work training French pilots for missions across Europe in the latter days of WWII.

Bill returned to Sydney in 1947 with his English wife Joan and baby daughter Susan. They settled in Chatswood in 1950. He returned to work for the Bank of New South Wales (later Westpac) and training its executives, along with being a bank manager, were his main roles during his years with the bank.

Bill and Joan lived in Goodchap Road, Chatswood. Following his retirement they enjoyed opportunities to travel until Joan's death in 2000. Bill decided to move in 2004 into Dougherty Apartments retirement village. He lived in a self-care apartment there until, at the age of 104, he moved into the residential care section in 2017. Despite failing eyesight, hearing and mobility Bill continued to maintain as much independence as possible, with the help of a motorised wheelchair, as well as good care at Dougherty and from his daughter Susan, until his death at the end of May, aged 106.

Bill was among the last of the veterans who served for the duration of WWII, from 1939 to 1945. For that we honour and remember him.

Bill's funeral service was held earlier today at the Northern Suburbs Crematorium. He will be missed by his family, fellow Dougherty Apartment residents and fellow veterans.

I would like to express my gratitude to Col Frize and to Lesley Hicks, a fellow resident at Dougherty Apartments, for providing information on Bill for this Mayoral Minute.

RESOLUTION

That Council note the passing of Bill McRae and write a letter of condolence to the family.

MOVED COUNCILLOR GILES-GIDNEY

CARRIED

7.3 MAYOR'S DIARY: COUNCIL MEETING NOTES – 27 MAY 2019

TUESDAY 14 MAY			
Cr Norton	2 pm	Seniors Committee	Dougherty Centre
Cr Norton	6 pm	Bicycle Committee	Banksia Room
WEDNESDAY 15 MAY			
Cr Saville	11 am	Meeting with Minister Rob Stokes, Planning Minister with EO, Sydney Coast Council Group to discuss Coastal legislation and its role representing member councils with developing Sydney Harbour Coastal Management Programs	
THURSDAY 16 MAY			
Cr Fernandez	all day	Small Business Conference	Swissotel, Sydney
Cr Saville		Chatswood West Ward Progress Association AGM and Meeting	Dougherty Centre
FRIDAY 17 MAY			
Cr Fernandez	all day	Small Business Conference	Swissotel, Sydney
SATURDAY 18 MAY			
SUNDAY 19 MAY			
Cr Norton	2 pm	Willoughby Symphony Orchestra Chamber Series	Zenith Theatre, Chatswood
MONDAY 20 MAY			
TUESDAY 21 MAY			
Deputy Mayor Cr Rutherford Representing The Mayor	5 pm	Vivid Preview	The Concourse grassed area
Cr Eriksson	6.30 pm	Northbridge Rotary Charity Event	Northbridge Golf Club
WEDNESDAY 22 MAY			
Deputy Mayor Cr Rutherford Representing The Mayor	12.30 pm	National Simultaneous Storytime	Chatswood Library
Deputy Mayor Cr Rutherford		Vivid Media Launch	The Concourse
THURSDAY 23 MAY			
Cr Norton	3 pm	Dougherty Apartments Board Meeting	Dougherty Apartments
FRIDAY 24 MAY			
Deputy Mayor Cr Rutherford Representing The Mayor, Crs Saville, Norton	5 pm	Official Opening of Vivid Chatswood	The Concourse
Deputy Mayor Cr Rutherford Representing The Mayor Crs Saville, Norton	7.30 pm	Opening Night: WTC <i>Sweet Charity</i>	The Concourse

SATURDAY 25 MAY			
Cr Norton	7 pm	Willoughby Symphony Orchestra and 1969 Band Concert	The Concourse
Deputy Mayor Cr Rutherford		Funeral Mass for Bernard CY Chan	St Phillip Neri Catholic Church, Northbridge
SUNDAY 26 MAY			
MONDAY 27 MAY			
Deputy Mayor Cr Rutherford Representing The Mayor	10 am	Reconciliation Day commemoration	Koala Cottage Childcare 64-66 Tulloh St, Willoughby

7.4 MAYOR'S DIARY: COUNCIL MEETING NOTES – 11 JUNE 2019

MONDAY 27 MAY			
Deputy Mayor: Cr Rutherford Representing the Mayor	10 am	Reconciliation Day Commemoration	Koala Cottage Childcare, Willoughby
TUESDAY 28 MAY			
Cr Norton	5 pm	Heritage Advisory Committee	Banksia Room
Cr Norton	7.30 pm	Castle Cove Progress Association Mtg	Castle Cove Community Centre
FRIDAY 31 MAY			
Cr Norton	5 pm	Happy Hour	Dougherty Apartments, Chatswood
Deputy Mayor: Cr Rutherford	7.30 pm	WTC Production "Sweet Charity"	The Concourse Theatre
SATURDAY 1 JUNE			
Cr Norton	2 pm	Art Show Opening	The Incinerator, Artarmon
Cr Norton	7 pm	WSO Concert	The Concourse
THURSDAY 6 JUNE			
Deputy Mayor: Cr Rutherford Representing the Mayor		Sydney North Planning Panel	100 Walker Street, North Sydney
Cr Norton	6 pm	Natural Heritage & Bushland Advisory Committee	Council Depot, Chatswood East
FRIDAY 7 JUNE			
SATURDAY 8 JUNE			
Mayor	4 pm	Chatswood Rangers Gala Day	Chatswood Oval
Cr Norton	7 pm	Autism Awareness Event	North Shore Temple Emanuel
SUNDAY 9 JUNE			
Mayor Crs Tuon, Zhu	10 am	Opening of GIRLGAMER Festival	The Concourse
Cr Norton	7 pm	Girl Gamer Event	The Concourse
TUESDAY 11 JUNE			
Mayor Cr Norton	11.15 am	Funeral of William McRae	Northern Suburbs Crematorium

8 GENERAL MANAGER'S LATE REPORT

NIL

9 MATTERS FOR DEFERRAL 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 Willoughby City Council Code of Meeting Practice 2019

Item 16.3 Willoughby City Council Code of Conduct 2019

Item 16.4 Exemption to Tendering

Item 19.1 Notice of Motion – Increased Budget Allocation for Creek Cleaning

RESOLUTION

That the remaining items, viz:

Item 12.1 Minutes – Bicycle Consultative Committee held on 14 May 2019

Item 12.2 Minutes – Willoughby Seniors' Advisory Committee Meeting held 14 May 2019

Item 12.3 Minutes – Access and Inclusion Advisory Committee Meeting held 8 May 2019

Item 13.1 O H Reid Citizens Panel Terms of Reference

Item 16.2 Draft Procurement Policy

be adopted in accordance with the recommendations in the reports.

MOVED COUNCILLOR MUSTACA

SECONDED COUNCILLOR ZHU

CARRIED

Voting

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

Against: Nil

11 MATTERS BROUGHT FORWARD BY THE PUBLIC

Item 18.1 Outcomes Public Exhibition of Draft Local Infrastructure Contributions Plan 2019

12 REPORTS FROM COMMITTEES

12.1 MINUTES - BICYCLE CONSULTATIVE COMMITTEE HELD ON 14 MAY 2019

ATTACHMENTS:	1. IMPLICATIONS 2. MINUTES
RESPONSIBLE OFFICER:	GREG MCDONALD – PLANNING & INFRASTRUCTURE DIRECTOR
AUTHOR:	GORDON FARRELLY – TRAFFIC AND TRANSPORT TEAM LEADER
CITY STRATEGY OUTCOME:	2.1 – ENHANCE TRANSPORT CHOICES AND CONNECTIONS THROUGHOUT THE CITY
MEETING DATE:	11 JUNE 2019

PURPOSE OF REPORT

To advise Council of the outcome of the Bicycle Consultative Committee meeting 2/2019 held on 14 May 2019.

RESOLUTION

That Council receive and note the recommendations arising from the 14 May 2019 Bicycle Consultative Committee meeting.

MOVED COUNCILLOR MUSTACA

SECONDED COUNCILLOR ZHU

CARRIED

Voting

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

Against: Nil

**12.2 MINUTES - WILLOUGHBY SENIORS' ADVISORY COMMITTEE MEETING
HELD 14 MAY 2019**

ATTACHMENTS:	1. IMPLICATIONS 2. MINUTES - WILLOUGHBY SENIORS' ADVISORY COMMITTEE - 14 MAY 2019
RESPONSIBLE OFFICER:	MELANIE SMITH – COMMUNITY, CULTURE & LEISURE DIRECTOR
AUTHOR:	ELLEN MILLER - COMMUNITY VENUES & SERVICES TEAM LEADER
CITY STRATEGY OUTCOME:	2.3 – CELEBRATE AND ENCOURAGE OUR DIVERSITY
MEETING DATE:	11 JUNE 2019

PURPOSE OF REPORT

To provide Council with the minutes of the Willoughby Seniors' Advisory Committee meeting held Tuesday 14 May 2019.

RESOLUTION

That Council receive and note the minutes of the Willoughby Seniors' Advisory Committee meeting held Tuesday 14 May 2019.

MOVED COUNCILLOR MUSTACA

SECONDED COUNCILLOR ZHU

CARRIED

Voting

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

Against: Nil

**12.3 MINUTES - ACCESS AND INCLUSION ADVISORY COMMITTEE MEETING
HELD 8 MAY 2019**

ATTACHMENTS:	1. IMPLICATIONS 2. MINUTES – ACCESS AND INCLUSION ADVISORY COMMITTEE – 8 MAY 2019
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:	11 JUNE 2019

PURPOSE OF REPORT

To provide Council with the minutes of the Access and Inclusion Advisory Committee meeting held 8 May 2019.

RESOLUTION

That Council receive and note the minutes of the Access and Inclusion Advisory Committee meeting held 8 May 2019.

MOVED COUNCILLOR MUSTACA

SECONDED COUNCILLOR ZHU

CARRIED

Voting

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

Against: Nil

13 DEFERRED MATTERS

13.1 O H REID CITIZENS PANEL TERMS OF REFERENCE

ATTACHMENTS:	1. IMPLICATIONS 2. ORIGINAL COUNCIL REPORT 13 MAY 2019 3. ATTACHMENT TO COUNCIL REPORT 13 MAY 2019 – DRAFT TERMS OF REFERENCE 4. UPDATED DRAFT TERMS OF REFERENCE
RESPONSIBLE OFFICER:	MELANIE SMITH – COMMUNITY, CULTURE & LEISURE DIRECTOR
AUTHOR:	MELANIE SMITH – COMMUNITY, CULTURE & LEISURE DIRECTOR
CITY STRATEGY OUTCOME:	5.4 – ANTICIPATE AND RESPOND TO CHANGING COMMUNITY AND CUSTOMER NEEDS
MEETING DATE:	11 JUNE 2019

PURPOSE OF REPORT

To provide Council with Draft Terms of Reference and timeline for the O H Reid Reserve Citizens Panel.

RESOLUTION

That Council:

1. Note the Draft Terms of Reference and timeline for the O H Reid Reserve Citizens Panel.
2. Refer the Draft Terms of Reference to the Citizens Panel at their first meeting for their review.
3. Delegate authority to the West Ward Councillors, the Mayor and the General Manager to sign off on any alterations to the Terms of Reference and the selection of the Citizen's Panel members.
4. Be informed of the final Terms of Reference and members of the Panel.

MOVED COUNCILLOR MUSTACA

SECONDED COUNCILLOR ZHU

CARRIED

Voting

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

Against: Nil

14 CORRESPONDENCE

NIL

15 REPORTS FROM OFFICERS – GENERAL MANAGER

NIL

16 REPORTS FROM OFFICERS – CUSTOMER AND CORPORATE SUPPORT DIRECTORATE

16.1 WILLOUGHBY CITY COUNCIL CODE OF MEETING PRACTICE 2019

ATTACHMENTS:	1. IMPLICATIONS 2. CODE OF MEETING PRACTICE 3. SUBMISSIONS
RESPONSIBLE OFFICER:	DEAN FROST – CUSTOMER & CORPORATE DIRECTOR
AUTHOR:	EVANGELINA MARTINEZ - POLICY AND SUBMISSIONS SPECIALIST
CITY STRATEGY OUTCOME:	5.1 – BE HONEST, TRANSPARENT AND ACCOUNTABLE IN ALL THAT WE DO
MEETING DATE:	11 JUNE 2019

PURPOSE OF REPORT

To consider submissions received in response to the recent public exhibition of the draft *Willoughby City Council Code of Meeting Practice 2019* (Code of Meeting Practice) and to seek adoption of the draft Code of Meeting Practice and endorsement of the proposed meeting cycle.

MOTION

That Council:

1. Adopt the draft *Willoughby City Council Code of Meeting Practice 2019*, with minor amendments as outlined in the body of this report and as shown in Attachment 2 as amended.
2. Endorse the commencement in August 2019 of the meeting cycle outlined below, except when Council is in recess or as otherwise resolved by Council:
 - Councillor Briefings to be held on the first and third Monday of the month;
 - Community Information Seminar to be held on the fourth Monday of each month.
3. Make the following amendments to the draft *Willoughby City Council Code of Meeting Practice 2019*:
 - 8.1 – should read “Questions with notice”
 - 4.17 – should read “If the chairperson ... referred to in clause 4.16 ...”
 - 4.18 – should read “Clause 4.17 ...”
 - 4.19 – should read “Where a speaker ... referred to in clause 4.16 ...”
 - 4.28 – should read “... Refer to clauses 4.1-4.20 for further details.”

- 3.12(b) – should read “to advise ...”
- 3.28 – should read “A motion moved under clause 3.27(a) ...”
- Check 17.4 17.6 and 17.10 relating to clause 3.10.
- 3.9 – should read “...the notice of motion must be in writing and must be submitted by noon (12pm) on the Tuesday”
- 13.2 – add commentary that should a councillor object to a Notice of Motion the originating councillor be given the right to move it.
- 13.8 – should read “Notices of Motion that are identified in 13.2 should be adopted using the wording of the Notice of Motion. If the item is not identified by councillors as an item they wish to speak on the wording of the officer’s recommendation carries.”

4. Delegate the General Manager to make amendments to the draft *Willoughby City Council Code of Meeting Practice 2019* which do not alter the purpose or intent.

MOVED COUNCILLOR CAMPBELL

SECONDED COUNCILLOR MUSTACA

CARRIED

Voting

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

Against: Councillors Norton and Wright.

Absent: Nil

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

AMENDMENT

That Council adopt the draft *Willoughby City Council Code of Meeting Practice 2019*, with minor amendments as outlined in the body of this report and as amended by:

1. Ordinary meetings of the council will be held in the Council Chambers on the second and fourth Monday of the month at 7.00 pm, except when council is in recess, or as otherwise resolved by council and Councillor briefing sessions will be held on the first and third Monday of the month at 6.00 pm; and
2. Make corrections to the draft *Willoughby City Council Code of Meeting Practice 2019* as shown in attachment 2 with amendments.

3. Delegate the General Manager to make amendments to the draft *Willoughby City Council Code of Meeting Practice 2019* which do not alter the purpose or intent.

MOVED COUNCILLOR NORTON

SECONDED COUNCILLOR FERNANDEZ

LOST

Voting

For the Amendment: Councillors Fernandez, Norton and Wright.

Against: Councillors Giles-Gidney, Campbell, Eriksson, Mustaca, Tuon and Zhu.

Absent: Nil

16.2 DRAFT PROCUREMENT POLICY

ATTACHMENTS:	1. IMPLICATIONS 2. DRAFT PROCUREMENT POLICY
RESPONSIBLE OFFICER:	DEAN FROST – CUSTOMER & CORPORATE DIRECTOR
AUTHOR:	EVANGELINA MARTINEZ – POLICY AND SUBMISSIONS SPECIALIST
CITY STRATEGY OUTCOME:	1.2 – PROMOTE SUSTAINABLE LIFESTYLES AND PRACTICES 5.1 – BE HONEST, TRANSPARENT AND ACCOUNTABLE IN ALL THAT WE DO
MEETING DATE:	11 JUNE 2019

PURPOSE OF REPORT

To seek adoption of a single *Procurement Policy* to meet Council's purchasing and tendering needs.

RESOLUTION

That Council:

- 1. Adopt the draft *Procurement Policy* as shown in Attachment 2.**
- 2. Revoke the *Purchasing and Tendering Policy, Sustainable Purchasing Policy, Sustainable Food Policy and Expenditure on Plant/Equipment Policy*.**

MOVED COUNCILLOR MUSTACA

SECONDED COUNCILLOR ZHU

CARRIED

Voting

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

Against: Nil

16.3 WILLOUGHBY CITY COUNCIL CODE OF CONDUCT 2019

ATTACHMENTS:	1. IMPLICATIONS 2. CODE OF CONDUCT 3. SUBMISSIONS
RESPONSIBLE OFFICER:	DEAN FROST – CUSTOMER & CORPORATE DIRECTOR
AUTHOR:	EVANGELINA MARTINEZ – POLICY & SUBMISSIONS SPECIALIST
CITY STRATEGY OUTCOME:	5.1 – BE HONEST, TRANSPARENT AND ACCOUNTABLE IN ALL THAT WE DO
MEETING DATE:	11 JUNE 2019

PURPOSE OF REPORT

To consider submissions received in response to the public exhibition of the draft *Willoughby City Council Code of Conduct 2019* (draft Code of Conduct) and to seek adoption of the Code of Conduct.

RESOLUTION

That Council:

- 1. Adopt the draft *Willoughby City Council Code of Conduct 2019* as shown in Attachment 2.**
- 2. Delegate the General Manager to make amendments to the draft *Willoughby City Council Code of Conduct 2019* which do not alter the purpose or intent.**

MOVED COUNCILLOR MUSTACA

SECONDED COUNCILLOR FERNANDEZ

CARRIED

Voting

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

Against: Nil

16.4 EXEMPTION TO TENDERING

ATTACHMENTS:	1. IMPLICATIONS
RESPONSIBLE OFFICER:	DEAN FROST – CUSTOMER & CORPORATE DIRECTOR
AUTHOR:	JAMES WAIN – PROCUREMENT CO-ORDINATOR
CITY STRATEGY OUTCOME:	6.1.1 A COUNCIL THAT IS OPEN, ACCOUNTABLE AND REPRESENTS ITS CONSTITUENTS
MEETING DATE:	11 JUNE 2019

PURPOSE OF REPORT

To inform Council of the decision to seek exemption not to proceed to public tender under section 55(3)(i) of the *Local Government Act 1993* (the Act) for contracts where Council will not achieve a satisfactory result through inviting tenders.

RESOLUTION

That Council not proceed to public tender in accordance with section 55(3)(i) of the *Local Government Act 1993* for the following contracts for the reasons stated as a satisfactory result would not be achieved by inviting tenders:

- 1. Software maintenance contract for Council's core corporate systems due to the unavailability of competitive tenderers as Infor Global Solutions are the only provider of maintenance to their software.**
- 2. Advertising in the North Shore Times due to the unavailability of competitive tenderers as no other newspaper covers or has the frequency of distribution within the Local Government Area.**
- 3. Workers compensation insurance policy due to the unavailability of competitive tenderers as StateCover Mutual are the only specialised (industry) insurer for Local Government listed by the State Insurance Regulatory Authority.**
- 4. Bridging public liability, professional indemnity and property insurance policies due to extenuating circumstances as a review is being undertaken of Council's insurance portfolio which is expected to be completed in July 2019 at which time marketing testing will be undertaken.**

5. Waste disposal services due to extenuating circumstances as Suez Recycling & Recovery (NSW) Pty Ltd have the only waste disposal centre in the Local Government Area.

MOVED COUNCILLOR MUSTACA

SECONDED COUNCILLOR ERIKSSON

CARRIED

Voting

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

Against: Nil

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

NIL

18 REPORTS FROM OFFICERS – PLANNING AND INFRASTRUCTURE DIRECTORATE

18.1 OUTCOMES PUBLIC EXHIBITION OF DRAFT LOCAL INFRASTRUCTURE CONTRIBUTIONS PLAN 2019

ATTACHMENTS:	<ol style="list-style-type: none">1. IMPLICATIONS2. WILLOUGHBY LOCAL INFRASTRUCTURE CONTRIBUTIONS POLICY – JUNE 2019 - FOR ADOPTION3. WILLOUGHBY LOCAL INFRASTRUCTURE CONTRIBUTIONS PLAN 2019 – FOR ADOPTION4. SUBMISSIONS TABLE5. POST-EXHIBITION CHANGES TO PLAN6. KEY ASPECTS AND RATES PROPOSED UNDER DRAFT POLICY AND PLAN
RESPONSIBLE OFFICER:	GREG MCDONALD – PLANNING AND INFRASTRUCTURE DIRECTOR
AUTHOR:	SYLVANIA MOK - PLANNING PROCESS AND CONTRIBUTIONS SPECIALIST
CITY STRATEGY OUTCOME:	<p>3.5 – MAINTAIN QUALITY OF LIFE BY BALANCING POPULATION GROWTH WITH THE PROVISION OF ASSETS AND SERVICES</p> <p>5.1 – BE HONEST, TRANSPARENT AND ACCOUNTABLE IN ALL THAT WE DO</p> <p>5.3 – BALANCE THE CREATION OF NEW PUBLIC ASSETS WITH THE UPGRADE OF EXISTING PUBLIC ASSETS</p>
MEETING DATE:	11 JUNE 2019

PURPOSE OF REPORT

To adopt the *Draft Local Infrastructure Contributions Policy* and *Draft Willoughby Local Infrastructure Contributions Plan 2019* following considerations of submissions from public exhibition.

Procedural Motion

That Peter Hays address the meeting.

MOTION

That Council:

1. Note the exhibition outcomes of the *Draft Local Infrastructure Contributions Policy* and *Draft Willoughby Local Infrastructure Contributions Plan 2019*

2. Note the post-exhibition changes to the *Draft Willoughby Local Infrastructure Contributions Plan 2019*
3. Adopt the *Local Infrastructure Contributions Policy – JUNE 2019 ('WLIC Policy')* and *Willoughby Local Infrastructure Contributions Plan 2019 ('WLIC Plan')* as amended [Attachments 2 and 3]
4. Repeal the existing *Chatswood CBD s94A Development Contributions Plan 2011* and *Willoughby City s94A Development Contributions Plan 2011*
5. Subject to 4) above, agree to use the remaining contributions from the repealed *s94A Plans* to complete the local infrastructure works under their specified works schedule until exhausted
6. Authorise the General Manager to make appropriate amendments to the *WLIC Policy and Plan* which do not change the intent of the Policy and Plan

MOVED COUNCILLOR MUSTACA

SECONDED COUNCILLOR ERIKSSON

CARRIED

Voting

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

Against: Councillor Wright

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

19 NOTICE OF MOTION

19.1 NOTICE OF MOTION - INCREASED BUDGET ALLOCATION FOR CREEK CLEANING

RESPONSIBLE OFFICER: DEAN FROST – CUSTOMER & CORPORATE DIRECTOR

AUTHOR: STEPHEN NAVEN – CHIEF FINANCIAL OFFICER

CITY STRATEGY OUTCOME: 1.3 – ENHANCE, PROTECT AND RESPECT WATERWAYS, BUSHLAND, NATURE, WILDLIFE

MEETING DATE: 11 JUNE 2019

PURPOSE OF REPORT

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

MOTION

That Council amend its Draft Projects and Capital Works Program 2019/2020 by increasing Project Item 301415: Waterway Maintenance Plan: Hand Cleaning of Creeks from \$45,000 to \$55,000.

MOVED COUNCILLOR NORTON

SECONDED COUNCILLOR FERNANDEZ

CARRIED

Voting

For the Resolution: Councillors Campbell, Fernandez, Mustaca, Norton and Zhu.

Against: Councillors Giles-Gidney, Eriksson, Tuon and Wright.

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

Her Worship the Mayor Councillor G Giles-Gidney acknowledged the significant efforts of Marc Lee and other members of the community for their passion for local waterways and volunteer work in creeks.

20 CONFIDENTIAL ITEMS

NIL

21 QUESTIONS

NIL

The meeting concluded at 8:51pm

I have authorised a stamp bearing my signature to be affixed to the pages of the Minutes of the Ordinary Council Meeting held on 11 June 2019. I confirm that Council has adopted these Minutes as a true and accurate record of the meeting.

