

**Minutes of Council Meeting
held at Ashfield Service Centre on Tuesday 26 July 2016**

Meeting commenced at 6.30pm

Present:

Richard Pearson	Administrator
Vanessa Chan	Interim General Manager
Nellette Kettle	Director Innovation and Strategy
Simone Schwarz	Director Service Delivery
Phil Sarin	Director Planning and Environment
Cathy Edwards-Davis	Director Public Works
Peter Gainsford	Director Major Projects and Engineering
Popy Mourgelas	Manager Corporate Governance, Ashfield
Ian Naylor	Manager Governance and Administration, Leichhardt
Helen Tola	Manager Customer Service and Corporate Planning, Leichhardt
Tanya Whitmarsh	Manager Governance and Risk, Marrickville
Rad Miladinovic	Coordinator Governance and Administration, Marrickville (Minute Taker)
Katerina Maros	Governance Officer, Leichhardt

Public speakers: see last two pages of these minutes.

Apologies: Matt Phillips, Director Corporate Services

1. Acknowledgement Of Country By Chairperson

I acknowledge the Gadigal and Wangal people of the Eora nation on whose country we are meeting today, and their elders past and present.

2. Disclosures Of Interests: Nil

3. Confirmation Of Minutes:

The Administrator determined that the Minutes of the Council Meeting held on Tuesday, 17 May 2016, Extraordinary Council Meeting held on Tuesday, 24 May 2016, Extraordinary Council Meeting held on Thursday, 30 June 2016 and Extraordinary Council Meeting held on Tuesday, 5 July 2016 be confirmed.

4. Minutes of Committee Meetings:

C0716 Item 1 MINUTES OF IMPLEMENTATION ADVISORY GROUP HELD ON 14 JULY 2016

The Administrator determined that the Minutes of the Implementation Advisory Group held on 14 July 2016 be received and the recommendations adopted.

C0716 Item 2 MINUTES OF JOINT LOCAL REPRESENTATION ADVISORY COMMITTEE MEETING HELD ON 12 JULY 2016

The Administrator determined that the Minutes of the Joint Local Representation Advisory Committee (JLRAC) meeting held on the 12 July 2016 be received and the recommendations adopted.

5. Staff Reports:**C0716 Item 3 WESTCONNEX - STATUS UPDATE - JULY 2016 AND DETERMINATION OF APPLICATIONS/NOTICES FOR PROJECT WORKS**

The Administrator determined that:

Council:

1. not grant approval for geotechnical investigations to occur at the Cove Street Depot, Cove Street, Haberfield;
2. staff review and provide technical comments in response to the Technical Report – Flood Mitigation Strategy: Project Wide – Permanent Works Final Design (FD) (M4E-AEH-TR-00-120-100001_D_00);
3. staff review and provide technical comments in response to the Technical Report – Flood Mitigation Strategy: WS – Temporary Works Final Design (FD) (M4E-AEH-TR-40-120-100001_D_00);
4. officers continue to liaise with Sydney Motorway Corporation in an effort to protect the interests of the Inner West Community and continue to demonstrate the resolute position of the Inner West Council on the WestConnex Motorway project;
5. reiterate to the Joint Venture that Vehicles exiting the Northcote Street site (C7) must not utilise Wattle Street and Dobroyd Parade. They must exit the site directly onto Parramatta Road, in a westerly direction;
6. staff review and provide technical comments in response to the Technical Report – Stormwater Drainage Report: Wattle Street Temporary Works Site Final Design (FD) (M4E-AEH-TR-40-120-106001_D_00);
7. staff review and provide technical comments in response to the Technical Report – Stormwater Drainage Report: Parramatta Road Temporary Works Site Final Design (FD) (M4E-AEH-TR-50-120-106001_D_00);
8. remain opposed to the closure of footpaths on Parramatta Road, Dobroyd Parade and Wattle Street;
9. in relation to those notices inviting Council comment, Council lodged a submission outlining its expectations for the protection of infrastructure, specifications for infrastructure restorations and traffic management;
10. Council does not approve the applications submitted for approval. Comments provided by officers be submitted to the SMC and Joint Venture to safeguard Council's infrastructure; and
11. Council not approve the road opening permit for new electricity main for Westconnex interchange site at St Peters.

C0716 Item 4 PARRAMATTA ROAD URBAN TRANSFORMATION STRATEGY

The Administrator determined that:

Council:

1. provide feedback to UrbanGrowth NSW prior to finalisation of the Parramatta Road Urban Transformation Strategy highlighting key issues with the proposed Strategy as it affects the Inner West LGA;
2. demand that UrbanGrowth NSW re-exhibit the draft Strategy prior to it being presented to the NSW Government for endorsement; and
3. advise that Council does not propose to finalise rezonings associated with the Parramatta Road Strategy during the period under Administration.

C0716 Item 5 STREET TREE PRUNING BY AUSGRID - UPDATE

The Administrator determined that:

1. Council's arborists provide oversight of Ausgrid's street tree pruning in the Inner West area over the final few weeks of their current program of works;
2. Council works collaboratively with Ausgrid to develop a fit for purpose agreement to manage future urban tree pruning and associated works in the Inner West Council area, including a review of the guidelines and improved notification and consultation with the community; and
3. Council seeks an urgent meeting with the Minister for Energy to raise concerns with the extent of pruning works undertaken by Ausgrid.

C0716 Item 6 DEVELOPMENT APPLICATION - 230 VICTORIA STREET, ASHFIELD

The Administrator determined that:**PART A**

THAT Council as the consent authority pursuant to Clause 80(1) (a) of the environmental Planning and Assessment Act 1979 (as amended) approve Development Application No. 10.2016.53.1 for the carrying out of alterations to the existing building for use as a cafe on Lot: 11 DP: 1002099, known as Yeo Park 230 Victoria Street, Ashfield subject to conditions outlined in Attachment 6.

PART B

THAT Council investigate and consider the following:

1. the erection of signage in Yeo Park notifying users of Council's smoking policy within parks;
2. the erection of additional signage in Yeo Park outlining leash requirements for dog owners and the provision of additional litter bins; and
3. the erection of speed limits signs outside Yeo Park Infants School.

C0716 Item 7 LOCAL TRAFFIC COMMITTEE MEETING HELD ON 7 JULY 2016

The Administrator determined that the Minutes of the Local Traffic Committee Meeting held on 7 July 2016 be received and the recommendations be adopted.

C0716 Item 8 OPERATIONAL LAND CLASSIFICATION

The Administrator determined that Council classifies land at Lot 70 at 362-370 New Canterbury Road, Dulwich Hill as operational land for the purposes of the *Local Government Act 1993*.

C0716 Item 9 MARRICKVILLE ARTS AND CULTURE GRANTS 2016

The Administrator determined that Council endorses funding for 19 grant applications as outlined in Attachment 1, totalling \$65,000 for the 2016 Marrickville Arts and Culture Grants Program.

C0716 Item 10 MARRICKVILLE INDEPENDENT ARTIST GRANTS 2016

The Administrator determined that Council endorses funding for the 10 applications as outlined in Attachment 1, totalling \$30,000 for the 2016 Independent Artist Grants Program.

C0716 Item 11 MARRICKVILLE RECREATION GRANTS 2016

The Administrator determined that Council endorses funding for 17 grant applications as outlined in Attachment 1, totalling \$30,000 for the 2016 Marrickville Recreation Grants Program.

C0716 Item 12 DRAFT EXPENSES AND FACILITIES POLICY FOR IAG AND LRAC COMMITTEE MEMBERS

The Administrator determined that:

1. the Draft Expenses and Facilities Policy for LRAC/IAG committee members as shown attached to the report, be placed on public exhibition in accordance with Section 252 of the Local Government Act; and
2. after the conclusion of the public exhibition period, Council receive a further report on submissions received during the public exhibition period.

C0716 Item 13 INNER WEST COUNCIL INVESTMENTS AS AT 30 JUNE 2016

The Administrator determined that the report be received and noted.

The Administrator moved into closed session at 11.02pm to consider items of business containing confidential information.

The Administrator returned to open session at 11.12pm to resolve as follows in relation to Items 14, 15, 16 and 17.

6. Reports with Confidential Information

C0716 Item 14 ANNETTE KELLERMAN AQUATIC CENTRE - MECHANICAL WORKS TENDER

The Administrator determined that:

1. Council resolves that Confidential Attachments 1, 2 and 3 to the report be treated as confidential in accordance with Section 10A(2)(c) of the *Local Government Act 1993* as it would, if disclosed, confer a commercial advantage on a person with whom the council is conducting (or proposes to conduct) business; and
2. Council declines to accept any Tenders and that, in accordance with clause 178(3)(e) of the *Local Government (General) Regulation 2005*, Council enter into negotiations with any person with a view to entering into a contract in relation to the subject matter of the Tenders.

C0716 Item 15 TENDER 07/16 SECURITY SURVEILLANCE, PATROLS AND SERVICES

The Administrator determined that:

1. Council resolves that Confidential Attachment 1 to the report be treated as confidential in accordance with Section 10A (4) of the *Local Government Act 1993*, as they relate to a matter specified in Section 10A(2)(c) & (d) of the *Local Government Act 1993*;
2. the report be received and noted; and
3. Council adopts the recommendation contained in the Confidential Attachment 1 for the duration of the contract.

C0716 Item 16 HIRING AGREEMENT FOR THE WESTS TIGERS TO USE LEICHHARDT OVAL NO. 1

The Administrator determined that:

1. Council resolves that Confidential Attachments 1 and 2 to the report be treated as confidential in accordance with Section 10A (2) (c) and (2) (d)(i) and (ii) of the *Local Government Act 1993*; and
2. that authority is delegated to the General Manager to make any minor amendments that may be required and to sign the hiring agreement on behalf of Council.

**C0716 Item 17 ADMINISTRATOR'S MINUTE: WESTCONNEX LEGAL ADVICE -
INITIAL ADVICE****The Administrator determined that:**

1. Mr Robertson's first memorandum of advice be further considered by Council but it is noted that the prospect of successful challenge on the basis of the advice received is low; and
2. the Department of Planning and Environment Compliance Officer be requested to further consider and advise Council whether the conditions of approval relating to heritage salvage are being properly implemented.

Meeting closed at 11.15pm.

CHAIRPERSON