

Minutes of Ordinary Council Meeting held on 22 May 2018**Meeting commenced at 6.35pm****Present:**

Darcy Byrne	Mayor
Julie Passas	Deputy Mayor
Marghanita Da Cruz	Councillor
Mark Drury	Councillor (6.39pm)
Lucille McKenna OAM	Councillor
Colin Hesse	Councillor
Tom Kiat	Councillor
Pauline Lockie	Councillor
Victor Macri	Councillor
Rochelle Porteous	Councillor (6.44pm)
Vittoria Raciti	Councillor
John Stamolis	Councillor
Louise Steer	Councillor
Anna York	Councillor
Rik Hart	General Manager
Elizabeth Richardson	Deputy General Manager Assets and Environment
John Warburton	Deputy General Manager Community and Engagement
Nellette Kettle	Group Manager Civic and Executive Support, Integration, Customer Service and Business Excellence
Ian Naylor	Manager Civic and Executive Support
Katherine Paixao	Business Paper Coordinator (Minute Taker)

APOLOGIES: (Byrne/Passas)

THAT apologies from Cllr Iskandar and lateness for Cllr Porteous be accepted.

Motion Carried

For Motion: Crs Byrne, Da Cruz, Hesse, Kiat, Lockie, Macri, McKenna OAM, Passas, Raciti, Stamolis and Steer

Against Motion: Nil

DISCLOSURES OF INTERESTS:

Cllr Raciti declared a non-pecuniary, non-significant interest in Item 1 as she lives in Hawthorn Parade.

Cllr Lockie declared a non-pecuniary, non-significant interest in Items 11 & 12 as Uniting Care is one of her clients but these items relate to the development arm of Uniting Care that she has no involvement with.

Cllr Stamolis declared a non-pecuniary, non-significant interest in Item 17 as he is a member of the Back to Balmain committee.

Motion: (Passas/Kiat)

THAT Council receive and note the declarations of interest.

Motion Carried

For Motion: Crs Byrne, Da Cruz, Hesse, Kiat, Lockie, Macri, McKenna OAM, Passas, Raciti, Stamolis, Steer and York

Against Motion: Nil

CONFIRMATION OF MINUTES**Motion: (Stamolis/McKenna OAM)**

That the Minutes of the Council Meeting held on Tuesday, 24 April 2018 and Tuesday, 8 May 2018 be confirmed as a correct record, subject to the following change;

- Item 3 of the Ordinary Council Minutes of 8 May, Clr Lockie voted against point 1 of the Amendment.

Motion Carried

For Motion: Crs Byrne, Da Cruz, Hesse, Kiat, Lockie, Macri, McKenna OAM, Passas, Raciti, Stamolis, Steer and York

Against Motion: Nil

Clr Drury entered the meeting at 6.39pm

C0518 Item 29 Mayoral Minute: Councillor Fees and Facilities Policy**Motion: (Byrne)**

THAT a review of the Councillor Expenses and Facilities Policy be brought to Council for consideration.

Motion Carried

For Motion: Crs Byrne, Da Cruz, Drury, Hesse, Kiat, Lockie, Macri, McKenna OAM, Passas, Raciti, Stamolis, Steer and York

Against Motion: Nil

Clr Porteous entered the meeting at 6.44pm

Suspension of Standing Orders**Motion: (Passas/McKenna OAM)**

THAT Council bring forward Items 1, 3, 5, 8, 9, 11, 12, 16, 17, 18, 19 and 27 to be dealt with at this time.

Motion Carried

For Motion: Crs Byrne, Da Cruz, Drury, Hesse, Kiat, Lockie, Macri, McKenna OAM, Passas, Porteous, Raciti, Stamolis, Steer and York

Against Motion: Nil

C0518 Item 1 Richard Murden Reserve-Provision of Three Netball Courts**Motion: (McKenna OAM/Byrne)****THAT:**

1. Council proceed with the detailed design and delivery of three new netball courts with supporting sports training lighting at Richard Murden Reserve Haberfield;
2. The three courts be constructed as multipurpose courts to support both basketball and netball, with final design ensuring users can independently switch the use without requiring Council assistance;
3. Council provide public toilets in close proximity to the proposed new courts in 2019/20, with design to include rooftop solar PV and water tanks if feasible;
4. Council undertake road line marking to provide parking for up to 30 car spaces along Hawthorne Parade in the area immediately adjacent to the proposed multipurpose court area;
5. Council bring a further report to Council with measures to address usage of the courts after 9pm;
6. Signage be installed informing the public that ball games are not to be played after 9.00pm;
7. Parking and traffic conditions be reviewed 6 months subsequent to the opening of the courts and reported to Council; and
8. Council make provision for casual basketball and netball use of this facility.

Motion Carried**For Motion:** Crs Byrne, Da Cruz, Drury, Hesse, Kiat, Lockie, McKenna OAM, Porteous, Stamolis, Steer and York**Against Motion:** Crs Macri, Passas and Raciti**Foreshadowed Motion (Macri)****THAT this matter be deferred pending consideration of the recreation needs study.**

This Foreshadowed Motion lapsed.

C0518 Item 3 Draft Greenway Master Plan**Motion: (York/Hesse)****THAT:**

1. The draft GreenWay Master Plan be placed on public exhibition for a period of 28 days;
2. The results of the public exhibition and community engagement process are presented to Council along with a final master plan for adoption;
3. The following submission from IWE G (Inner West Environment Group) be included in the documents released for exhibition, and considered by Council in

the exhibition period:

Priorities

IWEG is concerned that biodiversity values appear to take a relatively low priority in the Master Planning for the bike path. IWEG urges that as the project proceeds, biodiversity values are seen as critical for maintaining a balance between lifestyle considerations and biodiversity for future generations. In keeping with the desire to have the GreenWay recognised as a world standard project incorporating transport, leisure and biodiversity values, we believe it would be appropriate to include one or two headline biodiversity objectives such as revegetation of the Sydney Turpentine Ironbark Forest which pre-dates settlement in the area, and which has always been IWEG's primary objective.

Offsets/Compensation

While IWEG's strong preference remains for the bike path to use an alternate route, if it is unavoidable to construct the path within the bushcare sites, we seek allocation of sufficient resources to the Urban Ecology team in Council to compensate in an ongoing way for the destruction of valuable habitat as follows:

- Staff member exclusively devoted to GreenWay biodiversity including:
 - recruitment, training and support of volunteers, and
 - development and maintenance of a community-based backyard biodiversity program specific to the GreenWay.
- Permanent protection of the balance of the GreenWay bushcare sites to prevent any further damage to them.

Budgets

The budgets are based on the assumption that the primary workforce will continue to be volunteers organised and managed through Council. The suggested figures for non-wage costs could vary depending on what work the volunteers undertake, and would cover the needs of a volunteer group undertaking basic rehabilitation work with some allowance for recruitment, training, signage and contractors for specialist work.

Budget	1 – 3 days per week	2 – 4 days per week
Wages	\$58,000	\$77,000
Tools, recruitment, training, signage	\$25,000	\$25,000
Total	\$83,000	\$102,000

Motion Carried

For Motion: Crs Byrne, Da Cruz, Drury, Hesse, Kiat, Lockie, Macri, McKenna OAM, Passas, Porteous, Raciti, Stamolis, Steer and York

Against Motion: Nil

C0518 Item 5 Report on the Notice of Motion C1017 Supporting our Creative Communities Item 5 Expanding Artists in Residency spaces

Motion: (Drury/McKenna OAM)

THAT Council:

1. Thank the staff for the report, notes its contents and requests that this item be deferred until Council is provided with a full copy of the properties Council own or lease from crown lands, what the properties are currently being used for and current lease status; and
2. Requests that additional information be provided on the community benefits

that each of the existing Artist in residences provides.

3. Request that the further report include:
 - a) Developing an IWC Artists in Residency Program which builds on the learnings of Marrickville Council and Ashfield Council and provides both council staff and the community with clear guidelines for what will be the shared expectations of the artist/s and of council in terms of lease terms, implementation and expected outcomes. That the IWC Artists in Residency Program is exhibited prior to adoption by council;
 - b) Developing site-specific programs in each of the identified venues which include: developing a brief for artists including expected community benefits and creative outcomes; developing a contract including program deliverables, use of venue including hours of use, daytime or overnight, full or part use of the venue; agreements on storage or removal of artworks at weekends; identification of best match of creatives to venues and progress reports, acquittals and evaluation;
4. After the report to Council, Council undertakes consultation on the proposed use as part of the Artist in Residency program. Consultation to be with all identified stakeholders including former Committee members (where relevant), recent and current hirers of the facility, the local arts community and local residents. That the type of Residency proposed for each venue and all items in (2) be clearly outlined as part of the consultation;
5. Supports staff to continue to investigate additional Council locations for clustering strategic Artist in Residence sites.

Motion Carried

For Motion: Crs Byrne, Da Cruz, Drury, Hesse, Kiat, Lockie, Macri, McKenna
OAM, Passas, Porteous, Raciti, Steer and York

Against Motion: Cr Stamolis

Foreshadowed Motion (Stamolis)

THAT Council:

1. Details the nature of an artist in residents space for each of the following spaces and report back to Council:
 - a) St Peters Town Hall, Sydenham;
 - b) White's Creek Cottage, Annandale;
 - c) Clontarf Cottage, Balmain;
 - d) Graham Yarroll Room, Haberfield Centre; and
 - e) Dawn Fraser Baths – Temporary Winter Months Residency 2018.

Noting that there are improvement works planned for St Peters, Haberfield Centre and Dawn Fraser Baths during the pilot period.

2. Supports staff to continue to investigate additional Council locations for clustering strategic Artist in Residence sites in alignment with the Land and Property Strategy and report to Council in March 2020.

3. Council to conduct extensive consultation on the use of each facilities.

The Foreshadowed Motion lapsed.

ADJOURNMENT

8.36pm - The Mayor, Clr Byrne adjourned the meeting for a short recess.

8.47pm– The Mayor, Clr Byrne resumed the meeting.

C0518 Item 8 WestConnex Air & Noise Quality Concerns

Motion: (Lockie/Hesse)

THAT Council:

- 1. Urgently writes to the EPA demanding an immediate audit of air quality and noise impacts from current construction along the WestConnex route. This audit should be reported to Inner West Council as soon as possible, and to relevant community and expert consultative forums, including the Air Quality Community Consultation Committee;**
- 2. Convenes a meeting of Councils along the WestConnex route to formulate a regional response to air quality issues, including support for a joint study into air quality to be conducted before and after WestConnex opens;**
- 3. Writes to the State MPs for Balmain, Heffron, Newtown, Summer Hill and Strathfield, and the Federal MPs for Barton, Grayndler, Reid and Sydney, to:**
 - a. Raise the ongoing impacts that WestConnex construction is having on Inner West and other nearby communities, particularly in regards to air quality and noise; and**
 - b. Request that they take any actions available to them to alleviate the air quality and noise impacts of WestConnex on their constituents.**
- 4. Establishes an Environmental Health Working Group consisting of representatives from Council, local State and Federal MPs, community groups, experts, and others to ensure that Council and elected decision-makers are informed on the key impacts of WestConnex and other projects on our communities, and to inform responses to environmental health issues;**
- 5. Defer the below points while Council seeks urgent advice from staff regarding any expertise and/or further analysis on air quality, noise and/or health impacts that may be required to be engaged / commissioned by Council, in order to effectively advocate on behalf of the Inner West community. This advice should include information on any forums or other bodies at which specialised expertise may be required (e.g. Air Quality Community Consultation Committee), what form this expertise and/or advice might take; identify funding required to engage/commission this advice, and the potential funding source. This should be reported urgently back to Council for consideration before the end of June.**

(Points read - Employs an officer with suitable expertise in air quality and/or environmental health for an initial period of at least 12 months to:

- Represent Council on the Air Quality Community Consultation**

Committee (AQCCC) for all stages of WestConnex;

- **Monitor and analyse readings provided by existing air quality monitors;**
- **Notify the Chair of the AQCCC and the relevant authorities of any exceedances and ensure that appropriate regulatory action is pursued;**
- **Follow up on resident complaints regarding air quality and environmental health issues;**
- **Assist on other non-WestConnex air quality issues as appropriate; and**
- **Report to Council on a monthly basis.**

And Commissions a comprehensive and independent report prepared by experts on present and predicted health impacts of WestConnex on Inner West residents.)

6. Writes to the Premier and relevant Ministers to:

- c. **Outline the actions Council is taking on behalf of the community in regards to air quality, noise and environmental health impacts of WestConnex;**
- d. **Reiterate that Council is taking these actions because of the lack of confidence and trust residents in the Inner West have in the Sydney Motorway Corporation and relevant government agencies to protect them from the severe air quality and noise impacts caused by the WestConnex projects; and**
- e. **Formally request state funding to cover Council costs, given that responsibility for these actions should sit with the State government and its relevant agencies and contractors.**

7. Identifies any necessary funding sources in the next quarterly budget review; and

8. The health assessment report as outlined in the report be scoped out in detail with an outline of how it will be undertaken and what resources and expert consulting will be needed.

Motion Carried

For Motion: Crs Byrne, Da Cruz, Drury, Hesse, Kiat, Lockie, Macri, McKenna OAM, Passas, Porteous, Raciti, Stamolis, Steer and York

Against Motion: Nil

Councillor Porteous left the Meeting at 9:10 pm.
Councillor Porteous returned to the Meeting at 9:28 pm.

C0518 Item 9 Local Traffic Committee Meeting held on 1 May 2018**Motion: (Kiat/Drury)****THAT the Minutes of the Local Traffic Committee Meeting held on 1 May 2018 be received and the recommendations be adopted, subject to the following changes:**

- 1. That Council receive a further report in respect to Item 2 on the implementation of the safety improvements at Windsor and Old Canterbury Roads, including recommendations for further appropriate measures (whether by Council or RMS) to improve safe access for turning onto Old Canterbury Road from Dulwich Hill; and**
- 2. Item 2 be deferred to allow Councillors to undertake a site inspection.**

Motion Carried**For Motion:** Crs Byrne, Da Cruz, Drury, Hesse, Kiat, Lockie, Macri, McKenna OAM, Passas, Porteous, Raciti, Stamolis, Steer and York**Against Motion:** Nil**Amendment (Passas/Macri)****THAT:**

- 1. Item 2 be deferred to allow Councillors to undertake a site inspection; and**

Motion Tied**For Motion:** Crs Byrne, Hesse, Lockie, Macri, Passas, Raciti and Stamolis**Against Motion:** Crs Da Cruz, Drury, Kiat, McKenna OAM, Porteous, Steer and York

The Chairperson used his Casting Vote and the **MOTION** was carried. As the MOTION as carried it was incorporated into the Primary Motion.

- 2. All Ashfield residents be notified of Item 1 and call for submissions.**

Motion Lost**For Motion:** Crs Macri, Passas, Raciti and Stamolis**Against Motion:** Crs Byrne, Da Cruz, Drury, Hesse, Kiat, Lockie, McKenna OAM, Porteous, Steer and York

Councillors Macri, Passas and Raciti left the meeting 9.36pm

C0518 Item 11 Voluntary Planning Agreement - 168 Norton Street, Leichhardt**Motion: (Byrne/Stamolis)****THAT Council enter into the Voluntary Planning Agreement for 168 Norton Street, Leichhardt provided in ATTACHMENT 1.****Motion Carried****For Motion:** Crs Byrne, Da Cruz, Drury, Hesse, Kiat, McKenna OAM, Porteous, Raciti, Stamolis, Steer and York**Against Motion:** Nil**Absent:** Crs Marci, Passas and Raciti

C0518 Item 12 Voluntary Planning Agreement - 15-17 Marion Street, Leichhardt**Motion: (Kiat/Stamolis)****THAT Council enter into the Voluntary Planning Agreement for 15-17 Marion Street, Leichhardt provided in ATTACHMENT 1.****Motion Carried****For Motion:** Crs Byrne, Da Cruz, Drury, Hesse, Kiat, Lockie, Macri, McKenna OAM, Passas, Porteous, Raciti, Stamolis, Steer and York**Against Motion:** Nil**ADJOURNMENT**

10.17 pm - The Mayor, Clr Byrne adjourned the meeting for a short recess.

10.22 pm– The Mayor, Clr Byrne resumed the meeting.

C0518 Item 16 Notice of Motion to Rescind: C0518 Item 7 Local Participatory Democracy at Inner West - 8 May 2018 Council Meeting**Motion: (Drury/Macri)**

THAT the resolution of the 8 May 2018 Council Meeting with respect to Item 7 Local Participatory Democracy at Inner West, be rescinded.

Motion Tied**For Motion:** Crs Byrne, Drury, Macri, McKenna OAM, Passas, Raciti and York**Against Motion:** Crs Da Cruz, Hesse, Kiat, Lockie, Porteous, Stamolis and SteerThe Chairperson used his Casting Vote in favour of the MOTION and the **MOTION** was carried.**Motion: (Drury/Byrne)****THAT Council:****1. Make the following Committees permanent:**

- a) **Aboriginal and Torres Strait Islander;**
- b) **Environment;**
- c) **Housing and Affordability;**
- d) **Planning and Heritage;**
- e) **Social Inclusion ;**
- f) **Transport;**
- g) **Young Leaders.**
- h) **Seniors; and**

-
- i) Multicultural.
 2. Replace the Economic Development Committee with the established quarterly forum of Inner West local business chambers and associations, with outcomes reported to Council;
 3. Notes that Cycling and Sydenham to Bankstown working groups have been established;
 4. Establish a standalone Cooks River and a standalone Parramatta River working groups;
 5. Establish a Safety and Access advisory committees that report outcomes to council;
 6. Determine to receive and note a bi-monthly Local Democracy report prepared by Council's Engagement team. The report will include Committee meeting minutes and updates from relevant working groups, Access advisory group and Business Forum;
 7. Determine that Council by resolution may refer items to Committees, Business Forum or working groups for advice and recommendations to be reported back and that Committees may by resolution refer items/recommendations to Council for its consideration;
 8. Endorse a trial of options including:
 - a) Hold an annual Councillor roadshow/community forum in each ward, encouraging a large and diverse group of local residents to participate in an engagement event in their local area;
 - b) Support community-led independent resident groups through a small grants program to cover meeting costs such as venue hire;
 - c) Establish a register of community groups for relevant engagements; and
 - d) Implement a marketing campaign promoting ways to get involved in engagement processes and lodge service request
 9. Update the Community Engagement Framework to:
 - a) Include any resolutions resulting from this report;
 - b) Include information about the elected Council; and
 - c) Review the Community Engagement Framework including the impact of any resolutions which result from this report and the functions of committees, Business Forum, advisory and working groups in one year, and report back to Council.
 10. Requests a report reviewing the various pre amalgamation community facilities committees with a view to reinstating those that are useful;
 11. Request a report on having regular Your Say Inner West/Council information

and outreach street stalls rotating across main streets to promote community engagement in projects open for comment, record service requests and obtain general feedback from the community to Council;

12. Requires the executive (GM and Deputy GMs) to hold regular outreach forums with the community in different locations; and

13. Council consult the community on with the proposed Local Democracy committee Framework and report back to Council on the consultation and the costing of the framework:

14. Councillors are welcomed members of all committees;

Motion Carried

For Motion: Crs Byrne, Da Cruz, Drury, Hesse, Kiat, Lockie, Macri, McKenna OAM, Passas, Porteous, Raciti, Stamolis, Steer and York

Against Motion: Nil

Amendment (Porteous/Stamolis)

THAT there should be no restrictions on the membership of Committees or Groups.

Motion Tied

For Motion: Crs Da Cruz, Hesse, Kiat, Lockie, Porteous, Stamolis and Steer

Against Motion: Crs Byrne, Drury, Macri, McKenna OAM, Passas, Raciti and York

The Chairperson used his Casting Vote against the MOTION and the **MOTION** was lost.

C0518 Item 17 Notice of Motion: Back to Balmain Banner Booking

Motion: (Stamolis/Byrne)

THAT in regard to the annual Back to Balmain Community Picnic, that Council approve:

1. A booking for banner space on Darling Street, Rozelle from October 15- 29; and
2. A fee waiver for the banner application as it is a Council sponsored event.

Motion Carried

For Motion: Crs Byrne, Da Cruz, Drury, Hesse, Kiat, Lockie, Macri, McKenna OAM, Passas, Porteous, Raciti, Stamolis, Steer and York

Against Motion: Nil

Extension of Time

Motion: (Byrne/Passas)

THAT the meeting be extended until 11.30pm.

Motion Carried

For Motion: Crs Byrne, Da Cruz, Drury, Hesse, Kiat, Lockie, Macri, McKenna OAM, Passas, Porteous, Raciti, Stamolis, Steer and York

Against Motion: Nil

C0518 Item 18 Notice of Motion: Boarders and Boarding Houses Policy**Motion: (Kiat/McKenna OAM)****THAT Council prepare a report toward a policy to support the thousands of Inner West residents who are boarders in boarding houses, including:**

- a) Previous constituent council's approach to boarding houses, including policy, DCP and enforcement issues to be reported to Council within 2 months;**
- b) Supporting the safety and wellbeing of boarding housing tenants through enforcement and compliance, including in relation to unregistered boarding houses, and facilitating cooperation between Council, tenants, neighbouring residents, boarding house operators, non-government and government agencies;**
- c) Supporting boarding housing residents through community outreach and services (including information and referral to existing services e.g. Newtown Neighbourhood Centre);**
- d) Mechanisms to encourage or require more affordable rents, including through the DA process;**
- e) Advocacy to the state government, including requesting additional funding, resources and legislative changes; and**
- f) Consideration of Council seeking exemption from the boarding housing provisions of the Affordable Rental Housing SEPP in order that Council could implement its own boarding house controls.**

Motion Carried**For Motion:** Crs Byrne, Da Cruz, Drury, Hesse, Kiat, Lockie, Macri, McKenna OAM, Passas, Porteous, Raciti, Stamolis, Steer and York**Against Motion:** Nil

Meeting adjourned 11.30pm

The meeting was resumed on 12 June 2018 at 7.10pm

Present:

Darcy Byrne	Mayor
Julie Passas	Deputy Mayor
Marghanita Da Cruz	Councillor
Mark Drury	Councillor
Lucille McKenna OAM	Councillor
Colin Hesse	Councillor
Tom Kiat	Councillor
Pauline Lockie	Councillor
Victor Macri	Councillor
Rochelle Porteous	Councillor
Vittoria Raciti	Councillor
John Stamolis	Councillor
Anna York	Councillor
Rik Hart	General Manager
Cathy Edwards-Davis	A/Deputy General Manager Assets and Environment
Michael Tzimoulas	Deputy General Manager Chief Financial and Administration Officer
John Warburton	Deputy General Manager Community and Engagement
David Birds	Group Manager Strategic Planning
Kendall Banfield	Manager WestConnex Unit
Gabrielle Rennard	Community Wellbeing Manager
Erla Ronan	Group Manager Community Services and Culture
Joe Strati	Group Manager Legal Services
Brooke Martin	Group Manager Properties, Major Building Projects and Facilities
Pav Kuzmanovski	Group Manager Finance
Ian Naylor	Manager Civic and Executive Support
Katherine Paixao	Business Paper Coordinator (Minute Taker)

APOLOGIES:**Motion: (Macri/Hesse)****THAT leave of absence be granted for Cllr Steer and Cllr Iskandar.****Motion Carried****For Motion:** Crs Byrne, Da Cruz, Drury, Hesse, Kiat, Lockie, Macri, McKenna OAM, Passas, Porteous, Raciti, Stamolis and York**Against Motion:** Nil**DISCLOSURES OF INTERESTS:** Nil**C0518 Item 2 Salmon Park - Community Safety****Motion: (Lockie/Macri)****THAT Council:**

- 1. Liaise with Ausgrid to upgrade the current park lighting at Salmon Reserve with a particular emphasis on lighting up the playground area;**
- 2. Request Ausgrid investigate lighting improvements in Candem Lane;**
- 3. Resolve to establish an Alcohol free zone in Salmon Reserve;**

4. Install appropriate signage in the park noting that the consumption of alcohol is prohibited and that organised use of the park must be booked through Council;
5. Over the next six months, request it's Compliance section to undertake regular inspections of Salmon Park on weekends (*day time surveillance only*) to ensure that the park is being used appropriately;
6. In consultation with the community, undertake the development of a park master plan for Salmon Reserve in 2020/2021; and
7. Formally write to residents in Station Street, Newtown informing them of Council's Parksafe initiative for Salmon Park and the need for local residents to report incidences of anti-social behaviour to the NSW Police in the first instance.

Motion Carried

For Motion: Crs Byrne, Da Cruz, Drury, Hesse, Kiat, Lockie, Macri, McKenna OAM, Passas, Porteous, Raciti, Stamolis and York

Against Motion: Nil

C0518 Item 4 Creative Communities and Bringing Arts and Live Music to Buildings Across the Inner West

Motion: (York/Macri)

THAT Council:

1. Endorse the Strategic Planning and Economic Development Units to continue working with City of Sydney Council and the *Newtown Precinct Business Association* to provide consistent planning controls within the King Street Precinct;
2. Receive a report on Exempt and Complying Development options for small scale arts, live music and cultural activities uses and extended operating hours for shops and businesses on King Street;
3. Investigate a sustainable model for the creation of a Live Music/Cultural Planning Liaison Officer to be the first point of contact at Council to assist existing and proposed live music and other arts and cultural activities-related venues to navigate the planning regulation system working closely with Council's existing Business Advisory role within the Development Advisory Team;
4. Develop planning guidance sheets on small scale arts, live music and cultural activities and their permissibility within restaurants, cafes, shops and office premises; and
5. Engage with our local arts, live music and cultural activities communities on the provision of a planning advice service to understand, and ensure the service addresses, their needs.

Motion Carried

For Motion: Crs Byrne, Da Cruz, Drury, Hesse, Kiat, Lockie, Macri, McKenna OAM, Passas, Porteous, Raciti, Stamolis and York

Against Motion: Nil

C0518 Item 6 Major Community Event Program - Fees and Charges Consolidation**Motion: (McKenna OAM/Passas)****THAT Council:**

- 1. Defer the adoption of the consolidation of the fees and charges until the review of events is undertaken; and**
- 2. Receive a revised attachment on the impact of the change in fees and charges to existing community groups.**

Motion Carried**For Motion:** Crs Byrne, Da Cruz, Drury, Hesse, Kiat, Lockie, Macri, McKenna OAM, Passas, Porteous, Raciti, Stamolis and York**Against Motion:** Nil**C0518 Item 7 Update - Micro-Brewing Sector in the Inner West****Motion: (York/McKenna OAM)****THAT Council:**

- 1. Endorses continuing action being taken to work with the Department of Planning and Environment to establish changes to the relevant planning controls to address the issue of tasting rooms associated with microbreweries, noting that the Department's currently proposed definition of Artisan Premises needs significant revisions to address Council's concerns regarding possible negative impacts upon industrial land provision;**
- 2. Supports continuing to work with the microbrewery industry to encourage its development in the Inner West;**
- 3. Commits to allocating funding of up to \$40,000 in the next budget quarterly review for a supporting Economic Impact Assessment to consider and assess the potential benefits and impacts of the microbrewery sector, including the potential impacts of amending the current planning controls relating to tasting areas on industrial land supply, if required; and**
- 4. Requests that a report be provided with an update on actions taken to a future meeting of Council.**

Motion Carried**For Motion:** Crs Byrne, Drury, Hesse, Kiat, Lockie, Macri, McKenna OAM, Stamolis and York**Against Motion:** Crs Da Cruz, Passas, Porteous and Raciti**Amendment (Porteous/Da Cruz)****THAT point 3 of the primary motion be deleted.****Motion Lost****For Motion:** Crs Da Cruz, Hesse, Kiat, Passas, Porteous and Raciti**Against Motion:** Crs Byrne, Drury, Lockie, Macri, McKenna OAM, Stamolis and York

C0518 Item 10 Delegations**Motion: (Drury/McKenna OAM)**

THAT Council adopt the delegations in report apart from the delegation in relation to entering into contracts. Council requests further information about the implications of setting the contract amount at a lessor amount.

Motion Carried

For Motion: Crs Byrne, Drury, Macri, McKenna OAM, Passas, Raciti and York

Against Motion: Crs Da Cruz, Hesse, Kiat, Lockie, Porteous and Stamolis

Foreshadowed Motion: (Porteous)**Delegations of the Mayor:**

- 1. To approve leave and expenses incurred by the General Manager in accordance with the contract of employment, the policies of council and the adopted budget;**
- 2. In consultation with the General Manager, approve all media statements and publications issued on behalf of Council, unless Council determines otherwise on a specific issue. Respond to media enquiries and accurately represent Council's policies and adopted resolutions to the media;**
- 3. Authority for the Mayor to engage appropriate consultant advice where such advice cannot be sought by the General Manager due to a conflict of interest of the General Manager – for example consultant to assist Councillors in conducting the performance management of the General Manager – or where the Mayor commissions legal advice on an urgent basis;**
- 4. General authority of Council during recesses: Mayoral authority to make urgent decisions on behalf of Council during the annual recess period, provided that:**
 - a) reports or other business papers in a form similar to those normally submitted to Council are provided to the Mayor and Councillors at least three business days prior to the Mayor exercising any powers, authorities, duties and functions of Council under this delegation; and**
 - b) that the Mayor does not receive written objections by three or more Councillors on an item stating relevant reasons as to why the Mayor should not exercise any powers, authorities, duties and functions of Council in relation to that item, under this delegation;**
 - c) any powers, authorities, duties and functions of Council exercised by the Mayor pursuant to this delegation are to be reported to Councillors on a weekly basis; and**
 - d) be reported to the first available Ordinary Council meeting.**

Delegations of the Deputy Mayor:

- Any function of the Mayor at the request of the mayor or if the Mayor is prevented by illness, absence or otherwise from exercising the function, or if there is a casual vacancy in the office of the Mayor.

Delegations of the General Manager:

- The Council's functions under the Local Government Act 193 and any other legislation conferring functions upon the Council, except functions which are required by or under the local Government Act 1003 or by any other Act or instrument to be performed by the governing body of the Council; and
- To determine an application under the Environmental Planning and Assessment Act 1979 in circumstances where the Council is the consent authority for that application.

Exceptions, exclusions and limitations:

1. A decision made to make or amend Council policy

For clarity, a policy is a set of ideas (eg stated position) or course of action that is used as a basis from making decisions to achieve the long term strategic goals of the Council. As a guide policies would include such issues as:

- Local Environment Plan
 - Development Control Plans
 - Plans of Management
 - Enforcement Policy
 - Procurement Policy
 - Donations Policy
 - Media Policy
 - Voluntary Planning Agreement Policy
 - Sportsground Allocation Policy
 - Leasing Policy
 - Asset Management Policy
 - Tree Management Policy
 - Graffiti Removal Policy
 - Verge Mowing Policy
2. A decision to enter into a contract with a value greater than \$150,000;
 3. A decision to call or accept tenders for services currently provided by Council staff;
 4. A decision to carry out any new services or activities, or significantly vary an existing service or activity that would have ongoing implications for council in terms of cost or service delivery that is not authorised under the current delivery program, budget or by Council resolution;
 5. Write off debts greater than \$5,000;
 6. Write off rates and charges greater than \$5,000;
 7. Place on exhibition and approve Memorandums of Understanding;

8. Place on exhibition and approve Voluntary Planning Agreements;
9. Grant a lease or licence for council property (except residential tenancy); and
10. All works or infrastructure programs determined under Part 5 of the EPA Act which exceed \$100,000 in total value and which have not already been approved in detail within a plan of management or other strategic document adopted by the Council.

This Foreshadowed Motion lapsed.

Suspension of Standing Orders

Motion: (Byrne/Porteous)

THAT Council Suspend Standing Orders to hear from the register speakers on Item 13 from 12 June 2018 Council Meeting.

Motion Carried

For Motion: Crs Byrne, Da Cruz, Drury, Hesse, Kiat, Lockie, Macri, McKenna OAM, Passas, Porteous, Raciti, Stamolis and York

Against Motion: Nil

Resumption of Standing Orders

Motion: (Byrne/McKenna OAM)

THAT Standing orders be resumed.

Motion Carried

For Motion: Crs Byrne, Da Cruz, Drury, Hesse, Kiat, Lockie, Macri, McKenna OAM, Passas, Porteous, Raciti, Stamolis and York

Against Motion: Nil

C0518 Item 13 Voluntary Planning Agreement - Marrickville Metro - 34 Victoria Road and 13-55 Edinburgh Road, Marrickville

Motion: (Stamolis/Byrne)

THAT Council enter into the Voluntary Planning Agreement for Marrickville Metro – 34 Victoria Road and 13-55 Edinburgh Road, Marrickville provided in ATTACHMENT 1.

Motion Carried

For Motion: Crs Byrne, Da Cruz, Drury, Kiat, Lockie, Macri, McKenna OAM, Passas, Porteous, Raciti, Stamolis and York

Against Motion: Cr Hesse

C0518 Item 14 Local Government NSW Annual Conference**Motion: (Byrne/Porteous)**

THAT Council nominate Councillors Porteous, Steer, Da Cruz, Hesse, Lockie, Iskandar, McKenna, Drury and Byrne to attend the 2018 Local Government NSW Conference and be voting delegates.

Motion Carried

For Motion: Crs Byrne, Da Cruz, Drury, Hesse, Kiat, Lockie, Macri, McKenna OAM, Passas, Porteous, Raciti, Stamolis and York

Against Motion: Nil

C0518 Item 15 Investment Report as at 30 April 2018**Motion: (Drury/Byrne)****THAT Council:**

- 1. Receives and notes the report;**
- 2. Defers adoption of the proposed Investment Policy and request:**
 - a. The Mayor to make representations to TCorp regarding the establishment of ministerial compliant, Non Fossil Fuel financial instruments that will allow Council funds to be invested; and**
 - b. Council Officers produce a report outlining the outcomes of the representations made to TCorp including options on Council's Investment Policy.**
- 3. Reiterate its commitment to achieving 100% divestment from fossil fuel investments and receive a report on how Council's investment policy can address additional ethical considerations within the constraints of the relevant legislation, e.g. negatively screening out weapons, tobacco, alcohol, and including positive social and environmental impact investments (e.g. renewables).**

Motion Carried

For Motion: Crs Byrne, Da Cruz, Drury, Hesse, Kiat, Lockie, McKenna OAM, Porteous, Stamolis and York

Against Motion: Crs Macri, Passas and Raciti

ADJOURNMENT

8.26pm- The Mayor, Clr Byrne adjourned the meeting for a short recess.

8.44pm- The Mayor, Clr Byrne resumed the meeting.

Councillor Drury re-entered to the Meeting at 8:49 pm.

C0518 Item 19 Notice of Motion: Dumping Prevention and Control Policy**Motion: (Kiat/McKenna OAM)**

THAT Council prepare a report toward a dumping prevention and control policy, including a strategic and evidence-based approach to general and scheduled pick-ups, education and communication (especially in areas with high resident turnover), and responding to illegal dumping when it occurs.

Motion Carried**For Motion:** Crs Byrne, Da Cruz, Drury, Hesse, Kiat, Lockie, Macri, McKenna OAM, Passas, Porteous, Raciti, Stamolis and York**Against Motion:** Nil

Councillor Kiat left the Meeting at 9:09 pm.

C0518 Item 20 Notice of Motion: Recognising the First Female Councillors on the Inner West Council**Motion: (Stamolis/Hesse)****THAT Council:**

- 1. Investigate ways to recognise the first female Councillors elected to the Inner West Council (which has a majority of female Councillors) as a historic achievement in Australian Local Government. This could include one or more of the following: a photo for the Council Chambers, a plaque, a booklet, seats or trees in public spaces; and**
- 2. Investigate a way to appropriately upgrade Eve Sharpe reserve on Liberty St, Enmore, to appropriately reflect its significance in the history of the area, and in recognition of the work of our first female Councillor in the former Marrickville Council area.**

Motion Carried**For Motion:** Crs Byrne, Drury, Hesse, Lockie, Macri, McKenna OAM, Porteous, Stamolis and York**Against Motion:** Crs Da Cruz, Passas and Raciti**Absent:** Cr Kiat

Councillor Kiat returned to the Meeting at 9:13 pm.

C0518 Item 21 Notice of Motion: ANZAC Day funding**Motion: (Byrne/Macri)****THAT Council:**

- 1. Allocate triennial funding of \$15,000 per year for the ANZAC Day ceremony in Darling Square Balmain as part of the 2018-19 – 2020-21 budget, to be revised for the 2021-22 budget;**
- 2. Review other ANZAC Day events held throughout the LGA and report back to Council about ways that Council could support those events; and**
- 3. Endorse a fee waiver for Petersham RSL for the hire of Petersham Town Hall for the Remembrance Day exhibition.**

Motion Carried

For Motion: Crs Byrne, Da Cruz, Drury, Kiat, Lockie, Macri, McKenna OAM, Passas, Porteous, Raciti, Stamolis and York

Against Motion: Cr Hesse

C0518 Item 22 Notice of Motion: Support for the Exodus Foundation

Motion: (Byrne/Lockie)

THAT Council:

1. Provide ongoing promotion of fund raising activities of the Exodus Foundation across Council's communications channels, including social media, the Courier newspaper page and Council's resident newsletter; and
2. Also provide ongoing promotion of fundraising activities of the the Newtown Neighbourhood Centre (NNC) across Council's communications channels, including social media, the Courier newspaper page and Council's resident newsletter.

Motion Carried

For Motion: Crs Byrne, Da Cruz, Drury, Hesse, Kiat, Lockie, Macri, McKenna OAM, Porteous, Raciti, Stamolis and York

Against Motion: Cr Passas

C0518 Item 23 Notice of Motion: Improving Bay Run Lighting

Motion: (Byrne/Macri)

THAT Council:

1. Write to the Office of Environment and Heritage:
 - a. highlighting our concerns about poor lighting in this section of the bay run; and
 - b. seeking a commitment to undertake a lighting design and costing works and seek DA approval for such work;
2. Support the Office of Environment and Heritage in delivery of upgraded lighting through the development and lodgment of a Metropolitan Greenspace grant application;
3. Seek owners consent from the Office of Environment and Heritage to allow it to support the Metropolitan Greenspace grant application;
4. Conduct an audit of lighting along the Bay Run after dark;
5. Consider upgrading lighting on the Bay Run beside the City West Link near UTS rowers and between La Montage and the Leichhardt Park Aquatic Centre in future capital works programs.

Motion Carried

For Motion: Crs Byrne, Da Cruz, Drury, Hesse, Kiat, Lockie, Macri, McKenna OAM, Passas, Porteous, Raciti, Stamolis and York

Against Motion: Nil

Matter Arising - Reduction on Speed Limit on the Bay Run**Motion: (Da Cruz/Porteous)****THAT Council write to the RMS and Minister for Roads requesting:**

- 1. An investigation into a reduction of the speed limit on City West Link; and**
- 2. Information on the monitoring they are doing of Air Quality and Noise Levels from traffic on City West Link at the Bay Run.**

Motion Lost**For Motion:** Crs Da Cruz, Hesse, Kiat, Lockie, Porteous and Stamolis**Against Motion:** Crs Byrne, Drury, Macri, McKenna OAM, Passas, Raciti and York

Councillor Passas left the Meeting at 9:35 pm.

C0518 Item 24 Notice of Motion: Impact of Construction of WestConnex on the Inner West**Motion: (Hesse/Porteous)****THAT Council:**

- 1. Write to the NSW Premier, Ms Gladys Berejiklian, the Minister for Transport and Infrastructure, Mr Andrew Constance, the Minister for WestConnex, Mr Stuart Ayres, the Leader of the Opposition, Mr Luke Foley, the Shadow Minister for Transport, Ms Jodi McKay, the Greens spokesperson for WestConnex Ms Jenny Leong, and the leader of the Shooters, Fishers and Farmers Party, Mr Robert Borsak to raise the following:**
 - a) The impact of construction of the WestConnex Stages 1 and 2 is oppressive and intolerable to the residents of St Peters and Haberfield and Ashfield in particular;**
 - b) This impact includes unacceptable and excessive noise, dust, and air pollution, truck movements, construction vibration, disruption to water, electricity and communications services, impact of parking by construction staff, and, not least, damage to homes and property by the construction process,**
 - c) This impact is not limited to physical impacts noted above, but to the health and emotional lives of those residents living in these suburbs, including the emotional lives and health of adults and children and associated stress, depression and related illnesses,**
 - d) The process by which complaints regarding the above issues are assessed and acted upon by the Sydney Motorway Corporation is manifestly inadequate and does not meet the standards expected of a good corporate citizen, much less that of a 100% NSW Government owned entity.**
- 2. Calls upon the NSW Government to outline how they will address these significant failings with complaint handling and put in place the appropriate legislation, policy and processes to ensure that private contractors and**

companies such as SMC are not allowed to ignore or pay only lip service to serious and urgent complaints made by local residents regarding the WestConnex construction impacts.

3. Advise that we maintain our opposition to Stage 3 of the WestConnex due to the devastation it will cause in Haberfield, St Peters, Annandale, Lilyfield, Rozelle and Leichhardt and the risk it will create to homes and heritage across the Inner West; and
4. Advise we strongly oppose the privatisation of the WestConnex, the sale of which will expose the community to even less accountability.

Motion Carried

For Motion: Crs Byrne, Da Cruz, Drury, Hesse, Kiat, Lockie, Macri, McKenna OAM, Porteous, Raciti, Stamolis and York

Against Motion: Nil

Absent: Cr Passas

Councillor Passas returned to the Meeting at 9:47 pm.

C0518 Item 25 Notice of Motion: Tax Deduction from Councillors Allowance

Motion: (Stamolis/Hesse)

THAT Council investigate and report back on whether Council can deduct tax from Councillors' allowance for those Councillors who request this.

Motion Lost

For Motion: Crs Hesse and Stamolis

Against Motion: Crs Byrne, Da Cruz, Drury, Kiat, Lockie, Macri, McKenna OAM, Passas, Porteous, Raciti and York

Confidential Session

Motion: (Byrne/Macri)

THAT Council move into Confidential session to consider Items of business containing Confidential Information.

Motion Carried

For Motion: Crs Byrne, Da Cruz, Drury, Hesse, Kiat, Lockie, Macri, McKenna OAM, Passas, Porteous, Raciti, Stamolis and York

Against Motion: Nil

Members of the public were asked to leave the Chamber.

Motion: (Byrne/McKenna)

THAT Council return to open session to read out the recommendations from the Closed Session.

Motion Carried

For Motion: Crs Byrne, Da Cruz, Drury, Hesse, Kiat, Lockie, Macri, McKenna OAM, Passas, Porteous, Raciti, Stamolis and York

Against Motion: Nil

The Mayor read out to the Meeting the recommendation from the Closed Session of Council.

Councillor Passas left the Meeting at 9:58 pm.

Councillor Passas returned to the Meeting at 10:08 pm.

REPORTS WITH CONFIDENTIAL INFORMATION**C0518 Item 27 Balmain Telstra Building and Public Square Project**

Motion: (Byrne/York)

THAT Council:

- 1. Note that meeting the cost increase for the project would be funded through \$300,000 in cuts to main street works including:
 - a) Darling Street between Duke & Nicholson Streets;**
 - b) Darling Street between Red Lion & Denison Streets; and**
 - c) Design work on the Dulwich Hill station masterplan.****
- 2. Further note that the estimated cost of completing the Dawn Fraser Pool heritage refurbishment has increased from \$2.2 million (budgeted) to potentially in excess of \$5 million, and that these works are required to keep the pool safe and open for business;**
- 3. Transfer the \$1.3 million allocated to the Telstra building project to the implementation for the Dawn Fraser Pool heritage upgrade;**
- 4. Inform Telstra of Council's interest in ongoing negotiations to constructing the more substantial public square which will be made possible at the completion of the NBN roll out;**
- 5. Seek to enter into the lease offered by Telstra, to make use of the space in the former telephone exchange, for a shared work space, to be made available for local businesses and start-ups; and**
- 6. Prepare a report on the implementation of the shared work space following development of this plan by the Economic Development Unit, in consultation with the Balmain / Rozelle Chamber of Commerce and local businesses.**

Motion Carried

For Motion: Crs Byrne, Drury, Lockie, Macri, McKenna OAM, Passas, Raciti and York

Against Motion: Crs Da Cruz, Hesse, Kiat, Porteous and Stamolis

C0518 Item 28 Recreation Needs Study - A Healthier Inner West, draft Final Report for public exhibition.

Motion: (Byrne/York)

THAT:

- 1. Council release the draft report *Recreation Needs Study: A Healthier Inner West* for public exhibition for 6 weeks;**
- 2. The public exhibition is widely promoted and all stakeholders and residents who expressed an interest and/or sporting clubs are notified of the opportunity to provide further input; and**
- 3. Following public exhibition, the feedback and amended *Recreation Needs Study: A Healthier Inner West* be reported back to Council.**

Motion Carried

For Motion: Crs Byrne, Da Cruz, Drury, Hesse, Kiat, Lockie, Macri, McKenna
OAM, Passas, Porteous, Raciti, Stamolis and York

Against Motion: Nil

Meeting closed at 10.22pm.

PUBLIC SPEAKERS:

Item #	Speaker	Suburb
Item 1:	Liliana Sanacore Laurie Bissaker Michael Bentley Analiese Cairis	Haberfield Balmain Haberfield Haberfield
Item 3:	Alex Lofts Deborah Auchinachie Lesley Studans Paul Holding Colin Jones Amy Reynolds	Summer Hill Dulwich Hill Dulwich Hill Summer Hill Summer Hill Petersham
Item 5:	Vivienne Miller	Balmain
Item 8:	Wendy Bacon John Lozano	Newtown Haberfield
Item 9:	Hugh Phemister Rene Holmes Marta Tambasco Peter Gould	Dulwich Hill Ashfield Dulwich Hill Dulwich Hill
Item 11:	Gabriel Thielbeer	Sydney (Uniting Care)
Item 12:	Maire Sheehan	Annandale
Item 16:	Maire Sheehan John Lozano	Annandale Haberfield
Item 18:	Rev. Bill Crews Paul Adabie S. McDonald	Ashfield(Exodus Foundation) Newtown Ashfield
Item 17:	Michele Hacking	Rozelle
Item 19:	Anthony Jarvis	Ashfield
Item 27:	Chris Tasoulas Furgus Frickie	Hunters Hill Birchgrove