

Minutes of Ordinary Council Meeting held remotely and livestreamed on Council's website on 13 October 2020

Meeting commenced at 7.11 pm

Present:

Darcy Byrne	Mayor
Victor Macri	Deputy Mayor
Marghanita Da Cruz	Councillor
Mark Drury	Councillor
Lucille McKenna OAM	Councillor
Colin Hesse	Councillor
Tom Kiat	Councillor
Pauline Lockie	Councillor
Julie Passas	Councillor
Vittoria Raciti	Councillor
John Stamolis	Councillor
Louise Steer	Councillor
Anna York	Councillor
Elizabeth Richardson	Acting Chief Executive Officer
Cathy Edwards-Davis	Director Infrastructure
Katherine Paixao	Acting Governance Manager
Carmelina Giannini	Governance Support Officer

APOLOGIES:

Motion: (Byrne/Hesse)

THAT apologies from Councillor Iskandar be accepted.

Motion Carried

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

Against Motion: Nil

DISCLOSURES OF INTERESTS:

Nil

CONFIRMATION OF MINUTES

Motion: (Hesse/McKenna OAM)

That the Minutes of the Council Meeting held on Tuesday, 22 September 2020 be confirmed as a correct record.

Motion Carried

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

Against Motion: Nil

Motion: (Da Cruz/Drury)

That the Minutes of the Extraordinary Council Meeting held on Tuesday, 29 September 2020 be confirmed as a correct record, subject to the following amendments:

- Recording Councillors Da Cruz, Passas and Stamolis as absent for the vote on Item 1 Confidential Staff Matter (points 1-4); and
- Recording Councillors Da Cruz, Passas and Stamolis as re-entering the meeting at 8.45pm on 1 October following an adjournment.

Motion Carried

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

Against Motion: Nil

PUBLIC FORUM

The registered speakers were asked to address the meeting. The list of speakers is available on the last page of these minutes.

C1020(1) Item 1 Use of Technology in Parking Management and Enforcement**Motion: (Byrne/Kiat)****THAT:**

1. Council receive and note the ARRB report entitled 'Use of Technology in Parking Management and Enforcement';
2. Council commit to undergoing staff and community consultation, particularly with residents and affected business owners, before supporting a change to the existing parking management and enforcement system; and
3. Council receive a briefing addressing the recommendations of the ABBR report with respect to:
 - a) The likely impacts on existing parking enforcement staff and possible implications for internal redeployment;
 - b) Comparative financial analysis of the status quo and the recommendations;
 - c) Evidence supporting the need, if any, for investment in a system of bay sensors, camera bay monitoring and LPR camera based occupancy in non-ticketed time restricted parking areas in Ashfield, Summer Hill and Dulwich Hill; and
 - d) How the Inner West community could be best consulted on the options available to Council.

- 4. The Mayor convene a meeting for Council with Parking Australia, including interested Councillors, to inform Council of all options for the upcoming tender for the provision of parking technology.**

Motion Carried

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

Against Motion: Nil

Foreshadowed Motion (Stamolis/Passas)

THAT Council defer this item for a briefing.

The Mayor ruled this out of order as point 3 of the primary motion calls for a briefing.

C1020(1) Item 2 Arlington Recreation Reserve-Adoption of Operational Plan

Motion: (Macri/Byrne)

THAT Council:

- 1. Adopt the Arlington Recreation Reserve Operational Plan and commence work on the establishment of the Arlington Recreational Reserve Operation Committee; and**
- 2. Investigate a solution whether it be a sound wall barrier or tree planting to reduce the impact of noise on the residents.**

Motion Lost

For Motion: Crs Byrne, Drury, Macri, Raciti and York

Against Motion: Crs Da Cruz, Hesse, Kiat, Lockie, McKenna OAM, Passas, Stamolis and Steer

Foreshadowed Motion (Kiat/Hesse)

THAT this item be deferred for consultation with local residents, prior to report back to Council for adoption, and that the following matters be addressed in that consultation:

- 1. That the hours of operation be reviewed including options of weekend day closures;**
- 2. Insert escalation point for complaints to Council following complaint being reported to Community Liaison Representative;**
- 3. Establish clear guidelines for acceptable noise impact on neighbouring residences and mechanism for reporting;**
- 4. That selection criteria be developed for community representatives**
- 5. Local resident representatives on Committee must be from immediate vicinity, not**

members of the sports playing at Arlington Reserve, and may request Council convene meetings once per month if required to address unresolved issues impacting local residents.

6. The impact of traffic and noise on local residents to be a standing item on the Committee agenda, with the Committee to adopt the goal of improving traffic and noise issues over time; and
7. Investigate a solution whether it be a sound wall barrier or tree planting to reduce the impact of noise on the residents.

Motion Carried

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

Against Motion: Cr Drury

C1020(1) Item 3 Lease of Leichhardt Park Aquatic Centre Kiosk

Motion: (Stamolis/Byrne)

THAT Council as the land manager of Leichhardt Park (D500207):

1. Resolves to grant a five (5) year Lease of Part of Leichhardt Park known as LPAC Café and Kiosk to Phillip and Robert Falato (Tenants) for use as a Café and Kiosk; and
2. Authorises the CEO or delegate to negotiate, finalise terms and execute the Lease documentation

Motion Carried

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

Against Motion: Nil

The Mayor, Clr Byrne retired from the meeting and vacated the chair at 8.18pm. The Deputy Mayor, Clr Macri assumed the chair.

C1020(1) Item 4 2019/20 Annual Designated Person Disclosure (Pecuniary Interest) Returns

Motion: (Macri/Stamolis)

THAT Council note the tabling of Pecuniary Interest Returns of Councillors and Designated Staff for the return period 30 June 2019 to 30 June 2020.

Motion Carried

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

Against Motion: Nil

Absent: Cr Byrne

C1020(1) Item 5 Investment Report as at 31 August 2020**Motion: (Macri/Hesse)****THAT the report be received and noted.****Motion Carried****For Motion:** Crs Da Cruz, Drury, Hesse, Kiat, Lockie, Macri, McKenna OAM, Passas, Raciti, Stamolis, Steer and York**Against Motion:** Nil**Absent:** Cr Byrne

Councillor York left the Meeting at 8:33 pm.

C1020(1) Item 6 Notice of Motion: No to Incineration of Inner West Waste**Motion: (Da Cruz/Steer)****THAT Council:**

- 1. Adopts principles of avoidance, resource recovery and the circular economy in providing domestic waste services;**
- 2. Incorporate avoidance, resource recovery and the circular economy in our planning instruments;**
- 3. Include information for residents on website about recycling construction waste;**
- 4. Reports on the breakdown of materials used in our Capital Works projects as new, reused and recycled;**
- 5. Reports on the website where materials collected in our kerbside collections, parks and streets maintenance go;**
- 6. Prohibits council's contractors from channelling domestic and commercial (except medical) waste collected in the LGA to incineration; and**
- 7. Opposes the construction of incinerators euphemistically called "waste to energy" and "thermal treatment plant" in Matraville, Eastern Creek, Blacktown, Lithgow and Wollondilly, Portland and elsewhere in NSW.**
- 8. Investigate the implementation of onsite composting in new multi-unit dwellings in the upcoming LEP or DCPs.**

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

Amendment (McKenna OAM/Macri)

THAT point 7 of the primary motion be amended to ‘Opposes the construction of new incinerators for the primary Treatment of household putrescible waste in Matraville, Eastern Creek, Blacktown, Lithgow, Wollondilly, Portland and elsewhere in NSW.’

Motion Lost

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

Councillor York returned to the Meeting at 8:54 pm

C1020(1) Item 7 Notice of Motion: Continuation of Remote Access to Council Meetings for the Public

Motion: (Hesse/Lockie)

THAT Council:

1. Write to the Minister for Local Government in NSW, The Hon. Shelley Hancock MP, and request that the NSW Government amend the NSW Local Government Act 1993 to permanently allow Councillors to speak and vote at Council meetings by audio-visual conferencing facilities with the aim on increasing participation in local government;
2. Receive a report on permanently extend the right of residents to speak by audio-visual link at Council meetings; and
3. Staff investigate the appropriate audio-visual technology and costs to support its installation, and report back to Council by February 2021.

Motion Carried

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

C1020(1) Item 8 Notice of Motion: Pedestrian Safety

Motion: (Hesse/Macri)

THAT Council:

1. List for work renewing the center line marking for the shared pedestrian and bicycle path alongside Cooks River between Illawarra Road, to Richardsons Crescent Marrickville, then to Kendrick Park Tempe;
2. Review shared path signs at the beginning of and throughout the path to remind walkers and cyclists to be aware; and
3. Work with Transport for NSW and the Police to provide pedestrian crossings in association with the existing pedestrian/cycling refuges between Steel Park and Mahoney Park at Illawarra Road Marrickville and across Wardell Road Marrickville, linking the golf course.

Motion Carried

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

Against Motion: Cr Drury

Absent: Cr Byrne

REPORTS WITH CONFIDENTIAL INFORMATION

C1020(1) Item 9 Whites Creek Valley Park-Revocation of Companion Animal off Leash Status- Piper Street to Brenan Street Walkway

Motion: (Macri/Stamolis)

THAT Council revoke the existing declaration in respect of the public off-leash walkway (in Whites Creek Valley Park) which runs the length of Piper Street to Brenan Street and reinstate this area as an on-leash walkway.

Motion Carried

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

Against Motion: Nil

Absent: Cr Byrne

Confidential Session

Motion: (Macri/Kiat)

THAT Council enter into Confidential session.

Motion Carried

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

Against Motion: Nil

Absent: Cr Byrne

That in accordance with Section 10A(1) of the Local Government Act 1993, the following matter be considered in Closed Session of Council for the reasons provided:

C1020(1) Item 1036 Lonsdale Street & 64-70 Brenan Street, Lilyfield – Voluntary Planning Agreement (Section 10A(2)(d)(i) of the Local Government Act 1993) that would, if disclosed prejudice the commercial position of the person who supplied it.

Motion: (Macri/Raciti)

THAT Council move back into the Open Session of the Council Meeting.

Motion Carried

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

Against Motion: Nil

Absent: Cr Byrne

C1020(1) Item 10 36 Lonsdale Street & 64-70 Brenan Street, Lilyfield – Voluntary Planning Agreement

Motion: (McKenna OAM/Macri)

THAT the proposed Voluntary Planning Agreement for 36 Lonsdale street & 64-70 Brenan Street, Lilyfield be:

- 1. Endorsed in principle, subject to JRNN Pty Ltd (the proponent):**
 - a) Monetary contribution of \$1,695,000 payable to Council to be used for affordable housing or public domain upgrades.**
- 2. Placed on public exhibition for a minimum of 28 days; and**
- 3. Reported back to Council after public exhibition.**

Motion Carried

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

Against Motion: Crs Hesse and Kiat

Absent: Cr Byrne

Amendment (Kiat/Hesse)

THAT the following points be added after point 1a in the Primary Motion:

- b) At least 50% of the monetary contribution to be used for affordable housing by dedication into the Affordable Housing Fund; and**
- c) For any additional floor space above 1.27:1, Council will receive an additional \$1,215/sqm.**

Motion Lost

For Motion: Crs Hesse, Kiat, Lockie, McKenna OAM and Steer

Against Motion: Crs Da Cruz, Drury, Macri, Passas, Raciti, Stamolis and York

Absent: Cr Byrne

Urgency Motion: Warren Road Traffic Issue

The Deputy Mayor, Councillor Macri requested the meeting consider an urgency motion in regards to Warren Road Traffic Issue.

Motion: (Macri/Hesse)

THAT the matter be considered urgently.

Motion Carried

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

Against Motion: Nil

Absent: Cr Byrne

The Chair, Councillor Macri ruled this matter urgent.

Motion: (Macri/Hesse)

THAT the Mayor write to the Minister for Transport for NSW regarding the importance of the traffic issue on Warren Road with accidents mounting and a second death on the street and is a real issue if nothing is done quickly.

Motion Carried

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

Against Motion: Nil

Absent: Cr Byrne

APOLOGIES:

Motion: (Macri/Hesse)

THAT apologies for Councillor Porteous be accepted and leave of absence granted for the month of October 2020 due to personal reasons.

Motion Carried

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

Against Motion: Nil

Absent: Cr Byrne

Meeting closed at 9.19pm.

PUBLIC SPEAKERS:

Item #	Speaker	Suburb
Item 2:	Suzana Cosic	Dulwich Hill
	Rossano Stellato	Dulwich Hill
Item 6:	Chris Hanson	Little Bay

The Minutes of the Ordinary Meeting of Council held on the 13th day of October, 2020 were confirmed as a correct record on this 27th day of October, 2020.

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CHAIRPERSON