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**Minutes of Ordinary Council Meeting held on 22 October 2019 at  
Ashfield Service Centre**

**Meeting commenced at 6.30pm**

**Present:**

Darcy Byrne	Mayor
Marghanita Da Cruz	Councillor
Mark Drury	Councillor
Sam Iskandar	Councillor
Tom Kiat	Councillor
Pauline Lockie	Councillor
Victor Macri	Councillor
Julie Passas	Councillor
Rochelle Porteous	Councillor
John Stamolis	Councillor
Louise Steer	Councillor
Michael Deegan	Chief Executive Officer
Elizabeth Richardson	Chief Operating Officer, Director Development and Recreation
Cathy Edwards-Davis	Director Infrastructure
Daryl Jackson	Chief Financial Officer
Katherine Paixao	Governance Coordinator
Darcie Huisman	Governance Officer

**APOLOGIES:**

**Motion: (Kiat/Macri)**

**THAT apologies from Councillors Hesse, McKenna OAM, Raciti and York be accepted.**

**Motion Carried**

**For Motion:** Crs Byrne, Da Cruz, Drury, Iskandar, Kiat, Lockie, Macri, Passas, Porteous, Stamolis and Steer

**Against Motion:** Nil

**DISCLOSURES OF INTERESTS:**

Councillor Stamolis declared a non-pecuniary, non-significant interest in Item 22 - Mayoral Minute: Marine Area Command removal of Jubilee Place Parking as he lives in the area and uses parking.

Councillor Kiat declared a non-pecuniary, significant interest in Item 5 - 74 Carlton Crescent, Summer Hill - Supplementary Report to Sydney Eastern Planning Panel as his employer has a long standing and ongoing campaign in relation to Ambulance stations in Sydney and he will leave the Chamber during discussion and voting.

**Motion: (Macri/Drury)**

**THAT Council note the disclosures of interest.**

**Motion Carried**

**For Motion:** Crs Byrne, Da Cruz, Drury, Iskandar, Kiat, Lockie, Macri, Passas, Porteous, Stamolis and Steer

**Against Motion:** Nil

**CONFIRMATION OF MINUTES****Motion: (Macri/Steer)**

**That the Minutes of the Council Meeting held on Tuesday, 8 October 2019 be confirmed.**

**Motion Carried**

**For Motion:** Crs Byrne, Da Cruz, Drury, Iskandar, Kiat, Lockie, Macri, Passas, Porteous, Stamolis and Steer

**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.

**C1019(2) Item 22      Mayoral Minute: Marine Area Command removal of Jubilee Place Parking**

**Motion: (Byrne)****THAT Council:**

- 1. Oppose the removal of parking spaces on Jubilee Place Balmain by the NSW Police Marine Area Command (MAC);**
- 2. Negotiate with MAC to dedicate Jubilee Place to Council as public road, as per the original conditions of consent;**
- 3. Investigate alternate options which would prevent any net loss of parking as well as regulating long term parking on Jubilee Place; and**
- 4. Investigate options for shared zone parking on Jubilee Place to allow cars to park partly on the curb, as exists in many Balmain Streets, to allow greater passageway for MAC vehicles.**

**Motion Carried**

**For Motion:** Crs Byrne, Da Cruz, Drury, Iskandar, Kiat, Lockie, Macri, Passas, Porteous, Stamolis and Steer

**Against Motion:** Nil

**C1019(2) Item 23      Mayoral Minute: Continuation of Leichhardt Espresso Chorus fee waiver**

**Motion: (Byrne)****THAT Council:**

- 1. Waive the additional \$5,435 in fees being levied upon the Leichhardt Espresso Chorus to hold their annual Carols in Pioneers Memorial Park in 2019;**
- 2. Consider triennial grant funding process as part of the events review, to allow**

events such as the Carols on Norton to plan with greater certainty; and

3. Express thanks to Leichhardt Espresso Chorus for the wonderful community service they have provided over many years to the local community.

**Motion Carried**

**For Motion:** Crs Byrne, Da Cruz, Drury, Iskandar, Kiat, Lockie, Macri, Passas, Porteous, Stamolis and Steer

**Against Motion:** Nil

**Suspension of Standing Orders**

**Motion: (Porteous/Steer)**

**THAT Council Suspend Standing Orders to deal with Items 5 and 9.**

**Motion Carried**

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

**Against Motion:** Crs Byrne, Drury, Iskandar, Macri and Passas

Councillor Kiat left the Meeting at 7:21 pm as he declared a non-pecuniary, significant interest for Item 5 - 74 Carlton Crescent, Summer Hill - Supplementary Report to Sydney Eastern Planning Panel and he left the Chamber during discussion and voting.

**C1019(2) Item 5      74 Carlton Crescent, Summer Hill - Supplementary Report to Sydney Eastern Planning Panel**

**Motion: (Macri/Passas)**

**THAT Council note the submission of amended plans and additional information for the proposed development and the further recommendations of assessment staff.**

**Motion Carried**

**For Motion:** Crs Byrne, Da Cruz, Drury, Iskandar, Lockie, Macri, Passas, Stamolis and Steer

**Against Motion:** Cr Porteous

**Absent:** Cr Kiat

Councillor Kiat returned to the Meeting at 7:24 pm.

**C1019(2) Item 9      Notice of Motion: Fitzroy Avenue Balmain**

**Motion: (Byrne/Stamolis)**

**THAT Council:**

1. Cease work on extending the bushcare site at Elkington Park, Fitzroy Avenue and clean up the existing bushcare site including reinstating the grass which has been poisoned where the extension was to take place;

2. Continue to maintain the bushcare site and Elkington Park which borders Fitzroy Avenue;
3. Investigate the state of the trees growing out of the wall at Elkington Park and advise whether the trees are compromising the integrity of the rock wall; and
4. Investigate whether there is another bushcare site that can be established within Elkington Park.

**Motion Carried**

**For Motion:** Crs Byrne, Da Cruz, Drury, Iskandar, Kiat, Lockie, Macri, Passas, Porteous, Stamolis and Steer

**Against Motion:** Nil

**Resumption of Standing Orders**

**Motion: (Byrne/Macri)**

**THAT Standing Orders be Resumed.**

**Motion Carried**

**For Motion:** Crs Byrne, Da Cruz, Drury, Iskandar, Kiat, Lockie, Macri, Passas, Porteous, Stamolis and Steer

**Against Motion:** Nil

**C1019(2) Item 2      Post Exhibition Report - Draft Amendments to the (Precinct 47) Victoria Road Precinct Component of the Marrickville Development Control Plan 2011 and the Draft (Precinct 47) Victoria Road Precinct Sub-plan Amendment to the Marrickville Contributions Plan 2014**

**Motion: (Macri/Passas)**

**THAT Council:**

1. Adopt the proposed amendments to the Marrickville Contributions Plan 2014 for the Victoria Road Precinct 47 Sub-plan and associated necessary administrative changes; and the proposed amendments to the Marrickville Development Control Plan 2011 for the Part 9.47 Victoria Road Precinct component; and
2. Give public notice of its adoption of these revised planning documents.

**Motion Carried**

**For Motion:** Crs Byrne, Da Cruz, Drury, Iskandar, Kiat, Lockie, Macri, Passas, Porteous, Stamolis and Steer

**Against Motion:** Nil

**ADJOURNMENT**

8.03pm - The Mayor, Cllr Byrne adjourned the meeting for a short recess.

8.06pm – The Mayor, Cllr Byrne resumed the meeting.

**C1019(2) Item 3            Proposal for the re-establishment of Alcohol Free Zones in Marrickville, Sydenham and Newtown**

**Motion: (Kiat/Steer)**

**THAT Council defer adoption of the Alcohol Free Zones pending a report back to Council in November 2019 following engagement through the social and cultural planning team with local community groups, neighbourhood centres, community legal centres and other interested groups for the development of alternative strategies to address any anti-social use of alcohol in these spaces, so that the criminalisation of residents drinking in public spaces can be avoided if possible.**

**Motion Carried**

**For Motion:**                    Cllrs Da Cruz, Kiat, Lockie, Porteous, Stamolis and Steer

**Against Motion:**            Cllrs Byrne, Drury, Iskandar, Macri and Passas

**Amendment (Macri/Passas)**

**THAT the alcohol free zones within the Marrickville Ward be approved.**

**Motion Lost**

**For Motion:**                    Cllrs Byrne, Drury, Iskandar, Macri and Passas

**Against Motion:**            Cllrs Da Cruz, Kiat, Lockie, Porteous, Stamolis and Steer

**Foreshadowed Motion: (Byrne/Macri)**

**THAT:**

- 1. Pursuant to Section 644B of the Local Government Act, 1993, an Alcohol-Free Zone be re-established at the following locations in accordance with the advertised proposal:**

**Location 1 - Marrickville**

- a) Marrickville Road (between Malakoff Street and Gladstone Street);
- b) Alex Trevallion Plaza;
- c) Malakoff Street (between Marrickville Road and Broadleys Lane);
- d) Despointes Street (between Marrickville Road and Broadleys Lane);
- e) Illawarra Road (between Marrickville Road and Tuohy Lane);
- f) The Calvert Street car park;
- g) Tuohy Lane (east-west section);

**Location 2 - Sydenham:**

- a) The streets, laneways and footpaths within Sydenham Green Park;
- b) The footpaths areas outside the General Gordon Hotel and Sydenham Railway Station (on the eastern side of Gleeson Avenue, between Railway Parade and Unwins Bridge Road and on the southern side of Burrows Avenue, between Gleeson Avenue and Swain Street, Sydenham).

**Location 3 - Newtown:**

- a) Newtown Square on King Street, Newtown;
- b) Northern side of King Street (Newtown Square to Mary Street), Newtown;

**Location 4 - Newtown:**

- a) Bailey Street (between Enmore Road and Holt Street), Newtown;
  - b) Holt Street (between King Street and the road closure), Newtown; and
  - c) Goddard Street (between Bailey Street and King Street), Newtown.
2. The duration of the Alcohol-Free Zones be for four years, 24 hours per day unless otherwise suspended or cancelled by the Council;
3. The Alcohol-Free Zone in Marrickville be suspended during the holding of the annual Marrickville Festival; and
4. In addition to the Alcohol-Free Zones in the above streets, the prohibition of the consumption of alcohol in the laneways and footpaths of Sydenham Green which are zoned Public Recreation RE1 be approved, between sunset and 11.00am, in accordance with the provision of Section 632 of the Local Government Act, 1993 through the installation of suitable signs within the park.

This Foreshadowed Motion lapsed.

**C1019(2) Item 4      Local Traffic Committee Meeting held on 8 October 2019**

**Motion: (Stamolis/Lockie)**

**THAT the Minutes of the Local Traffic Committee Meeting held on 8 October 2019 be received and the recommendations be adopted.**

**Motion Carried**

**For Motion:** Crs Byrne, Da Cruz, Drury, Iskandar, Kiat, Lockie, Macri, Passas, Porteous, Stamolis and Steer

**Against Motion:** Nil

**C1019(2) Item 6      Update on Ashfield Pool**

**Motion: (Drury/Lockie)**

**THAT Council receive and note the report.**

**Motion Carried**

**For Motion:** Crs Byrne, Da Cruz, Drury, Iskandar, Kiat, Lockie, Macri, Porteous, Stamolis and Steer

**Against Motion:** Cr Passas

Councillor Passas left the Meeting at 8:21pm.

Councillor Passas returned to the Meeting at 8:30pm.

**C1019(2) Item 7      Budget Savings Tracking Summary****Motion: (Drury/Lockie)****THAT Council:**

- 1. Receive and note the Year to Date Budget Savings Tracking Report for September 2019; and**
- 2. Receive a full written report on the proposed savings at the next Ordinary Council meeting.**

**Motion Carried****For Motion:**                Crs Byrne, Da Cruz, Drury, Iskandar, Kiat, Lockie, Macri, Passas, Porteous, Stamolis and Steer**Against Motion:**        Nil**Amendment (Kiat/Steer)****THAT Council receive a full written report on the proposed savings at the next Ordinary Council meeting.****Motion Carried****For Motion:**                Crs Da Cruz, Kiat, Lockie, Porteous, Stamolis and Steer**Against Motion:**        Crs Byrne, Drury, Iskandar, Macri and Passas

As the Amendment was carried, it was incorporated into the Primary Motion.

Councillor Macri left the Meeting at 8:40pm.

Councillor Macri returned to the Meeting at 8:43pm.

**C1019(2) Item 8      Investment Report as at 30 September 2019****Motion: (Drury/Stamolis)****THAT Council:**

- 1. Receive and note the report; and**
- 2. Introduce a new table in the main body of the report detailing the allocation of the investment reserves of Council.**

**Motion Carried****For Motion:**                Crs Byrne, Da Cruz, Drury, Iskandar, Kiat, Lockie, Macri, Passas, Porteous, Stamolis and Steer**Against Motion:**        Nil**Amendment (Stamolis/Porteous)****THAT Council introduce a new table in the main body of the report detailing the**

allocation of the investment reserves of Council.

**Motion Carried**

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

**Against Motion:** Crs Byrne, Drury, Iskandar and Macri

As the Amendment was carried, it was incorporated into the Primary Motion.

**C1019(2) Item 10 Notice of Motion: Petersham Oval Grandstand re-naming**

**Motion: (Macri/Byrne)**

**THAT Council defer this item until the next Ordinary Council meeting.**

**Motion Carried**

**For Motion:** Crs Byrne, Da Cruz, Drury, Iskandar, Kiat, Lockie, Macri, Passas, Porteous, Stamolis and Steer

**Against Motion:** Nil

**C1019(2) Item 11 Notice of Motion: Marrickville Library**

**Motion: (Macri/Passas)**

**THAT Council investigate a solution for shade in the children's play area in the new Marrickville Library as in the middle of the day it has too much exposure to direct sun and also, the western Summer sun is having an impact to the cafe.**

**Motion Carried**

**For Motion:** Crs Byrne, Da Cruz, Drury, Iskandar, Kiat, Lockie, Macri, Passas, Porteous, Stamolis and Steer

**Against Motion:** Nil

**C1019(2) Item 12 Notice of Motion: 370 Bus Service**

**Motion: (Da Cruz/Steer)**

**THAT Council:**

- 1. Writes to the Minister for Transport asking what is being done to address the unreliability of the 370 bus service and to ensure all buses put on this and other routes in the Inner West are appropriately fitted to safely and conveniently carry passengers with prams, wheelchairs, walking frames and shopping trolleys; and identifies toilet stops for drivers, buses taking off too soon (possibly to keep to unrealistic timetables given the congestion on the route) and reviewing the visibility of bus stops and passengers waiting for buses during the day or night as residents have reported buses not stopping; and**
- 2. Investigates the visibility at the two bus stops at 479 King Street (near Camden Street) and 615 King St (bus stops between Camden St and Lord Street - last two bus stops at southern end of King Street) Newtown.**

**Motion Carried**



**For Motion:** Crs Byrne, Da Cruz, Drury, Iskandar, Kiat, Lockie, Macri, Passas, Porteous, Stamolis and Steer  
**Against Motion:** Nil

**C1019(2) Item 13 Notice of Motion: DA Transparency**

**Motion: (Macri/Passas)**

**THAT Council publish online reports, referrals and determinations of DA's on the DA online tracking system.**

**Motion Carried**

**For Motion:** Crs Byrne, Da Cruz, Drury, Iskandar, Kiat, Lockie, Macri, Passas, Porteous, Stamolis and Steer  
**Against Motion:** Nil

Councillor Iskandar left the Meeting at 9:04 pm.

Councillor Iskandar returned to the Meeting at 9:09 pm.

**C1019(2) Item 14 Notice of Motion: Ferry Services for Balmain and Annandale**

**Motion: (Byrne/Porteous)**

**THAT Council write to the Minister for Transport and the Member for Balmain in support of a return of ferries to Elliot Street Wharf, and new public ferry services for Annandale and include in this communication that Council express its support for the trial of an additional 'on-demand' ferry service for Balmain, noting that as of Sunday 20 October there had been 600 trips, and reiterate its position that all public transport, including 'on-demand' public transport, should be publicly operated and Opal compatible.**

**Motion Carried**

**For Motion:** Crs Byrne, Da Cruz, Drury, Iskandar, Kiat, Lockie, Macri, Passas, Porteous, Stamolis and Steer  
**Against Motion:** Nil

**C1019(2) Item 15 Notice of Motion: Learn to Swim**

**Motion: (Byrne/Porteous)**

**THAT a review of the chronic problems with the Leichhardt Park Aquatic Centre Learn to Swim enrolment system be conducted and recommendations on how they can be resolved be reported to the 10 December Ordinary Council meeting.**

**Motion Carried**

**For Motion:** Crs Byrne, Da Cruz, Drury, Iskandar, Kiat, Lockie, Macri, Passas, Porteous, Stamolis and Steer  
**Against Motion:** Nil

**C1019(2) Item 16      Notice of Motion: Councillors to be Kept Informed****Motion: (Passas/Stamolis)****THAT**

1. Councillors be given reports on what is happening in their wards, of all works that are currently in progress and works or changes that are proposed; and
2. A summary of Council resolutions be published, the regular fortnightly councillor email update be re-established and an outline of the project update and reporting system be provided to councillors.

**ADJOURNMENT**

9.28pm - The Mayor, Cllr Byrne adjourned the meeting for a short recess.

9.35pm– The Mayor, Cllr Byrne resumed the meeting.

Councillor Passas left the Meeting at 9:28pm.

**Motion Carried**

**For Motion:** Crs Byrne, Da Cruz, Drury, Iskandar, Kiat, Lockie, Macri, Porteous, Stamolis and Steer

**Against Motion:** Nil

**Absent:** Cr Passas

**Amendment (Byrne/Da Cruz)**

**THAT a summary of council resolutions be published, the regular fortnightly councillor email update be re-established and an outline of the project update and reporting system be provided to councillors.**

**Motion Carried**

**For Motion:** Crs Byrne, Da Cruz, Drury, Iskandar, Kiat, Lockie, Macri, Porteous, Stamolis and Steer

**Against Motion:** Nil

**Absent:** Cr Passas

As the amendment was carried, it was incorporated into the Primary Motion.

Councillor Passas re-entered the Meeting at 9:37pm.

**C1019(2) Item 17      Notice of Motion: Edge Costs****Motion: (Passas/Stamolis)****THAT:**

1. Council receive a report on the costing of EDGE and its success or otherwise, ie attendance, feedback from the public; and
2. The report in point 1 come back to Council after the conclusion of EDGE 2019

(noting EDGE Newtown commences on 7 November) to ensure that Councillors have a complete review of the whole festival.

**Motion Carried**

**For Motion:** Crs Byrne, Da Cruz, Drury, Iskandar, Kiat, Lockie, Macri, Passas, Porteous, Stamolis and Steer

**Against Motion:** Nil

**C1019(2) Item 18 Notice of Motion: Stray Cats**

**Motion: (Passas/Macri)**

**THAT Council introduce a policy where when requested, Council remove the stray cats as we currently do with stray dogs, in line with Council's obligations under the Companion Animals Act 1998.**

**Motion Carried**

**For Motion:** Crs Byrne, Da Cruz, Drury, Iskandar, Lockie, Macri, Passas, Porteous, Stamolis and Steer

**Against Motion:** Cr Kiat

**C1019(2) Item 19 Notice of Motion: "Jesus" is the reason for the Season**

**Motion: (Passas/Macri)**

**THAT Council:**

- 1. Consider Christmas events as implemented in the past by the three former Council areas as part of the Council report on the Events review; and**
- 2. Recognises the importance of all religious and cultural events reflecting the diversity of Inner West LGA and reports to Councillors on how such diversity can be recognised in Council events.**

**Motion Carried**

**For Motion:** Crs Byrne, Da Cruz, Drury, Iskandar, Kiat, Lockie, Macri, Passas, Porteous and Steer

**Against Motion:** Cr Stamolis

**Amendment (Steer/Lockie)**

**THAT Council recognises the importance of all religious and cultural events reflecting the diversity of Inner West LGA and reports to Councillors on how such diversity can be recognised in Council events.**

**Motion Carried**

**For Motion:** Crs Da Cruz, Drury, Kiat, Lockie, Porteous and Steer

**Against Motion:** Crs Byrne, Iskandar, Macri, Passas and Stamolis

As the amendment was carried, it was incorporated into the Primary Motion.

**C1019(2) Item 20      Notice of Motion: Debt to Council****Motion: (Passas/Macri)**

**THAT Council receive a report on outstanding debt to Council ie. rate fees etc. and what action taken to recover funds.**

**Motion Carried**

**For Motion:**                Crs Byrne, Da Cruz, Drury, Iskandar, Kiat, Lockie, Macri, Passas, Porteous, Stamolis and Steer

**Against Motion:**        Nil

Councillor Drury requested that the meeting consider an Urgency Motion with regards to Yeo Park Fencing.

**Motion: (Drury/Byrne)**

**THAT the Motion be considered as a matter of urgency.**

**Motion Carried**

**For Motion:**                Crs Byrne, Da Cruz, Drury, Iskandar, Kiat, Lockie, Macri, Porteous, Stamolis and Steer

**Against Motion:**        Cr Passas

The Mayor, Councillor Byrne, declared this matter was urgent.

**Urgency Motion: Yeo Park Fencing****Motion: (Drury/Byrne)****THAT Council:**

- 1. Calls for an immediate halt to the construction of a fence in Yeo Park by the NSW Department of Education; and**
- 2. Request the Chief Executive Officer to immediately seek talks with the Department to find a compromise that will not put a ugly fence in the middle of our park and continue to provide community access.**

**Motion Carried**

**For Motion:**                Crs Byrne, Da Cruz, Drury, Iskandar, Kiat, Lockie, Macri, Porteous, Stamolis and Steer

**Against Motion:**        Cr Passas

Councillor Passas requested that the meeting consider an Urgency Motion with regards to Netball Courts on Hawthorne Parade Haberfield.

The Mayor, Councillor Byrne, declared the matter was not urgent as the Chief Executive Officer confirmed that planning was proceeding to build the fence prior to Christmas 2019.

Meeting closed at 10.15pm.

**PUBLIC SPEAKERS:**

<b>Item #</b>	<b>Speaker</b>	<b>Suburb</b>
<b>Item 5:</b>	Kate Bartlett	Sydney
<b>Item 9:</b>	Judy Woods	Balmain
	Megan Donnelly	Balmain
	Denise Wee	Balmain
<b>Item 22:</b>	Richard Gould	Balmain
	Peter Hanron Smith	Balmain East
	Hugh Nguyen	Balmain
<b>Urgency Motion: Yeo Park fencing</b>	Luke Buckle	Ashbury
	Lindsay Cohen	Summer Hill
<b>Urgency Motion: Netball Courts</b>	Liliana Sanacore	Haberfield

The Minutes of the Ordinary Meeting of Council held on the 22<sup>nd</sup> day of October, 2019 were confirmed as a correct record on this 12<sup>th</sup> day of November, 2019.

.....  
CHAIRPERSON