

MINUTES

Council Meeting

2 October 2018

Minutes of the Council Meeting of Strathfield Municipal Council held on 2 October 2018, in the Council Chambers, 65 Homebush Road, Strathfield.

COMMENCING: 6.30PM

PRESENT: Councillor Matthew Blackmore
Councillor Antoine Doueihy
Councillor Maryanne Duggan
Councillor Nella Hall
Councillor Stephanie Kokkolis
Councillor Karen Pensabene
Councillor Gulian Vaccari

STAFF: Henry Wong, Chief Executive Officer
Stephen Clements, Director Infrastructure, Development and Environment
Anthony Hewton, Director Corporate and Human Services
Jenny Nascimento, Chief Financial Officer
James Ng, Manager Administration
Kathie John, Acting Governance Coordinator

1. **OPENING:** The Prayer was read.

2. **RECOGNITION OF TRADITIONAL CUSTODIANS:** The Recognition was read.

3. **APOLOGIES**

Nil

4. **OPEN FORUM**

Mr Oleg Rozmeta addressed the meeting regarding his concern with excessive/overdevelopment in Strathfield/Homebush.

Mrs Theresa Le Strange addressed the meeting regarding precinct planning.

5. **PECUNIARY INTEREST /CONFLICT OF INTEREST**

Councillor Vaccari declared a non-pecuniary non-significant Conflict of Interest for *Item 13.1 Traffic Committee Meeting of 18 September 2018 – Item 6.4 Margaret Street - Safety Issues* as a person he is related to owns real estate in Margaret Street and that he intends to remain in the meeting room and take part in discussion and voting on the matter.

6. **CONFIRMATION OF MINUTES**

209/18

RESOLVED: (Pensabene / Kokkolis)

That the minutes of the Ordinary Council Meeting meeting held on 4 September 2018, a copy of which has been furnished to each Councillor, be taken as read and confirmed as a true and correct record of that meeting and that the Chairman and General Manager be authorised to sign such minutes.

For the Motion: Councillors Blackmore, Doueihy, Duggan, Hall, Kokkolis, Pensabene and Vaccari

Against the Motion: Nil

7. ACKNOWLEDGEMENTS

Nil

8. DEFERRED/OUTSTANDING MATTERS AWAITING REPORT

Nil

9. PLANNING AND DEVELOPMENT MATTERS

Nil

10. MAYORAL MINUTE(S) IN ACCORDANCE WITH COUNCIL'S CODE OF MEETING PRACTICE

11.1 Mayoral Minute No.29/18 Re-establishing the Primary School Visit

I MOVE:

1. That Council re-establish primary school visits to the Council Chambers.
2. That a mayoral letter be sent to all primary school principals in the Strathfield Local Government Area to inform them that the initiative has now been re-established.

210/18

RESOLVED: (Vaccari)

1. That Council re-establish primary school visits to the Council Chambers.
2. That a mayoral letter be sent to all primary school principals in the Strathfield Local Government Area to inform them that the initiative has now been re-established.
3. That these visits will include time with the Mayor, Deputy Mayor, or available Councillor.

For the Motion: Councillors Blackmore, Doueihi, Duggan, Hall, Kokkolis and Vaccari

Against the Motion: Councillor Pensabene

The Mayor declared the Motion Carried.

11.2 Mayoral Minute No.30/18 - Annual Prize for Year 12 Students for Schools in LGA

I MOVE:

1. That from 2019, Council awards a \$250 prize fund to each school within the Local Government Area that has a high school campus.
2. That the prize fund be delivered to each school to enable it to be available for awarding at the time Year 12 students are graduating from the school.
3. That the prize be called the '*Strathfield Council Leadership Award*' and be awarded to the outgoing Head Prefects and School Captains.
4. That it be at the discretion of each schools to whether to award the prize as a cash prize or alternative form.

211/18

RESOLVED: (Vaccari)

1. That from 2019, Council awards a \$250 prize fund to each school within the Local Government Area that has a high school campus.
2. That the prize fund be delivered to each school to enable it to be available for awarding at the time Year 12 students are graduating from the school.
3. That the prize be called the '*Strathfield Council Leadership Award*' and be awarded to the outgoing Head Prefects and/or School Captains.
4. That it be at the discretion of each schools to whether to award the prize as a cash prize or alternative form.

For the Motion: Councillors Blackmore, Doueihi, Duggan, Hall, Kokkolis, Pensabene and Vaccari

Against the Motion: Nil

11.3 Mayoral Minute No.31/18 Strathfield Plaza

I MOVE:

1. That Council obtains detailed Senior Counsel, Planning and Traffic Management advice on the aspects of any current valid Strathfield Plaza approval conditions which relate to onsite traffic and parking management issues.
2. That the advice specifically address (but not be limited to) Conditions 3 and 30 of an approval granted in December 1977 (see attachment).
3. That the advice address Council's rights with regards to the 469 parking spots which are located within Strathfield Plaza.
4. That the Traffic Management advice specifically address how implementing the following initiatives, amongst any others, might assist with managing traffic external to the Plaza:
 - a. Opening up a second entry point on Churchill Avenue and moving the entry barriers further into the Plaza property
 - b. Building a second entry/exit point off Redmyre Road (effectively by widening the current entry bridge)
 - c. The possibility of changing traffic management so that it is entry only from Redmyre Road and exit only onto Churchill Avenue
5. That an extensive report be provided to the Planning Workshop in November 2018.

212/18

RESOLVED: (Vaccari)

1. That Council obtains detailed Senior Counsel, Planning and Traffic Management advice on the aspects of any current valid Strathfield Plaza approval conditions which relate to onsite traffic and parking management issues.
2. That the advice specifically address (but not be limited to) Conditions 3 and 30 of an approval granted in December 1977 (see attachment).
3. That the advice address Council's rights with regards to the 469 parking spots which are located within Strathfield Plaza.

4. That the Traffic Management advice specifically address how implementing the following initiatives, amongst any others, might assist with managing traffic external to the Plaza:
 - a. Opening up a second entry point on Churchill Avenue and moving the entry barriers further into the Plaza property
 - b. Building a second entry/exit point off Redmyre Road (effectively by widening the current entry bridge)
 - c. The possibility of changing traffic management so that it is entry only from Redmyre Road and exit only onto Churchill Avenue
 - d. How the adjacent Council Car Park management can be adjusted.
5. That an extensive report be provided to the Planning Workshop in November 2018.

For the Motion: Councillors Blackmore, Doueihi, Duggan, Hall, Kokkolis, Pensabene and Vaccari

Against the Motion: Nil

11. COUNCILLORS' QUESTIONS TO THE MAYOR (SUBMITTED IN WRITING IN ACCORDANCE WITH COUNCIL'S CODE OF MEETING PRACTICE)

Nil

12. QUESTIONS WITH NOTICE

Nil

13. REPORTS FROM COMMITTEES

13.1 Traffic Committee Meeting Minutes 18 September 2018

RECOMMENDATION:

That the minutes of the Traffic Committee Meeting held on 18 September 2018 be noted and the recommendations (if any) be adopted.

213/18

RESOLVED: (Hall / Kokkolis)

1. That the minutes of the Traffic Committee Meeting held on 18 September 2018 be noted and the recommendations (if any) be adopted.
2. That the Minutes be amended to reflect Councillor Vaccari's Declaration of Interest as follows:

Councillor Vaccari declared a non-pecuniary non-significant Conflict of Interest for *Item 6.4 Margaret Street - Safety Issues* as a person he is related to owns real estate in Margaret Street and that he intends to remain in the meeting room and take part in discussion and voting on the matter.

For the Motion: Councillors Blackmore, Doueihi, Duggan, Hall, Kokkolis, Pensabene and Vaccari

Against the Motion: Nil

13.2 Report from Strathfield Women's Shelter Working Group meeting on 23 August 2018

RECOMMENDATION:

That the minutes of the Strathfield Women's Shelter Working Group meeting held on 23 August 2018 be noted and the recommendations (if any) be adopted. Please note the confidential Appendix A has been circulated separately to Councillors and senior Council staff.

214/18

RESOLVED: (Duggan / Pensabene)

That the minutes of the Strathfield Women's Shelter Working Group meeting held on 23 August 2018 be endorsed, recommendations adopted, and the steps outlined on page 3 be undertaken.

For the Motion: Councillors Blackmore, Doueihi, Duggan, Hall, Kokkolis, Pensabene and Vaccari

Against the Motion: Nil

Suspension of Standing Orders

215/18

RESOLVED: (Kokkolis / Pensabene)

That Standing Orders be Suspended to allow consideration of the following matter/s:

GM1. Election of Deputy Mayor

For the Motion: Councillors Blackmore, Doueihi, Duggan, Hall, Kokkolis, Pensabene and Vaccari

Against the Motion: Nil

GM1 Election of Deputy Mayor

RECOMMENDATION:

1. That Council conduct the election of the Deputy Mayor by open voting.
2. That Council elect the Deputy Mayor for the 2018-2019 term.
3. That the Returning Officer conduct the election in accordance with the Local Government Act 1993 and the Local Government (General) Regulation 2005.

216/18

RESOLVED: (Unanimous)

1. That Council conduct the election of the Deputy Mayor by open voting.
2. That Council elect the Deputy Mayor for the 2018-2019 term.

3. That the Returning Officer conduct the election in accordance with the Local Government Act 1993 and the Local Government (General) Regulation 2005.

The Returning Officer advised that nominations for the position of Deputy Mayor had been received for Councillor Blackmore and Councillor Pensabene. Councillor Pensabene was nominated by Councillors Duggan and Hall. Councillor Blackmore was nominated by Councillors Pensabene, Vaccari and Blackmore. The Returning Officer noted that the nominees have accepted their nominations.

An election was carried out by the open voting method with the following votes being recorded:

Councillor Pensabene

Councillor Pensabene
Councillor Duggan
Councillor Hall

Councillor Blackmore

Councillor Doueihi
Councillor Vaccari
Councillor Kokkolis
Councillor Blackmore

The Returning Officer declared Councillor Blackmore elected as Deputy Mayor for the 2018-2019 term with the majority of the votes.

The outgoing Deputy Mayor Councillor Hall vacated the chair.

Councillor Blackmore took the chair.

Resumption of Standing Orders

217/18

RESOLVED: (Pensabene / Duggan)

That Standing Orders be resumed.

For the Motion: Councillors Blackmore, Doueihi, Duggan, Hall, Kokkolis, Pensabene and Vaccari

Against the Motion: Nil

14. MOTIONS PURSUANT TO NOTICE

14.1 Bressington Park Family Picnic Day

I MOVE:

That upon the completion and as an official opening of the new facilities at Bressington Park Homebush that a family picnic day be held.

That a briefing be prepared for the October Workshop for the possibility of, but not limited, to the following:

- * Local residents being invited via the council's e-news, council page in the Inner West Courier and all residents on the northern side of the railway being sent via letterbox drop an invitation to attend.
- * Community groups to run activities and a BBQ on the day.
- * Council staff providing the opportunity for local residents to plant a tree on the day.
- * Budgetary implications.

218/18

RESOLVED: (Blackmore / Pensabene)

That upon the completion and as an official opening of the new facilities at Bressington Park Homebush that a family picnic day be held.

That a briefing be prepared for the October Workshop for the possibility of, but not limited to, the following:

- * Local residents being invited via the council's e-news, council page in the Inner West Courier and all residents on the northern side of the railway being sent via letterbox drop an invitation to attend.
- * Community groups to run activities and a BBQ on the day.
- * Council staff providing the opportunity for local residents to plant a tree on the day.
- * Budgetary implications.

For the Motion: Councillors Blackmore, Doueihi, Duggan, Hall, Kokkolis, Pensabene and Vaccari

Against the Motion: Nil

14.2 Bates Street Centre

I MOVE:

To assist the ongoing financial sustainability of two well attended local seniors groups, that a new category of fees and charges be introduced following the relevant exhibition period and other due process. This being for the use of the Bates Street Community Centre as follows:

Bates Street Community Centre use by Strathfield West Senior Citizens

1. Fees and charges be levied at \$550.00 per year, inclusive of all utilities and cleaning costs and providing for the following room and community centre usage:
 - a. Wangal Room on Mondays from 9.00am to 1.00pm
 - b. Airey Room on Mondays from 10.am to 3.00pm
 - c. Reasonable access to the kitchen, storage, office area and centre facilities be provided at these times.

Bates Street Community Centre use by Tamil Seniors Citizens Association Inc.

1. Fees and charges be levied at \$550.00 per year, inclusive of all utilities and cleaning costs and providing for the following room and community centre usage:
 - a. The use of the Redmyre Room every Thursday from 10.00am to 2.00pm.
 - b. The use of the Airey Room every Thursday from 9.30am – 3.00 pm
 - c. Reasonable access to the kitchen, storage and centre facilities be provided at these times.

219/18

RESOLVED: (Pensabene / Duggan)

To assist the ongoing financial sustainability of two well attended local seniors groups, that a new category of fees and charges be introduced following the relevant exhibition period and other due process. This being for the use of the Bates Street Community Centre as follows:

Bates Street Community Centre use by Strathfield West Senior Citizens

1. Fees and charges be levied at \$550.00 per year until the Community Strategic Plan is next reviewed, inclusive of all utilities and cleaning costs and providing for the following room and community centre usage:
 - a. Wangal Room on Mondays from 9.00am to 1.00pm
 - b. Airey Room on Mondays from 10.00am to 3.00pm
 - c. Reasonable access to the kitchen, storage, office area and centre facilities be provided at these times.

Bates Street Community Centre use by Tamil Seniors Citizens Association Inc.

1. Fees and charges be levied at \$550.00 per year until the Community Strategic Plan is next reviewed, inclusive of all utilities and cleaning costs and providing for the following room and community centre usage:
 - a. The use of the Redmyre Room every Thursday from 10.00am to 2.00pm.
 - b. The use of the Airey Room every Thursday from 9.30am – 3.00pm
 - c. Reasonable access to the kitchen, storage and centre facilities be provided at these times.

The fees that have been levied to these groups since the introduction of the Community Strategic Plan be reviewed with a view of entering in to a long term payment plan with both senior citizens groups affected.

For the Motion: Councillors Blackmore, Duggan, Hall and Pensabene

Against the Motion: Councillors Doueih, Kokkolis and Vaccari

The Mayor declared the Motion Carried.

14.3 Planning Proposal Determination – 11-17 Columbia Lane Homebush

I MOVE:

That Council write to the Secretary of the Department of Planning & Environment, Ms Carolyn McNally and the Minister for Planning, Minister for Housing, and Special Minister of State, Mr Anthony Roberts indicating our disappointment at the Sydney Eastern City Planning Panel's determination dated 30 August 2018 in relation the Planning Proposal for 11-17 Columbia Lane, Homebush.

Council is of the opinion that the determination of the Sydney Eastern City Planning Panel is premature and has not taken into account the following in their determination of the Planning Proposal:

- a. Advice from Westconnex on the operation of the ventilation stack and its impact on development approved in accordance with the increased building heights of 80m
- b. Advice from Westconnex on the building buffer zone and the preparation of development controls to ensure safe operation of the ventilation facility. This was a condition of consent as part of the approval of the WestConnex
- c. The strategic traffic study which is currently being prepared on behalf of Strathfield, Canada Bay and Burwood Councils by Bitzios which will provide an independent assessment of the existing and future traffic capacity along Parramatta Road and the cumulative impact of development along the Parramatta Road Corridor and the local road network
- d. The recent deterioration in traffic congestion related to the opening of the M4 on ramp
- e. The lack of commitment to the provision of the required infrastructure that was guaranteed to the community as part of the development of the Parramatta Road Corridor Urban Transformation Strategy prepared by Urban Growth. Council was assured that a Special Infrastructure Contribution (SIC) would be implemented that would help fund the delivery of the key pieces of State and Regional Infrastructure required to support the growing population. Council has not received any advice to date from DPE with respect to the SIC
- f. The DPE Planned Precinct background studies for the Homebush, Burwood and Canada Bay Planned Precinct. Strategic studies are currently being undertaken as part of the Planned Precinct process, and the precinct boundaries cross over with the Parramatta Road Precinct. Consideration of the Planning Proposals within the Planned Precinct and adjacent to the Precinct should take into account the work that is being currently prepared by DPE
- g. Failure to consider proposed uplift of development in adjoining Council areas which will place further strain on local services and infrastructure.

MOTION:

I MOVE:

That Councillor Duggan be allowed an additional 2 minutes of speaking time.

220/18

RESOLVED: (Duggan / Pensabene)

That Councillor Duggan be allowed an additional 2 minutes of speaking time.

For the Motion: Councillors Blackmore, Doueihi, Duggan, Hall, Kokkolis, Pensabene and Vaccari

Against the Motion: Nil

221/18

RESOLVED: (Duggan / Pensabene)

That Council write to the Secretary of the Department of Planning & Environment, Ms Carolyn McNally and the Minister for Planning, Minister for Housing, and Special Minister of State, Mr Anthony Roberts indicating our disappointment at the Sydney Eastern City Planning Panel's determination dated 30 August 2018 in relation the Planning Proposal for 11-17 Columbia Lane, Homebush.

Council is of the opinion that the determination of the Sydney Eastern City Planning Panel is premature and has not taken into account the following in their determination of the Planning Proposal:

- a. Advice from Westconnex on the operation of the ventilation stack and its impact on development approved in accordance with the increased building heights of 80m
- b. Advice from Westconnex on the building buffer zone and the preparation of development controls to ensure safe operation of the ventilation facility. This was a condition of consent as part of the approval of the WestConnex
- c. The strategic traffic study which is currently being prepared on behalf of Strathfield, Canada Bay and Burwood Councils by Bitzios which will provide an independent assessment of the existing and future traffic capacity along Parramatta Road and the cumulative impact of development along the Parramatta Road Corridor and the local road network
- d. The recent deterioration in traffic congestion related to the opening of the M4 on ramp
- e. The lack of commitment to the provision of the required infrastructure that was guaranteed to the community as part of the development of the Parramatta Road Corridor Urban Transformation Strategy prepared by Urban Growth. Council was assured that a Special Infrastructure Contribution (SIC) would be implemented that would help fund the delivery of the key pieces of State and Regional Infrastructure required to support the growing population. Council has not received any advice to date from DPE with respect to the SIC
- f. The DPE Planned Precinct background studies for the Homebush, Burwood and Canada Bay Planned Precinct. Strategic studies are currently being undertaken as part of the Planned Precinct process, and the precinct boundaries cross over with the Parramatta Road Precinct. Consideration of the Planning Proposals within the Planned Precinct and adjacent to the Precinct should take into account the work that is being currently prepared by DPE
- g. Failure to consider proposed uplift of development in adjoining Council areas which will place further strain on local services and infrastructure

For the Motion: Councillors Duggan, Hall and Pensabene

Against the Motion: Councillors Blackmore, Doueihi, Kokkolis and Vaccari

The Mayor declared the Motion Lost.

14.4 Planning Proposal Determination – 5 Powell Street & 17-35 Parramatta Rd Homebush

I MOVE:

That Council write to the Secretary of the Department of Planning & Environment, Ms Carolyn

McNally and the Minister for Planning, Minister for Housing, and Special Minister of State, Mr Anthony Roberts indicating our disappointment at the Sydney Eastern City Planning Panel's determination dated 30 August 2018 in relation the Planning Proposal for No 5 Powell Street & 17-35 Parramatta Rd Homebush.

Council is of the opinion that the determination of the Sydney Eastern City Planning Panel is premature and has not taken into account the following in their determination of the Planning Proposal:

- a. Advice from Westconnex on the operation of the ventilation stack and its impact on development approved in accordance with the increased building heights of 80m;
- b. Advice from Westconnex on the building buffer zone and the preparation of development controls to ensure safe operation of the ventilation facility. This was a condition of consent as part of the approval of the WestConnex
- c. The strategic traffic study which is currently being prepared on behalf of Strathfield, Canada Bay and Burwood Councils by Bitzios which will provide an independent assessment of the existing and future traffic capacity along Parramatta Road and the cumulative impact of development along the Parramatta Road Corridor and the local road network
- d. The recent deterioration in traffic congestion related to the opening of the M4 on ramp
- e. The lack of commitment to the provision of the required infrastructure that was guaranteed to the community as part of the development of the Parramatta Road Corridor Urban Transformation Strategy prepared by Urban Growth. Council was assured that a Special Infrastructure Contribution (SIC) would be implemented that would help fund the delivery of the key pieces of State and Regional Infrastructure required to support the growing population. Council has not received any advice to date from DPE with respect to the SIC
- f. The DPE Planned Precinct background studies for the Homebush, Burwood and Canada Bay Planned Precinct. Strategic studies are currently being undertaken as part of the Planned Precinct process, and the precinct boundaries cross over with the Parramatta Road Precinct. Consideration of the Planning Proposals within the Planned Precinct and adjacent to the Precinct should take into account the work that is being currently prepared by DPE
- g. Failure to consider proposed uplift of development in adjoining Council areas which will place further strain on local services and infrastructure

222/18

RESOLVED: (Duggan / Pensabene)

That Council write to the Secretary of the Department of Planning & Environment, Ms Carolyn McNally and the Minister for Minister for Planning, Minister for Housing, and Special Minister of State, Mr Anthony Roberts indicating their disappointment at the Sydney Eastern City Planning Panel's determination dated 30 August 2018 in relation the Planning Proposal for No 5 Powell Street & 17-35 Parramatta Rd Homebush.

Council is of the opinion that the determination of the Sydney Eastern City Planning Panel is premature and has not taken into account the following in their determination of the Planning Proposal:

- a. Advice from Westconnex on the operation of the ventilation stack and its impact on

development approved in accordance with the increased building heights of 80m;

- b. Advice from Westconnex on the building buffer zone and the preparation of development controls to ensure safe operation of the ventilation facility. This was a condition of consent as part of the approval of the WestConnex
- c. The strategic traffic study which is currently being prepared on behalf of Strathfield, Canada Bay and Burwood Councils by Bitzios which will provide an independent assessment of the existing and future traffic capacity along Parramatta Road and the cumulative impact of development along the Parramatta Road Corridor and the local road network
- d. The recent deterioration in traffic congestion related to the opening of the M4 on ramp
- e. The lack of commitment to the provision of the required infrastructure that was guaranteed to the community as part of the development of the Parramatta Road Corridor Urban Transformation Strategy prepared by Urban Growth. Council was assured that a Special Infrastructure Contribution (SIC) would be implemented that would help fund the delivery of the key pieces of State and Regional Infrastructure required to support the growing population. Council has not received any advice to date from DPE with respect to the SIC
- f. The DPE Planned Precinct background studies for the Homebush, Burwood and Canada Bay Planned Precinct. Strategic studies are currently being undertaken as part of the Planned Precinct process, and the precinct boundaries cross over with the Parramatta Road Precinct. Consideration of the Planning Proposals within the Planned Precinct and adjacent to the Precinct should take into account the work that is being currently prepared by DPE
- g. Failure to consider proposed uplift of development in adjoining Council areas which will place further strain on local services and infrastructure.

For the Motion: Councillors Duggan, Hall and Pensabene

Against the Motion: Councillors Blackmore, Doueihi, Kokkolis and Vaccari

The Mayor declared the Motion Lost.

14.5 Legal Advice - Planning Proposal Determination – 11-17 Columbia Lane Homebush, 5 Powell Street & 17-35 Parramatta Rd Homebush

I MOVE:

That Council seek urgent independent legal advice with respect to the validity of the Sydney Eastern City Planning Panel's decision of 30 August 2018 in relation to the following Planning Proposal Determinations:

- 1. No 11- 17 Columbia Lane Homebush; and
- 2. Nos 5 Powell Street & 17-35 Parramatta Road, Homebush.

Council is of the opinion that the determination of the Sydney Eastern City Planning Panel for both these Planning Proposals has been made prematurely and does not take into account the following as part of the consideration of the Planning Proposals:

- a. Advice from Westconnex on the operation of the ventilation stack and its impact on

development approved in accordance with the increased building heights of 80m;

- b. Advice from Westconnex on the building buffer zone and the preparation of development controls to ensure safe operation of the ventilation facility. This was a condition of consent as part of the approval of the WestConnex
- c. The public interest in terms of the impact of the WestConnex Ventilation Facility on the air quality impact of any proposed future development
- d. The strategic traffic study which is currently being prepared on behalf of Strathfield, Canada Bay and Burwood Councils by Bitzios which will provide an independent assessment of the existing and future traffic capacity along Parramatta Road and the cumulative impact of development along the Parramatta Road Corridor and the local road network
- e. The recent deterioration in traffic congestion related to the opening of the M4 on ramp
- f. The lack of commitment to the provision of the required infrastructure that was guaranteed to the community as part of the development of the Parramatta Road Corridor Urban Transformation Strategy prepared by Urban Growth. Council was assured that a Special Infrastructure Contribution (SIC) would be implemented that would help fund the delivery of the key pieces of State and Regional Infrastructure required to support the growing population. Council has not received any advice to date from DPE with respect to the SIC
- g. The DPE Planned Precinct background studies for the Homebush, Burwood and Canada Bay Planned Precinct. Strategic studies are currently being undertaken as part of the Planned Precinct process, and the precinct boundaries cross over with the Parramatta Road Precinct. Consideration of the Planning Proposals within the Planned Precinct and adjacent to the Precinct should take into account the work that is being currently prepared by DPE
- h. Failure to consider proposed uplift of development in adjoining Council areas which will place further strain on local services and infrastructure

Advice is also sought on the validity of the report prepared by the Executive Director, Regions to the Sydney Eastern City Planning Panel and the reliance of the information contained within this report for No 11 – 17 Columbia Lane, Homebush and dated 13 July 2018

223/18

RESOLVED: (Duggan / Pensabene)

That Council seek urgent independent external legal advice with respect to the validity of the Sydney Eastern City Planning Panel's decision of 30 August 2018 in relation to the following Planning Proposal Determinations:

- 1. No 11- 17 Columbia Lane Homebush; and
- 2. Nos 5 Powell Street & 17-35 Parramatta Road, Homebush.

Council is of the opinion that the determination of the Sydney Eastern City Planning Panel for both these Planning Proposals has been made prematurely and does not take into account the following as part of the consideration of the Planning Proposals:

- a. Advice from Westconnex on the operation of the ventilation stack and its impact on development approved in accordance with the increased building heights of 80m;

- b. Advice from Westconnex on the building buffer zone and the preparation of development controls to ensure safe operation of the ventilation facility. This was a condition of consent as part of the approval of the WestConnex
- c. The public interest in terms of the impact of the WestConnex Ventilation Facility on the air quality impact of any proposed future development
- d. The strategic traffic study which is currently being prepared on behalf of Strathfield, Canada Bay and Burwood Councils by Bitzios which will provide an independent assessment of the existing and future traffic capacity along Parramatta Road and the cumulative impact of development along the Parramatta Road Corridor and the local road network
- e. The recent deterioration in traffic congestion related to the opening of the M4 on ramp
- f. The lack of commitment to the provision of the required infrastructure that was guaranteed to the community as part of the development of the Parramatta Road Corridor Urban Transformation Strategy prepared by Urban Growth. Council was assured that a Special Infrastructure Contribution (SIC) would be implemented that would help fund the delivery of the key pieces of State and Regional Infrastructure required to support the growing population. Council has not received any advice to date from DPE with respect to the SIC
- g. The DPE Planned Precinct background studies for the Homebush, Burwood and Canada Bay Planned Precinct. Strategic studies are currently being undertaken as part of the Planned Precinct process, and the precinct boundaries cross over with the Parramatta Road Precinct. Consideration of the Planning Proposals within the Planned Precinct and adjacent to the Precinct should take into account the work that is being currently prepared by DPE
- h. Failure to consider proposed uplift of development in adjoining Council areas which will place further strain on local services and infrastructure

Advice is also sought on the validity of the report prepared by the Executive Director, Regions to the Sydney Eastern City Planning Panel and the reliance of the information contained within this report for No 11 – 17 Columbia Lane, Homebush and dated 13 July 2018

For the Motion: Councillors Blackmore, Doueihi, Duggan, Hall, Kokkolis, Pensabene and Vaccari

Against the Motion: Nil

14.6 Complaint Response and Legal Advice Reported to Council

This Motion was Withdrawn.

14.7 New Fees and Charges Category Proposed for Ironbark Room Strathfield Library

I MOVE:

That a new category of fees and charges be introduced for the use of the Ironbark Room in the Strathfield Library on each Sunday for any three hour period for Community Groups and Not For Profit Associations made up of predominantly Strathfield LGA residents be levied at \$5,000 per

year, inclusive of all cleaning costs.

That following the statutory exhibition period and other due process a new category of fees and charges be added as follows:

1. Strathfield Library Ironbark Room – 3 hour usage on Sundays by Community Groups made up of predominantly Strathfield LGA residents – Annual Fee of \$5000 a year or pro rata rate as applicable for shorter hires.

224/18

RESOLVED: (Hall / Pensabene)

That an upcoming workshop discuss a new category of fees and charges be introduced for the use of the Ironbark Room in the Strathfield Library on each Sunday for any three hour period for Community Groups and Not For Profit Associations made up of predominantly Strathfield LGA residents be levied at \$5,000 per year, inclusive of all cleaning costs.

That following the statutory exhibition period and other due process a new category of fees and charges be added as follows:

1. Strathfield Library Ironbark Room – 3 hour usage on Sundays by Community Groups made up of predominantly Strathfield LGA residents – Annual Fee of \$5000 a year or pro rata rate as applicable for shorter hires.

For the Motion: Councillors Blackmore, Doueihi, Duggan, Hall, Kokkolis, Pensabene and Vaccari

Against the Motion: Nil

15. GENERAL BUSINESS

GM2 Tabling of Annual Disclosure of Interest Returns

RECOMMENDATION:

That Council receive and note the report concerning tabling of Annual Disclosure of Interest Returns.

225/18

RESOLVED: (Pensabene / Blackmore)

1. That Council receive and note the report concerning tabling of Annual Disclosure of Interest Returns.
2. Council note that Councillor Doueihy's return will be submitted on 3 October 2018.

For the Motion: Councillors Blackmore, Doueihy, Duggan, Hall, Kokkolis, Pensabene and Vaccari

Against the Motion: Nil

GM3 Strathfield Spring Festival Attendance and Farmers Appeal Donations

RECOMMENDATION:

That the report on Strathfield Spring Festival attendance and Farmers Appeal Donations be received and noted.

226/18

RESOLVED: (Vaccari / Kokkolis)

That the report on Strathfield Spring Festival attendance and Farmers Appeal Donations be received and noted.

For the Motion: Councillors Blackmore, Doueihy, Duggan, Hall, Kokkolis, Pensabene and Vaccari

Against the Motion: Nil

GM4 Community Newsletter

RECOMMENDATION:

To create and print an A4 4-page newsletter every 2 months, distributed only to residents who subscribe.

227/18

RESOLVED: (Hall / Vaccari)

1. To create and print an A4 4-page newsletter every 2 months, distributed to residents who subscribe online or home delivery.

For the Motion: Councillors Blackmore, Doueihi, Duggan, Hall, Kokkolis, Pensabene and Vaccari

Against the Motion: Nil

2. That the cost of production be defrayed by advertising sponsorship, if available.

For the Motion: Councillors Blackmore, Doueihi, Hall, Kokkolis and Vaccari

Against the Motion: Councillors Duggan and Pensabene

The Mayor declared this Motion Carried.

3. That Councillor contact details be incorporated in to the bottom of the back page.

For the Motion: Councillors Blackmore, Doueihi, Duggan, Hall, Kokkolis, Pensabene and Vaccari

Against the Motion: Nil

4. That the newsletter include but not be limited to Council news, Developments, Council motions, Street Sweeping timetables, Current Council works, Footpath repairs, Council events, Community events, Positive achievement stories by Council, Community group news, Small business news and Schools news.

For the Motion: Councillors Blackmore, Doueihi, Duggan, Hall, Kokkolis, Pensabene and Vaccari

Against the Motion: Nil

5. That Council workshop the means of delivery, advertising, distribution and content.

For the Motion: Councillors Duggan, Hall and Pensabene

Against the Motion: Councillors Blackmore, Doueihi, Kokkolis and Vaccari

The Mayor declared this Motion Lost.

CS1 Current Status of Council Resolutions

RECOMMENDATION

That the report on the current status of Council resolutions be noted.

228/18

RESOLVED: (Duggan / Blackmore)

That the report on the current status of Council resolutions be noted.

For the Motion: Councillors Blackmore, Doueihi, Duggan, Hall, Kokkolis, Pensabene and Vaccari

Against the Motion: Nil

CS2 Draft 2017/2018 Financial Statements for referral to Audit

RECOMMENDATION

1. That Council note the following Statements in respect of Section 413(2)(c) of the Local Government Act 1993 as to its 2017/2018 Financial Statements:
 - a) Council's Draft Financial Statements for 2017/2018 have been drawn up in accordance with:
 - The Local Government Act 1993 (as amended) and the Regulations made there under;
 - The Australian Accounting Standards and Professional Pronouncements; and
 - The Local Government Code of Accounting Practice and Financial Reporting.
 - b) The Statements present fairly the Council's operating result and financial position for the year.
 - c) The Statements are in accordance with the Council's accounting and other records.
 - d) Council is not aware of any matter that would render this report false or misleading in any way.
2. That the Draft Financial Statements for 2017/2018 be referred to the Council's Auditors for audit.
3. That the Statements by Councillors and Management for the General Purpose Financial Statements and Special Purpose Financial Statements be signed by the Mayor, Deputy Mayor, General Manager and the Responsible Accounting Officer.
4. That Council delegates to the General Manager the authority to give public notice for the presentation of the auditor's report and financial statements as per section 418 of the Local Government Act 1993.

229/18

RESOLVED: (Vaccari / Kokkolis)

1. That Council note the following Statements in respect of Section 413(2)(c) of the Local Government Act 1993 as to its 2017/2018 Financial Statements:
 - a) Council's Draft Financial Statements for 2017/2018 have been drawn up in accordance with:
 - The Local Government Act 1993 (as amended) and the Regulations made there under;

- The Australian Accounting Standards and Professional Pronouncements; and
 - The Local Government Code of Accounting Practice and Financial Reporting.
- b) The Statements present fairly the Council's operating result and financial position for the year.
- c) The Statements are in accordance with the Council's accounting and other records.
- d) Council is not aware of any matter that would render this report false or misleading in any way.
2. That the Draft Financial Statements for 2017/2018 be referred to the Council's Auditors for audit.
3. That the Statements by Councillors and Management for the General Purpose Financial Statements and Special Purpose Financial Statements be signed by the Mayor, Deputy Mayor, General Manager and the Responsible Accounting Officer.
4. That Council delegates to the General Manager the authority to give public notice for the presentation of the auditor's report and financial statements as per section 418 of the Local Government Act 1993.

Cr Nella Hall left the meeting, the time being 08:26 PM

For the Motion: Councillors Blackmore, Doueihi, Duggan, Kokkolis, Pensabene and Vaccari
Against the Motion: Nil

CS3 Investments Report as at 31 August 2018

RECOMMENDATION:

That the record of cash investments as at 31 August 2018 noted.

230/18

RESOLVED: (Pensabene / Kokkolis)

That the record of cash investments as at 31 August 2018 noted.

For the Motion: Councillors Blackmore, Doueihi, Duggan, Kokkolis, Pensabene and Vaccari
Against the Motion: Nil

ID1 Review of Strathfield Consolidated Development Control Plan Part P - Heritage

RECOMMENDATION:

1. That an amendment be prepared to Part P – Heritage of Strathfield Consolidated Development Control Plan as outlined in the body of the report and associated attachments be placed on public exhibition in accordance with the requirements of the Act and Regulations.
2. That a further report be presented to Council at the conclusion of the exhibition period.

Cr Nella Hall returned to the meeting, the time being 08:28 PM

231/18

RESOLVED: (Vaccari / Kokkolis)

1. That an amendment be prepared to Part P – Heritage of Strathfield Consolidated Development Control Plan as outlined in the body of the report and associated attachments be placed on public exhibition in accordance with the requirements of the Act and Regulations.
2. That a further report be presented to Council at the conclusion of the exhibition period.
3. That the following amended wording be adopted:

2.8 Car Parking

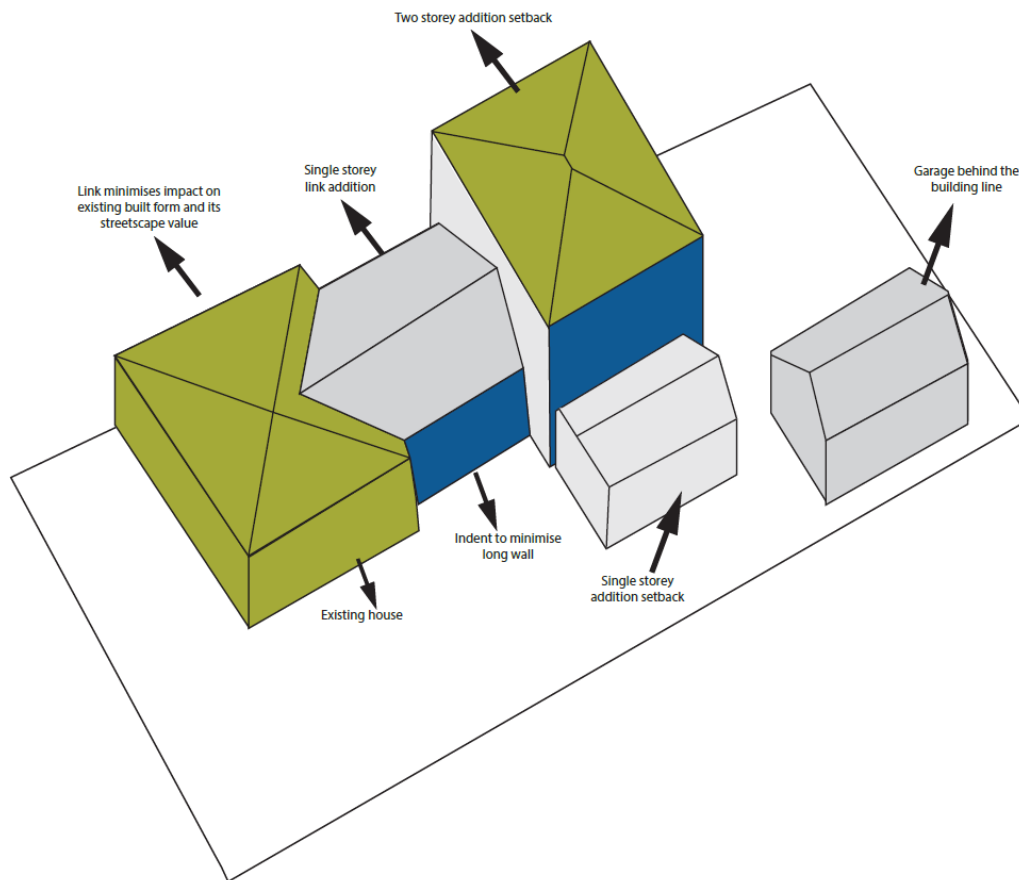
1. Replace 2.2 (iv) (P 125) 2.8 (iv) (P 129) and 4.7 (v) (P 144) with the following:
(iv) Applications that propose basement additions are required to provide a Structural Report from a practicing structural and geotechnical engineer with experience in heritage buildings to confirm that the proposed excavation will not adversely affect the building as part of the development application.
2. Insert at 2.2 (v), 2.8 (v) and 4.7 (v)
(v) The placement of the basement entrance should not detract from the street presentation of the item or the streetscape. Placement of basement entries towards the rear of the property and parallel to the side boundary is encouraged.
3. Renumber 2.8 (v) as 2.8 (vi)

3.6 Excavation

4. Replace 3.6 (i) with the following wording:
(i) Applications involving excavation adjacent to a heritage item must demonstrate that the proposed excavation will not compromise the structural integrity of the heritage item and will not detract from its setting.

4.4 Siting

5. Replace 4.4 (ii) with the following wording:
(ii) For Conservation Areas where first floor additions are appropriate, first floor must be located behind the main roof form in a manner that does not detract from the streetscape character of the Conservation Area. (Refer to Figure 3)
6. Amend Figure 3 to read as follows:



Cr Antoine Doueihi left the meeting, the time being 08:35 PM

Cr Antoine Doueihi returned to the meeting, the time being 08:37 PM

For the Motion: Councillors Blackmore, Doueihi, Hall, Kokkolis and Vaccari

Against the Motion: Councillors Duggan and Pensabene

The Mayor declared the Motion Carried.

ID2 Underwood Road/WestConnex Stack Emissions

RECOMMENDATION:

That Council delegate authority to the General Manager to facilitate a meeting between the Department of Environment and Planning, Roads Maritime Services and Strathfield Council to develop tools and processes relating to development surrounding the Western Ventilation Facility.

232/18

RESOLVED: (Hall / Duggan)

That the General Manager facilitate a meeting between the Department of Environment and Planning, Roads Maritime Services and Strathfield Council to develop tools and processes relating to development surrounding the Western Ventilation Facility.

For the Motion: Councillors Blackmore, Doueihi, Duggan, Hall, Kokkolis, Pensabene and

Vaccari

Against the Motion: Nil

ID3 Offensive Noises

RECOMMENDATION:

To note and endorse the changes to the Compliance and Enforcement Policy, pertaining to Appendix 6 – Noise Complaint Quick Reference Guide.

233/18

RESOLVED: (Hall / Doueihi)

1. To note and endorse the changes to the Compliance and Enforcement Policy, pertaining to Appendix 6 – Noise Complaint Quick Reference Guide.
2. That the ready reckoner guide be published in an upcoming e-news and subsequently in our bi-monthly newsletter.

Cr Matthew Blackmore left the meeting, the time being 08:54 PM

Cr Matthew Blackmore returned to the meeting, the time being 08:57 PM

For the Motion: Councillors Blackmore, Doueihi, Duggan, Hall, Kokkolis, Pensabene and Vaccari

Against the Motion: Nil

ID4 Smoke Free Laws

RECOMMENDATION:

That Council receive and endorse this report.

234/18

RESOLVED: (Vaccari / Doueihi)

1. That Council receive and endorse this report.
2. That smoking be banned in Strathfield CBD including the area bounded by Raw Square, Redmyre Road, The Boulevarde and Albert Road.
3. That a map be published in an upcoming e-news and Council's bi-monthly newsletter.
4. That appropriate signage be implemented including stamping on the footpath.
5. That the Mayor write to the Mayor of Burwood Council asking them to match this initiative on the Burwood side of Strathfield CBD.

Cr Karen Pensabene left the meeting, the time being 08:58 PM

Cr Karen Pensabene returned to the meeting, the time being 09:00 PM

For the Motion: Councillors Blackmore, Doueihi, Duggan, Hall, Kokkolis, Pensabene and Vaccari

Against the Motion: Nil

ID5 Exercise Equipment At Cosgrove Park

RECOMMENDATION:

That Council:

1. Upgrade Cosgrove Reserve as a passive recreation area including new planting, paths, street furniture, pergola, and fence.
2. Allocate funding at the Quarterly Budget Review of \$200,000.

235/18

RESOLVED: (Hall / Pensabene)

That Council:

1. Upgrade Cosgrove Reserve as a passive recreation area including new planting, paths, street furniture, pergola, fence and extra solar lighting if required.
2. Allocate funding at the Quarterly Budget Review of \$200,000.

For the Motion: Councillors Blackmore, Doueihi, Duggan, Hall, Kokkolis, Pensabene and Vaccari

Against the Motion: Nil

ID6 Maria Street Strathfield South, Improvements

RECOMMENDATION:

That Council receive and endorse this report.

236/18

RESOLVED: (Blackmore / Vaccari)

1. That Council receive and endorse this report.
2. That this project be considered for funding at the quarterly budget review and the works be prioritised.

For the Motion: Councillors Blackmore, Doueihi, Duggan, Hall, Kokkolis, Pensabene and Vaccari

Against the Motion: Nil

ID7 Implementing and Incentivising Good Urban Design Outcomes in Relation to Shopfront Signage and Shopfront Design

RECOMMENDATION:

1. That the report be received and noted
2. That Council allocate \$50,000 for the establishment of a pilot grants program for

Shopfront Improvement and that this program be rolled out for Homebush and Homebush West Local Centres

3. That Council endorse that applications that meet the Eligibility Requirements as outlined in Attachment 1, for the types of works as outlined in Attachment 2 be considered for a one off grant, up to a maximum \$1,000 (matched dollar for dollar)

237/18

RESOLVED: (Doueihi / Kokkolis)

1. That the report be received and noted
2. That Council allocate \$50,000 for the establishment of a pilot grants program for Shopfront Improvement and that this program be rolled out for Homebush and Homebush West Local Centres
3. That Council endorse that applications that meet the Eligibility Requirements as outlined in Attachment 1, for the types of works as outlined in Attachment 2 be considered for a one off grant, up to a maximum \$1,000 (matched dollar for dollar)
4. In appendix 2, under Improvements Included, following the third point insert after "tiling":
", professionally commissioned murals in keeping with the character of the area"

For the Motion: Councillors Blackmore, Doueihi, Hall, Kokkolis and Vaccari

Against the Motion: Councillors Duggan and Pensabene

The Mayor declared the Motion Carried.

ID8 Reclassification of No. 1 Loftus Crescent, Homebush

RECOMMENDATION:

1. That Council resolve to prepare a Planning Proposal to amend the provisions of Strathfield LEP 2012 to reclassify Council owned land at No 1 Loftus Crescent, Strathfield from community to operational land and that once the Planning Proposal is prepared it be forwarded to the delegate of the Greater Sydney Commission for a Gateway Determination under Section 3.34 of the Environmental Planning and Assessment Act 1979
2. That a Public Hearing is held into the reclassification of No 1 Loftus Crescent, Homebush from community to operational as required under Section 29 of the Local Government Act 1993.
3. That following the exhibition and the public hearing, a report be presented back to Council.

238/18

RESOLVED: (Kokkolis / Duggan)

That this matter be deferred to an upcoming workshop.

For the Motion: Councillors Blackmore, Doueihi, Duggan, Hall, Kokkolis, Pensabene and

Vaccari

Against the Motion: Nil

ID9 Residential Strata Waste Services Report

RECOMMENDATION:

That Council receive and endorse this report.

239/18

RESOLVED: (Blackmore / Vaccari)

That this report be deferred to a future Council meeting for more information which addresses the original resolution.

For the Motion: Councillors Blackmore, Doueihi, Duggan, Hall, Kokkolis, Pensabene and Vaccari

Against the Motion: Nil

16. MATTERS OF URGENCY IN ACCORDANCE WITH CLAUSE 241 OF THE LOCAL GOVERNMENT GENERAL REGULATION, 2005

17. CLOSED SESSION

Nil

THERE BEING NO FURTHER BUSINESS THE MEETING CLOSED AT 9.30PM.

The foregoing Minutes were confirmed at the meeting of the Council of the Municipality of Strathfield on 6 November 2018.

Chairman_____

General Manager_____