

MINUTES

Council Meeting

5 February 2019

Minutes of the Council Meeting of Strathfield Municipal Council held on 5 February 2019, in the Council Chambers, 65 Homebush Road, Strathfield.

COMMENCING: 6:31pm

PRESENT: Councillor Matthew Blackmore
Councillor Antoine Doueihi
Councillor Maryanne Duggan
Councillor Nella Hall (arrived 6.37pm)
Councillor Stephanie Kokkolis
Councillor Karen Pensabene
Councillor Gulian Vaccari

STAFF: Henry Wong, Chief Executive Officer
Anthony Hewton, GM, People Place & Civic Services
Stephen Clements, Deputy CEO, GM Planning, Environment & Urban Services
Jenny Nascimento, Executive Manager, Financial Service and Chief Financial Officer
Melinda Aitkenhead, Director Corporate and Financial Services
David McQuade, Senior Governance Officer

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

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

3. **APOLOGIES**

Councillor Hall for lateness.

4. **OPEN FORUM**

Nil.

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

Councillor Vaccari declared a non-pecuniary non-significant Conflict of Interest for *Item 9.3 Traffic Committee Meeting of 18 December 2018 – Item 9.3 Heyde Avenue – Blind Spots Due to Vehicles Permitted to Park on Kerbside*. Councillor Vaccari has property interests in the area.

6. **CONFIRMATION OF MINUTES**

1/19

RESOLVED: (Kokkolis / Pensabene)

That the minutes of the Ordinary Council Meeting meeting held on 4 December 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, Doueihi, Duggan, Kokkolis, Pensabene and Vaccari

Against the Motion: Nil

7. ACKNOWLEDGEMENTS

7.1 99th Birthday - Mr Cyril Clymo

2/19

RESOLVED: (Kokkolis / Pensabene)

That Council write to Mr Cyril Clymo to congratulate him on his 99th birthday and appropriate fruit basket or flowers be sent.

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

Against the Motion: Nil

7.2 Acknowledgement - Australia Day 2019 Honours List

3/19

RESOLVED: (Pensabene / Blackmore)

1. That Dr Goetz Richter be congratulated on the Australia Day 2019 award of Honorary Member (AM) in the General Division for significant service to music as a concert violinist, artistic director, mentor and educator.
2. That Dr Jeanell Carrigan be congratulated on the Australia Day 2019 award of Honorary Member (AM) in the General Division for significant service to music education, particularly piano, and to the performing arts.
3. That Council note that a Mayoral letter of congratulations has been sent to Dr Goetz Richter and Dr Jeanell Carrigan.

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

Against the Motion: Nil

Cr Nella Hall arrived at the meeting, the time being 6.37PM.

8. DEFERRED/OUTSTANDING MATTERS AWAITING REPORT

Nil.

9. PLANNING AND DEVELOPMENT MATTERS

Nil.

Suspension of Standing Orders

4/19

RESOLVED: (Kokkolis / Pensabene)

That Standing Orders be Suspended to allow consideration of the following matters:

CS2 Investments Report as at 30 November 2018 and 31 December 2018.

CS3 Quarterly Budget Review as at 31 December 2018.

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

Against the Motion: Nil

CS2 Investments Report as at 30 November 2018 and 31 December 2018

5/19

RESOLVED: (Hall / Kokkolis)

That the Record of Cash Investments as at 30 November 2018 and 31 December 2018 be received.

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

Against the Motion: Nil

CS3 Quarterly Budget Review as at 31 December 2018

6/19

RESOLVED: (Kokkolis / Duggan)

That the Budget Review Statement as at 31 December 2018 be received.

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

Against the Motion: Nil

Resumption of Standing Orders

7/19

RESOLVED: (Doueihi / Pensabene)

That Standing Orders be resumed.

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

Against the Motion: Nil

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

10.1 Mayoral Minute No.01/19 Announcement Regarding WestConnex Intentions

I MOVE:

That Council writes to the Minister for Planning, Minister for WestConnex and the Minister for Roads, Maritime and Freight, seeking an urgent meeting given recent announcements regarding WestConnex intention to sell back to market residual land bounded by Underwood Road/Ismay Avenue and the M4 Motorway.

Rationale:

The sites designated to be returned to market are sites 2 and 3. They are currently owned by the RMS and are part of the residual land for the M4 WestConnex project.

8/19

RESOLVED: (Vaccari)

That Council writes to the Minister for Planning, Minister for WestConnex, the Minister for Roads, Maritime and Freight, the member for Strathfield and the Liberal candidate for the seat of Strathfield seeking an urgent meeting given recent announcements regarding WestConnex's intention to sell back to market residual land bounded by Underwood Road/Ismay Avenue and the M4 Motorway.

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 Report from Traffic Committee Meeting on 18 December 2018

9/19

RESOLVED: (Kokkolis / Hall)

1. That the minutes of the Traffic Committee meeting held on 18 December 2018 be noted and the recommendations be adopted.
2. That the minutes of the Traffic Committee meeting held on 18 December 2018 include a Declaration of Interest from Councillor Vaccari for Item 9.3 Heyde Avenue – Blind Spots Due to Vehicles Permitted to Park on Kerbside.

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

Against the Motion: Nil

Councillor Karen Pensabene left the meeting, the time being 6:53 PM.

13.2 Report from Traffic Committee meeting on 18 December 2018 - Late Item

10/19

RESOLVED: (Kokkolis / Doueihi)

That the Late Item of the minutes of the Traffic Committee meeting held on 18 December 2018 be noted and the recommendation be adopted.

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

Against the Motion: Nil

13.3 Audit, Risk and Improvement Committee Meeting Minutes - 12 December 2018

11/19

RESOLVED: (Kokkolis / Doueihi)

That the minutes of the Audit, Risk and Improvement Committee meeting held on 12 December 2018 be noted and the recommendations be adopted.

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

Against the Motion: Nil

13.4 Report from 2019 Youth Week Working Group meeting on 5 December 2018

12/19

RESOLVED: (Kokkolis / Hall)

That the minutes of the 2019 Youth Week Working Group Meeting held on 5 December 2018 be noted and the recommendations be adopted.

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

Against the Motion: Nil

Councillor Karen Pensabene returned to the meeting, the time being 6:55 PM.

14. MOTIONS PURSUANT TO NOTICE

14.1 Code of Meeting Practice – Councillor Blackmore

I MOVE:

That a report be prepared for the March 2019 Ordinary Council Meeting updating the Code of Meeting Practice to extend the permissible timeframe to rescind a Notice of Motion in relation to a development or rezoning matter from 12 noon the following day to 3 business days.

13/19

RESOLVED: (Blackmore / Kokkolis)

That a report be prepared for the April 2019 Ordinary Council Meeting updating the Code of Meeting Practice to extend the permissible timeframe to rescind a Notice of Motion in relation to a development or rezoning matter from 12 noon the following day to 3 business days.

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

Against the Motion: Councillors Doueihi, Hall and Vaccari

The Mayor declared the Motion carried.

14.2 Improving Our Community Space Audit – Councillor Blackmore

I MOVE:

That Council conduct an audit on all community spaces and a report be presented to the April 2019 Ordinary Council Meeting including but not limited to:

- The current permissible usage of all community spaces
- The current days permissible at each location
- Any changes that can be made to existing Development Application's to satisfy demand from local community groups, local family birthdays/functions, local charities and any other local demand that Council staff advise

14/19

RESOLVED: (Blackmore / Pensabene)

That Council conduct an audit on all community spaces and a report be presented to the April 2019 Ordinary Council Meeting including but not limited to:

- The current permissible usage of all community spaces
- The current days permissible at each location
- Any changes that can be made to existing Development Application's to satisfy demand from local community groups, local family birthdays/functions, local charities and any other local demand that Council staff advise

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

Against the Motion: Councillor Doueihi

The Mayor declared the Motion carried.

Councillor Antoine Doueihi left the meeting, the time being 07:06 PM.

Councillor Antoine Doueihi returned to the meeting, the time being 07:08 PM.

14.3 Pocket Park Project – Councillor Blackmore

I MOVE:

That Council prepare a report for the May 2019 Ordinary Council Meeting on the possibility of building a number of Pocket Parks in areas across the Strathfield Local Government Area. The report is to address suitable locations with possible timeframes and consider the following locations for possible additional greenspace:

- Council's current land ownerships within or adjacent to areas zoned for high density
- Locations where a road can be closed and converted with no impact to residents' driveway access

15/19

RESOLVED: (Blackmore / Duggan)

1. That Council prepare a report for the July 2019 Ordinary Council Meeting on the possibility of building a number of Pocket Parks in areas across the Strathfield Local Government Area. The report is to address suitable locations and possible timeframes and consider the following locations for possible additional greenspace:
 - Council's current land ownerships within or adjacent to areas zoned for high density
 - Locations where a road can be closed and converted with no impact to residents' driveway access
2. This report should include associated budget information for production of any new pocket parks.

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

Against the Motion: Councillor Doueihi

The Mayor declared the Motion carried.

RECOMMITAL OF AN ITEM

Motion

That Item 14.2 Improving Our Community Space Audit be Recomitted.

16/19

RESOLVED: (Hall / Kokkolis)

That Item 14.2 Improving Our Community Space Audit be Recommited.

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

Against the Motion: Nil

Note: The matter was then Recommited.

14.2 Improving Our Community Space Audit – Councillor Blackmore (Recommitted)

17/19

RESOLVED: (Hall / Kokkolis)

That Council conduct an audit on all community spaces and a report be presented to the May 2019 Ordinary Council Meeting including but not limited to:

- The current permissible usage of all community spaces
- The current days permissible at each location
- Any changes that can be made to existing Development Application's to satisfy demand from local community groups, local family birthdays/functions, local charities and any other local demand that Council staff advise

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

Against the Motion: Nil

14.4 Shergold and Weir Report on the Australian Construction Industry – Councillor Duggan

I MOVE:

That Council provide an analysis of Shergold and Weir's (2018) report: Building Confidence – Improving the effectiveness of compliance and enforcement systems for the building and construction industry across Australia (The Report).

The Report was presented to the Building Ministers' Forum in April 2018. The report outlines serious compliance and regulatory failures in the commercial building and construction Industry. It is essential that the Council is fully informed of the report findings so that it can actively engage in future discussions and actions with a view to represent and protect current and future residents from the impact of poor-quality construction work.

It is recommended that the Council analysis provide an urgent assessment in relation to the following:

1. Key findings of the report
2. Problems outlined in the report related to private certification, poor quality construction, use of non-compliant building materials, fire safety risks, weak oversight, regulatory issues and more
3. Details of the 24 recommendations made to improve the building and construction industry. Implications for future high-rise development in the Strathfield Local Government Area
4. Action Council can take to work to ensure that current and future residents are protected from the potential impact of poor-quality construction work.

18/19

RESOLVED: (Duggan / Kokkolis)

1. That Council provide an analysis of Shergold and Weir's (2018) report: Building Confidence – Improving the effectiveness of compliance and enforcement systems for the building and construction industry across Australia (The Report). It is recommended that the Council analysis provide an urgent assessment in relation to the following:

1. Key findings of the report

2. Problems outlined in the report related to private certification, poor quality construction, use of non-compliant building materials, fire safety risks, weak oversight, regulatory issues and more
3. Details of the 24 recommendations made to improve the building and construction industry. Implications for future high-rise development in the Strathfield Local Government Area
4. Action Council can take to work to ensure that current and future residents are protected from the potential impact of poor-quality construction work.

2. That a report be presented to a Councillor Workshop at the earliest opportunity.

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

Against the Motion: Nil

14.5 Community Shelters – Councillor Duggan

I have revised my original motion and now MOVE:

That Council provide a report to the April 2019 Council meeting that details:

1. Outcome of consultation with Hills Shire Council on the Sanctuary-Hills Women's Shelter (Mayoral Minute No. 25/18)
2. Provide an update on the recommendations from the Strathfield Women's Shelter Working Group (214/18)
3. Further additional details on the 'tri-partite' funding method being used by councils and Women's Community Shelters to fund shelters and the feasibility of using a similar model in the Strathfield Local Government Area
4. Council receive a (separate) confidential report on existing women's shelter services in the Strathfield Local Government Area

19/19

RESOLVED: (Duggan / Pensabene)

That Council provide a report to the April 2019 Council meeting that details:

1. Outcome of consultation with Hills Shire Council on the Sanctuary-Hills Women's Shelter (Mayoral Minute No. 25/18)
2. Provide an update on the recommendations from the Strathfield Women's Shelter Working Group (214/18)
3. Further additional details on the 'tri-partite' funding method being used by councils and Women's Community Shelters to fund shelters and the feasibility of using a similar model in the Strathfield Local Government Area
4. Council receive a (separate) confidential report on existing women's shelter services in the Strathfield Local Government Area

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

Against the Motion: Nil

14.6 Transition of Hudson Park Golfers – Councillors Hall and Pensabene

WE MOVE:

1. That following the closure of the Hudson Park Golf Course for the development of a new district park, Council offers 12 non-transferable promotional vouchers with 12-month validity to Strathfield residents who have been frequent golfers at Hudson Park, to redeem for reduced golf course greens fee to play on nearby Strathfield Golf Course
2. That Council work with Strathfield Golf Club to implement a partnership system of contra discount to assist and support the transitioning of Hudson Park golfers

20/19

RESOLVED: (Hall / Pensabene)

1. That following the closure of the Hudson Park Golf Course for the development of a new district park, Council offers 12 non-transferable promotional vouchers with 12-month validity to Strathfield residents who have been frequent golfers at Hudson Park, to redeem for reduced golf course greens fee to play on nearby Strathfield Golf Course
2. That Council work with Strathfield Golf Club to implement a partnership system of contra discount to assist and support the transitioning of Hudson Park golfers

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

Against the Motion: Nil

15. GENERAL BUSINESS

GM1 Local Government Elections 2020

21/19

RESOLVED: (Blackmore / Pensabene)

That Council resolves:

- A. Pursuant to section 296(2) and (3) of the NSW Local Government Act 1993 endorse an election arrangement be entered into by contract for the Electoral Commissioner to administer all elections of the Council.
- B. Council adopt, pursuant to section 296(2) and (3) of the NSW Local Government Act 1993, as applied and modified by section 18 of the NSW Local Government Act 1993, that a council poll arrangement be entered into by contract for the Electoral Commissioner to administer all council polls of the Council.
- C. Council adopt, pursuant to section 296(2) and (3) of the NSW Local Government Act 1993, as applied and modified by section 18 of the NSW Local Government Act 1993, that a constitutional referendum arrangement be entered into by contract for the Electoral Commissioner to administer all constitutional referenda of the Council.
- D. Council delegates authority to the Chief Executive Officer to enter into negotiations with the Electoral Commissioner and to enter into a contract for the provision of administering elections

of the Council.

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

Against the Motion: Nil

GM2 Draft Hardship Policy for Reduction of Fees for Seniors Organisations

22/19

RESOLVED: (Hall / Duggan)

That Council adopt the draft Hardship Policy for reduction of fees for seniors organisations, as exhibited.

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

Against the Motion: Nil

CS1 Current Status of Council Resolutions

23/19

RESOLVED: (Kokkolis / Hall)

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

ID1 Report on Submissions - Amendment to Strathfield Consolidated Development Control Plan 2005 - Part L - Public Notification

24/19

RESOLVED: (Vaccari / Blackmore)

1. That the amendments to Part L – Public Notifications of Development Applications of SCDCP 2005 be adopted, as exhibited.
2. That the amendments to Part L – Public Notifications of Development Applications of SCDCP 2005 become effective from the date of the public notice appearing in the local newspaper.

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

Against the Motion: Nil

ID2 Amendment to Part A of Strathfield Consolidated DCP 2005 - Dwelling Houses and Ancillary Structures

25/19

RESOLVED: (Vaccari / Kokkolis)

1. That the amendment prepared (Attachment 1) to Part A – Dwelling Houses and Ancillary Structures of Strathfield Consolidated Development Control Plan as outlined in the body of the report and detailed in Attachment 1, be placed on public exhibition in accordance with the requirements of the Environmental Planning & Assessment Act 1970 and EPA Regulations 2000.
2. That a further report on the submissions be presented to Council at the conclusion of the exhibition period.

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

Against the Motion: Nil

ID3 Powells Creek Bike and Walking Track

MOTION: (Duggan/Pensabene)

1. That council note the Strathfield Cycleway Concept Plan.
2. That council provide a more detailed implementation plan including:
 - Potential funding sources from Canada Bay Council, State and Federal Governments
 - Identify key stakeholders e.g. Transport NSW, Roads and Maritime Services, Bicycle NSW, NSW Police, local business owners, Strathfield Council Traffic Committee, bike users, community, etc.
 - Outline appropriate stakeholder consultation and feedback
 - Outline results of stakeholder consultation and related issues
 - A more concerted effort to reduce on-road proportion e.g. examine whether the path could follow the linear parkway next to Powells Creek (refer to map) and link to proposed park at 20 Parramatta Road
 - A risk management plan (given crash data outlined in the Strathfield Cycleway Concept Plan)
 - Consideration of a public exhibition and community input process
3. Draft implementation plan to be discussed at a future councillor workshop
4. That Councillors navigate the proposed route at an organised field trip

For the Motion: Councillors Duggan and Pensabene

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

The Mayor declared the Motion lost.

FORESHADOWED MOTION: (Kokkolis/Vaccari)

1. That Council receive the Strathfield Cycleway Concept Plan and approve the implementation of the Cycleway.

2. That Councillors navigate the proposed route at an organised field trip

For the Motion: Councillors Doueihi, Kokkolis and Vaccari

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

The Mayor declared the Foreshadowed Motion lost.

FURTHER FORESHADOWED MOTION: (Blackmore/Pensabene)

1. That Council receive the Strathfield Cycleway Concept Plan.
2. That Councillors navigate the proposed route at an organised field trip.
3. That the proposed plan is referred to the Strathfield Council Traffic Committee for input and advice, prior to implementation.

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

Against the Motion: Nil

The Mayor declared the Further Foreshadowed Motion carried.

26/19

RESOLVED: (Blackmore / Pensabene)

1. That Council receive the Strathfield Cycleway Concept Plan.
2. That Councillors navigate the proposed route at an organised field trip.
3. That the proposed plan is referred to the Strathfield Council Traffic Committee for input and advice, prior to implementation.

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

Councillor Blackmore indicated he had a matter of urgency. The Mayor declared the item not a matter of urgency and adjourned the meeting for five minutes at 8.38pm.

The Mayor resumed the Chair and reopened the meeting at 8.43pm and declared the meeting closed.

17. CLOSED SESSION

Nil

THERE BEING NO FURTHER BUSINESS THE MEETING CLOSED AT 8.44pm.

The foregoing Minutes were confirmed at the meeting of the Council of the Municipality of Strathfield on 5 March 2019.

Chairman_____

General Manager_____