



Willoughby City Council

ORDINARY COUNCIL

MINUTES

Council Chambers, 31 Victor Street, Chatswood

27 February 2012
commencing at 7:00pm

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1 PRESENT

Councillors

Councillors S Coppock, A Cox, T Fogarty, G Giles-Gidney, J Hooper, K Lamb, W Norton, J Rutherford, L Saville, M Stevens, B Thompson and R Wilson.

Officers

Mr N Tobin (General Manager), Mr G Woodhams (Environmental Services Director), Mr S Head (Infrastructure Services Director), Ms M Smith (Community Services Director), Mr J Ellis (Economic & Property Development Director), Ms T Crouch (Corporate Support and Performance Director), Mr T Pizzuto (Financial Services Director), Mr J Knight (Administrative Services Manager) and Ms B Jeffries (Executive Assistant).

In the absence of the Mayor, the Deputy Mayor, Councillor Norton, assumed the Chair.

2 DISCLOSURES OF INTEREST - COUNCILLORS AND STAFF

- Councillor Giles-Gidney declared a non-significant, non-pecuniary interest in Item 14.2.2 (9.2) The Chatswood Library on the Concourse first four months of operation.
- Councillor Fogarty declared a non-significant, non-pecuniary interest in Item 14.1.1 (8.1) Local Companion Animals Advisory Committee – Review of Leash Free Areas within Willoughby.
- Councillor Hooper declared a non-significant, non-pecuniary interest in Item 14.1.7 (9.6) Boat and Trailer Parking.
- Councillor Cox declared a non-significant, non-pecuniary interest in Item 14.1.7 (9.6) Boat and Trailer Parking.
- Councillor Saville declared a non-significant, non-pecuniary interest in Item 20.1 Fullers Road Update.

3 CONFIRMATION OF MINUTES

That the Minutes of the Ordinary Meeting of Council held 6 February 2012, copies of which have been circulated to each member of Council, be confirmed subject to the following alterations:

**ITEM 14.2 102 THE BULWARK CASTLECRAG - SAILORS BAY WARD
COUNCILLOR COMMITTEE MEETING HELD 30 JANUARY 2012**

Recommendation

That:

- a. The Minutes be received.*
- b. Council note the decision of the Committee, viz:*
 - 1. That the applicant be invited to submit evidence of WorkCover Authority approval that the proposed car lift can be used.*

2. *That the applicant be invited to submit alternative plans for the car parking that provide for a double-width carport or a tandem stacked carport with a view to the plans being reviewed by the Ward Councillors prior to the Council meeting on the 6th February, 2012;*
3. *That the matter be deferred for a further meeting of the Ward Committee to be held prior to the Council Meeting on the 6th February, at which meeting the additional information from the applicant be considered.*

Moved Councillor Hooper

Seconded Councillor Cox

CARRIED

Voting

For the Recommendation: Councillors Hooper, Cox and Giles-Gidney

Against the Recommendation: Nil

DEFERRED MATTER- ITEM 15.1

102 The Bulwark, Castlecrag

The resolution be amended to include:

1. *That the recommendation of the Ward Councillors from the Ward Councillors Meeting of 6th February 2012, as circulated to Councillors, be noted.*
2. *That the following additional condition be inserted in the Deferred Commencement Schedule 2 conditions:*

“A platform is to be established at road level for truck and vehicle parking/ manoeuvring, materials storage and for collection of excavated material from the access handle.

The platform is to be grade separated from the level of the access handle and is not to be connected by a ramp or driveway enabling vehicular passage between the platform and the temporary construction access. Materials are to be transferred from the access handle level to the platform by hoist or crane elevation. The only vehicle to access the temporary construction access is the proposed Manitou or similar crane/forklift.”

4 APOLOGIES AND LEAVE OF ABSENCE

- Councillor T Fogarty requested leave of absence for the period 12 March 2012 to 5 April 2012 inclusive.
- Councillor B Thompson requested leave of absence for the period 20 March 2012 to 30 March 2012.
- Councillor J Rutherford requested leave of absence for the period 15 March 2012 to 1 April 2012.
- Councillor S Coppock gave notice of possible leave of absence for the period 10 March 2012 to 23 March 2012.

- His Worship the Mayor, Councillor P Reilly, tendered an apology for non-attendance and requested Leave of Absence.
- Councillor K Lamb tendered an apology for late arrival.

RESOLUTION

That:

1. Council grant Leave of Absence to Councillor Fogarty for the period 12 March 2012 to 5 April 2012 inclusive.
2. Council grant Leave of Absence to Councillor Thompson for the period 20 March 2012 to 30 March 2012.
3. Council grant Leave of Absence to Councillor Rutherford for the period 15 March 2012 to 1 April 2012.
4. Council grant possible Leave of Absence to Councillor Coppock for the period 10 March 2012 to 23 March 2012.
5. Council accept the apology from His Worship the Mayor, Councillor P Reilly, and grant Leave of Absence.
6. Council accept the apology for late arrival from Councillor Lamb.

MOVED COUNCILLOR HOOPER

SECONDED COUNCILLOR THOMPSON

CARRIED

Voting

For the Resolution: Councillors Coppock, Cox, Fogarty, Giles-Gidney, Hooper, Norton, Rutherford, Saville, Stevens, Thompson and Wilson.

Against the Resolution: Nil.

Absent: Councillor Lamb.

5 INTERVIEWS

NIL

6 PETITIONS

6.1 PETITION - TRAFFIC LIGHTS - MOWBRAY & BEACONSFIELD ROADS INTERSECTION

ATTACHMENTS:	1. PETITION 2. PHOTOGRAPHS
RESPONSIBLE OFFICER:	TRACEY CROUCH - CORPORATE SUPPORT AND PERFORMANCE DIRECTOR
AUTHOR:	TRISHA DUFFY
DELIVERY PROGRAM ITEM:	6.2.2 A COMMUNITY THAT PARTICIPATES IN THE DECISION MAKING PROCESS
MEETING DATE:	27 FEBRUARY 2012

Purpose of Report

To present a petition that has been received regarding the proposal for a signalised intersection at Mowbray & Beaconsfield Roads, Chatswood.

RESOLUTION

That the petition be received and referred to the Infrastructure Services Director for consideration.

MOVED COUNCILLOR FOGARTY

SECONDED COUNCILLOR SAVILLE

CARRIED

Voting

For the Resolution: Councillors Coppock, Cox, Fogarty, Giles-Gidney, Hooper, Norton, Rutherford, Saville, Stevens, Thompson and Wilson.

Against: Nil

Absent: Councillor Lamb

7 OPEN FORUM

NIL

8 MAYORAL REPORT

The Mayoral Report was circulated to all Councillors listing the Mayor's activities.

MAYOR'S DIARY – COUNCIL MEETING NOTES FOR 27TH FEBRUARY

WEDNESDAY 8 FEBRUARY			
Deputy Mayor, Clr Norton Clrs Fogarty, Saville, Stevens	7 pm	Public Meeting: Traffic signals Mowbray/ Beaconsfield Roads	Council Chambers
Deputy Mayor, Clr Norton	9 pm	Supper with Willoughby Symphony Choir	Roseville Uniting Church
SATURDAY 11 FEBRUARY			
Clr Saville		WDHS Annual General Meeting	
Deputy Mayor, Clr Norton Clrs Stevens, Thompson	7 pm	ACCC Chinese New Year Dinner	Kam Fook, Chatswood
MONDAY 13 FEBRUARY			
Mayor	7.30 pm	Dinner – for Volunteers & Organisers of CNY Event in Chatswood	Fook Yuen Restaurant, Chatswood
TUESDAY 14 FEBRUARY			
Mayor	12.30 pm	Launch of National Year of Reading	Library
THURSDAY 16 FEBRUARY			
Mayor Deputy Mayor, Clr Norton Clrs Saville, Stevens	6 pm	Opening of “ <i>Smart Expression</i> ” Art Exhibition	Foyer Exhibition Space 31 Victor Street
SUNDAY 19 FEBRUARY			
Clr Saville		Chatswood High School Bushcare	
Deputy Mayor, Clr Norton Clr Hooper	From 6 pm	Bush Poetry Reading at Dusk	Henry Lawson Cave, Naremburn
SATURDAY 25 FEBRUARY			
Mayor	10.30 am	Presentation of Trophies	Willoughby Park Bowls & Bocce Club
SUNDAY 26 FEBRUARY			
Mayor Deputy Mayor, Clr Norton Clr Rutherford	9.30 am	Naming & Tree Planting Ceremony in honour of Alan Wright	Wright Reserve, Hemsley Estate

Clr Rutherford		Fundraising Function to Eradicate Polio in India – organised by Rotary Clubs of North Shore & Lane Cove - Screening of " <i>The Best Exotic Marigold Hotel</i> "	Hoyts Mandarin Cinema, Chatswood
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RESOLUTION

That Mayoral report be received.

MOVED COUNCILLOR RUTHERFORD

SECONDED COUNCILLOR THOMPSON

CARRIED

Voting

For the Resolution: Councillors Coppock, Cox, Fogarty, Giles-Gidney, Hooper, Norton, Rutherford, Saville, Stevens, Thompson and Wilson.

Against the Resolution: Nil.

Absent: Councillor Lamb.

9 MAYORAL MINUTE

NIL

10 GENERAL MANAGER'S LATE REPORT

NIL

11 MATTERS FOR DEFERRAL, REFERRAL TO INSPECTION AND/OR PROCEDURAL PRIORITY

NIL

12 MATTERS BROUGHT FORWARD BY THE PUBLIC

At this stage, the Deputy Mayor invited members of the public to nominate the items they wished Council to deal with immediately, and these matters were then dealt with in the order so nominated.

- Item 21.7 Willis Park Tennis Courts and Recreation Facilities
- Item 21.1 Fullers Road Update
- Item 22.1 Notice of Motion: Lane Cove Tunnel Exit Ramp to Pacific Highway

13 MATTERS NOT REQUIRING ELABORATION OR DEBATE

The Deputy Mayor invited Councillors to indicate the items not brought forward by the public that they wished to deal with separately.

- Item 14.1.5 (9.4) 2011-2012 Operation Plan Financial Performance Report December 2011
- Item 15.1.7 (9.6) Boat and Trailer Parking
- Item 14.2.1 (9.1) "Increasing Accessibility Library Initiative" Project Report @ Willoughby Home Library Service
- Item 16.2 Councillors Information Booklet – 23 February 2012
- Item 18.3 Delivery Program 2010-2014 – Six Monthly Progress Report
- Item 22.2 Notice of Motion – Reduce Single-use Plastic Bag use in Willoughby
- Item 22.3 Notice of Motion – Container Deposit Legislation
- Item 22.4 Notice of Motion – Council Car Park, Early Childhood Centre and Seniors Living Development at Northbridge Plaza

That the remaining items, viz:

- Item 14.1 Corporate and Transport Committee Meeting – 13 February 2012 – Minutes
- Item 14.1.1 (8.1) Local Companion Animals Advisory Committee – Review of Leash Free Areas within Willoughby
- Item 14.1.2 (9.1) Update on Ongoing Operations – The Concourse Venue Management
- Item 14.1.3 (9.2) 2012 National General Assembly – Call for Motions
- Item 14.1.4 (9.3) Councillor Business Cards
- Item 14.1.6 (9.5) Constitution Recognition of Local Government
- Item 14.2 Cultural & Environmental Committee – 20 February 2012 – Minutes
- Item 14.2.2 (9.2) The Chatswood Library on the Concourse First Four Months of Operation
- Item 14.2.3 (9.3) Out of Term Applications to the 2011/12 Community Grant Program
- Item 14.2.4 (9.6) Draft Amendments to Willoughby Development Control Plan Part D – Dwelling Houses, Dual Occupancies and Secondary Dwellings
- Item 14.2.5 (9.7) Photovoltaic Road Map 2020
- Item 14.3 43 Findlay Avenue, Roseville – West Ward Councillors Inspection Committee Meeting – 7 February 2012
- Item 14.4 73 Coolawin Road, Northbridge – Sailors bay Ward Councillors Inspection Committee Meeting Held 9 February 2012
- Item 14.5 20 Rosebridge Avenue, Castle Cove – Middle Harbour Ward Councillors Inspection Committee Meeting held 9 February 2012
- Item 14.6 58 Ann Street, Willoughby East – Middle Harbour Ward Councillors Inspection Committee Meeting held 15 February 2012

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| Item 16.1 | Councillors Information Booklet – 16 February 2012 |
| Item 17.1 | Strata Plan 54893 – Deed of Agreement – Northside Broadcasting Co-Operative Ltd |
| Item 18.1 | Code of Conduct Annual Report 2010/11 |
| Item 18.2 | Gifts and Benefits Annual Report – 2011 |
| Item 18.3 | Delivery Program 2010-2014 – Six Monthly Progress Report |
| Item 18.4 | Audit Committee – Appointment of independent Community Representative |
| Item 20.1 | Development Application Report to 20 February 2012 |
| Item 21.2 | Sydney Harbour Catchment Stormwater Quality Improvement Plan |
| Item 21.3 | Tender Summary – Recurrent Handyman Services – Tender No. 054258 |
| Item 21.4 | Tender Summary – Recurrent Painting Services – Tender No. 057408 |
| Item 21.5 | Tender Summary – Recurrent Plumbing Services – Tender No. 057403 |
| Item 21.6 | Tender Summary – Assessment of Tender for the Supply of a Road Sweeper – Tender No. 1210/0905 |

be adopted in accordance with the recommendations in the reports.

MOVED COUNCILLOR SAVILLE

SECONDED COUNCILLOR HOOPER

CARRIED

Voting

For the Resolution: Councillors Coppock, Cox, Fogarty, Giles-Gidney, Hooper, Norton, Rutherford, Saville, Stevens, Thompson and Wilson.

Against the Resolution: Nil.

Absent: Councillor Lamb.

14 REPORTS FROM COMMITTEES

14.1 CORPORATE & TRANSPORT COMMITTEE MEETING - 13 FEBRUARY 2012 - MINUTES

ATTACHMENTS:	1. MINUTES OF CORPORATE & TRANSPORT COMMITTEE MEETING 13 FEBRUARY 2012
RESPONSIBLE OFFICER:	STEVEN HEAD - INFRASTRUCTURE SERVICES DIRECTOR
AUTHOR:	STEVEN HEAD - INFRASTRUCTURE SERVICES DIRECTOR
DELIVERY PROGRAM ITEM:	6.1.1 A COUNCIL THAT IS OPEN AND HONEST AND REPRESENTS ITS CONSTITUENTS
MEETING DATE:	27 FEBRUARY 2012

Purpose of Report

To present the Minutes of the Corporate & Transport Committee Meeting held on 13 February 2012.

RESOLUTION

That:

- 1. The Minutes be received**
- 2. Council notes the resolutions adopted by the Committee**
- 3. Council adopt the Committee's recommendations with the exception of Item 14.1.5 (9.4) 2011-2012 Operational Plan Financial Performance Report December 2011 and Item 14.1.7 (9.6) Boat and Trailer Parking.**

MOVED COUNCILLOR SAVILLE

SECONDED COUNCILLOR HOOPER

CARRIED

Voting

For the Resolution: Councillors Coppock, Cox, Fogarty, Giles-Gidney, Hooper, Norton, Rutherford, Saville, Stevens, Thompson and Wilson.

Against the Resolution: Nil.

Absent: Councillor Lamb.

**14.1.5 (9.4) 2011-2012 OPERATIONAL PLAN FINANCIAL PERFORMANCE
REPORT DECEMBER 2011**

ATTACHMENTS:	1. BUDGET VARIATIONS 2. PIP STATUS REPORT 3. PIP CARRYOVER REPORT 4. LEGAL EXPENSES 5. E.RESTORE 6. QUARTERLEY BUDGET REVIEW STATEMENT (QBR)
RESPONSIBLE OFFICER:	TONY PIZZUTO - FINANCIAL SERVICES DIRECTOR
AUTHOR:	JULIE GREGSON - SENIOR MANAGEMENT ACCOUNTANT
DELIVERY PROGRAM ITEM:	6.3.1 COUNCIL MAINTAINS A STRONG AND SUSTAINABLE FINANCIAL POSITION
MEETING DATE:	13 FEBRUARY 2012

Purpose of Report

To review Council's process in attaining Operational Plan targets for the period 1 July 2011 to 30 June 2012 and to review the financial performance of Council to 31 December 2011.

RESOLUTION

That:

- 1. Council note the report.**
- 2. The increase in expenditure of \$3,934,900 and the increase in income of \$3,985,700 be voted.**
- 3. Council note the importance of resource efficiency in its operations.**

MOVED COUNCILLOR SAVILLE

SECONDED COUNCILLOR WILSON

CARRIED

Voting

For the Resolution: Councillors Coppock, Cox, Fogarty, Giles-Gidney, Hooper, Norton, Rutherford, Saville, Stevens, Thompson and Wilson.

Against the Resolution: Nil.

Absent: Councillor Lamb.

14.1.7 (9.6) BOAT AND TRAILER PARKING

ATTACHMENTS:	1. LETTER FROM WOOLLAHRA COUNCIL TO ALL NSW COUNCILS DATED 24 AUGUST 2010 2. LETTER FROM WOOLLAHRA COUNCIL DATED 14 DECEMBER 2011
RESPONSIBLE OFFICER:	STEVEN HEAD - INFRASTRUCTURE SERVICES DIRECTOR
AUTHOR:	JAMES BROCKLEBANK - GROUP LEADER TRAFFIC & TRANSPORT
DELIVERY PROGRAM ITEM:	4.1.3 TRANSPORT MANAGEMENT BALANCES OUR NECESSARY PRIVATE VEHICLE TRIPS WITH ALTERNATIVE, MORE SUSTAINABLE TRANSPORT
MEETING DATE:	13 FEBRUARY 2012

Purpose of Report

To refer for Council consideration a request from Woollahra Council for Council support in seeking a change to the NSW Road Rules to place a time limit on the parking of boats and trailers in built up areas.

RESOLUTION

That:

- 1. The report be noted.**
- 2. That a letter be written to the Local Member seeking their guidance on how to progress the issue setting out relevant local matters.**

MOVED COUNCILLOR THOMSPON

SECONDED COUNCILLOR COPPOCK

CARRIED

Voting

For the Resolution: Councillors Coppock, Cox, Fogarty, Giles-Gidney, Hooper, Norton, Rutherford, Saville, Stevens, Thompson and Wilson.

Against the Resolution: Nil.

Absent: Councillor Lamb.

14.2 CULTURAL & ENVIRONMENTAL COMMITTEE - 20 FEBRUARY 2012 - MINUTES

ATTACHMENTS:	1. MINUTES
RESPONSIBLE OFFICER:	GREG WOODHAMS - ENVIRONMENTAL SERVICES DIRECTOR
AUTHOR:	GREG WOODHAMS
MEETING DATE:	27 FEBRUARY 2012

Purpose of Report

To present the minutes of the Cultural & Environmental Committee Meeting held 20 February 2012.

RESOLUTION

That:

1. The Minutes be received.
2. Council note the resolutions adopted by the Committee.
3. Council adopt the Committee's recommendations with the exception of Item 14.2.1 (9.1) "Increasing Accessibility Library Initiative" Project Report @ Willoughby Home Library Service.

MOVED COUNCILLOR SAVILLE

SECONDED COUNCILLOR HOOPER

CARRIED

Voting

For the Resolution: Councillors Coppock, Cox, Fogarty, Giles-Gidney, Hooper, Norton, Rutherford, Saville, Stevens, Thompson and Wilson.

Against the Resolution: Nil.

Absent: Councillor Lamb.

**14.2.1 (9.1) "INCREASING ACCESSIBILITY LIBRARY INITIATIVE" PROJECT
REPORT @ WILLOUGHBY HOME LIBRARY SERVICE**

RESPONSIBLE OFFICER:	MELANIE SMITH – COMMUNITY SERVICES DIRECTOR
AUTHOR:	MICHELE BURTON – MANAGER, LIBRARY AND COMMUNITY LEARNING SERVICES
DELIVERY PROGRAM ITEM:	1.2.4 SUPPORT THE AGED COMMUNITY TO LIVE COMFORTABLY IN THEIR FAMILIAR NEIGHBOURHOODS
MEETING DATE:	20 FEBRUARY 2012

Purpose of Report

To advise Council of the successful implementation of the "Increasing Accessibility Library Initiative" Project by the Home Library Service (HLS).

RESOLUTION

That:

1. The Report on the successful implementation of the Increasing Accessibility Library Initiative Project by the Home Library Service be received.
2. The information in the report be referred to the Access Committee for comment.

MOVED COUNCILLOR FOGARTY

SECONDED COUNCILLOR WILSON

CARRIED

Voting

For the Resolution: Councillors Coppock, Cox, Fogarty, Giles-Gidney, Hooper, Norton, Rutherford, Saville, Stevens, Thompson and Wilson.

Against the Resolution: Nil.

Absent: Councillor Lamb.

**14.3 43 FINDLAY AVENUE, ROSEVILLE - WEST WARD COUNCILLORS
INSPECTION COMMITTEE MEETING - 7 FEBRUARY 2012**

ATTACHMENTS: 1. MINUTES

RESPONSIBLE OFFICER: PETER ROWAN - BUILDING SERVICES MANAGER

AUTHOR: DEVELOPMENT OFFICER (BUILDING SURVEYOR) –
BRUCE GAAL

MEETING DATE: 27 FEBRUARY 2012

Purpose of Report

To present the minutes of the West Ward Councillors Inspection Committee Meeting held 7 February 2012.

RESOLUTION

That:

1. The Minutes be received.
2. Council note the resolution adopted by the Committee.

“That the entire garage roof structure be lowered 0.9M, without changing roof form, so that the ridge RL will be 85.10 or lower. Plans are to be amended prior to the issue of the Construction Certificate.”

MOVED COUNCILLOR SAVILLE

SECONDED COUNCILLOR HOOPER

CARRIED

Voting

For the Resolution: Councillors Coppock, Cox, Fogarty, Giles-Gidney, Hooper, Norton, Rutherford, Saville, Stevens, Thompson and Wilson.

Against the Resolution: Nil.

Absent: Councillor Lamb.

**14.4 73 COOLAWIN ROAD, NORTHBRIDGE - SAILORS BAY WARD
COUNCILLORS INSPECTION COMMITTEE MEETING HELD 8 FEBRUARY
2012**

ATTACHMENTS:	1. MINUTES
RESPONSIBLE OFFICER:	IAN ARNOTT - DEVELOPMENT PLANNING MANAGER
AUTHOR:	MAPLE LAU – DEVELOPMENT PLANNER
MEETING DATE:	27 FEBRUARY 2012

Purpose of Report

To present the minutes of the Sailors Bay Ward Councillors Inspection Committee Meeting held 8 February 2012.

RESOLUTION

That:

1. The Minutes be received.
2. Council note the resolution adopted by the Committee.

That the application be approved in accordance with the Officer's recommendation, viz:

“That the application be approved and delegated authority be granted to the General Manager to issue the consent notice subject to the attached Schedule noting the special circumstances for variation of FSR being:

- a) The proposed modifications are substantially within the approved building footprint and building envelope. The overall bulk and scale will remain substantially the same as the approved development;*
- b) The majority of the additional floor area is located at the new basement level where this area was previously approved as a subfloor/under-building area. The basement level will not be discernible when viewed from the waterways due to the existing large trees and vegetation that will substantially screen the proposed addition from the waterways. The scenic qualities of the foreshore will be retained;*
- c) The proposed building design and layout is considered satisfactory and would allow reasonable amenity for the occupants while not compromising the amenity of adjoining properties;*
- d) The proposal meets the zone objectives and the objectives of the numeric controls;*
- e) The design of the proposal appropriately responds to the constraints of the site, and the context of surrounding development; and requiring compliance with the numeric controls would unreasonably constrain the development and the design response.”*

MOVED COUNCILLOR SAVILLE

SECONDED COUNCILLOR HOOPER

CARRIED

Voting

For the Resolution: Councillors Coppock, Cox, Fogarty, Giles-Gidney, Hooper, Norton, Rutherford, Saville, Stevens, Thompson and Wilson.

Against the Resolution: Nil.

Absent: Councillor Lamb.

**14.5 20 ROSEBRIDGE AVENUE, CASTLE COVE - MIDDLE HARBOUR WARD
COUNCILLORS INSPECTION COMMITTEE MEETING HELD 9 FEBRUARY
2012**

ATTACHMENTS:	1. MINUTES
RESPONSIBLE OFFICER:	IAN ARNOTT - DEVELOPMENT PLANNING MANAGER
AUTHOR:	MAPLE LAU – DEVELOPMENT PLANNER
MEETING DATE:	27 FEBRUARY 2012

Purpose of Report

To present the minutes of the Middle Harbour Ward Councillors Inspection Committee Meeting held 9 February 2012.

RESOLUTION

That:

1. The Minutes be received.
2. Council note the resolution adopted by the Committee.

“That the application be approved in accordance with the Officer’s recommendation contained in the Supplementary Ward Inspection Committee report dated 9 December 2011, subject to Schedule 1, Condition 1, second bullet point, subclause a) being amended to delete the requirement for an additional 850mm setback from the western boundary for Bedroom 1 on the first floor.

This would result in subclause a) reading as follows:

- a) Bedroom 1 on the proposed first floor is to be setback an additional 1160mm (from that shown on the amended plans dated 2 June 2011) from the northern (front) boundary and the upper level front balcony is to be reduced in size accordingly. The reduction in area is to be replaced with hipped roof covering the level below.

This amendment may necessitate some internal redesign including a reduction in size/amendment to internal wall locations of bedrooms and bathroom.”

MOVED COUNCILLOR SAVILLE

SECONDED COUNCILLOR HOOPER

CARRIED

Voting

For the Resolution: Councillors Coppock, Cox, Fogarty, Giles-Gidney, Hooper, Norton, Rutherford, Saville, Stevens, Thompson and Wilson.

Against the Resolution: Nil.

Absent: Councillor Lamb.

**14.6 58 ANN STREET, WILLOUGHBY EAST - MIDDLE HARBOUR WARD
COUNCILLORS INSPECTION COMMITTEE MEETING HELD 15
FEBRUARY 2012**

ATTACHMENTS: 1. MINUTES

RESPONSIBLE OFFICER: PETER ROWAN - BUILDING SERVICES MANAGER

AUTHOR: MARK GRACZYK – DEVELOPMENT OFFICER

MEETING DATE: 27 FEBRUARY 2012

Purpose of Report

To present the minutes of the Middle Harbour Ward Councillors Inspection Committee Meeting held 15 February 2012.

RESOLUTION

That:

- 1. The Minutes be received.**
- 2. Council note the resolution adopted by the Committee.**

“That the Officer’s recommendation to refuse the Development Application be adopted.”

MOVED COUNCILLOR SAVILLE

SECONDED COUNCILLOR HOOPER

CARRIED

Voting

For the Resolution: Councillors Coppock, Cox, Fogarty, Giles-Gidney, Hooper, Norton, Rutherford, Saville, Stevens, Thompson and Wilson.

Against the Resolution: Nil.

Absent: Councillor Lamb.

15 DEFERRED MATTERS

NIL

16 CORRESPONDENCE

16.1 COUNCILLORS INFORMATION BOOKLET - 16 FEBRUARY 2012

RESPONSIBLE OFFICER: NICK TOBIN - GENERAL MANAGER

AUTHOR: SUE SCHURMAN - EXECUTIVE ASSISTANT

DELIVERY PROGRAM ITEM: 6.1.1 A COUNCIL THAT IS OPEN AND HONEST AND REPRESENTS ITS CONSTITUENTS

MEETING DATE: 27 FEBRUARY 2012

Purpose of Report

To list on the Council Agenda the weekly Councillors Information Booklet which was circulated to all Councillors on 16 February 2012.

RESOLUTION

That the Councillors Information Booklet be received.

MOVED COUNCILLOR SAVILLE

SECONDED COUNCILLOR HOOPER

CARRIED

Voting

For the Resolution: Councillors Coppock, Cox, Fogarty, Giles-Gidney, Hooper, Lamb, Norton, Rutherford, Saville, Stevens, Thompson and Wilson.

Against the Resolution: Nil.

16.2 COUNCILLORS INFORMATION BOOKLET - 23 FEBRUARY 2012

RESPONSIBLE OFFICER:	NICK TOBIN - GENERAL MANAGER
AUTHOR:	SUE SCHUURMAN - EXECUTIVE ASSISTANT
DELIVERY PROGRAM ITEM:	6.1.1 A COUNCIL THAT IS OPEN AND HONEST AND REPRESENTS ITS CONSTITUENTS
MEETING DATE:	27 FEBRUARY 2011

Purpose of Report

To list on the Council Agenda the weekly Councillors Information Booklet which was circulated to all Councillors on 23 February 2012.

RESOLUTION

That:

1. the Councillors Information Booklet be received.
2. Council note the Waste Conference to be held at Opal Cove Coffs Harbour in May and that Council's Waste Strategy Co-Ordinator will be attending.
3. Council has put in a submission for a Grant from the Community Energy Efficiency Program.
4. Council note with pleasure that the Local Government Events Network Meeting will be held at the Pavilion on The Concourse and that the Local Government Association has booked The Concourse for their Annual Awards Ceremony.

MOVED COUNCILLOR THOMPSON

SECONDED COUNCILLOR SAVILLE

CARRIED

Voting

For the Resolution: Councillors Coppock, Cox, Fogarty, Giles-Gidney, Hooper, Lamb, Norton, Rutherford, Saville, Stevens, Thompson and Wilson.

Against the Resolution: Nil.

17 REPORTS FROM OFFICERS - GENERAL MANAGER**17.1 STRATA PLAN 54893 - DEED OF AGREEMENT - NORTHSIDE BROADCASTING CO-OPERATIVE LTD****RESPONSIBLE OFFICER: NICK TOBIN - GENERAL MANAGER****AUTHOR: NICK TOBIN - GENERAL MANAGER****MEETING DATE: 27 FEBRUARY 2012**

Purpose of Report

To grant to the Mayor and General Manager authority to affix Council's seal to a Deed of Agreement for access to the roof at 31 Victor Street, Chatswood, for the erection of telecommunications equipment.

RESOLUTION

That Council grant the Mayor and General Manager authority to affix Council's seal to a Deed of Agreement for access to the roof of 31 Victor Street, Chatswood for the erection of telecommunications equipment.

MOVED COUNCILLOR SAVILLE**SECONDED COUNCILLOR HOOPER****CARRIED****Voting**

For the Resolution: Councillors Coppock, Cox, Fogarty, Giles-Gidney, Hooper, Norton, Rutherford, Saville, Stevens, Thompson and Wilson.

Against the Resolution: Nil.

Absent: Councillor Lamb.

18 REPORTS FROM OFFICERS - CORPORATE SERVICES DIRECTOR

18.1 CODE OF CONDUCT ANNUAL REPORT 2010/11

RESPONSIBLE OFFICER: TRACEY CROUCH - CORPORATE SUPPORT AND PERFORMANCE DIRECTOR

AUTHOR: JEFF KNIGHT

DELIVERY PROGRAM ITEM: 6.1.1 A COUNCIL THAT IS OPEN AND HONEST AND REPRESENTS ITS CONSTITUENTS

MEETING DATE: 27 FEBRUARY 2012

Purpose of Report

To comply with the reporting requirements in Council's Code of Conduct.

RESOLUTION

That Council note the report.

MOVED COUNCILLOR SAVILLE

SECONDED COUNCILLOR HOOPER

CARRIED

Voting

For the Resolution: Councillors Coppock, Cox, Fogarty, Giles-Gidney, Hooper, Norton, Rutherford, Saville, Stevens, Thompson and Wilson.

Against the Resolution: Nil.

Absent: Councillor Lamb.

18.2 GIFTS & BENEFITS ANNUAL REPORT - 2011

ATTACHMENTS:	1. REGISTER
RESPONSIBLE OFFICER:	TRACEY CROUCH - CORPORATE SUPPORT AND PERFORMANCE DIRECTOR
AUTHOR:	JEFF KNIGHT
DELIVERY PROGRAM ITEM:	6.1.1 A COUNCIL THAT IS OPEN AND HONEST AND REPRESENTS ITS CONSTITUENTS
MEETING DATE:	27 FEBRUARY 2012

Purpose of Report

To present the Gifts and Benefits Register to Council in accordance with the requirements of Council's Code of Conduct.

RESOLUTION

That Council note the tabling of the Gifts and Benefits Register.

MOVED COUNCILLOR SAVILLE

SECONDED COUNCILLOR HOOPER

CARRIED

Voting

For the Resolution: Councillors Coppock, Cox, Fogarty, Giles-Gidney, Hooper, Norton, Rutherford, Saville, Stevens, Thompson and Wilson.

Against the Resolution: Nil.

Absent: Councillor Lamb.

18.3 DELIVERY PROGRAM 2010-2014 - SIX MONTHLY PROGRESS REPORT

ATTACHMENTS:	1. SUMMARY OF STATISTICS FOR THE REPORTING PERIOD JULY-DECEMBER 2011
RESPONSIBLE OFFICER:	TRACEY CROUCH - CORPORATE SUPPORT AND PERFORMANCE DIRECTOR
AUTHOR:	KATHRYN RIDLEY - CORPORATE PLANNING CO-ORDINATOR
DELIVERY PROGRAM ITEM:	6.3.3 COUNCIL SERVICES ARE DELIVERED TO A HIGH QUALITY STANDARD AND ARE RESPONSIVE TO COMMUNITY NEEDS
MEETING DATE:	27 FEBRUARY 2012

Purpose of Report

To update Council on the progress to date of the Delivery Program 2010 to 2014.

RESOLUTION

That the Delivery Program Progress Report for the period July to December 2011 be received and the Officers be congratulated on the work that has been carried out on the Delivery Program Progress Report.

MOVED COUNCILLOR THOMPSON

SECONDED COUNCILLOR SAVILLE

CARRIED

Voting

For the Resolution: Councillors Coppock, Cox, Fogarty, Giles-Gidney, Hooper, Norton, Rutherford, Saville, Stevens, Thompson and Wilson.

Against the Resolution: Nil.

Absent: Councillor Lamb.

18.4 AUDIT COMMITTEE - APPOINTMENT OF INDEPENDENT COMMUNITY MEMBER**RESPONSIBLE OFFICER: NICK TOBIN - GENERAL MANAGER****AUTHOR: MICHAEL QUIRK - HEAD OF INTERNAL AUDIT****DELIVERY PROGRAM ITEM: 6.1.1 A COUNCIL THAT IS OPEN AND HONEST AND REPRESENTS ITS CONSTITUENTS****MEETING DATE: 1 MARCH 2012**

Purpose of Report

To advise of the resignation from Council's Audit Committee of an Independent Community representative and an Expression of Interest received from an external applicant for appointment to Council's Audit Committee.

RESOLUTION**That:**

- 1. Council appoint Ms Lalitha Henry as an independent community representative of the Audit Committee for the remainder of the current Council term, and for the next Council term.**
- 2. The Audit Committee thank Mr Muncaster for his service on the Committee.**

MOVED COUNCILLOR SAVILLE**SECONDED COUNCILLOR HOOPER****CARRIED****Voting****For the Resolution:** Councillors Coppock, Cox, Fogarty, Giles-Gidney, Hooper, Norton, Rutherford, Saville, Stevens, Thompson and Wilson.**Against the Resolution:** Nil.**Absent:** Councillor Lamb.

**19 REPORTS FROM OFFICERS - COMMUNITY SERVICES
 DIRECTOR**

NIL

20 REPORTS FROM OFFICERS - ENVIRONMENTAL SERVICES DIRECTOR

20.1 DEVELOPMENT APPLICATION REPORT TO 20 FEBRUARY 2012

ATTACHMENTS:	1. LIST OF APPLICATIONS
RESPONSIBLE OFFICER:	IAN ARNOTT – DEVELOPMENT PLANNING MANAGER, PETER ROWAN – BUILDING SERVICES MANAGER
AUTHOR:	BUILDING SURVEYORS, DEVELOPMENT PLANNERS
MEETING DATE:	27 FEBRUARY 2012

Purpose of Report

The attached schedule lists all current development applications grouped by suburb.

RESOLUTION

That the information be noted.

MOVED COUNCILLOR SAVILLE

SECONDED COUNCILLOR HOOPER

CARRIED

Voting

For the Resolution: Councillors Coppock, Cox, Fogarty, Giles-Gidney, Hooper, Norton, Rutherford, Saville, Stevens, Thompson and Wilson.

Against the Resolution: Nil.

Absent: Councillor Lamb.

21 REPORTS FROM OFFICERS - INFRASTRUCTURE SERVICES DIRECTOR

21.1 FULLERS ROAD UPDATE

ATTACHMENTS:	1. COUNCIL'S LETTER TO RMS 2. LETTER TO STATE MEMBER FOR WILLOUGHBY 3. LETTER TO STATE MEMBER FOR LANE COVE
RESPONSIBLE OFFICER:	STEVEN HEAD - INFRASTRUCTURE SERVICES DIRECTOR
AUTHOR:	JAMES BROCKLEBANK – GROUP LEADER, TRAFFIC & TRANSPORT
DELIVERY PROGRAM ITEM:	4.1.3 TRANSPORT MANAGEMENT BALANCES OUR NECESSARY PRIVATE VEHICLE TRIPS WITH ALTERNATIVE, MORE SUSTAINABLE TRANSPORT
MEETING DATE:	27 FEBRUARY 2012

Purpose of Report

To provide Council with an update on progress with RMS investigations into Fullers Road speed management and safety improvements.

RESOLUTION

That:

1. the report be noted and that a further report be submitted once the draft traffic safety scheme for Fullers Road is received from the RMS.
2. the Officers be thanked for their excellent work on this report.

MOVED COUNCILLOR STEVENS

SECONDED COUNCILLOR FOGARTY

CARRIED

Voting

For the Resolution: Councillors Coppock, Cox, Fogarty, Giles-Gidney, Hooper, Norton, Rutherford, Saville, Stevens, Thompson and Wilson.

Against the Resolution: Nil.

Absent: Councillor Lamb.

21.2 SYDNEY HARBOUR CATCHMENT STORMWATER QUALITY IMPROVEMENT PLAN

ATTACHMENTS:	1. BUSINESS CASE
RESPONSIBLE OFFICER:	STEVEN HEAD - INFRASTRUCTURE SERVICES DIRECTOR
AUTHOR:	DAVID SUNG – MANAGER ENGINEERING SERVICES
DELIVERY PROGRAM ITEM:	2.1.1 CONSERVATION AND MAINTENANCE OF WILLOUGHBY'S NATURAL ECOSYSTEMS
MEETING DATE:	27 FEBRUARY 2012

Purpose of Report

To inform Council of the request from the Sydney Metropolitan Catchment Management Authority's (SMCMA) request for financial contribution towards the Authority's Water Quality Improvement Plan (WQIP).

RESOLUTION

That:

- 1. The report on Sydney Metropolitan Catchment Management Authority's request for financial contribution towards its Water Quality Improvement Plan be received.**
- 2. The matter be referred to the Sydney Coastal Councils Group for discussion among its members with the view of gauging the degree of support for SMCMA's request; and to gain a better insight into the benefits or otherwise of supporting the development of the WQIP given that most Sydney Coastal Council members are already committed to their individual stormwater improvement initiatives.**
- 3. Support of the scheme should member councils of SCCG indicate their support to contribute to the development of the plan do so.**

MOVED COUNCILLOR SAVILLE

SECONDED COUNCILLOR HOOPER

CARRIED

Voting

For the Resolution: Councillors Coppock, Cox, Fogarty, Giles-Gidney, Hooper, Norton, Rutherford, Saville, Stevens, Thompson and Wilson.

Against the Resolution: Nil.

Absent: Councillor Lamb.

21.3 TENDER SUMMARY - RECURRENT HANDYMAN SERVICES - TENDER NO. 054258

RESPONSIBLE OFFICER:	STEVEN HEAD - INFRASTRUCTURE SERVICES DIRECTOR
AUTHOR:	ERIC LO – PROPERTY CONTRACTS & OPERATIONS OFFICER
DELIVERY PROGRAM ITEM:	4.2.1 EFFICIENTLY OPERATED AND MANAGED INFRASTRUCTURE ASSETS
MEETING DATE:	27 FEBRUARY 2012

Purpose of Report

To seek Council's approval of the engagement of a contractor to carry out emergency call out handyman services including carpentry and general labour services to various Council's properties and appoint other tenderers to the preferred contractors panel to tender minor capital works in the future.

RESOLUTION

That:

- 1. Council accept the tender from Worne Construction for the provision of the emergency call-out handyman services and enter a 2 year contract with an option for 2 years extension.**
- 2. Council appoint Workzone Constructions, OSSA Services and Acland Group to the preferred contractors panel, to tender Council's minor capital works, for a 2 year period with an option for a 2 year extension.**
- 3. The General Manager or his delegate be authorised to negotiate the appointment of Workzone Constructions as an alternate emergency call-out handyman contractor, from the preferred contractor panel, should Worne Construction not meet key performance indicators under the contract.**
- 4. The General Manager and Mayor be authorised to execute the contract documents with Worne Constructions under the Common Seal of Council.**

MOVED COUNCILLOR SAVILLE

SECONDED COUNCILLOR HOOPER

CARRIED

Voting

For the Resolution: Councillors Coppock, Cox, Fogarty, Giles-Gidney, Hooper, Norton, Rutherford, Saville, Stevens, Thompson and Wilson.

Against the Resolution: Nil.

Absent: Councillor Lamb.

21.4 TENDER SUMMARY - RECURRENT PAINTING SERVICES - TENDER NO. 057408

RESPONSIBLE OFFICER:	STEVEN HEAD - INFRASTRUCTURE SERVICES DIRECTOR
AUTHOR:	ERIC LO – PROPERTY CONTRACTS & OPERATIONS OFFICER
DELIVERY PROGRAM ITEM:	4.2.1 EFFICIENTLY OPERATED AND MANAGED INFRASTRUCTURE ASSETS
MEETING DATE:	27 FEBRUARY 2012

Purpose of Report

To seek Council's approval of the engagement of a contractor to carry out emergency call out painting services to various Council's properties and appoint other tenderers to the preferred contractors panel to tender minor capital works in the future.

RESOLUTION

That:

- 1. Council accept the tender from Higgins Coatings for the provision of the emergency call-out painting services and enter a 2 year contract with an option for 2 years extension.**
- 2. Council appoint FH Painting Services and OSSA Services to the preferred contractor's panel, to tender Council's minor capital works, for a 2 year period with an option for a 2 year extension.**
- 3. The General Manager be authorised to negotiate the appointment of FH Painting Services as an alternate emergency call-out painting contractor, should Higgins Coatings not meet key performance indicators under the contract.**
- 4. The General Manager and Mayor be authorised to execute the contract documents under the Common Seal of Council.**

MOVED COUNCILLOR SAVILLE

SECONDED COUNCILLOR HOOPER

CARRIED

Voting

For the Resolution: Councillors Coppock, Cox, Fogarty, Giles-Gidney, Hooper, Norton, Rutherford, Saville, Stevens, Thompson and Wilson.

Against the Resolution: Nil.

Absent: Councillor Lamb.

21.5 TENDER SUMMARY - RECURRENT PLUMBING SERVICES - TENDER NO. 057403

RESPONSIBLE OFFICER:	STEVEN HEAD - INFRASTRUCTURE SERVICES DIRECTOR
AUTHOR:	ERIC LO – PROPERTY CONTRACTS & OPERATIONS OFFICER
DELIVERY PROGRAM ITEM:	4.2.1 EFFICIENTLY OPERATED AND MANAGED INFRASTRUCTURE ASSETS
MEETING DATE:	27 FEBRUARY 2012

Purpose of Report

To seek Council's approval of the engagement of a contractor to carry out emergency call out plumbing services to various Council's properties and appoint other tenderers to the preferred contractors panel to tender minor capital works in the future.

RESOLUTION

That:

- 1. Council accept the tender from Answer Plumbing for the provision of the emergency call-out plumbing services and enter a 2 year contract with an option for 2 years extension.**
- 2. Council appoint MT Plumbing, Meyers + Lyon Plumbing and Acland Group to the preferred contractor's panel, to tender Council's minor capital works, for a 2 year period with an option for a 2 year extension.**
- 3. The General Manager or his delegate be authorised to negotiate the appointment of MT Plumbing as an alternate emergency call-out plumbing contractor, from the preferred contractor panel, should Answer Plumbing not meet key performance indicators under the contract.**
- 4. The General Manager and Mayor be authorised to execute the contract documents under the Common Seal of Council.**

MOVED COUNCILLOR SAVILLE

SECONDED COUNCILLOR HOOPER

CARRIED

Voting

For the Resolution: Councillors Coppock, Cox, Fogarty, Giles-Gidney, Hooper, Norton, Rutherford, Saville, Stevens, Thompson and Wilson.

Against the Resolution: Nil.

Absent: Councillor Lamb.

**21.6 TENDER SUMMARY - ASSESSMENT OF TENDER FOR THE SUPPLY OF
A ROAD SWEEPER - TENDER NO. 1210/0905****RESPONSIBLE OFFICER: STEVEN HEAD - INFRASTRUCTURE SERVICES
DIRECTOR****AUTHOR: PAUL COLLINGS – WORKS MANAGER****DELIVERY PROGRAM ITEM: 2.1.1 CONSERVATION AND MAINTENANCE OF
WILLOUGHBY'S NATURAL ECOSYSTEMS****MEETING DATE: 27 FEBRUARY 2012**

Purpose of Report

To inform Council of the tenders that were submitted as part of the Procurement Australia tender undertaken on behalf of Council for the supply of a Road Sweeper and to recommend a successful supplier.

RESOLUTION

That the matter be deferred to the next meeting.

MOVED COUNCILLOR SAVILLE**SECONDED COUNCILLOR HOOPER****CARRIED****Voting**

For the Resolution: Councillors Coppock, Cox, Fogarty, Giles-Gidney, Hooper, Norton, Rutherford, Saville, Stevens, Thompson and Wilson.

Against the Resolution: Nil.

Absent: Councillor Lamb.

21.7 WILLIS PARK TENNIS COURTS & RECREATION FACILITIES

ATTACHMENTS:	1. DRAFT SIGNAGE - WELCOME SIGN – WILLIS PARK 2. DRAFT SIGNAGE - MAIN ENTRANCE – WILLIS PARK 3. PIP PROGRAMME
RESPONSIBLE OFFICER:	STEVEN HEAD - INFRASTRUCTURE SERVICES DIRECTOR
AUTHOR:	STEVEN HEAD - INFRASTRUCTURE SERVICES DIRECTOR
DELIVERY PROGRAM ITEM:	1.3.5 AFFORDABLE AND ACCESSIBLE OPEN SPACE AND RECREATIONAL FACILITIES FOR ALL MEMBERS OF THE COMMUNITY
MEETING DATE:	27 FEBRUARY 2012

Purpose of Report

To provide an update to Council on implementation of its resolution of 5 December 2011 for the transition of the courts to Council management and to authorise licences with Forest View Tennis Club, Tennis Valley and the North Shore Bridge Club.

PROCEDURAL MOTION

That the following persons address the meeting:

- Terry Stewart
- John Brownie
- John McIlrath
- Mike Hartnell

Mr Stewart, Mr Brownie, Mr McIlrath and Mr Hartnell addressed the Meeting and answered questions of the Councillors.

RESOLUTION

That:

1. Council note the update on transition of Willis Park to Council.
2. The proposed licences for Tennis Valley, the Forest View Tennis Club and North Shore Bridge Club be notified in accordance with the requirements of the Local Government Act.
3. The Mayor and General Manager be authorised to execute licences for a period of five years consistent with the terms outlined in this report for Tennis Valley, Forest View Tennis Club and the North Shore Bridge Club
4. The tender assessment report for Tennis Professional Services be reported to Council in June 2012.

5. The programme of immediate capital works for the site be endorsed and that Council's March quarter review identify appropriate budgets and sources of funding for the work.
6. Council exhibit the proposed fees and charges and, subject to feedback, these fees form the basis of charges for the remainder of the 2011/12 financial year.

MOVED COUNCILLOR RUTHERFORD

SECONDED COUNCILLOR WILSON

CARRIED

Voting

For the Resolution: Councillors Coppock, Cox, Fogarty, Giles-Gidney, Hooper, Norton, Rutherford, Saville, Stevens, Thompson and Wilson.

Against the Resolution: Nil.

Absent: Councillor Lamb.

22 NOTICE OF MOTION

22.1 NOTICE OF MOTION: LANE COVE TUNNEL EXIT RAMP TO PACIFIC HIGHWAY

RESPONSIBLE OFFICER: NICK TOBIN – GENERAL MANAGER

AUTHOR: NICK TOBIN – GENERAL MANAGER

DELIVERY PROGRAM ITEM: 5.2.4 OUR CBD'S ARE SUPPORTED BY PROVISION OF UTILITIES, PUBLIC TRANSPORT, ROAD UPGRADES, OPEN SPACE INFRASTRUCTURE AND PEDESTRIAN LINKAGES

MEETING DATE: 27 FEBRUARY 2012

Purpose of Report

Councillor T Fogarty has indicated his intention to move the following Notice of Motion:

“THAT Council approach the M2 Motorway Operator, Roads and Maritime Services, Local Members and the Minister for Roads requesting that consideration be given as to how to ensure that exit ramp to Chatswood on the Lane Cove Tunnel, city-bound, can be greater utilised with a view to reducing congestion on Fullers Road and Mowbray Road.”

RESOLUTION

That Council approach the M2 Motorway Operator, Roads and Maritime Services, Local Members and the Minister for Roads requesting that consideration be given as to how to ensure that the exit ramp to Chatswood on the Lane Cove Tunnel, city-bound, can be greater utilised with a view to reducing congestion on Fullers Road and Mowbray Road.

MOVED COUNCILLOR FOGARTY

SECONDED COUNCILLOR STEVENS

CARRIED

Voting

For the Resolution: Councillors Coppock, Cox, Fogarty, Giles-Gidney, Hooper, Lamb, Norton, Rutherford, Saville, Stevens, Thompson and Wilson.

Against the Resolution: Nil.

Absent:

CONSEQUENTIAL MOTION

That Mr Jim McCredie together with the Ward Councillors be acknowledged for their work on this issue.

MOVED COUNCILLOR FOGARTY

SECONDED COUNCILLOR SAVILLE

CARRIED

Voting

For the Resolution: Councillors Coppock, Cox, Fogarty, Giles-Gidney, Hooper, Lamb, Norton, Rutherford, Saville, Stevens, Thompson and Wilson.

Against the Resolution: Nil.

22.2 NOTICE OF MOTION - REDUCE SINGLE-USE PLASTIC BAG USE IN WILLOUGHBY

RESPONSIBLE OFFICER: NICK TOBIN – GENERAL MANAGER

AUTHOR: NICK TOBIN – GENERAL MANAGER

DELIVERY PROGRAM ITEM: 2.2.2 WILLOUGHBY CITY COUNCIL LEADS BY ADOPTING SUSTAINABLE PRACTICES

MEETING DATE: 27 FEBRUARY 2012

Purpose of Report

Councillor L Saville has indicated her intention to move the following Notice of Motion.

1. Write to the State and Federal Government urging them to introduce legislation that would ban non-biodegradable single-use plastic shopping bags.
2. Contact major local retailers to encourage them to collaborate with Council voluntarily in a staged approach to reduce and ultimately eliminate non-biodegradable plastic shopping bags from the Willoughby Local Government Area.”

RESOLUTION

That Council:

1. **Write to the State and Federal Government urging them to introduce legislation that would ban non-biodegradable single-use plastic shopping bags.**
2. **Contact major local retailers to encourage them to collaborate with Council voluntarily in a staged approach to reduce and ultimately eliminate non-biodegradable plastic shopping bags from the Willoughby Local Government Area.**

MOVED COUNCILLOR SAVILLE

SECONDED COUNCILLOR HOOPER

CARRIED

Voting

For the Resolution: Councillors Coppock, Cox, Fogarty, Giles-Gidney, Hooper, Lamb, Norton, Rutherford, Saville, Stevens, Thompson and Wilson.

Against the Resolution: Nil.

22.3 NOTICE OF MOTION - CONTAINER DEPOSIT LEGISLATION

RESPONSIBLE OFFICER: NICK TOBIN – GENERAL MANAGER

AUTHOR: NICK TOBIN – GENERAL MANAGER

DELIVERY PROGRAM ITEM: 2.2.2 WILLOUGHBY CITY COUNCIL LEADS BY ADOPTING SUSTAINABLE PRACTICES

MEETING DATE: 27 FEBRUARY 2012

Purpose of Report

Councillor S Saville has indicated her intention to move the following Notice of Motion:

“THAT Council:

1. Write to the NSW Premier, and other NSW Ministers urging them to implement such a scheme in NSW.
2. Write to the Prime Minister, Senators and other Federal Ministers encouraging them to adopt a National Container Deposit Scheme.”

RESOLUTION

That Council:

1. **Write to the NSW Premier, and other NSW Ministers urging them to implement such a scheme in NSW.**
2. **Write to the Prime Minister, Senators and other Federal Ministers encouraging them to adopt a National Container Deposit Scheme.**

MOVED COUNCILLOR SAVILLE

SECONDED COUNCILLOR COPPOCK

CARRIED

Voting

For the Resolution: Councillors Coppock, Cox, Fogarty, Giles-Gidney, Hooper, Lamb, Norton, Rutherford, Saville, Stevens, Thompson and Wilson.

Against the Resolution: Nil.

22.4 NOTICE OF MOTION - COUNCIL CAR PARK, EARLY CHILDHOOD CENTRE AND SENIORS LIVING DEVELOPMENT AT NORTHBRIDGE PLAZA

RESPONSIBLE OFFICER: NICK TOBIN – GENERAL MANAGER

AUTHOR: NICK TOBIN – GENERAL MANAGER

DELIVERY PROGRAM ITEM: 1.3.10 LOCAL CENTRES AND FACILITIES THAT SUPPORT LEARNING AND CREATIVE OPPORTUNITIES

MEETING DATE: 27 FEBRUARY 2012

Purpose of Report

Councillor G Giles-Gidney has indicated her intention to move the following Notice of Motion.

- “That Council Officers provide a report to the appropriate Council Committee on the works that can be carried out to upgrade the Council Car Park adjoining the Northbridge Plaza as well as the Early Childhood Centre; and the viability of a Seniors Living development on the site.
- That Council Officers contact the Plaza centre managers and the owners to ascertain :
 - a) whether they are prepared to contribute to the cost of upgrading the car park; and
 - b) What long term options they may be considering for the Plaza, including the possible provision of over 55's living and incorporating the Early Childhood Centre on the site.”

RESOLUTION

That:

- 1. Council Officers provide a report to the appropriate Council Committee on the works that can be carried out to upgrade the Council Car Park adjoining the Northbridge Plaza as well as the Early Childhood Centre; and the viability of a Seniors Living development on the site.**
- 2. Council Officers contact the Plaza centre managers and the owners to ascertain:**
 - a) whether they are prepared to contribute to the cost of upgrading the car park; and**
 - b) what long term options they may be considering for the Plaza, including the possible provision of over 55's living and incorporating the Early Childhood Centre on the site.**

MOVED COUNCILLOR GILES-GIDNEY

SECONDED COUNCILLOR COX

CARRIED

Voting

For the Resolution: Councillors Cox, Fogarty, Giles-Gidney, Lamb, Norton, Saville, Stevens and Thompson.

Against the Resolution: Councillors Coppock, Hooper, Rutherford and Wilson.

23 CONFIDENTIAL ITEMS

In accordance with the *Local Government Act 1993*, and the *Local Government (General) Regulation 2005*, in the opinion of the General Manager, the following business is confidential as referred to in Section 10A(2) of the Act, and should be dealt with in a Confidential Session of the Council meeting closed to the press and public.

Pursuant to Section 10A(4) of the *Local Government Act 1993*, the Deputy Mayor informed the Meeting that no written representations had been received from members of the public.

Procedural Motion

That:

1. Council resolve itself into Closed Session with the Press and Public excluded from the meeting to deal with the following confidential items.
2. Council resolve into Committee of the Whole in order to deal with these confidential items.

23.1 ADDITIONAL INFORMATION - RECURRENT PAINTING SERVICES - TENDER NO. 057408

This report is **CONFIDENTIAL** in accordance with Section 10A (2) (c) of the Local Government Act 1993, which permits the meeting to be closed to the public for business relating to the following: -

- (c) information that would, if disclosed, confer a commercial advantage on a person with whom the council is conducting (or proposes to conduct) business

23.2 ADDITIONAL INFORMATION - RECURRENT HANDYMAN SERVICES - TENDER NO. 054258

This report is **CONFIDENTIAL** in accordance with Section 10A (2) (c) of the Local Government Act 1993, which permits the meeting to be closed to the public for business relating to the following: -

- (c) information that would, if disclosed, confer a commercial advantage on a person with whom the council is conducting (or proposes to conduct) business

23.3 ADDITIONAL INFORMATION - RECURRENT PLUMBING SERVICES - TENDER NO. 057043

This report is **CONFIDENTIAL** in accordance with Section 10A (2) (c) of the Local Government Act 1993, which permits the meeting to be closed to the public for business relating to the following: -

- (c) information that would, if disclosed, confer a commercial advantage on a person with whom the council is conducting (or proposes to conduct) business

23.4 ADDITIONAL INFORMATION - ASSESSMENT OF TENDER FOR THE SUPPLY OF A ROAD SWEEPER - TENDER NO. 120/0905

This report is **CONFIDENTIAL** in accordance with Section 10A(2)(d) of the Local Government Act 1993, which permits the meeting to be closed to the public for business relating to the following: -

- (d) commercial information of a confidential nature that would if disclosed:
 - (ii) confer a commercial advantage on a competitor of the council

23.5 ADDITIONAL INFORMATION - WILLIS PARK

This report is **CONFIDENTIAL** in accordance with Section 10A (2) (c) of the Local Government Act 1993, which permits the meeting to be closed to the public for business relating to the following: -

- (c) information that would, if disclosed, confer a commercial advantage on a person with whom the council is conducting (or proposes to conduct) business

23.6 STAFF MATTER

This report is **CONFIDENTIAL** in accordance with Section 10A(2)(a) of the Local Government Act 1993, which permits the meeting to be closed to the public for business relating to the following: -

- (a) personnel matters concerning particular individuals (other than councillors)

23.1 ADDITIONAL INFORMATION - RECURRENT PAINTING SERVICES - TENDER NO. 057408

Recommendation Summary

That:

- 1. Council accept the tender from Higgins Coatings for the provision of the emergency call-out painting services and enter a 2 year contract with an option for 2 years extension.**
- 2. Council appoint FH Painting Services and OSSA Services to the preferred contractor's panel, to tender Council's minor capital works, for a 2 year period with an option for a 2 year extension.**
- 3. The General Manager or his delegate be authorised to negotiate the appointment of an alternate emergency call-out painting contractor, from the preferred contractor panel, should Higgins Coatings not meet key performance indicators under the contract.**
- 4. The General Manager and Mayor be authorised to execute the contract documents under the Common Seal of Council.**

**23.2 ADDITIONAL INFORMATION - RECURRENT HANDYMAN SERVICES -
TENDER NO. 054258****Recommendation Summary**

That:

1. Council accept the tender from Worne Construction for the provision of the emergency call-out handyman services and enter a 2 year contract with an option for 2 years extension.
2. Council appoint Workzone Constructions, OSSA Services and Acland Group to the preferred contractors panel, to tender Council's minor capital works, for a 2 year period with an option for a 2 year extension.
3. The General Manager or his delegate be authorised to negotiate the appointment of Workzone Construction as an alternate emergency call-out handyman contractor, from the preferred contractor panel, should Worne Construction not meet key performance indicators under the contract.
4. The General Manager and Mayor be authorised to execute the contract documents with Worne Constructions under the Common Seal of Council.

**23.3 ADDITIONAL INFORMATION - RECURRENT PLUMBING SERVICES -
TENDER NO. 057043****Recommendation Summary**

That:

1. Council accept the tender from Answer Plumbing for the provision of the emergency call-out plumbing services and enter a 2 year contract with an option for 2 years extension.
2. Council appoint MT Plumbing, Meyers + Lyon Plumbing and Acland Group to the preferred contractor's panel, to tender Council's minor capital works, for a 2 year period with an option for a 2 year extension.
3. The General Manager be authorised to negotiate the appointment of MT Plumbing as an alternate emergency call-out plumbing contractor, should Answer Plumbing not meet key performance indicators under the contract.
4. The General Manager and Mayor be authorised to execute the contract documents under the Common Seal of Council.

**23.4 ADDITIONAL INFORMATION - ASSESSMENT OF TENDER FOR THE SUPPLY OF
A ROAD SWEEPER - TENDER NO. 120/0905****Recommendation Summary**

That this matter be deferred until the next meeting of Council.

23.5 ADDITIONAL INFORMATION – WILLIS PARK**Recommendation Summary**

That:

1. Council note the report.
2. The General Manager pursue appropriate arrangements for the interim provision of tennis professional services at Willis Park.

23.6 STAFF MATTER**Recommendation Summary**

That the information be noted.

Upon resumption of the Open Council Meeting, the General Manager referred to the recommendations from the Committee of the Whole.

RESOLUTION

That the recommendations from the Committee of the Whole be adopted.

MOVED COUNCILLOR SAVILLE

SECONDED COUNCILLOR STEVENS

CARRIED

Voting

For the Resolution: Councillors Coppock, Cox, Fogarty, Giles-Gidney, Hooper, Lamb, Norton, Rutherford, Saville, Stevens, Thompson and Wilson.

Against the Resolution: Nil.

24 QUESTIONS

24.1 QUESTION ON NOTICE BY CLR L SAVILLE - TIME CAPSULE IN THE MALL

RESPONSIBLE OFFICER: NICK TOBIN – GENERAL MANAGER

AUTHOR: NICK TOBIN – GENERAL MANAGER

MEETING DATE: 27 FEBRUARY 2012

Question

What happened to the Time Capsule that was buried in the Mall? Where is it now? What are the storage conditions? Will there be an appropriate plaque for the capsule?

Answer

The time capsule remains in situ in the Mall.

Only the paving was replaced in the time capsule area, so the capsule remained untouched. The exact location was surveyed by Council's surveyor and plaque removed for refurbishment.

The method for re-installing plaque is still being considered as it was discovered upon it being removed that the plaque will not be able to withstand heavy vehicle traffic running over it. In the previous Mall arrangement there were plinths that prevented traffic driving directly over the plaque.

The Officers are considering whether to simply trial the original plaque back in place or whether to recreate it but in a sturdier form that can withstand the traffic then retain the original, which has been refurbished, within the Local Studies area of the Library.

Councillors can be informed once a decision has been made.

Councillor K Lamb arrived at the meeting at 8.15 pm.

The meeting concluded at 9.30 p.m.