



Willoughby City Council

ORDINARY COUNCIL

MINUTES

Council Chamber, Level 6, 31 Victor Street, Chatswood

10 August 2020

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1 PRESENT

Councillors

Joining the meeting present in the Chamber: Her Worship the Mayor Councillor G Giles-Gidney, Councillors Campbell, Eriksson, Fernandez, Mustaca, Norton, Saville, Wright and Zhu.

Joining the meeting via Zoom Conferencing: Councillors Coppock, Rutherford, Rozos and Tuon.

Officers

Ms D Just (Chief Executive Officer), Mr G McDonald (Customer & Corporate Director), Ms M Smith (Community Culture & Leisure Director), Mr C Binns (Acting Planning & Infrastructure Director), Mr I Arnott (Planning Manager), Ms S Charlton (Governance, Risk & Corporate Planning Manager), Ms S Williams (Governance Team Leader), Ms P Sheldrake (Governance Meeting Administration Officer), Mr B Herring (Chief Information Officer) and Mr J Racchi (Information Technology Team Leader).

2 DISCLOSURES OF INTERESTS

- Councillor Wright declared, via a Disclosures of Interest form, a non-pecuniary less than significant interest in Item 15.2: Investment Report for the month of July 2020.
(Nature of Interest: I am an employee of the Westpac Group with whom Council has investments.)
- Councillor Coppock declared, a non-pecuniary significant interest in Items 15.3: Legal Services Report August 2020.
(Nature of Interest: I am named in the report.)
- Councillor Giles-Gidney declared, via a Disclosures of Interest form, a non-pecuniary significant interest in Item 15.5: 12 Chandos Street, St Leonards – Planning Proposal (PP2020/03).
(Nature of Interest: I am a Member of the Sydney North Planning Panel.)
- Councillor Campbell declared, via a Disclosures of Interest form, a non-pecuniary significant interest in Item 15.5: 12 Chandos Street, St Leonards – Planning Proposal (PP2020/03).
(Nature of Interest: Alternate to the Sydney North Planning Panel. As the matter may come before me in that capacity, I must declare a significant interest.)
- Councillor Fernandez declared, via a Disclosures of Interest form, a non-pecuniary significant interest in Item 15.5: 12 Chandos Street, St Leonards – Planning Proposal (PP2020/03).
(Nature of Interest: Historical working relationship with some of the project professionals.)

- Councillor Fernandez declared, via a Disclosures of Interest form, a non-pecuniary less than significant interest in Item 15.8: Willoughby Affordable Housing Strategy – Outcome of public exhibition and adoption.
(Nature of Interest: I am a board member of Liveable Australia, whose constitution is to advocate for affordable housing.)
- Councillor Fernandez declared, via a Disclosures of Interest form, a non-pecuniary less than significant interest in Item 17.1: Confidential - 258 Sailors Bay Road Northbridge - Affordable Housing.
(Nature of Interest: I am a board member of Liveable Australia, whose constitution is to advocate for affordable housing.)
- Councillor Coppock declared, a non-pecuniary significant interest in Item 17.2: Confidential – Legal Services Report August 2020.
(Nature of Interest: I am named in the report.)

MOVED COUNCILLOR MUSTACA

SECONDED COUNCILLOR SAVILLE

CARRIED

Voting

For the Resolution: Councillors Giles-Gidney, Campbell, Coppock, Eriksson, Fernandez, Mustaca, Norton, Rozos, Rutherford, Saville, Tuon, Wright and Zhu.

Against: Nil

3 CONFIRMATION OF MINUTES

RESOLUTION

That the Minutes of the Ordinary Meeting of Council held 27 July 2020, copies of which have been circulated to each member of Council, be confirmed.

MOVED COUNCILLOR MUSTACA

SECONDED COUNCILLOR WRIGHT

CARRIED

Voting

For the Resolution: Councillors Giles-Gidney, Campbell, Coppock, Eriksson, Fernandez, Mustaca, Norton, Rozos, Rutherford, Saville, Tuon, Wright and Zhu.

Against: Nil

4 APOLOGIES AND APPLICATIONS FOR A LEAVE OF ABSENCE BY COUNCILLORS

NIL

5 PETITIONS

5.1 PETITION - FREEMAN ROAD/PACIFIC HIGHWAY, CHATSWOOD - 15 MINUTE PARKING SPOTS

MEETING DATE: 10 AUGUST 2020

PURPOSE OF REPORT

Councillor Saville tabled a petition containing 16 signatures seeking three parking spots on Freeman Road be allocated a 15-minute parking time from 6:30am to 6:30pm Monday to Friday.

MOTION

That Council receive and note the petition seeking that the three parking spots on Freeman Road be amended to 15-minute parking time from 6:30am to 6:30pm Monday to Friday and refer it to the Planning & Infrastructure Director for consideration.

MOVED COUNCILLOR SAVILLE

SECONDED COUNCILLOR CAMPBELL

CARRIED

The motion on being put to the meeting was CARRIED to become the resolution of Council.

Voting

For the Motion: Councillors Giles-Gidney, Campbell, Coppock, Eriksson, Fernandez, Mustaca, Norton, Rozos, Rutherford, Saville, Tuon, Wright and Zhu.

Against: Nil

6 OPEN FORUM — MATTERS NOT ON THE AGENDA

Due to the restrictions on public gatherings imposed by Public Health Orders, members of the community were invited to forward their submissions to Council. No submissions were received.

7 MAYORAL MINUTE

7.1 MAYORAL MINUTE - LOCAL GOVERNMENT EXCLUSION FROM NATIONAL CABINET

MEETING DATE: 10 AUGUST 2020

PURPOSE OF REPORT

To seek Council's endorsement to lobbying the Federal and State Governments to advocate strongly for the inclusion of a local government representative in the National Cabinet: a representative whose first and foremost consideration is the impact of decisions on councils and the communities they represent.

MOTION

That Council:

- 1. Forward correspondence to the NSW Premier the Hon Gladys Berejiklian MP, the Federal Minister for Local Government the Hon Mark Coultan and NSW Local Government Minister the Hon Shelley Hancock MP which highlights the critical necessity for Local Government representation on the newly formed National Cabinet and seeks their assistance in requesting that First Ministers review the decision to exclude Local Government.**
- 2. Seek a meeting with our local Federal and State Members to discuss in more detail the importance of having local government representation on National Cabinet and the value of partnerships with Councils in achieving the objectives of the National Cabinet and the national reform agenda.**
- 3. Note that the Australian Local Government Association, Local Government NSW and other state/territory local government associations will continue to advocate for local government representation on the National Cabinet and for Local Government's interests in all relevant forums.**
- 4. Advise LGNSW President Linda Scott of the adoption of this Mayoral Minute.**

MOVED COUNCILLOR GILES-GIDNEY

CARRIED

The motion on being put to the meeting was CARRIED to become the resolution of Council.

Voting

For the Motion: Councillors Giles-Gidney, Campbell, Coppock, Eriksson, Fernandez, Mustaca, Norton, Rozos, Rutherford, Saville, Tuon, Wright and Zhu.

Against: Nil

8 CHIEF EXECUTIVE OFFICER'S LATE REPORT

NIL

9 MATTERS FOR DEFERRAL AND PROCEDURAL PRIORITY

NIL

10 MATTERS REQUIRING ELABORATION OR DEBATE

The Mayor invited Councillors to indicate the items that they wished to deal with separately:

- Item 15.1 Delivery Program – Six Monthly Progress Report –Jan-Jun 2020
- Item 15.3 Legal Services Report August 2020
- Item 15.5 12 Chandos Street, St Leonards – Planning Proposal (PP 2020/03)
- Item 15.6 Willoughby Integrated Transport Strategy 2036 – Outcome of public exhibition and adoption
- Item 15.8 Willoughby Affordable Housing Strategy – Outcome of public exhibition and adoption
- Item 17.1 Confidential – 235 Sailors Bay Road, Northbridge – Affordable Housing
- Item 17.2 Confidential – Legal Services Report August 2020

RESOLUTION

That the staff recommendations for the following items be adopted en bloc:

- Item 15.2 Investment Report for the month of July 2020
- Item 15.4 Matters dealt with under delegated authority for the period 27 June to 19 July 2020
- Item 15.7 Development Assessment – quarter 4 (1 April to 30 June 2020)
- Item 15.9 Adoption of the Landscape Improvement Plan – Cleland Park
- Item 15.10 Adoption of the Playground Improvement Plan – Don Wilson

MOVED COUNCILLOR MUSTACA**SECONDED COUNCILLOR CAMPBELL****CARRIED****Voting**

For the Resolution: Councillors Giles-Gidney, Campbell, Coppock, Eriksson, Fernandez, Mustaca, Norton, Rozos, Rutherford, Saville, Tuon, Wright and Zhu.

Against: Nil

11 PUBLIC FORUM — MATTERS ON THE AGENDA

Due to the restrictions on public gatherings imposed by Public Health Orders, members of the community were invited to forward their submissions to Council. Submissions were distributed to Councillors prior to the meeting and have been included as an addendum to these minutes where permission has been given by the author.

Item 15.5 12 Chandos Street, St Leonards – Planning Proposal (PP 2020/03)

A submission was received from Joseph Kinsella – Billbergia Group to address Council against this item.

12 REPORTS OF COMMITTEES

NIL

13 DEFERRED MATTERS

NIL

14 CORRESPONDENCE

NIL

15 REPORTS FROM THE OFFICERS

CUSTOMER & CORPORATE DIRECTORATE

15.1 DELIVERY PROGRAM - SIX MONTHLY PROGRESS REPORT: JAN-JUN 2020

ATTACHMENTS:	1. IMPLICATIONS 2. SIX MONTHLY PROGRESS REPORT – JAN-JUN 2020 (TO BE DISTRIBUTED SEPARATELY)
RESPONSIBLE OFFICER:	GREG MCDONALD – CUSTOMER & CORPORATE DIRECTOR
AUTHOR:	KATRINA FURJANIC – CORPORATE STRATEGIC PLANNER
CITY STRATEGY OUTCOME:	5.1 – BE HONEST, TRANSPARENT AND ACCOUNTABLE IN ALL THAT WE DO
MEETING DATE:	10 AUGUST 2020

PURPOSE OF REPORT

To provide Council a progress report on the third year of the Delivery Program 2017-2021 (Operational Plan 2019/20).

MOTION

That Council receive and note the six monthly progress report on Council's Delivery Program 2017-2021 and the Operational Plan 2019-20 as at 30 June 2020.

MOVED COUNCILLOR MUSTACA

SECONDED COUNCILLOR SAVILLE

CARRIED

The motion on being put to the meeting was **CARRIED** to become the resolution of Council.

Voting

For the Motion: Councillors Giles-Gidney, Campbell, Coppock, Eriksson, Fernandez, Mustaca, Norton, Rozos, Rutherford, Saville, Wright and Zhu.

Against: Nil

Absent: Councillor Tuon.

15.2 INVESTMENT REPORT FOR THE MONTH OF JULY 2020

ATTACHMENTS:	1. IMPLICATIONS 2. ACTUAL PERFORMANCE AGAINST INVESTMENT POLICY (2019) 3. COUNCIL HOLDINGS AND COUNTERPARTY ANALYSIS
RESPONSIBLE OFFICER:	GREG MCDONALD - CUSTOMER & CORPORATE DIRECTOR
AUTHOR:	STEPHEN NAVEN – CHIEF FINANCIAL OFFICER
CITY STRATEGY OUTCOME:	5.1 – BE HONEST, TRANSPARENT AND ACCOUNTABLE IN ALL THAT WE DO
MEETING DATE:	10 AUGUST 2020

PURPOSE OF REPORT

To provide a report setting out Council's bank balances and investment portfolio performance as at 31 July 2020 under section 625 of the *Local Government Act 1993*.

RESOLUTION

That Council receive the Statement of Bank Balances and Investment Holdings as at 31 July 2020.

MOVED COUNCILLOR MUSTACA

SECONDED COUNCILLOR CAMPBELL

CARRIED

Voting

For the Resolution: Councillors Giles-Gidney, Campbell, Coppock, Eriksson, Fernandez, Mustaca, Norton, Rozos, Rutherford, Saville, Tuon, Wright and Zhu.

Against: Nil

Councillor Wright declared, via a Disclosures of Interest form, a non-pecuniary less than significant interest in Item 15.2: Investment Report for the month of July 2020. Councillor Wright remained in the meeting and took part in the discussion and voting on this item. *(Nature of Interest: I am an employee of the Westpac Group with whom Council has investments.)*

15.3 LEGAL SERVICES REPORT AUGUST 2020

ATTACHMENTS:	1. IMPLICATIONS 2. LEGAL SERVICES REPORT
RESPONSIBLE OFFICER:	GREG MCDONALD – CUSTOMER & CORPORATE DIRECTOR
AUTHOR:	SAMANTHA CHARLTON - GOVERNANCE, RISK & CORPORATE PLANNING MANAGER
CITY STRATEGY OUTCOME:	5.1 – BE HONEST, TRANSPARENT AND ACCOUNTABLE IN ALL THAT WE DO
MEETING DATE:	10 AUGUST 2020

PURPOSE OF REPORT

To present for noting the legal services report for August 2020.

MOTION

That Council receive the legal services report for August 2020.

MOVED COUNCILLOR CAMPBELL

SECONDED COUNCILLOR WRIGHT

CARRIED

The motion on being put to the meeting was **CARRIED** to become the resolution of Council.

Voting

For the Motion: Councillors Giles-Gidney, Campbell, Eriksson, Fernandez, Mustaca, Norton, Rozos, Rutherford, Saville, Wright and Zhu.

Against: Nil

Absent: Councillors Coppock and Tuon.

Councillor Coppock declared, a non-pecuniary significant interest in Item 15.3: Legal Services Report August 2020. Councillor Coppock withdrew from the meeting at 7:24pm taking no part in the discussion or voting on this item. Councillor Coppock returned to the meeting at 7:25pm.

(Nature of Interest: I am named in the report.)

15.4 MATTERS DEALT WITH UNDER DELEGATED AUTHORITY FOR THE PERIOD 27 JUNE TO 19 JULY 2020

ATTACHMENTS:	1. IMPLICATIONS
RESPONSIBLE OFFICER:	GREG MCDONALD – CUSTOMER & CORPORATE DIRECTOR
AUTHOR:	SAMANTHA CHARLTON – GOVERNANCE, RISK & CORPORATE PLANNING MANAGER
CITY STRATEGY OUTCOME:	5.1 – BE HONEST, TRANSPARENT AND ACCOUNTABLE IN ALL THAT WE DO
MEETING DATE:	10 AUGUST 2020

PURPOSE OF REPORT

To report to Council on matters dealt with by the Mayor and the Chief Executive Officer under delegated authority during the winter school holiday period, being the 27 June – 19 July 2020.

RESOLUTION

That Council note the report regarding matters dealt with under delegated authority during the winter school holiday period, being the 27 June – 19 July 2020.

MOVED COUNCILLOR MUSTACA

SECONDED COUNCILLOR CAMPBELL

CARRIED

Voting

For the Resolution: Councillors Giles-Gidney, Campbell, Coppock, Eriksson, Fernandez, Mustaca, Norton, Rozos, Rutherford, Saville, Tuon, Wright and Zhu.

Against: Nil

PLANNING & INFRASTRUCTURE DIRECTORATE**15.5 12 CHANDOS STREET ST LEONARDS - PLANNING PROPOSAL (PP 2020/03)****ATTACHMENTS:**

- 1. IMPLICATIONS**
 - 2. DETAILED ASSESSMENT**
 - 3. PLANNING PROPOSAL**
 - 4. PROPOSED VPA LETTER OF OFFER**
 - 5. LETTER FROM NORTH SYDNEY COUNCIL**
 - 6. TRANSPORT FOR NSW SUBMISSION**
 - 7. WLPP ADVICE**
- (ATTACHMENTS 2-7 TO BE DISTRIBUTED SEPARATELY)**

RESPONSIBLE OFFICER: IAN ARNOTT - PLANNING MANAGER

AUTHOR: IAN SHILLINGTON – STRATEGIC PLANNER

CITY STRATEGY LINK: 1.2.1 RELEVANT SERVICES AND FACILITIES ARE AVAILABLE FOR THE COMMUNITY

MEETING DATE: 10 AUGUST 2020

PURPOSE OF REPORT

To provide Council with an assessment and recommendation in respect of Planning Proposal (PP 2020/03).

Members of the Sydney (North) Planning Panel should retire from Council Chambers during consideration of the Agenda Item.

MOTION

That Council:

- 1. Not support the Planning Proposal and draft amendments to Willoughby Local Environmental Plan 2012 to rezone 12 Chandos Street, St Leonards (being lots 1-6 Section 28 DP 4241) to amend WLEP 2012 to rezone the site from B3 Commercial Core to B4 Mixed Use, increase the total FSR from 2.5:1 to 34.5:1 and increase the maximum building height from 20m to 243m (RL 319.2 AHD).**
- 2. Endorse provision of advice to the proponent that the draft amendments to Willoughby Local Environmental Plan 2012 are not supported for the rezoning of 12 Chandos Street, St Leonards (being lots 1-6 Section 28 DP 4241) to amend WLEP 2012 to rezone the site from B3 Commercial Core to B4 Mixed Use, increase the total FSR from 2.5:1 to 34.5:1 and increase the maximum building height from 20m to 243m (RL 319.2 AHD).**

MOVED COUNCILLOR COPPOCK

SECONDED COUNCILLOR WRIGHT

The motion on being put to the meeting was **CARRIED** to become the resolution of Council.

Voting

For the Motion: Councillors Coppock, Eriksson, Norton, Rozos, Rutherford, Saville, Tuon, Wright and Zhu.

Against: Councillor Mustaca.

Absent: Councillors Giles-Gidney, Campbell and Fernandez.

AMENDMENT

That Council defer this matter to the September 2020 Council meeting to enable the applicant to closer align with the draft St Leonards/Crows Nest 2036 Plan.

MOVED COUNCILLOR MUSTACA**SECONDED COUNCILLOR ERIKSSON**

LOST

Voting

For the Amendment: Councillors Eriksson and Mustaca.

Against: Councillors Coppock, Norton, Rozos, Rutherford, Saville, Tuon, Wright and Zhu.

Absent: Councillors Giles-Gidney, Campbell and Fernandez.

Her Worship the Mayor Councillor Giles-Gidney declared, via a Disclosures of Interest form, a non-pecuniary significant interest in Item 15.5: 12 Chandos Street, St Leonards – Planning Proposal (PP2020/03) and withdrew from the meeting at 7:26pm taking no part in the discussion or voting on this item. The Mayor returned to the Chamber at 7:51pm.

(Nature of Interest: I am a Member of the Sydney North Planning Panel.)

Councillor Campbell declared, via a Disclosures of Interest form, a non-pecuniary significant interest in Item 15.5: 12 Chandos Street, St Leonards – Planning Proposal (PP2020/03) and withdrew from the meeting at 7:26pm taking no part in the discussion or voting on this item. The Deputy Mayor returned to the Chamber at 7:51pm.

(Nature of Interest: Alternate to the Sydney North Planning Panel. As the matter may come before me in that capacity, I must declare a significant interest.)

Councillor Fernandez declared, via a Disclosures of Interest form, a non-pecuniary significant interest in Item 15.5: 12 Chandos Street, St Leonards – Planning Proposal (PP2020/03) and withdrew from the meeting at 7:26pm taking no part in the discussion or voting on this item. Councillor Fernandez returned to the Chamber at 7:51pm..

(Nature of Interest: Historical working relationship with some of the project professionals.)

Former Deputy Mayor Councillor Eriksson assumed the Chair in the Mayor's and Deputy Mayor's absence for consideration of this item.

15.6 WILLOUGHBY INTEGRATED TRANSPORT STRATEGY 2036 - OUTCOME OF PUBLIC EXHIBITION AND ADOPTION**ATTACHMENTS:**

1. IMPLICATIONS
2. RESPONSE TO SUBMISSIONS ON DRAFT *WILLOUGHBY ITS 2036*
3. PROPOSED FINAL *WILLOUGHBY ITS 2036* (AMENDMENTS ANNOTATED)
4. PROPOSED FINAL *WILLOUGHBY ITS 2036* (ATTACHMENTS 2-4 TO BE DISTRIBUTED SEPARATELY)

RESPONSIBLE OFFICER:**IAN ARNOTT – PLANNING MANAGER****AUTHOR:****ANDREW GILLIES – STRATEGIC TRANSPORT PLANNER****CITY STRATEGY OUTCOMES:**

- 1.2 - PROMOTE SUSTAINABLE LIFESTYLES AND PRACTICES
- 1.5 - REDUCE CARBON AND GREENHOUSE GAS EMISSIONS
- 2.1 - ENHANCE TRANSPORT CHOICES AND CONNECTIONS THROUGHOUT THE CITY
- 2.4 - REDUCE PARKING AND TRAFFIC CONGESTION
- 3.4 - CREATE DESIRABLE PLACES TO BE AND ENJOY
- 4.6 - FACILITATE THE VIABILITY AND VIBRANCY OF OUR VILLAGE CENTRES
- 5.4 - ANTICIPATE AND RESPOND TO CHANGING COMMUNITY AND CUSTOMER NEEDS

MEETING DATE:**10 AUGUST 2020****PURPOSE OF REPORT**

To report on the outcomes of the public exhibition and adopt the *Willoughby Integrated Transport Strategy 2036*.

MOTION

That Council:

1. Note the submissions received on the draft *Willoughby Integrated Transport Strategy 2036* during the public exhibition period and proposed Council response.
2. Adopt the *Willoughby Integrated Transport Strategy 2036* as amended post consultation.
3. Delegate authority to the Chief Executive Officer to make any minor amendments to *Willoughby Integrated Transport Strategy 2036* which do not alter the intent.

MOVED COUNCILLOR SAVILLE

SECONDED COUNCILLOR CAMPBELL

CARRIED

The motion on being put to the meeting was **CARRIED** to become the resolution of Council.

Voting

For the Motion: Councillors Giles-Gidney, Campbell, Coppock, Eriksson, Fernandez, Mustaca, Norton, Rozos, Rutherford, Saville, Tuon, Wright and Zhu.

Against: Nil

15.7 DEVELOPMENT ASSESSMENT - QUARTER 4 (1 APRIL TO 30 JUNE 2020)

ATTACHMENTS:	1. IMPLICATIONS 2. VARIATIONS TO DEVELOPMENT STANDARDS – QUARTER 4 3. APPLICATIONS DETERMINED – QUARTER 4 4. CURRENT DEVELOPMENT APPLICATIONS AS AT 6 JULY 2020
RESPONSIBLE OFFICER:	CHRIS BINNS – ACTING PLANNING & INFRASTRUCTURE DIRECTOR
AUTHOR:	IAN ARNOTT – PLANNING MANAGER
CITY STRATEGY OUTCOME:	5.1 – BE HONEST, TRANSPARENT AND ACCOUNTABLE IN ALL THAT WE DO
MEETING DATE:	10 AUGUST 2020

PURPOSE OF REPORT

To provide Council with details relating to development assessment for quarter 4 (1 April to 30 June 2020).

RESOLUTION

That Council:

- 1. Note the variations to development standards and development applications determined under delegated authority during quarter 4 (1 April to 30 June 2020).**
- 2. Note the current development applications list as at 6 July 2020.**

MOVED COUNCILLOR MUSTACA

SECONDED COUNCILLOR CAMPBELL

CARRIED

Voting

For the Resolution: Councillors Giles-Gidney, Campbell, Coppock, Eriksson, Fernandez, Mustaca, Norton, Rozos, Rutherford, Saville, Tuon, Wright and Zhu.

Against: Nil

COMMUNITY, CULTURE & LEISURE DIRECTORATE**15.8 WILLOUGHBY AFFORDABLE HOUSING STRATEGY - OUTCOME OF PUBLIC EXHIBITION AND ADOPTION**

ATTACHMENTS:	1. IMPLICATIONS 2. COMMUNITY FEEDBACK SUMMARY 3. DRAFT AFFORDABLE HOUSING STRATEGY 2026 4. DRAFT AFFORDABLE HOUSING POLICY
RESPONSIBLE OFFICER:	MELANIE SMITH – COMMUNITY, CULTURE & LEISURE DIRECTOR
AUTHOR:	MICHAEL CASHIN – COMMUNITY LIFE MANAGER
CITY STRATEGY OUTCOME:	3.5 – MAINTAIN QUALITY OF LIFE BY BALANCING POPULATION GROWTH WITH THE PROVISION OF ASSETS AND SERVICES 5.2 – DEMONSTRATE LEADERSHIP AND ADVOCACY FOR LOCAL PRIORITIES
MEETING DATE:	10 AUGUST 2020

PURPOSE OF REPORT

To report on the outcomes of public exhibition to adopt the *Willoughby Affordable Housing Strategy 2026* and *Affordable Housing Policy*.

MOTION

That Council:

1. **Adopt the *Affordable Housing Strategy 2026* provided as Attachment 3 and amended following consultation as outlined in section 4.2 of this report.**
2. **Adopt the *Affordable Housing Policy* provided as Attachment 4 which remains unchanged following public exhibition.**
3. **Note The *Affordable Housing Strategy 2026* and *Affordable Housing Policy* will supersede previous Council affordable housing policies.**
4. **Delegate authority to the Chief Executive Officer to make any minor amendments to the *Affordable Housing Strategy 2026* and the *Affordable Housing Policy* which do not alter the intent.**

MOVED COUNCILLOR SAVILLE

SECONDED COUNCILLOR MUSTACA

CARRIED

The motion on being put to the meeting was **CARRIED** to become the resolution of Council.

Voting

For the Motion: Councillors Giles-Gidney, Campbell, Eriksson, Fernandez, Mustaca, Norton, Rozos, Rutherford, Saville, Tuon, Wright and Zhu.

Against: Nil

Absent: Councillor Coppock.

Councillor Fernandez declared, via a Disclosures of Interest form, a non-pecuniary less than significant interest in Item 15.8: Willoughby Affordable Housing Strategy – Outcome of public exhibition and adoption. Councillor Fernandez remained in the meeting and took part in the discussion and voting on this item.

(Nature of Interest: I am a board member of Liveable Australia, whose constitution is to advocate for affordable housing.)

Councillor Coppock left the meeting at 7:55pm and did not return.

15.9 ADOPTION OF THE LANDSCAPE IMPROVEMENT PLAN - CLELAND PARK

ATTACHMENTS:	1. IMPLICATIONS 2. CLELAND PARK DRAFT LANDSCAPE IMPROVEMENTS PLAN 3. COMMUNITY CONSULTATION SUMMARY REPORT
RESPONSIBLE OFFICER:	MELANIE SMITH – COMMUNITY, CULTURE & LEISURE DIRECTOR
AUTHOR:	AMY BARNES – OPEN SPACE PROJECTS OFFICER
CITY STRATEGY OUTCOME:	3.4 – CREATE DESIRABLE PLACES TO BE AND ENJOY
MEETING DATE:	10 AUGUST 2020

PURPOSE OF REPORT

To seek Council's endorsement of the *Landscape Improvements Plan* for Cleland Park, Artarmon.

RESOLUTION

That Council:

1. Adopt the *Landscape Improvements Plan* for Cleland Park.
2. Delegate authority to the Chief Executive Officer to make minor amendments to the draft *Landscape Improvement Plan* for Cleland Park which do not alter the intent.

MOVED COUNCILLOR MUSTACA

SECONDED COUNCILLOR CAMPBELL

CARRIED

Voting

For the Resolution: Councillors Giles-Gidney, Campbell, Coppock, Eriksson, Fernandez, Mustaca, Norton, Rozos, Rutherford, Saville, Tuon, Wright and Zhu.

Against: Nil

15.10 ADOPTION OF THE PLAYGROUND IMPROVEMENT PLAN - DON WILSON

ATTACHMENTS:	1. IMPLICATIONS 2. DON WILSON PLAYGROUND IMPROVEMENTS PLAN 3. COMMUNITY CONSULTATION SUMMARY REPORT
RESPONSIBLE OFFICER:	MELANIE SMITH – COMMUNITY, CULTURE & LEISURE DIRECTOR
AUTHOR:	AMY BARNES – OPEN SPACE PROJECTS OFFICER
CITY STRATEGY OUTCOME:	3.3 – PROMOTE AN ACTIVE AND HEALTHY LIFESTYLE
MEETING DATE:	10 AUGUST 2020

PURPOSE OF REPORT

To adopt the *Playground Improvements Plan* for Don Wilson Playground, Naremburn Park.

RESOLUTION

That Council:

1. Adopt the *Playground Improvements Plan* for Don Wilson Playground, Naremburn Park.
2. Delegate authority to the Chief Executive Officer to make minor amendments to the *Playground Improvement Plan* for Don Wilson Playground, Naremburn Park which do not alter the intent.

MOVED COUNCILLOR MUSTACA

SECONDED COUNCILLOR CAMPBELL

CARRIED

Voting

For the Resolution: Councillors Giles-Gidney, Campbell, Coppock, Eriksson, Fernandez, Mustaca, Norton, Rozos, Rutherford, Saville, Tuon, Wright and Zhu.

Against: Nil

16 NOTICES OF MOTION

NIL

17 CONFIDENTIAL MATTERS

In accordance with the *Local Government Act 1993*, and the *Local Government (General) Regulation 2005*, in the opinion of the Chief Executive Officer, 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.

Procedural Motion

That Council resolve into Closed Session with the Press and Public excluded from the meeting to deal with the following confidential items.

MOVED COUNCILLOR ERIKSSON

SECONDED COUNCILLOR CAMPBELL

CARRIED

The Chair asked the Governance, Risk and Corporate Planning Manager whether there were any public representations relating to the confidential items listed. There were no public representations.

Council moved into closed session at 7:56pm.

17.1 CONFIDENTIAL - 258 SAILORS BAY ROAD NORTHBRIDGE - AFFORDABLE HOUSING

Reason for Confidentiality

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.

This report includes commercial information. The release of this information would provide person(s) with whom Council conducts business or proposes to conduct business an advantage. On balance, it is not in the public interest to release information that, if disclosed, would compromise Council's commercial position.

17.2 CONFIDENTIAL - LEGAL SERVICES REPORT AUGUST 2020

Reason for Confidentiality

This report is **CONFIDENTIAL** in accordance with Section 10A(2)(c) and (g) 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, and

- (g) advice concerning litigation, or advice that would otherwise be privileged from production in legal proceedings on the ground of legal professional privilege.

This report provides Councillors with information that assists them to understand the status of current legal matters. The release of this information would provide person(s) with whom Council conducts business or parties that are subject to legal proceedings details of Council's legal strategy, intentions and expenditure. On balance, it is not in the public interest to release information that, if disclosed, would compromise Council's legal prospects.

17.1 CONFIDENTIAL - 258 SAILORS BAY ROAD NORTHBRIDGE - AFFORDABLE HOUSING

RECOMMENDATION

That Council:

- 1. Proceed with the redevelopment of the rear of 258 Sailors Bay Road, Northbridge, to provide one 2-bedroom unit and one 1- bedroom unit for use as affordable housing.**
- 2. Progress with the design development to allow the submission of a Development and Construction Certificate Application for the works.**
- 3. Call tenders upon receipt of the Development Consent and Construction Certificate approval.**
- 4. Receive a further report for Council's consideration upon the assessment of the tender submissions.**

MOVED COUNCILLOR FERNANDEZ

SECONDED COUNCILLOR ERIKSSON

CARRIED

Voting

For the Recommendation: Councillors Giles-Gidney, Campbell, Eriksson, Fernandez, Mustaca, Norton, Rozos, Rutherford, Saville, Tuon, Wright and Zhu.

Against:

Absent: Councillor Coppock.

Councillor Fernandez declared, via a Disclosures of Interest form, a non-pecuniary less than significant interest in Item 17.1: Confidential - 258 Sailors Bay Road Northbridge - Affordable Housing. Councillor Fernandez remained in the meeting and took part in the discussion and voting on this item.

(Nature of Interest: I am a board member of Liveable Australia, whose constitution is to advocate for affordable housing.)

17.2 CONFIDENTIAL - LEGAL SERVICES REPORT AUGUST 2020**RECOMMENDATION**

That Council receives the confidential legal services report for August 2020.

MOVED COUNCILLOR ZHU

SECONDED COUNCILLOR CAMPBELL

CARRIED

Voting

For the Recommendation: Councillors Giles-Gidney, Campbell, Eriksson, Fernandez, Mustaca, Norton, Rozos, Rutherford, Saville, Tuon, Wright and Zhu.

Against: Nil

Absent: Councillor Coppock.

Councillor Coppock declared, a non-pecuniary significant interest in Item 17.2: Confidential – Legal Services Report August 2020. Councillor Coppock withdrew from the meeting at 7:55pm taking no part in the discussion or voting on this item.

(Nature of Interest: I am named in the report.)

PROCEDURAL MOTION

That the meeting revert to Open Council.

MOVED COUNCILLOR CAMPBELL

SECONDED COUNCILLOR WRIGHT

CARRIED

Council moved into open session at 8:01pm.

RESOLUTION

That the recommendations from the Closed session of Council be adopted.

MOVED COUNCILLOR SAVILLE

SECONDED COUNCILLOR WRIGHT

CARRIED

Voting

For the Resolution: Councillors Giles-Gidney, Campbell, Eriksson, Fernandez, Mustaca, Norton, Rozos, Rutherford, Saville, Tuon, Wright and Zhu.

Against: Nil

Absent: Councillor Coppock.

18 QUESTIONS WITH NOTICE

NIL

19 CONCLUSION OF THE MEETING

- The Mayor Councillor Giles-Gidney, Deputy Mayor Councillor Campbell and Councillor Fernandez left the meeting at 7:26pm prior to the discussion on Item 15.5: 12 Chandos Street, St Leonards (PP2020/03) and returned to the meeting at 7:51pm.
- Former Deputy Mayor Councillor Eriksson assumed the chair in the Mayor and the Deputy Mayor's absence for Item 15.5: 12 Chandos Street, St Leonards (PP2020/03).
- Councillor Coppock left the meeting at 7:24pm prior to discussion on Item 15.3: Legal Services Report August 2020 and returned to the meeting at 7:25pm
- Councillor Coppock left the meeting at 7:55pm and did not return to the meeting.
- The meeting concluded at 8:03pm.

I have authorised a stamp bearing my signature to be affixed to the pages of the Minutes of the Ordinary Council Meeting held on 10 August 2020). I confirm that Council has adopted these Minutes as a true and accurate record of the meeting.