
Minutes of the Council Meeting 18 July 2018

Meeting commenced at 6:30pm

Present:

Greg Cummings (Mayor)	Councillor
Ned Attie	Councillor
George Campbell	Councillor
Steve Christou	Councillor
Glenn Elmore	Councillor
Paul Garrard	Councillor
Ross Grove	Councillor
Ola Hamed	Councillor
Kun Huang	Councillor
Lisa Lake	Councillor
Suman Saha	Councillor
Michael Zaiter	Councillor
Tom Zreika (arrived 6:34pm)	Councillor
Hamish McNulty	General Manager
Brendan Govers	Acting Deputy General Manager - Environment & Infrastructure
Brooke Endycott	Acting Deputy General Manager - Corporate & Community

Also Present:

Charlie Ayoub	Group Manager Corporate & Customer
Adan Davis	Group Manager Planning
Peter Fitzgerald	Group Manager Roads & Waste
Carol Karaki	Governance Coordinator
Olivia Shields	Governance Administration Officer

Opening Prayer

The opening prayer was here read by Mr Jatinkumar Phatt Panditji, Hindu Priest from Sri Mandir Temple, Auburn.

Acknowledgement of Country

The Mayor, Councillor Cummings, opened the Meeting with the following Acknowledgement of Country:

"I would like to acknowledge the traditional owners of this land – the Darug People, and pay my respects to their elders both past and present."

National Anthem

At this point in the meeting the Mayor, Councillor Cummings, asked all of those in attendance to stand for the playing of the Australian National Anthem.

Notice of Live Streaming of Council Meeting

The General Manager advised that the Council meeting was being streamed live on Council's website and members of the public must ensure their speech to the Council is respectful and use appropriate language.

Min.207 Apologies/Leave of Absence**Resolved (Christou/Attie)**

That the apologies tendered on behalf of Councillor Rahme and Councillor Sarkis be accepted.

Declarations of Pecuniary & Non Pecuniary Conflicts of Interest

Councillor Zaiter declared a Pecuniary interest in Item C07/18-135 noting that a client of his firm has an interest in the proposal.

Confirmation of Minutes

Min.208	C07/18-130 Minutes of the Ordinary Meeting of Council - 4 July 2018
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Resolved (Attie/Elmore)

That Council confirm the minutes of the Ordinary Meeting of Council held on 4 July 2018.

Min.209	MM07/18-10 Mayoral Minute - Fun 4 Kids 'Winter Wonderland' Festival at Central Gardens
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Resolved (Cummings)

That Council congratulate and thank all staff involved in the planning and delivery of the Fun 4 Kids 'Winter Wonderland' Festival.

Min.210	Matter of Urgency – Development Application of the former Lidcombe Post Office Site
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Resolved (Campbell/Huang)

That in accordance with Clause 2.7(3)(b) of the Cumberland Council Code of Meeting Practice, Standing Orders be suspended to permit the Matter of Urgency in relation to

the Development Application for the former Lidcombe Post Office Site to be considered.

Min.211 Matter of Urgency – Submission to the Local Planning Panel regarding the Development Application of the former Lidcombe Post Office site

Resolved (Campbell/Huang)

That the Mayor, on behalf of the elected Council, have adequate resources made available to make a submission to the Local Planning Panel in relation to the development application for the former Lidcombe Post Office site at 1A Taylor Street, expressing concern that the maximum consideration be given to preserving the site considering it is of heritage significance.

Min.212 Resumption of Standing Orders

Resolved (Garrard/Christou)

That in accordance with Clause 1.6(2) of the Code of Meeting Practice, Council resume the normal order of business.

Public Forum:

Speakers on General Items

Speaker	Subject	Suburb
Mr. David Burrows	Councils Affordable Housing Plans as of 18/07/2018	Guildford

Speakers on Items on the Council Meeting Agenda

Speaker	Item #	Suburb
Mr. David Burrows	Item C07/18-132 - Response to Notice of Motion - Council Administration Building	Guildford
Mr. David Burrows	Item C07/18-135 - Planning Proposal and Draft DCP Controls for Woodville Road Neighbourhood Centre Precinct, corner of Lansdowne Street, Merrylands	Guildford

Min.213 Suspension of Standing Orders

Resolved (Huang/Christou)

That in accordance with Clause 1.6(2) of the Code of Meeting Practice, Council suspend standing orders to allow Items C07/18-132 and C07/18-135 to be brought forward for the consideration of Council.

Min.214 C07/18-132 Response to Notice of Motion - Council Administration Building**Motion (Lake/Huang)**

That Council receive this report, noting the two potential locations identified for the development of a new Cumberland Council Administration Building.

Amendment (Attie/Zreika)

That Council:

1. Receive this report, noting the two potential locations identified for the development of a new Cumberland Council Administration Building.
2. Workshop the matter as soon as possible with a view to amending the 2018/2019 Capital Works Program with a report to return to Council for further consideration.

The Amendment moved by Councillor Attie seconded by Councillor Zreika on being Put to the meeting was declared LOST on the voices.

The motion moved by Councillor Lake seconded by Councillor Huang on being Put was declared CARRIED on the voices to become the resolution of Council.

Councillor Grove left the Meeting at 7:30pm and returned at 7:33pm during the consideration of this item.

Min.215 C07/18-135 Planning Proposal and Draft DCP Controls for Woodville Road Neighbourhood Centre Precinct, corner of Lansdowne Street, Merrylands**Resolved (Attie/Zreika)**

1. Amend the Planning Proposal for the Woodville Road Neighbourhood Centre site, as indicated in Attachment 1, to:
 - a. B2 Local Centre zone with a maximum height of 31m and maximum FSR of 2.4:1 at the front of the site; and
 - b. R4 High Density Residential zone with a reduced maximum height 24m and reduced maximum FSR of 1.5:1 at the rear of the site.
2. Endorse the amended Planning Proposal to forward to the Department of Planning & Environment for finalisation, subject to the preparation of a Social Impact Assessment and the negotiation of a planning agreement with the proponent/owner to the satisfaction of Council, with a view to include provision for contributions towards:
 - a. Local open space (preferably on-site)
 - b. District open space, recreation and sporting facilities (off-site)

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- c. Community centre, youth and library facilities (off-site)
 - d. Child care facilities (possibly on-site)
 - e. Public domain improvements (on-site and adjoining the site)
 - f. Roads and traffic upgrades (including off-site)
 - g. Public affordable housing (preferably on-site)
 - h. Administration costs (approximately 1.5% of development contributions)
 3. Adopt the Draft Development Control Plan (DCP) controls at Attachment 2 as a site-specific section '4.1.12 *Woodville Road Neighbourhood Centre Precinct*' of the *Parramatta DCP*, to come into effect on the date that the LEP Amendment commences.
 4. Delegate to the General Manager authority to make minor non-policy corrections or formatting changes to the draft DCP controls prior to it coming into effect.
 5. Should the Planning Proposal proceed, name and refer to this new Centre as the 'Merrylands East Neighbourhood Centre'.

A division was called, the result of the division required in accordance with Council's Code of Meeting Practice is as follows:

Councillor(s) For the Motion: Attie, Campbell, Christou, Cummings, Elmore, Hamed, Huang, Lake, Saha, and Zreika.

Councillor(s) Against the Motion: Garrard and Grove.

Councillor Zaiter left the Meeting at 7:41pm prior to the consideration of this item and returned to the Meeting following the consideration of this item at 7:57pm as he had previously declared an interest relating to this item.

Councillor Zreika left the Meeting at 7:57pm during the consideration of this item.

Min.216 Items by Exception

Resolved (Attie/Christou)

At this time of the meeting, all items on the agenda not called for discussion were moved collectively, as shown:

That item numbers C07/18-131, C07/18-134, C07/18-137, C07/18-138 and C07/18-140 be moved in bulk.

Councillor Zreika returned to the Meeting at 7:59pm during the consideration of this item.

Min.217 C07/18-131 Investment Report June 2018**Resolved (Attie/Christou)**

That the report be received.

Min.218 C07/18-134 Adoption of Media Policy - Post Exhibition**Resolved (Attie/Christou)**

That Council adopt the *Media Policy* as outlined in Attachment 1 to this report.

Min.219 C07/18-137 Hyland Road Reserve - Review of Appropriate Uses**Resolved (Attie/Christou)**

That Council:

1. Develop a masterplan and park design for the Hyland Road Reserve in keeping with the objectives and strategies documented in the *Gipps Road & Hyland Road Regional Parklands Plan of Management 2013*.
2. Ensure the design is consistent with the potential future use of the site for a community facility, in accordance with the Reserve's General Community Use categorisation under the *Local Government Act 1993*.

Min.220 C07/18-138 Accelerated Cumberland Local Environmental Plan Funding Offer**Resolved (Attie/Christou)**

That Council:

1. Accept the Minister of Planning's offer of funding of up to \$2.5 million, as financial support for Cumberland as a priority Council to prepare a comprehensive LEP within the next two years.
2. Delegate to the General Manager authority to complete and return the NSW State Government's Accelerated LEP Review Program Funding Agreement by the required date.
3. Be provided with a further report on the Cumberland LEP Project, including a high level project plan, as soon as possible.

Min.221 C07/18-140 Response to Notice of Motion - Proposed Acquisition of Properties, Auburn**Resolved (Attie/Christou)**

That Council:

1. Authorise expenditure from Section 7.11 (Auburn Section 94 Plan, Auburn Public Domain Fund 2007) and General Revenue funds (2018/19 Capital Works Program) to acquire the properties at 56 and 58 Auburn Road, Auburn known as Lot 1 and Lot 2, DP 579479.
2. Authorise the General Manager to negotiate the acquisition of the properties in accordance with valuation advice and execute all documents associated with the purchase.
3. Provide a further report on the costs to redevelop the properties into public domain open space.

Min.222 C07/18-133 Adoption of Petition Guidelines - Post Exhibition**Motion (Lake/Zreika)**

That Council adopt the *Petition Guidelines* as outlined in Attachment 1 to this report subject to the following amendments:

- Remove the words “written in English” on the first point on the second page of the guideline.
- Provision for the petition wording should be added on the top of each signature page, with the sample petition also updated accordingly.

Amendment (Grove/Attie)

That Council adopt the *Petition Guidelines* as outlined in Attachment 1 to this report.

The Amendment moved by Councillor Grove seconded by Councillor Attie on being Put to the meeting was declared LOST on the voices.

The motion moved by Councillor Lake seconded by Councillor Zreika on being Put was declared CARRIED on the voices to become the resolution of Council.

C07/18-134 Adoption of Media Policy - Post Exhibition

This item was dealt with earlier in the meeting.

**C07/18-135 Planning Proposal and Draft DCP Controls for
Woodville Road Neighbourhood Centre Precinct, corner of
Lansdowne Street, Merrylands**

This item was dealt with earlier in the meeting.

**Min.223 C07/18-136 Planning Proposal - Minimum Lot Area for Low-
Medium Density Dual Occupancy Housing****Motion (Attie/Zreika)**

That Council:

1. Prepare a Planning Proposal to amend the Auburn Local Environmental Plan 2010, Holroyd Local Environmental Plan 2013 and Parramatta Local Environmental Plan 2011 to introduce a minimum lot area for dual occupancy development within Cumberland LGA.
2. Nominate the minimum lot areas for the development of dual occupancies within Cumberland LGA as identified on figure 1 scenario 1 of this report.
3. Consult with the community and the Local Planning Panel on the Planning Proposal, following Gateway Determination by the Department of Planning and Environment.

Amendment (Elmore/Christou)

That Council:

1. Prepare a Planning Proposal to amend the Auburn Local Environmental Plan 2010, Holroyd Local Environmental Plan 2013 and Parramatta Local Environmental Plan 2011 to introduce a minimum lot area for dual occupancy development within Cumberland LGA.
2. Nominate 600m² as the minimum lot area for the development of dual occupancies within Cumberland LGA.
3. Consult with the community and the Local Planning Panel on the Planning Proposal, following Gateway Determination by the Department of Planning and Environment.

The Amendment moved by Councillor Elmore seconded by Councillor Christou on being Put to the meeting was declared CARRIED.

A division was called, the result of the division required in accordance with Council's Code of Meeting Practice is as follows:

Councillor(s) For the Amendment:

Campbell, Christou, Cummings,
Elmore, Hamed, Huang, Lake and
Saha.

Councillor(s) Against the Amendment: Attie, Garrard, Grove, Zaiter and Zreika.

The Amendment moved by Councillor Elmore seconded by Councillor Christou then became the motion.

The motion moved by Councillor Elmore seconded by Councillor Christou on being Put was declared CARRIED to become the resolution of Council (as shown in the amendment).

A division was called, the result of the division required in accordance with Council's Code of Meeting Practice is as follows:

Councillor(s) For the Motion: Campbell, Christou, Cummings, Elmore, Hamed, Huang, Lake and Saha.

Councillor(s) Against the Motion: Attie, Garrard, Grove, Zaiter and Zreika.

Councillor Hamed left the Meeting at 8:14pm and returned to the Meeting at 8:20pm during the consideration of this item.

C07/18-137 Hyland Road Reserve - Review of Appropriate Uses

This item was dealt with earlier in the meeting.

C07/18-138 Accelerated Cumberland Local Environmental Plan Funding Offer

This item was dealt with earlier in the meeting.

Min.224 C07/18-139 Response to Notice of Motion - Construction of Public Toilet Dellwood Street, South Granville

Resolved (Garrard/Zreika)

That Council:

1. Approve the construction of a public toilet within the reserve area at the western end of the Dellwood Street Shops; and
2. Amend the 2018/2019 Capital Works Program to include the construction of the public toilet and that funding be allocated from the Woodville Ward Reserve Fund.

**Min. C07/18-140 Response to Notice of Motion - Proposed Acquisition
of Properties, Auburn**

This item was dealt with earlier in the meeting.

The Mayor closed the meeting at 8:59pm.

Chairperson  General Manager 