



Ordinary Council Meeting

Agenda: *Ordinary Council Meeting*

Date: *Tuesday 7 October 2014*

Time: *8.00pm*

Woollahra Municipal Council

Notice of Meeting

2 October 2014

To: Her Worship the Mayor, Councillor Toni Zeltzer ex-officio
Councillors Ted Bennett
Anthony Boskovitz
Peter Cavanagh
Luise Elsing
James Keulemans
Greg Levenston
Anthony Marano
Katherine O'Regan
Andrew Petrie
Matthew Robertson
Deborah Thomas
Elena Wise
Susan Wynne
Jeff Zulman

Dear Councillors

Council Meeting – 7 October 2014

In accordance with the provisions of the Local Government Act 1993, I request your attendance at Council's **Ordinary Council Meeting** to be held in the **Council Chambers, 536 New South Head Road, Double Bay, on Tuesday 7 October 2014 at 8.00pm.**

Gary James
General Manager

Meeting Agenda

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1.	Confirmation of Minutes – Ordinary Meeting	22 September 2014
2.	Leave of Absence and Apologies	
3.	Declarations of Interest	
4.	Late Correspondence Note Council resolution of 27 June 2011 to read late correspondence in conjunction with the relevant Agenda Item	
5.	Petitions Tabled	
6.	Mayoral Minute	Nil
7.	Public Forum	
8.	General Manager & Officer's Report	Nil
9.	Reports of the Committees	
9.1	Corporate & Works Committee	29 September 2014
R1	Financial Statements for the Year Ended 30 June 2014	1
9.2	Development Control Committee	29 September 2014
R1	Report on the Pros & Cons of a Separate DA Process for Business, Commercial & Retail Activities – 885.G Planning & Development Management	2
R2	DA94/2013 - 2-4 Quarry Street, Paddington – Site remediation & construction of new childcare centre to provide 120 long day care places for ages 0-6 years with operating hours between 6.30am to 7.30pm Monday to Friday – 14/3/2013	3
9.3	Urban Planning Committee	22 September 2014
R1	Double Bay Working Party	4
R2	Controls for Excavation Under Woollahra Residential Development Control Plan 2003	
9.4	Community & Environment Committee – Nil 'R' Items	22 September 2014
10.	Rescission Motion	Nil
11.	Notices of Motion	5
12.	Questions on Notice	Nil
13.	Questions for the Next Meeting	Nil

9.1 Corporate & Works Committee

Items with Recommendations from the Committee Meeting of Monday 29 September 2014 Submitted to the Council for Determination

Item No: R1 Recommendation to Council
Subject: **Financial Statements for the Year Ended 30 June 2014**
Author: Don Johnston, Chief Financial Officer
File No: 767.G 2013/14
Reason for Report: To present the Financial Statements for the year ended 30 June 2014 to the Committee, provide commentary on the budget result for 2013/14 and recommend to Council the adoption of Council's statement in respect of the Financial Statements

Recommendation:

- A. That Council note the budget result achieved for 2013/14 is a surplus of \$159k, representing an increase of \$98k on the March 2014 budget review forecast and resulting in a working funds balance of \$2,727k at 30 June 2014.
- B. That Council, having noted the statement of confirmation provided in the report by the General Manager, the Director Corporate Services and the Chief Financial Officer (Responsible Accounting Officer), adopt the following statement in relation to its Financial Statements for the year ended 30 June 2014:

That, in relation to the Financial Statements for the year ended 30 June 2014, Council is of the opinion that:

The Financial Statements have been drawn up in accordance with:

- i. the Local Government Act 1993 (as amended) and Regulations made thereunder;*
- ii. the Australian Accounting Standards and professional pronouncements; and*
- iii. the Local Government Code of Accounting Practice and Financial Reporting*

and to the best of our knowledge and belief the Report:

present fairly Council's financial position and operating result for the year; and

accord with Council's accounting and other records;

and further, the signatories to the Report, to the best of our knowledge and belief, know of nothing that would make the report false or misleading in any way;

- C. That Council formally refer the Financial Statements for the year ended 30 June 2014 for audit; and
- D. In anticipation of receiving the Auditor's Reports, set the Corporate & Works Committee meeting to be held on Monday 3 November 2014 as the meeting at which the 2013/14 Financial Statements will be presented to the public.

9.2 Development Control Committee

Items with Recommendations from the Committee Meeting of Monday 29 September 2014 Submitted to the Council for Determination

Item No: R1 Recommendation to Council

Subject: **Report on the Pros & Cons of a Separate DA Process for Business, Commercial & Retail Activities – 885.G Planning & Development Management**

Author: Nick Economou – Acting Manager - Development Control

File No: 885.G Planning & Development Management

Reason for Report: In accordance with Council's meeting procedures and policy this matter is referred to full Council due to #

Recommendation:

- A. That a further report be presented to the Development Control Committee on:
- how delegations relating to the determination of development and related applications may be amended
 - how work practices may be to improved, and
 - what resources need to be allocated
- to improve turnaround times.
- B. That the call up safeguard period for applications determined by staff following review by the Application Review Panel (ARP) be removed and that to achieve this the relevant note in the delegations be removed.
- C. That the delegations review have regard to the resolution of Council of 22 September 2014 asking for a report on the merit of an Independent Hearing and Assessment Panel.
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Item No: R2 Recommendation to Council

Subject: **2-4 Quarry Street, Paddington – Site remediation & construction of new childcare centre to provide 120 long day care places for ages 0-6 years with operating hours between 6.30am to 7.30pm Monday to Friday – 14/3/2013**

Author: Adrian Gilderdale – Assessment Officer

File No: DA94/2013

Reason for Report: In accordance with Council’s meeting procedures and policy this matter is referred to full Council due to the public’s interest in the matter.

Recommendation:

- A. THAT the Council defend the class 4 summons in the Land and Environment Court 2014 on the 14 October 2014.
 - B. THAT in accordance with Council’s policy of confidentiality, the confidential report remain confidential for a period of six (6) months or until the conclusion of the appeal, whichever occurs last.
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9.3 Urban Planning Committee

Items with Recommendations from the Committee Meeting of Monday 22 September 2014 Submitted to the Council for Determination

Item No: R1 Recommendation to Council
Subject: **Double Bay Working Party**
Author: Allan Coker – Director Planning and Development
File No: 1262.G
Reason for Report: To update the Council on the matters which have been considered by the Double Bay Working Party.

Recommendation:

That Council note:

- A. the minutes of the Double Working Party meetings held on 20th May, 17th July and 26th August 2014.
- B. that the working party is now progressing the development of a Strategic Action Plan for Double Bay.

Item No: R2 Recommendation to Council
Subject: **Controls for Excavation Under Woollahra Residential Development Control Plan 2003**
Author: Patrick Robinson - Manager Development Control
File No: 900.G
Reason for Report: Notice of Motion

Recommendation:

THAT the Urban Planning Committee notes:

1. Research indicates that the volumetric excavation controls introduced on 12 September 2012 have delivered a modest reduction in excavation impact.
2. Caution needs to be applied to the interpretation of excavation trends because of a range of factors which influence excavation.
3. The volumetric excavation controls do not apply to ancillary structures such as detached garages, swimming pools and the like.
4. The volumetric excavation controls contained in RDCP 2003 will be translated, in a modified form, into part B3.6 of the new comprehensive DCP together with other changes to ensure consistency with other provisions of the new DCP.

Notices of Motion

Item No: 1
From: Councillor Levenston
Date: 1 October 2014
File No: 900.G

THAT the Council send a letter of acknowledgement, congratulations and thanks to Anthony Minichiello upon his retirement as a player and club captain of the Roosters rugby league team. He has played 302 games in his club career and has been an ornament to the game. He is well recognised both within and beyond this municipality for his leadership, as well as being an outstanding role model for our youth and community in general.

Item No: 2
From: Councillors Marano, Keulemans, Cavanagh & Zeltzer
Date: 2 October 2014
File No: 900.G

Woollahra's annual Christmas party

- A. THAT Woollahra Council hold an annual Christmas Party each year that is hosted by the Mayor, as a means of thanking all those in our community that make a positive contribution to Woollahra over the year. This is the most appropriate time of the year to convey our appreciation.
- B. THAT funding for the 2014 Christmas party be identified in the September quarterly budget review and that future year events be funded by way of an annual budget allocation.

Background

All neighbouring Councils hold such functions at Christmas time but traditionally Woollahra Council has not held a Christmas Party. There are other community functions throughout the Council calendar, particularly relating to Woollahra Citizen of the Year, Small Sculpture Prize and Poet's Picnic but these are related to cultural, artistic and other themes. The Christmas party is a function for simply giving thanks and celebrating the season.

Political Donations – matters to be considered by Councillors at Meetings

