

# Ordinary Council



# Minutes

Monday 20 August 2018



# Ordinary Council Meeting

Monday 20 August 2018

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## **Items Determined Under Delegated Authority by Council Committees**

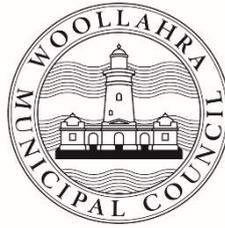
**The following items were determined under Delegated Authority. To see the delegated decisions of Council please refer to the individual Committee Meeting Minutes.**

### **Finance, Community & Services Committee held on Monday 06 August 2018**

- D1 Confirmation of Minutes of Meeting held on 2 July 2018
- D2 Woollahra Local Traffic Committee Minutes - 3 July 2018
- D3 2014 Woollahra Traffic Management Strategy - Review
- D4 Woollahra Libraries Annual Report 1 July 2017 to 30 June 2018
- D6 Closing and Sale of Road Reserve - 32 Cranbrook Road, Bellevue Hill (SC 4216)
- D7 Closing and Sale of Road Reserve - 19 Paddington Street, Paddington (SC4349)
- D8 Closing and Sale of Road Reserve - 34 Cranbrook Road, Bellevue Hill (SC4348)
- D9 Delivery Program 2013 - 2018 and Operational Plan 2017/18 Quarterly Progress Report - June 2018 - Goal 1-A connected & harmonious community, Goal 2-A supported community, Goal 3-A creative & vibrant community, Goal 5-Liveable places, Goal 6-Getting around, Goal 10-Working together, 11-A well managed Council (FY230)
- D10 Monthly Financial Report - June 2018 and Investments Held as at 31 July 2018 (FY259-03)

### **Environmental Planning Committee held on Monday 06 August 2018**

- D1 Confirmation of Minutes of Meeting held on 2 July 2018
- D2 Oxford Street Working Party meeting 26 June 2018
- D3 Woollahra Local Planning Panel - Register of Planning Decisions and Analysis - Period 29 March 2018 to 30 June 2018
- D4 Delivery Program 2013 to 2018 and Operational Plan 2017/18 (DPOP) Quarterly Progress Report June 2018 against Goal 4 - Well planned neighbourhoods, Goal 7-Protecting our environment, Goal 8 - Sustainable use of resources and Goal 9 - Community focused economic development



## Ordinary Council Meeting

**Minutes of the Meeting of Woollahra Municipal Council  
held at the Council Chambers, 536 New South Head Road, Double Bay, on  
20 August 2018 at 6.00pm.**

Present: His Worship the Mayor, Councillor Peter Cavanagh, ex-officio

Councillors: Susan Wynne (Deputy Mayor)

Claudia Cullen

Luise Elsing

Mary-Lou Jarvis

Anthony Marano

Nick Maxwell

Megan McEwin

Harriet Price

Lucinda Regan

Matthew Robertson

Isabelle Shapiro

Richard Shields

Mark Silcocks

Staff: Allan Coker (Director – Planning & Development)

Lynn Garlick (Director – Community Services)

Gary James (General Manager)

Don Johnston (Director – Corporate Services)

Sue O'Connor (Secretarial Support - Governance)

Tom O'Hanlon (Director – Technical Services)

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## Confirmation of Minutes

(Elsing/Wynne)

### 149/18 Resolved:

That the Minutes of the Ordinary Council Meeting held on 16 July 2018 be taken as read and confirmed.

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## Leave of Absence and Apologies

An apology was received and accepted from Councillor Toni Zeltzer and leave of absence granted.

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## Declarations of Interest

Councillor Price declared a non-significant, non-pecuniary interest in Notice of Motion 11.5 (Opening Hours - Paddington Library), as she knows James Dolton (who submitted a letter of support) as they both were on the Glenmore Road Public School P&C together. Councillor Price remained in the meeting, participated in the debate and voted on this matter.

Councillor Jarvis declared a non-significant, non-pecuniary interest in Notice of Motion 11.2 (Expansion of Child Care Services Provided by Council at Hugh Latimer Centre), as she is on the board of Kincoppal School Rose Bay, which provide child care facilities. Councillor Jarvis remained in the meeting, participated in the debate and voted on this matter.

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## Late Correspondence

**Note:** Council resolution of 27 June 2011 to read late correspondence in conjunction with the relevant Agenda Environmental Planning Committee Item R1 (Proposed Commercial Floor Space Controls for Double Bay Centre) & NOM 11.5 (Opening Hours - Paddington Library).

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## Petitions Tabled

**Petition No:** 1  
**From:** Chief Petitioner  
**Tabled by Councillor:** McEwin

The Petition was in terms,

- “1. Council supports and recognises a need for a transition from fossil fuels to renewable energy as soon as possible, and that government support and funding for new coal mines such as the Carmichael Mine renders farcical any sensible discussion about a transition to renewable energy. Council objects in the strongest terms possible to government support and funding for new coal mines such as the Carmichael Mine. Council will do all that it can to engage with other Councils to communicate its objection to government support and funding for new coal mines such as the Carmichael Mine.
2. Council resolves to prepare and send a letter to Members of Parliament on the terms of motion 1 as set out above.”

(McEwin/Robertson)

### 150/18 Resolved:

That the petition lie on the table for fourteen (14) days.

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## Suspension of Standing Orders

**Councillor Wynne**

**151/18** That Standing Orders be suspended to allow Councillor Wynne to advise Council of City to Surf.

**Adopted**

**The Mayor ruled and permitted the Suspension of Standing Orders**

**Councillor Wynne advised:**

I would like to congratulate staff on the City to Surf on Sunday 12 October 2018, like always by the afternoon you would not even know it had occurred. It was a fantastic event with so many runners this year around 80,000. I would like to say I ran in it, but I didn't. Yet again they did a great job there was not even one bottle and everything was cleared away and they are so efficient. I would like to congratulate staff because I know how hard they work on this particular day.

**The Council noted the information.**

**Councillor Price**

- 152/18** That the Suspension of Standing Orders continue to allow Councillor Price to advise Council of Rough Sleepers.

**Adopted**

**The Mayor ruled and permitted the continuation of the Suspension of Standing Orders.**

**Councillor Price advised:**

I would like to alert the Councillors that last Monday night between the hours of 1am and 3.30am I took part in the City of Sydney's rough sleep count in relation to the data that they collect for rough sleepers in the City of Sydney. I'm pleased to say that the count has actually decreased in numbers since the last count and we must applaud that. However, I think we do need to remember that rough sleepers only account for a small amount of the homeless in NSW and as civic leaders with a voice, we need to ensure that this crisis is kept in the spotlight. I would like to congratulate City of Sydney for the work they do with those rough sleepers.

**The Council noted the information.**

**Councillor Price**

- 153/18** That the Suspension of Standing Orders continue to allow Councillor Price to advise Council of Artist in Residence Tomas Prego.

**Adopted**

**The Mayor ruled and permitted the continuation of the Suspension of Standing Orders.**

**Councillor Price advised:**

Councillor Elsing and I had the pleasure of being invited to the Artist in Residence Tomas Prego, who had a wonderful exhibition at the EJ Ward Centre in Paddington, which was a lovely occasion. What was lovely about it there was a core group of Paddington community residents who rallied around Mr Prego and cleaned up that centre and made it look sparkling and sensational and it was wonderful to see Woollahra Council supports these artists in residents but also to see that community members also support such an initiative. I would like to congratulate everyone involved in that.

**The Council noted the information.**

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**Councillor Robertson**

- 154/18** That the Suspension of Standing Orders continue to allow Councillor Robertson to advise Council of Senator Mehreen Faruqi appointment.

**Adopted**

**The Mayor ruled and permitted the continuation of the Suspension of Standing Orders.**

**Councillor Robertson advised:**

My mind is on two incredible women at this time. Some 45 minutes ago this evening NSW had a new Senator appointed in Canberra so I would like Council to note the Mehreen Faruqi is that new Senator and is indeed the first female, Muslim parliamentarian, that was when she was appointed to the upper house NSW in 2013 and today the first female, Muslim Senator, and I believe the first Muslim to take office in that Chamber. Mehreen Faruqi is a long term friend of mine as well as a long term campaigner for progressive change across a whole host of environmental issues as well as social justice matters. Mehreen Faruqi replaces Lee Rhiannon, both women and friends with and live in the Eastern Suburbs. I do want to place on record my recognition to Lee Rhiannon a Greens Senator in NSW, who also is a tireless champion for environmental change. This is a historic night in the senate and I wish Mehreen Faruqi well in her service to the people of NSW.

**The Council noted the information.**

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**Councillor Jarvis**

- 155/18** That the Suspension of Standing Orders continue to allow Councillor Jarvis to advise Council of Women for Election Conference.

**Adopted**

**The Mayor ruled and permitted the continuation of the Suspension of Standing Orders.**

**Councillor Jarvis advised:**

Councillor Price and I attended last week and Parliament House the second Women for Election Conference, which was about getting more women elected which we are pleased to report that we punch above our weight in Woollahra in that we have a record amount of women on Council and we are the majority. I am pleased to also report in relation to the Eastern Suburbs the key note speaker was our own Gabrelle Upton MP, Councillor Jess Miller from City of Sydney, Felicity Wilson MP, former Minister Robyn Parker. It was none partisan, hence Councillor Price and I worked attended together.

**The Council noted the information.**

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## Mayoral Minute

**Item No:** 6.1  
**Subject:** **DROUGHT RELIEF**  
**Author:** Peter Cavanagh, Mayor  
**File No:** 18/129585  
**Reason for Report:** To seek Council's endorsement for funds to be allocated to the Appeal.

(Jarvis/Shapiro)

**156/18 Resolved:**

- A. That Council commit \$10,000 to the Australian Red Cross for the Drought Relief Appeal.
- B. That Council notes the great initiative of the "Parma for a Farmer" and the support being shown by the local pubs and cafes.

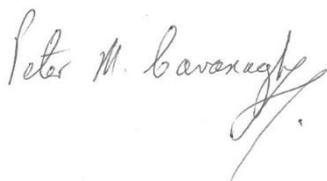
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### Australian Red Cross Drought Appeal

Following confirmation from the State Government that NSW is officially in drought, the Australian Red Cross launched a drought relief Appeal to assist farmers in need of support. We rely very heavily on our farmers and they deserve our help at a time when many are suffering. Farmers are surviving on the bare essentials and are giving the little money they have left to keep livestock alive. The Red Cross Disaster Relief and Recovery Appeal will be used to enable short term financial help to at-risk individuals and families in drought stricken areas. 100% of all funds donated go directly to the farmers in need. No Red Cross resources will be funded from the Appeal. I would like to recommend a \$10,000 donation to the Australian Red Cross Disaster Relief and Recovery Appeal on behalf of our community to assist farmers and their families. Funds will be incorporated into the September Quarterly Budget Review.

### Parma for a Farmer

Well done to the Watsons Bay Hotel and any other local pubs and cafes getting behind the 'Parma for a Farmer' national campaign. The Hotel is making a donation to the drought Appeal for every parmigiana sold for the rest of August.



Cr Peter M Cavanagh

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## Environmental Planning Committee

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### Items with Recommendations from the Committee Meeting of Monday 6 August 2018 Submitted to the Council for Determination

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**Item No:** R1 Recommendation to Council  
**Subject:** **PROPOSED COMMERCIAL FLOOR SPACE CONTROLS FOR DOUBLE BAY CENTRE**  
**Author:** Kelly McKellar, Strategic Planner  
**Approvers:** Anne White, Team Leader - Strategic Planning  
Chris Bluett, Manager - Strategic Planning  
Allan Coker, Director - Planning & Development  
**File No:** 18/111423  
**Reason for Report:** To recommend amendments to the Woollahra LEP 2014 and Woollahra DCP 2015 in response to recent development proposals seeking to reduce the amount of commercial floor space in the Double Bay Centre.  
To obtain a Council resolution to prepare and exhibit a planning proposal to amend the Woollahra LEP 2015.  
To obtain a Council resolution to prepare and exhibit a draft development control plan to amend Chapter D5 Double Bay Centre of the Woollahra Development Control Plan 2015.

**Note:** Late correspondence was tabled by Katherine O'Regan, Chair Sydney East Business Chamber, Malcolm Young, Double Bay Residents Assoc, & Anthony Tregoning.

**Motion moved by Councillor Jarvis  
Seconded by Councillor Shapiro**

- A. THAT Council resolve to prepare a planning proposal to amend Woollahra Local Environmental Plan 2014 by introducing new provisions which protect the provision of commercial floor space in the Double Bay Centre.
- B. THAT the planning proposal be referred to the Woollahra Local Planning Panel for advice in accordance with *the Local Panels Direction – Planning Proposals* issued by the Minister for Planning on 23 February 2018.
- C. THAT Council be provided with the advice of the Woollahra Planning Panel regarding the planning proposal.
- D. THAT, if the planning proposal is supported by Council, it be forwarded to the Greater Sydney Commission requesting a gateway determination to allow public exhibition.
- E. THAT when requesting a gateway determination for the planning proposal, the council seek delegation of the plan-making steps under section 3.36 of the *Environmental Planning and Assessment Act 1979*.
- F. THAT Council resolve to prepare and exhibit a draft development control plan to amend Chapter – D5, Double Bay Centre of the *Woollahra Development Control Plan 2015* to clarify and strengthen requirements for minimum commercial floor space.

- G. THAT Council adopt the following process for the consideration and review of the planning controls for the Double Bay commercial centre in relation to maximum FSRs and building heights, arising from consideration of the HillPDA economic feasibility study:
1. Any proposed changes to floor space ratio, height controls, colonnades as well as other related amendments, be submitted as soon as possible to a meeting of the Environmental Planning Committee.
  2. Following endorsement of the planning control changes Council commence an inclusive and representative community engagement program which includes:
    - i. a series of community workshops at which the control changes and likely impacts will be explained and feedback sought from participants
    - ii. publication of relevant explanatory material on Council's website under "*Our Woollahra – Your Say.*"
    - iii. an on-line survey
    - iv. a public exhibition of proposed changes to be held at Council's customer service area and at a suitable location in Double Bay.
    - v. 3D visualisations of indicative future development.
    - vi. a community impact statement which explains the likely impacts of the proposed changes.
    - vii. Other innovative engagement methods as may be recommended by Council's communications team.
  3. Following completion of the community engagement program a planning proposal and associated DCP amendments be prepared and referred to the Woollahra Local Planning Panel for advice prior to submission to the Environmental Planning Committee.

**Amendment moved by Councillor Silcocks  
Seconded by Councillor Elsing**

- A. THAT Council not proceed with a separate planning proposal to amend the Woollahra Local Environmental Plan 2014 by introducing new provisions which protect the provision of commercial floor space in the Double Bay Centre.
- B. THAT the staff recommendation to protect the provision of commercial floor space in the Double Bay Centre be put before the same public forum and community consultation process as the building envelope review for the centre.
- C. THAT Council enforces the importance in maintaining and not losing any commercial use in the Double Bay Centre in its review of and recommendations and submissions concerning new Development Applications.

**The Amendment was put and lost  
The Motion was put and carried**

(Jarvis/Shapiro)

**157/18 Resolved:**

- A. THAT Council resolve to prepare a planning proposal to amend Woollahra Local Environmental Plan 2014 by introducing new provisions which protect the provision of commercial floor space in the Double Bay Centre.
- B. THAT the planning proposal be referred to the Woollahra Local Planning Panel for advice in accordance with *the Local Panels Direction – Planning Proposals* issued by the Minister for Planning on 23 February 2018.
- C. THAT Council be provided with the advice of the Woollahra Planning Panel regarding the planning proposal.
- D. THAT, if the planning proposal is supported by Council, it be forwarded to the Greater Sydney Commission requesting a gateway determination to allow public exhibition.
- E. THAT when requesting a gateway determination for the planning proposal, the council seek delegation of the plan-making steps under section 3.36 of the *Environmental Planning and Assessment Act 1979*.
- F. THAT Council resolve to prepare and exhibit a draft development control plan to amend Chapter – D5, Double Bay Centre of the *Woollahra Development Control Plan 2015* to clarify and strengthen requirements for minimum commercial floor space.
- G. THAT Council adopt the following process for the consideration and review of the planning controls for the Double Bay commercial centre in relation to maximum FSRs and building heights, arising from consideration of the HillPDA economic feasibility study:
  1. Any proposed changes to floor space ratio, height controls, colonnades as well as other related amendments, be submitted as soon as possible to a meeting of the Environmental Planning Committee.
  2. Following endorsement of the planning control changes Council commence an inclusive and representative community engagement program which includes:
    - i. a series of community workshops at which the control changes and likely impacts will be explained and feedback sought from participants
    - ii. publication of relevant explanatory material on Council’s website under “*Our Woollahra – Your Say.*”
    - iii. an on-line survey
    - iv. a public exhibition of proposed changes to be held at Council’s customer service area and at a suitable location in Double Bay.
    - v. 3D visualisations of indicative future development.
    - vi. a community impact statement which explains the likely impacts of the proposed changes.
    - vii. Other innovative engagement methods as may be recommended by Council’s communications team.
  3. Following completion of the community engagement program a planning proposal and associated DCP amendments be prepared and referred to the Woollahra Local Planning Panel for advice prior to submission to the Environmental Planning Committee.

*Note: In accordance with section 375A of the Local Government Act a Division of votes is recorded on this planning matter.*

***For the Motion***

Councillor Cavanagh  
Councillor Jarvis  
Councillor Marano  
Councillor Maxwell  
Councillor McEwin  
Councillor Robertson  
Councillor Shapiro  
Councillor Shields  
Councillor Wynne

***Against the Motion***

Councillor Cullen  
Councillor Elsing  
Councillor Price  
Councillor Regan  
Councillor Silcocks

***9/5***

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## Finance, Community & Services Committee

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### Items with Recommendations from the Committee Meeting of Monday 6 August 2018 Submitted to the Council for Determination

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**Item No:** R1 Recommendation to Council  
**Subject:** **CAPITAL WORKS PROGRAM STATUS REPORT - JUNE 2018  
INCLUDING 2017/18 BUDGET REVOTES & ROLLOVERS**  
**Author:** Trang Banfield, Senior Corporate Accountant  
**Approvers:** Don Johnston, Director Corporate Services  
Tom O'Hanlon, Director - Technical Services  
**File No:** 18/106636  
**Reason for Report:** To provide the Committee with an update on the status of projects in the 2017/18 Capital Works Program and to report on the 2017/18 Budget revotes and rollovers.

(Shields/Wynne)

**158/18 Resolved without debate:**

- A. That the Quarterly Progress Report – Capital Works Program for June 2018 be received and noted.
- B. That the items identified as “Recommended for Revote” in Annexures 1 and 2 be revoted into the 2018/19 Budget.

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**Item No:** R2 Recommendation to Council  
**Subject:** **SUPPLY OF VERGE TURF MOWING SERVICES 2018 -2021 -  
TENDER SC4264**  
**Author:** Jeff Hill, Technical Officer Parks  
**Approvers:** Nola Urquhart, Coordinator Assets & Parks Maintenance  
Tom O'Hanlon, Director - Technical Services  
**File No:** 18/116356  
**Reason for Report:** To recommend to Council the acceptance of Tender SC4264 – Supply of Verge Turf Mowing Services 2018 - 2021

(Shields/Wynne)

**159/18 Resolved without debate:**

- A. That Council enter into a Contract with Triniem Pty Ltd trading as Ultimate Property Solutions, NSW, for the Supply of Verge Turf Mowing Services for a three (3) year period for the sum of \$132,000 (excluding GST) with two (2) 12 months options subject to satisfactory performance at Council’s discretion.
- B. That successful and unsuccessful tenderers be advised accordingly.

**Item No:** R3 Recommendation to Council  
**Subject:** **DISABILITY DISCRIMINATION ACT (DDA) COMPLIANT  
ACCESS TO DARLING POINT FERRY - MCKELL PARK**  
**Authors:** Tessa Pentony, Team Leader Open Space & Recreational Planning  
Jan Bond, Planning Project Officer  
**Approvers:** Tom O'Hanlon, Director - Technical Services  
Nola Urquhart, Coordinator Assets & Parks Maintenance  
**File No:** 18/104169  
**Reason for Report:** Follow up Notice of Motion

**(Price/Regan)**

**160/18 Resolved:**

- A. THAT Council defer its decision on upgrading the Darling Point Ferry until staff reports on the following to the Finance, Community & Services Committee:
- i. further detail on costings in relation to the potential to provide on equitable access to and within McKell Park; and
  - ii. the information detailed in paragraphs C, D and E below.
- B. THAT notwithstanding, and as exception to, paragraph A above, the following recommendations made by Accessibility Solutions in its '*Access Audit and Option Study*', dated 18 June 2018 be implemented immediately:
- i. upgrade the kerb ramp at the intersection of Lindsay Avenue and Darling Point Road to ensure compliance with AS1428.1; and
  - ii. install one designated on street-accessible parallel parking space to ensure compliance with AS2890.6 (including the installation of a kerb ramp to access the footpath in compliance with AS1428.1); and
  - i. upgrade the main entrance path with more stabiliser and sealer to ensure full compliance with AS1428.1.
- C. THAT Double Bay ferry wharf is reviewed for access points to ensure compliance with the Disability Discrimination Act, with means identified by which compliance can be met and/or Transport NSW Ferry Stop information updated.
- D. THAT Council write to the Minister for transport, the Hon Andrew Constance MP and the local member for Vaucluse the Hon Gabrielle Upton MP noting the Rose Bay wharf upgrade and seeking clarification of the State's intentions regarding upgrading the Double Bay, Watsons Bay and Darling Point Ferry Wharves, noting that the Rose Bay Ferry Wharf has been upgraded to be accessible.
- E. THAT Council confirms the precise new arrangements (including details of the planned route and timetable) for the recently announced Darling Point bus service.

## Notices of Motion

**Item No:** 11.1  
**Subject:** NOTICE OF MOTION - PARKING GENERATION RATES FOR RESIDENTIAL DEVELOPMENT  
**From:** Councillor Claudia Cullen  
**Date:** 27 June 2018  
**File No:** 18/101024

THAT Council requests Planning staff to provide a report to the Environmental Planning Committee on the merit of changing the onsite parking generation rates for residential development in the Woollahra Development Control Plan 2015 so that the DCP sets a minimum onsite parking requirement instead of a maximum rate for residential development.

### Lost

*Note: A Division was called by Councillor Wynne.*

#### *For the Motion*

Councillor Cullen  
Councillor Elsing  
Councillor Marano  
Councillor Price  
Councillor Regan  
Councillor Silcocks

#### *Against the Motion*

Councillor Cavanagh  
Councillor Jarvis  
Councillor Maxwell  
Councillor McEwin  
Councillor Robertson  
Councillor Shapiro  
Councillor Shields  
Councillor Wynne

6/8

**Item No:** 11.2

**Subject:** **NOTICE OF MOTION - EXPANSION OF CHILD CARE SERVICES PROVIDED BY COUNCIL AT HUGH LATIMER CENTRE**

**From:** Councillors Megan McEwin, Matthew Robertson and Harriet Price

**Date:** 16/07/2018

**File No:** 18/112604

**Note:** Councillor Jarvis declared a non-significant, non-pecuniary interest in this NOM, as she is on the board of Kincoppal School Rose Bay, which provide child care facilities. Councillor Jarvis remained in the meeting, participated in the debate and voted on this matter.

**(McEwin/Robertson)**

**161/18 Resolved:**

THAT Council:

1. Notes the Child Care Needs Study 2014 (the Study) recommended that Woollahra Council “*should review ... if it should avail itself of the opportunity to expand provision at the Hugh Latimer Centre. Council should also keep in mind that its service is a high quality service with a very good reputation in the local area.*” [at p.6]
2. Notes that the Study concluded that “*there is a current gap (2014) of 361 places and a forecast gap (2021) of 653 places, assuming no additional supply*” [at p.5]
3. Notes that Local Government has a legislated role to plan for the needs of children in relation to early education and care.
4. Notes the recent closure of the community based/not for profit, Paddington Church of Christ Kindergarten (28 places), the Bo Peep Kindergarten, Rosebay (25 places) and the imminent closure of the Sir Phillip Baxter Child, Care Centre, Woollahra (60 places).
5. Staff review the current supply and demand for early education and care within the LGA in line with the 2016 Australian Bureau of Statistics Census of Population and Housing data.
6. Staff review the changes to the ‘Start Strong Pre-School Program’ and its implications for the demand for extra child care places.
7. Staff prepare a report for the next Finance and Community Services Committee meeting (noting the recent reduction of child care spaces in the LGA (at paragraph 4 (above) and incorporating the reviews contained at paragraphs 5 and 6 (above)), outlining the approximate cost and timeframe and any other relevant information to expand the child care services provided by Council:
  - a. at the Hugh Latimer Centre so as to:
    - i increase the number of pre-school places; and
    - ii open and run a long-day child care centre on the ground floor and/or in the recently vacated ‘Wheels on Meals’ space.
  - b. At any alternative sites owned by Council and deemed appropriate for use as a pre-school and long-day care centre.

**Adopted Formally**

**Item No:** 11.3  
**Subject:** **NOTICE OF MOTION - APPRENTICESHIPS AND TRAINEESHIPS IN WOOLLAHRA MUNICIPAL COUNCIL**  
**From:** Councillors Lucinda Regan and Harriet Price  
**Date:** 8/08/2018  
**File No:** 18/127018

(McEwin/Wynne)

**162/18 Resolved:**

THAT Council:

1. Requests staff to prepare a report to Council investigating opportunities for Council to implement an apprenticeship and traineeship program which assists local youth and mature aged people (who may be re-entering the workforce or making a career change) to gain work experience and work opportunities with Council.
2. Requests that such a report also address opportunities to implement apprenticeship and traineeship programs for people with disabilities and Indigenous Australians.
3. Requests that such a report address any incentives that may be available to Council to implement an apprenticeship and traineeship program and make recommendations to Council as to benefits and costs of the implementation of such a program.

**Adopted Formally**

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**Item No:** 11.4  
**Subject:** **NOTICE OF MOTION - CREATIVE HOARDINGS**  
**From:** Councillors Isabelle Shapiro, Richard Shields and Toni Zeltzer  
**Date:** 9/08/2018  
**File No:** 18/127584

(Wynne/Maxwell)

**163/18 Resolved:**

THAT staff be requested to prepare a report on how Council can introduce requirements for public art on hoardings and scaffolding associated with building and construction work within our commercial centres. The report to consider issues such as:

1. The areas and circumstances where public art should be required.
2. The type of artwork, graphics and/or images required, e.g. a heritage image, a creative image and/or façade replication.
3. Whether or not a Local Approvals Policy should be produced to set out design and public art requirements.
4. Approval processes and procedures, including approval of artwork.

**Adopted Formally**

**Item No:** 11.5  
**Subject:** **NOTICE OF MOTION - OPENING HOURS - PADDINGTON LIBRARY**  
**From:** Councillor Harriet Price  
**Date:** 9/08/2018  
**File No:** 18/127792

**Note:** Councillor Price declared a non-significant, non-pecuniary interest in this NOM, as she knows James Dolton (who submitted a letter of support) as they both were on the Glenmore Road Public School P&C together. Councillor Price remained in the meeting, participated in the debate and voted on this matter.

**Note:** Late correspondence was tabled by James Dolton.

**(Price/Robertson)**

**164/18 Resolved:**

THAT Council:

1. Opens the Paddington Library on Sundays, during the hours of 10am-4pm, for a trial period of 12 months (**the Trial**).
2. Notes:
  - 2.1 the approximate total cost of the Trial is \$61,272<sub>1</sub>;
  - 2.2 that pursuant to the current funding arrangements between the City of Sydney (**CofS**) and Woollahra Municipal Council (**WMC**), the Trial would cost WMC approximately \$36,763 and CofS \$24,509;
  - 2.3 its Delivery Program 2018-2021 and Operational Plan 2018-2019 (**the DPOP**);
  - 2.4 the findings of the 'Woollahra Library and Information Services Strategy' report dated November 2007 (**the Library Strategy**); and
  - 2.5 the 2018/19 budget for the Paddington Library.
3. Requests that the Mayor writes to the Lord Mayor of Sydney, Clover Moore, seeking:
  - 3.1 support for the Trial; and
  - 3.2 that the City of Sydney (**CofS**) fund (on a 60/40 basis) the costs of the Trial and (depending on the outcome of the Trial), the costs of permanently opening the Paddington Library on Sundays.
4. Following the conclusion of the Trial, undertakes community consultation to assess the Trial.
5. Requests staff to prepare a report on the Trial (including analysis and review of the community consultation) to the Finance, Community & Services Committee with a view to permanently opening the Paddington Library on Sundays.

**Adopted Formally**

**Item No:** 11.6  
**Subject:** **NOTICE OF MOTION - PADDINGTON PILOT - ORGANIC WASTE**  
**From:** Councillor Harriet Price  
**Date:** 9/08/2018  
**File No:** 18/128029

(Price/Robertson)

**165/18 Resolved:**

THAT:

1. Council notes that in:
  - a. 2014, a survey of businesses in the Eastern Suburbs was undertaken that showed strong interest in an organic collection service;
  - b. 2017, Woollahra Municipal Council (WMC), Waverley Council (WC) and Randwick Council commissioned a commercial waste organics study; and
  - c. late 2017, WMC and WC commenced discussions on a combined organics collection service. These discussions are currently on hold, pending a review by WC of its own services.
2. Council also notes:
  - a. its current waste target of 75% waste diversion from landfill by 2021-2022;
  - b. its key goal of educating and engaging the business community in sustainability issues by providing support to local business to adopt:
    - i. more sustainable practices;
    - ii. waste minimisation and avoidance behaviours; and
  - c. the goals and actions contained in its Delivery Program 2018-2021 and Operational Plan 2018-2019 (**the DPOP**).
3. Staff investigate the costs and logistics of initiating a trial organic waste recycling program for a select group of Paddington cafes and restaurants (**the Paddington Pilot**).
4. The Paddington Pilot could include (but is not limited to) the following initiatives:
  - a. waste audits and reviews of current recycling practices;
  - b. consideration of implementing:
    - i. small scale organics processing technology;
    - ii. a program for the treatment and recycling of spent coffee grounds;
    - iii. a program to supply local community gardens and Council parks with biomass created from a food dehydrator;
  - c. collaboration and cooperation with universities; and
  - d. an engagement and educational program about organic recycling (including assistance with setting up source separation systems in commercial kitchens).
5. Council investigates applying for funding from the New South Wales Environmental Trust, the Environment Protection Authority and any other grants to support the Paddington Pilot.
6. Council establishes a Paddington Pilot Working Party (with a membership of interested councillors, staff, Paddington business owners and other industry groups, including universities) to establish and implement the Paddington Pilot.
7. A report is prepared to the Finance, Community and Services Committee prior to commencing the trial including:
  - a. detailed particulars on the progress of the matters outlined in paragraph 1 (above);
  - b. detailed particulars on the precise actions Council is undertaking to meet its goals and commitments in the DPOP, the Environmental Sustainability Action Plan and its other strategic documents;

- c. approximate costings (including potential funding from grants) and other logistics of implementing the Paddington Pilot; and
- d. commentary on the potential for the Paddington Pilot to be used as a model program in other commercial centres.

**Adopted**

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**Item No:** 11.7  
**Subject:** **NOTICE OF MOTION - PLACE NAMING**  
**From:** Councillors Harriet Price and Matthew Robertson  
**Date:** 10/08/2018  
**File No:** 18/128257

**(Price/Robertson)**

**166/18 Resolved:**

THAT Council:

1. Notes the responsibilities and obligations it has as a naming authority pursuant to legislation and other guidelines concerning place naming (including but not limited to the Geographical Names Board of New South Wales (**GNB**)).
2. Requests staff to prepare a draft Naming Policy and Framework to document, guide and inform Council's decision making when suggesting, endorsing and approving the naming of:
  - (a) roads;
  - (b) open spaces;
  - (c) buildings and all other assets owned, operated or managed by Council (**Council's Places**).
3. Gives consideration to including (but not limited to) the following principles, criteria and guidelines in drafting a Naming Policy:
  - (a) that place naming:
    - i. reflects community values and history;
    - ii. preserves the unique heritage and identity of Woollahra Council;
    - iii. includes names drawn from the languages of the traditional custodians of the land, the Gadigal and Bidjidal people, only with appropriate consultation and consent; and
    - iv. complies with all relevant legislation and guidelines (including but not limited to GNB place naming criteria).
  - (b) naming of Council's Places by reference to eminent persons such as historic figures, prominent local residents or other community identities be reserved for members of the community who have made a substantial and exceptional contribution to the Woollahra Municipality and only applied after their death;
  - (c) naming of Council's Places must not be for commercial or private interests; and
  - (d) that any naming proposal be placed on public exhibition for community feedback and consultation before seeking endorsement by a resolution of Council.
4. Publicly exhibit and seek community feedback on the draft Naming Policy and Framework.

**Adopted**

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**Item No:** 11.8  
**Subject:** NOTICE OF MOTION - ST BRIGID'S  
**From:** Councillors Luise Elsing, Mark Silcocks, Anthony Marano and Susan Wynne  
**Date:** 14/08/2018  
**File No:** 18/130000

**Note:** The Councillor's was unanimous in their decision of this Motion.

(Elsing/Wynne)

**167/18 Resolved:**

THAT Council staff provide a report to the next full meeting of Council in September 2018, which outlines options and recommendations for the proposed use of St Brigid's and addresses concerns of the Community including those outlined in the Notice of Motion dated 11 August 2018.

**Adopted**

*Note: A Division was called by Councillor Wynne.*

***For the Motion***

***Against the Motion***

Councillor Cavanagh  
Councillor Cullen  
Councillor Elsing  
Councillor Jarvis  
Councillor Marano  
Councillor Maxwell  
Councillor McEwin  
Councillor Price  
Councillor Regan  
Councillor Robertson  
Councillor Shapiro  
Councillor Shields  
Councillor Silcocks  
Councillor Wynne

Nil

***14/0***

## **Urgent Notice Of Motion**

**URGENT NOTICE OF MOTION:** 11.9 Submissions for Gap Park

**(Jarvis/Cavanagh)**

**168/18 Resolved:**

THAT noting the deadline for submissions on the proposal by Gap Bluff Hospitality to the Office of Environment and Heritage has been advertised to close on 6 September 2018, an Extraordinary Council Meeting be held at the conclusion of the Committee meetings on 3 September 2018 to consider the recommendation from the Environmental Planning Committee in this regard, in the event that no extension is granted by the Minister.

**Adopted Unanimously**

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## Questions for Next Meeting

**Item No:** 12.1  
**Subject:** QUESTIONS FOR NEXT MEETING  
**Author:** Sue O'Connor, Secretarial Support - Governance  
**Approver:** Don Johnston, Director Corporate Services  
**File No:** 18/119210  
**Reason for Report:** To provide a response to Questions for Next Meeting from Council Meeting of 16 July 2018 and for Councillors to ask Questions for Next Meeting in accordance with Council's Code of Meeting Practice.

(Wynne/Robertson)

### 169/18 Resolved:

- A. THAT the responses to previous Questions for Next Meeting be noted.
- B. THAT Councillors ask Questions for Next Meeting in accordance with Council's Code of Meeting Practice.

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**Question No:** 12.2 Homeless Policy

#### Councillor Robertson asking:

Last week SBS aired its latest series of "Filthy, Rich & Homeless" giving rise to an increased focus across our community about the impacts of homelessness and government's response to this growing issue. I have always been comforted in the knowledge that Woollahra Council's response is best practice. Will you please confirm that this is the case by outlining on the public record, Council's official policy position on homelessness particularly with respect to the process by which Council officers interact with homeless people and rough sleepers within our LGA. Please provide the data showing how many interactions staff had with homeless people in Woollahra in the last 12 months including what were the outcomes of those interactions, including in how many instances "move on" orders were issued.

#### Director Community Services in Response:

On Notice

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**Question No:** 12.3 Cutler Footway

#### Councillor Robertson asking:

Given the delays in repairing the Cutler Footway and Burton Street Bridge, which is critical infrastructure for the people of Paddington, will you please raise this matter with your counterpart, Lord Mayor Clover Moore, as I understand the City of Sydney are managing the project.

#### The Mayor in Response:

They are and a report came out the other day that they are going to get started in January. I am seeing Clover soon and I am happy to mention it.

**Question No:** 12.4 Gap Bluff

**Councillor Robertson asking:**

I note the concerns in our local community at Watson's Bay and recent media articles about the NSW Government's plans for development at Gap Bluff National Park.

Given our local member, Gabrielle Upton, will be the consent authority as the Minister for the Environment, I ask you whether through the office of the Mayor you may have the opportunity to remind the Minister that a similar proposal for Gap Bluff Park was rejected by Council and the community as recently as a few years ago and highlight the recent community concerns revisited.

**The Mayor in Response:**

I can assure you I have done that on numerous occasions.

**Second part of Question asking Director Planning:**

I would appreciate knowing from our Director of Planning whether our traffic management studies for Watsons' Bay are up to date, given this data will inevitably be required and given reports to me from last weekend when a wedding at Our Lady Star of the Sea created gridlock on the peninsula.

**Director Planning & Development in Response:**

We are currently undertaking a detailed assessment of that proposal. Part of that assessment does involve an assessment of the traffic impacts and we have made a formal referral across to our Technical Services Division and our Traffic team and they will be undertaking a detailed assessment of the traffic impacts of this proposal. We are expecting to report to the Environmental Planning Committee on 3 September 2018 and the report will provide an impact on that proposal with a clear focus on both the traffic and noise impacts.

**The Mayor further in Response:**

I am also writing to the Minister to extend the exhibition.

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**Question No:** 12.5 Watsons Bay Residents Meeting re Gap Bluff

**Councillor Cullen asking:**

The Gap Bluff Development proposal requires submissions by 6 September 2018, however the Council will not receive the staff report until 24 September 2018. Council's request for an extension was refused which effectively means that Councillors will not have an opportunity to input into the decision. The Watsons Bay residents' through the Association have asked me to gauge Councillors appetite for attending a meeting with Residents to hear their concerns this Wednesday at 5.30pm so that individual councillors might represent the view of the residents in a submission on their behalf

**Councillors in Response:**

Please email us and we will advise if available with more lead time please.

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**Question No:** 12.6 Macquarie Lighthouse

**Councillor Cullen asking:**

The grassy hills behind the Macquarie Lighthouse are overrun with weeds in the lead up to the 200 year anniversary celebrations could we please undertake maintenance work?

**Director Technical Services in Response:**

On Notice

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**Question No:** 12.7 Notice of Motions

**Councillor Wynne asking:**

I have asked for some time regarding protocol around Questions for Next Meeting and also ask that this be extended to Notices of Motion. Currently we are seeing extensive NOM which would be handled by questions to staff and simply do not require these lengthy motions.

Questions on Notice are becoming debate and again many of these questions can be handled by a phone call and/or email to the appropriate staff. At the very best would we develop a framework for NOM for all Councillors to use?

**General Manager in Response:**

No Notice

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**Question No:** 12.8 Gap Bluff

**Councillor Jarvis asking:**

How do we ensure that the Council provides a submission in relation to the Gap Bluff hospitality property, before the deadline of 6 September 2018 if the extension is not granted for a response.

**Director Planning & Development in Response:**

The Council will not be able to make a submission before the 6 September 2018, we have made that clear in two letters to the Minister. We will report within a time frame which is possible and hope the Minister will make a decision before we get the Council's submission to her.

**Councillor Jarvis further:**

Thank you Mr Coker I thought you might say that.

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**Mr Mayor I wish to move a Motion as a Matter of Urgency under clause 2.1.5**

The advertised deadline for submissions in relation to Gap Bluff Park is the 6 September 2018 and I know as The Mayor you have written to the Minister and asked for an extension of time, I actually raised that with the Minister today at the Dunbar Shipwreck re-enactment in which she replied that the deadline closes the 6 September 2018. So that being the case I wish to propose that this matter is urgent in relation to moving forward and make sure the Council does have a submission to put before the Office of Environment and Heritage.

**The Mayor in Response:**

I am happy to rule a Matter of Urgency on this Matter.

**Councillor Jarvis Urgent Notice of Motion:**

11.9 Notice of Motion - Resolution moved unanimously (See page 734).

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There being no further business the meeting concluded at 8.25pm.

**We certify that the pages numbered 713 to 738 inclusive are the Minutes of the Ordinary Meeting of Woollahra Municipal Council held on 20 August 2018 and confirmed by the Ordinary Meeting of Council on 24 September 2018 as correct.**

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**General Manager**

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**Mayor**