



Ordinary Council Meeting

Agenda: *Ordinary Council Meeting*

Date: *Monday 25 November 2013*

Time: *8.00pm*

Woollahra Municipal Council

Notice of Meeting

21 November 2013

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

Dear Councillors

Council Meeting – 25 November 2013

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 Monday 25 November 2013 at 8.00pm.**

Gary James
General Manager

Meeting Agenda

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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	18 November 2013
R1	Lease of the Woollahra Seniors & Community Centre to Holdsworth St Community Centre Inc.	
R2	Chiller Plant Replacement – Redleaf Council Offices	
R3	2013/2014 Budget Review for The Quarter Ended 30 September 2013	
9.2	Development Control Committee	18 November 2013
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R1	Queen Street, Woollahra - Strategic Masterplan	
R2	Amendments to the General Community Use Plan of Management - Gaden Reserve (Referred to Council on 11 November 2013 as a Matter of Urgency)	
R3	Community and Cultural Small Grants Round 2013-2014	
R4	Y2 - Goodhope Street, Paddington – Parking Changes Consultation Results	
R5	Y3 - 2013 Australian Golf Open (Referred to Council on 11 November 2013 as a Matter of Urgency)	
R6	Z1 - Albemarle Avenue & Wilberforce Avenue, Rose Bay – Boats and Trailers	
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Leave of Absence

Item No: 1
From: Councillor Matthew Robertson
Reason for Report: Seeking leave of absence for all meetings of the Council and its Committees from Monday 25 November 2013 to Monday 16 December 2013 inclusive.

Recommendation:

That leave of absence for all meetings of the Council and its Committees be granted to Councillor Matthew Robertson for the period Monday 25 November 2013 to Monday 16 December 2013 inclusive.

9.1 Corporate & Works Committee

Items with Recommendations from the Committee Meeting of Monday 18 November 2013 Submitted to the Council for Determination

Item No: R1 Recommendation to Council
Subject: Lease of the Woollahra Seniors & Community Centre to Holdsworth St Community Centre Inc.
Author: Kylie Walshe
File No: 1211.G
Reason for Report: To approve the lease of the Woollahra Seniors & Community Centre to Holdsworth St Community Centre Inc.

Recommendation:

- A. THAT Council enter into a lease with Holdsworth Street Community Centre Woollahra Incorporated, for the Woollahra Seniors & Community Centre, for a 5 year term plus a further 5 year option period, commencing 1 January 2014, subject to Ministerial approval.
- B. THAT Council authorise the General Manager to execute all legal documents required to enter into a lease agreement with Holdsworth Street Community Centre Woollahra Incorporated for Woollahra Seniors & Community Centre.

Item No: R2 Recommendation to Council
Subject: Chiller Plant Replacement – Redleaf Council Offices
Author: Zubin Marolia, Manager Property & Projects
File No: Tender No 13/10
Reason for Report: To recommend to Council the acceptance of a Tender

Recommendation:

- A. That Council enter into a Contract with Crest Air Conditioning Pty Ltd for the supply and replacement of the chiller plant at the Redleaf Council offices, for the sum of \$289,600 (excluding GST).
 - B. That successful and unsuccessful tenderers be advised accordingly.
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Item No: R3 Recommendation to Council
Subject: **2013/2014 Budget Review for The Quarter Ended 30 September 2013**
Author: Trang Banfield – Systems and Management Accountant
Michelle Phair – Team Leader Financial Services
Don Johnston - Manager Finance
File No: 331.G 2011/2012
Reason for Report: To report on the review of the 2013/2014 Budget for the quarter ended 30 September 2013

Recommendation:

- A. THAT the report be received and noted.
 - B. THAT Council note the statement from Council’s Manager Finance that Council’s overall financial position remains satisfactory.
 - C. THAT the recommended variations to the 2013/14 budget outlined in the report be adopted.
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9.2 Development Control Committee

Items with Recommendations from the Committee Meeting of Monday 18 November 2013 Submitted to the Council for Determination

Item No: R1 Recommendation to Council

Subject: **8A Ginahugulla Road, Bellevue Hill – Alterations & additions including a roof terrace, access stairs, balustrade & skylight – 15/8/2013**

Author: Simon Taylor – Senior Assessment Officer

File No: DA346/2013

Reason for Report: In accordance with Council’s meeting procedures and policy this matter is referred to full Council for consideration as there was a split vote at the Site Inspection being 3 votes for refusal and 3 votes for approval of the application.

Recommendation:

THAT the Council, refuse Development Application No. 346/2013 for alterations and additions including a roof terrace, access stairs, balustrade and skylight on land at 8A Ginahugulla Road, Bellevue Hill, subject to the following conditions, for the following reasons:

1. Breach of the 9.5m maximum height control under Woollahra LEP 1995 and the SEPP 1 objection submitted by the Applicant is not well founded.
 2. The proposed roof terrace will breach Council’s separation requirement of 12m under C5.8.9 of Woollahra DCP 2003
 3. Bulk and Scale.
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Item No: R2 Recommendation to Council
Subject: **1 Cascade Street, Paddington – Alterations to façade to reinstate heritage detail & addition to 1st floor above including a change of use of the shop to a residential use – 9/11/2012**
Author: Larissa Holbert – Senior Assessment Officer
File No: DA477/2012
Reason for Report: In accordance with Council’s meeting procedures and policy this matter is referred to full Council for consideration due to a substantive change from the Site Inspections recommendation for deferral to the Committee’s recommendation for refusal of the application.

Recommendation:

THAT the Council, refuse Development Application No. 477/2012 for alterations to facade to reinstate heritage detail and addition to first floor above including a change of use of the shop to a residential use on land at 1 Cascade Street Paddington, for the following reasons:

1. Historically the buildings are two separate structures and the proposed ensuite addition does not comply with Objective O2, O3 and Control C1 of Part 4.3.1 of the Paddington Heritage Conservation Area Development Control Plan.
 2. The building is on prominent street corner and will have a poor streetscape outcome.
 3. Significant amenity impacts to the adjoining properties to the west (No's 34 and 36 Paddington Street, Paddington) including increased overshadowing and loss of ventilation.
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9.3 Urban Planning Committee

Items with Recommendations from the Committee Meeting of Monday 11 November 2013 Submitted to the Council for Determination

Item No: R1 Recommendation to Council
Subject: Edgecliff Road Woollahra Shopping Precinct Survey
Author: Peter Kauter, Executive Planner
File No: 148 (part 12)
Reason for Report: Response to a Notice of Motion

Recommendation:

- A. That Council carry out streetscape upgrades using funding from the Local Infrastructure Renewal Scheme subsidy funding to create a visually cohesive public domain throughout the Edgecliff Road Shopping Precinct, i.e. the area zoned 3(c) under Woollahra Local Environmental Plan, 1995.
 - B. That Council's Technical Services Division provide preliminary advice on the feasibility of making changes to the existing kerbside parking arrangements within the Edgecliff Road Shopping Precinct.
 - C. That the Edgecliff Road shopkeepers be advised that Council continues to support business in building shopping precincts.
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9.4 Community & Environment Committee

Items with Recommendations from the Committee Meeting of Monday 11 November 2013 Submitted to the Council for Determination

Item No: R1 Recommendation to Council
Subject: **Queen Street, Woollahra - Strategic Masterplan**
Author: Cathy Edwards-Davis, Manager Engineering Services
File No: 373
Reason for Report: Adoption of Masterplan

Recommendation:

- A. That Council adopt the proposed footpath paving, street trees and tree management recommendations as outlined in the Queen Street, Woollahra Strategic Masterplan dated September 2013.
- B. That Council defer the recommendations for seating, garbage bins, lighting and banners/ signs as outlined in the Queen Street, Woollahra Strategic Masterplan dated September 2013 at this time, for the reasons outlined in the report, and that these components of the Masterplan be the subject of a further report to be presented to the Community & Environment Committee for consideration of design options and itemised cost estimates, prior to Council's 2014/15 budget deliberations.

Item No: R3 Recommendation to Council
Subject: **Community and Cultural Small Grants Round 2013-2014**
Author: Romi Scodellaro, Community Development Officer
File No: 30.G
Reason for Report: To give consideration to applications for Section 356 Community and Cultural Small Grants Round from local community groups and services.

Recommendation:

- A. That Council approve the selection panel's recommendations for the successful October 2013 Community and Cultural Small Grants Round.
 - B. That Council adopt the amended Community and Cultural Grants Policy.
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Item No: R4/Y2 Traffic Matters on Local Roads – Recommendation to C&E for consideration.

Subject: Goodhope Street, Paddington – Parking Changes Consultation Results

Author: Shirlene Yee Yet – Team Leader Traffic and Transport

File No: 422.G

Reason for Report: In accordance with Council’s meeting procedures and policy this matter is referred to full Council due to a substantive change of the Community and Environment Committee recommendation to the Traffic Committee recommendation.

Recommendation:

A. THAT Council note the following recommendation from the Local Traffic Committee:

“Based on the results of feedback received from the recent trader and resident survey, it is recommended that Council:

A. Receive and note the contents of this report.

B. That all affected traders and residents be informed of Council’s decision

B. That Council convert the three "1P 8am - 11pm Mon - Sat Permit Holders Excepted Area PGTN 3" parking bays between No. 8 and No. 14 Goodhope Street to "1/4P 8am - 6pm 2P 6pm - 11pm Mon - Sat Permit Holders Excepted Area PGTN 3" on a 12 month trial basis.

Item No: R6/Z1 Traffic Matters on Local Roads – Recommendation to C&E for consideration.

Subject: Albemarle Avenue & Wilberforce Avenue, Rose Bay – Boats and Trailers

Author: Shirlene Yee Yet – Team Leader Traffic and Transport

File No: 6T, 495

Reason for Report: In accordance with Council’s meeting procedures and policy this matter is referred to full Council due to a substantive change of the Community and Environment Committee recommendation to the Traffic Committee recommendation.

Recommendation:

That the request contained in the late correspondence from the Rose Bay Public School for the timing of the parking restriction to be moved to 7am – 9am be referred back for resident consultation.

Rescission Motion

Item No: 1
From: Councillors Petrie, O'Regan & Cavanagh
Date: 11 November 2013
File No: 900.G

That the motion carried at the Council Meeting held on the 11 November 2013 being Notice of Motion 1 dealing with Coal Seam Gas Mining be rescinded.

Council's resolution of 11 November 2013 was as follows:

That Council:

- (a) *Notes with concern the impacts of coal seam gas mining on the natural environment including water sources and subterranean aquifers, and prime agricultural land.*
 - (b) *Calls on the NSW Government to prohibit coal seam gas mining in the Sydney Drinking Water Catchment Area via the expansion of the Mining SEPP Amendment (3 October 2013) to include the Sydney Drinking Water Catchment Area as a designated 'exclusion zone'.*
 - (c) *Requests the Mayor to write to the Premier, the Hon Barry O'Farrell, the Minister for Energy & Resources, The Hon. Chris Hartcher, the Leader of the Opposition, the Hon John Robertson, and the respective representatives of the Opposition, the Greens, the Shooters & Fishers Party and the Christian Democrats, expressing the concerns and calls articulated in this motion.*
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Questions for the Next Meeting

Item No: 13
Subject: Questions for Next Meeting
Author: Gary James, General Manager
File No: 467.G/Q 10
Reason for Report: To provide a response to Questions for Next Meeting from Council Meeting of xx/xx/xx and for Councillors to ask Questions for Next Meeting in accordance with Council's Code of Meeting Practice.

Recommendation:

That the responses to previous Questions for Next Meeting be noted.

Background:

The provision for Councillors to ask Questions for Next Meeting is contained in Section 3.2 of Council's Code of Meeting Practice which states:

3.2 QUESTIONS FOR NEXT MEETING – No previous notice of questions required

- 1) *As a standard practice, "Questions for Next Meeting" shall be listed in all agendas of Ordinary Meetings of Council. The agenda item shall contain a report of the questions asked at the last Council Meeting and the responses to those questions and provide an opportunity for the Councillors to ask questions for the next Council Meeting.*
- 2) *Questions asked at a Council Meeting shall also be submitted in writing.*
- 3) *The Councillor must put every question directly, succinctly and without argument.*
- 4) *The Mayor shall refer the question to the General Manager or responsible Division Head, or if the question is directed to another Councillor, the Councillor concerned. There shall be no requirement to answer the question immediately.*
- 5) *If the answer to a question can be given immediately, and it makes sense to do so, then such shall be done and a record made in the Minutes of the Meeting. If an answer can be given, but not immediately, then the Mayor shall indicate to whom the question is to be directed.*
- 6) *In the spirit of achieving the expeditious discharge of Council business the agenda item "Questions for Next Meeting" shall generally be limited to not more than 30 minutes duration unless the Council determines otherwise, on the evening in question and by way of specific resolution.*

Questions for Next Meeting should be asked in accordance with the Code of Meeting Practice.

Responses to Councillors Questions for Next meeting on xx/xx/xx are as follows:

Councillors Bennett & Wynne asking:

In light of the vast sums given to various business groups throughout Woollahra, Double Bay Business Partnership and Paddington Business Partnership and Queen Street West Woollahra for Woollahra Village.

Would staff please advise how much has been allocated/requested in the last 12 months for any business group in the Vaucluse Ward?

Manager Governance in response:

An annual contribution of \$8,000 is paid to the Rose Bay Chamber of Commerce.

Councillor Wynne asking:

Has there been any success with regard to better signage regarding the 50km per hour along Old South Head Road, Watsons Bay from the roundabout?

Traffic & Transport Team Leader in response:

The RMS installed additional 50km/hr speed signs following requests from local residents early this year. We will request the RMS to review the signage along this section of Old South Head Road. A speed hump will be installed at the pedestrian crossing in Old South Head Road at Village High Road sometime during the first half of next year. The raised crossing will improve safety for pedestrians as well as assist in reducing vehicle speeds in the vicinity of Village High Road.

Councillor Levenston asking:

Can we please have a report on the tragic death of a motor cyclist on Bellevue Road some 8 weeks ago?

Traffic & Transport Team Leader in response:

An email informing all the Councillors of Bellevue Hill ward about the fatal crash was sent on 10 September 2013 by Shirlene Yee Yet, Team Leader Traffic and Transport.

Rose Bay Police informed Council that there was a fatal crash in Bellevue Road outside No.144 on 9 September at 1.45pm. A motorcyclist travelling at speed on Bellevue Road towards Double Bay drove into a motorist who was undertaking a U Turn in Bellevue Road. The motorcyclist has passed away and his pillion passenger is in a critical condition. The driver undertaking the U turn was uninjured.

In 2009 we prepared a report for the Traffic Committee with a traffic calming proposal for Bellevue Road. The traffic calming works were proposed to be undertaken in stages. The 2 roundabouts at Streatfield Road and Fairweather Street have been installed as part of Stage 1. Stages 2 and 3 involved the installation of speed humps.

From previous experience with speed humps at other locations (eg Manning Road, Carlotta Road and Hopetoun Avenue), we felt that the community would not support speed humps and therefore Stage 2 was put on hold last year. In this year's Traffic Budget we have allocated funds to undertake an extensive study of the traffic issues in Bellevue Road and prepare a traffic calming proposal. Consultation with the community will be undertaken early next year and if sufficient support is received for traffic calming, we hope to implement the traffic works in the 2014-2015 year.

The two residents who contacted Council following the crash were given the above update as well. The residents wanted safety or speed cameras installed in Bellevue Road. This request was not supported by the Safety Section of the RMS.

Councillor Levenston asking:

Can we have more of a push for fixing the intersection of Bellevue Road and New South Head Road?

The intersection is particularly dangerous and could I ask that we have some say in that intersection, and it needs review as soon as possible. The skinny little island that separates all the traffic about 20 feet long and approximately a foot wide and is the same colour as the road. In the last two days I have seen cars on both side of it going over it and going around the wrong way and this is recent. Can we please push through this review?

Traffic & Transport Team Leader in response:

New South Head Road and this signalised intersection falls within the care and management of the Roads and Maritime Services (RMS). A request has been sent to the RMS recommending that the median island be painted to increase its visibility and additional turning guide line marking be painted within the intersection to better delineate turning movements.

Gary James
General Manager

Political Donations – matters to be considered by Councillors at Meetings

