

**Minutes
Ordinary Council Meeting
23 June 2022, 7:00PM**

All minutes are subject to confirmation at a subsequent meeting and may be amended by resolution at that meeting.



Lane Cove Council

**Ordinary Council 23 June 2022
MINUTES**

PRESENT: Councillor A. Zbik (Mayor), Councillor M. Southwood, Councillor D. Roenfeldt, Councillor B. Kennedy, Councillor R. Flood, Councillor K. Bryla, Councillor S. Bennison, Councillor D. Brooks-Horn and Councillor K. Mort.

ALSO PRESENT: Executive Manager – Corporate Services (Acting General Manager), Executive Manager – Environmental Services, Executive Manager – Open Space & Urban Services, Executive Manager – Human Services, Manager Governance and Risk, and Minute Taker.

DECLARATIONS OF INTEREST:

Councillor Bennison declared a non-pecuniary conflict of interest which is not significant in relation to Item 10 '*Traffic Committee*' as he is temporarily renting a property in Graham Street. Councillor Bennison indicated he would not vacate the meeting and would debate and vote on the matter.

Councillor Bryla declared a non-pecuniary conflict of interest which is not significant in relation to Item 10 '*Traffic Committee*' as her close friend lives on Dunois Street. Councillor Bryla indicated she would vacate the meeting and not debate or vote on the matter.

Councillor Zbik declared a non-pecuniary conflict of interest which is not significant in relation to Item 10 '*Traffic Committee*'. He indicated he would vacate the meeting and not vote or debate on the matter.

APOLOGIES

Nil

ACKNOWLEDGEMENT OF COUNTRY

The Mayor gave an acknowledgement of Country.

MINUTE OF SILENCE FOR RELECTION OR PRAYER

The Mayor gave notice of a minute of silence for reflection or prayer.

WEBCASTING OF COUNCIL MEETING

The Mayor advised those present that the Meeting was being webcast.

PUBLIC FORUM

Online

1. *Anita Jubian of St Leonards in relation to Item 4 'Compliance with SLS DCP' and Item 8 'St Leonards South DCP Amendment – Part Storeys';*
2. *Albert Jubian of St Leonards in relation to Item 4 'Compliance with SLS DCP'; and*
3. *Paul Grzybowski of Lane Cove in relation to Item 6 'Community Participation in Lane Cove Local Planning Panels to Review Planning Proposals', inconsistent tree policy and unapproved, expensive and non-optimal traffic changes in his neighbourhood.*

In Person

1. *James Hanson of Lane Cove North in relation to Item 10 'Traffic Committee – May 2022';*
2. *Jennifer Schneller of Northwood in relation to Item 5 'Compliance with SLS DCP', Item 6 'Community Participation in Lane Cove Local Planning Panels to Review Planning Proposals' and Item 15 'Consultation Results on the Draft 2022/23 Delivery Program and Operation Plan, Draft 2022/23 Budget and Draft 2022/23 Schedule of Fees & Charges;*
3. *John Southwood of Greenwich in relation to Item 4 'Compliance with SLS DCP';*
4. *Alan Winney of Greenwich in relation to Item 4 'Compliance with SLS DCP';*

**Ordinary Council 23 June 2022
MINUTES**

5. *John Edwards of Lane Cove North in relation to Item 2 'Duplex Property Title in Lane Cove R2 Areas';*
6. *Mark De Hosson of Lane Cove in relation to Item 10 'Traffic Committee';*
7. *Peter Deane of Greenwich in relation to Item 4 'Compliance with SLS DCP';*
8. *Shauna Forrest of Longueville in relation to Item 3 'Recognise and Protect From Impacts the Bushland Adjacent to the Western Side of the Golf Course';*
9. *Jacky Barker of Lane Cove in relation to multiple Agenda items;*
10. *Frances Vissel of Lane Cove North in relation to Item 3 'Recognise and Protect From Impacts the Bushland Adjacent to the Western Side of the Golf Course';*
11. *Lynne McLoughlin of Lane Cove in relation to Item 3 'Recognise and Protect From Impacts the Bushland Adjacent to the Western Side of the Golf Course'; and*
12. *Sue Yellend in relation to Item 8 'St Leonards South DCP Amendment – Part Storeys'.*

Written Submissions

(5) Five written submissions were received.

1. *Michelle and Christopher Ellis of Lane Cove in relation to Item 10 'Traffic Committee';*
2. *The Local Spiritual Assembly of the Baha'is of Lane Cove in relation to the cleaning costs associated with the hire of Lane Cove Council facilities;*
3. *Lynne McLoughlin of Lane Cove in relation to Item 10 'Traffic Committee';*
4. *Luke Wood of Lane Cove in relation to Item 10 'Traffic Committee'; and*
5. *Lynne and Chris Bull of Lane Cove in relation to Item 10 'Traffic Committee'.*

CONFIRMATION OF MINUTES OF ORDINARY COUNCIL - 19 MAY 2022

114 RESOLVED on the motion of Councillors Brooks-Horn and Bennison that the minutes of the Ordinary Council meeting held on the 19 May 2022 be received.

For the Motion were Councillors Zbik, Southwood, Roenfeldt, Kennedy, Flood, Bryla, Bennison, Brooks-Horn and Mort (Total 9).

Against the Motion was Nil (Total 0).

115 RESOLVED on the motion of Councillors Brooks-Horn and Kennedy that the minutes of the Ordinary Council meeting held on the 19 May 2022 be confirmed.

For the Motion were Councillors Zbik, Southwood, Roenfeldt, Kennedy, Flood, Bryla, Bennison, Brooks-Horn and Mort (Total 9).

Against the Motion was Nil (Total 0).

CONFIRMATION OF MINUTES OF EXTRAORDINARY MEETING OF COUNCIL - 20 JUNE 2022

116 RESOLVED on the motion of Councillors Brooks-Horn and Mort that the minutes of the Extraordinary Meeting of Council meeting held on the 20 June 2022 be received.

For the Motion were Councillors Zbik, Southwood, Roenfeldt, Kennedy, Flood, Bryla, Bennison, Brooks-Horn and Mort (Total 9).

Against the Motion was Nil (Total 0).

117 RESOLVED on the motion of Councillors Mort and Brooks-Horn that the minutes of the Extraordinary Meeting of Council meeting held on the 20 June 2022 be confirmed.

For the Motion were Councillors Zbik, Southwood, Roenfeldt, Kennedy, Flood, Bryla, Bennison, Brooks-Horn and Mort (Total 9).

Against the Motion was Nil (Total 0).

ORDERS OF THE DAY

Councillor Kennedy advised Council of the passing of Alice Beauchamp, a long standing and active community member of Lane Cove.

Councillor Zbik welcomed the 1st Tambourine Bay Venturers who were in the Council meeting gallery.

NOTICES OF MOTION

NOTICE OF MOTION - DUPLEX PROPERTY TITLE IN LANE COVE R2 AREAS

118 RESOLVED on the motion of Councillors Brooks-Horn and Flood that Council prepare a Planning Proposal to permit strata sub-division of approved dual occupancy dwellings that are registered as either company title or tenants-in-common on or before Thursday 16th June 2022.

For the Motion were Councillors Zbik, Southwood, Roenfeldt, Kennedy, Flood, Bryla, Bennison, Brooks-Horn and Mort (Total 9).

Against the Motion was Nil (Total 0).

NOTICE OF MOTION - RECOGNISE AND PROTECT FROM IMPACTS THE BUSHLAND ADJACENT TO THE WESTERN SIDE OF THE GOLF COURSE

119 RESOLVED on the motion of Councillors Kennedy and Bryla that Council:-

1. Amend the wording of the report from '*this area of bushland is currently not part of any bushland management plan*' to '*this area of bushland is currently not part of any funded bushland management program*';
2. Investigate and report back to a Councillor Workshop for further discussion, the process, costs and resources required to identify opportunities to consolidate and extend the existing Northwood slope C2 zoning to cover adjacent remnant patches of bushland on public land;
3. Investigate and report on damage to this area of bushland by any surrounding use and details how this damage will be repaired, including the funding of this repair;
4. Undertake a public process to name the bushland known as the "Northwood Slope" located adjacent to the western side of the golf course; and
5. Develop a plan and budget for future regeneration of this reserve;

For the Motion were Councillors Zbik, Southwood, Roenfeldt, Kennedy, Flood, Bryla, Bennison, Brooks-Horn and Mort (Total 9).

Against the Motion was Nil (Total 0).

NOTICE OF MOTION - IDENTIFICATION, PRESERVATION AND ACKNOWLEDGEMENT OF HERITAGE ITEMS - MANNS POINT AND ENVIRONS, GREENWICH POINT WHARF AND ENVIRONS

120 RESOLVED on the motion of Councillors Southwood and Flood that Council:-

1. Receive at its August 2022 Ordinary Council Meeting a report as to the scope and cost of undertaking a study to:-

**Ordinary Council 23 June 2022
MINUTES**

- (a) Identify items of heritage significance at and adjacent to Manns Point and Greenwich Point Wharf (including Mary Carlson Park); and
 - (b) Advise as to the best method(s) of protecting items of heritage significance identified through (a) above.
2. Defer commencement of major works at Manns Point, Mary Carlson Park, and areas adjacent thereto until Council has received and considered the report referred to in Item 1 above; and
 3. Liaise with Transport for NSW to ensure, to the extent possible, that the site of the possible items of Aboriginal heritage in Mary Carlson Park is protected from damage by the works for the Greenwich Wharf Upgrade.

For the Motion were Councillors Zbik, Southwood, Roenfeldt, Kennedy, Flood, Bryla, Bennison, Brooks-Horn and Mort (Total 9).

Against the Motion was Nil (Total 0).

NOTICE OF MOTION - COMPLIANCE WITH SLS DCP

121 RESOLVED on the motion of Councillors Southwood and Roenfeldt that Council:-

1. Notes that planning controls in Part 7 of the Lane Cove Local Environmental Plan (Part 7 LEP) and in the provisions of Part C of Council's Development Control Plan for Locality 8 St Leonards South Precinct (SLS DCP) are intended to support the objectives of the St Leonards South Master Plan;
2. Notes that Part 7 LEP and the SLS DCP were approved by Council in 2020 after extensive community consultation;
3. Notes and supports the following statement by the Sydney North Planning Panel in the Record of Briefing 6 April 2022 in respect of DA 162/2021 for 13-19 Canberra Avenue, St Leonards:-
 - *The Panel understands that the subject DA is among the first few development applications to apply the relatively recently adopted (October 2020) precinct-specific DCP. The DCP results from comprehensive strategic planning over a number of years, with extensive consultation and refinement, and the Panel considers that the Lane Cove community would have the reasonable expectation that these strategic parameters would be adhered to by applicants; and*
 - *The Panel is conscious of the precedent effect any approval of variations to the relative recently adopted DCP may have on future applications within the precinct.*
4. Affirms its support for the enforcement of the controls in Part 7 LEP and the SLS DCP in all Development Applications lodged for the St Leonards South Precinct

For the Motion were Councillors Zbik, Southwood, Roenfeldt, Kennedy, Flood, Bryla, Bennison, Brooks-Horn and Mort (Total 9).

Against the Motion was Nil (Total 0).

MATTER ARISING

122 RESOLVED on the motion of Councillors Southwood and Kennedy that Council:-

1. Notes that it has come to the attention of Council that some provisions in Part 7 LEP and the SLS DCP fail to implement and support the objectives of the St Leonards South Master Plan, including but not limited to a question of enforceability of setbacks on the east-west link as detailed in advice contained in a letter dated 2

**Ordinary Council 23 June 2022
MINUTES**

May 2022 from Mills Oakley, Solicitors to HPG General Pty Ltd;

2.
 - a. Obtain, as a matter of urgency, legal advice in relation to the matter raised in the Mills Oakley advice referred to in 1 above; and
 - b. Write to the Sydney North Planning Panel immediately after this meeting of Council requesting that a determination in respect of DA162/2021 be delayed until Council has received the legal advice referred to in 2(a).
3. Convene a special Councillor Workshop to develop a scope to consider a full review of Part 7 LEP and the SLS DCP to identify provisions within the documents that fail to implement and support the objectives of the St Leonards South Master Plan and to do all things necessary to amend the provisions to ensure, to the extent possible, that both Part 7 LEP and the SLS DCP implement and support the objectives of the St Leonards South Master Plan;
4. Following the Councillor Workshop a report be brought back to Council outlining the scope of works and costing of same; and
5. Subject to legal advice being obtained about Council halting the approval of Development Application's, write to the Minister for Planning.

For the Motion were Councillors Zbik, Southwood, Roenfeldt, Kennedy, Flood, Bryla, Bennison, Brooks-Horn and Mort (Total 9).

Against the Motion was Nil (Total 0).

NOTICE OF MOTION - COMMUNITY PARTICIPATION IN LANE COVE LOCAL PLANNING PANELS TO REVIEW PLANNING PROPOSALS

123 RESOLVED on the motion of Councillors Southwood and Flood that Council:-

1. Upload to Council Business Papers the agenda for meetings of the Lane Cove Local Planning Panel (LCLPP) in which the LCLPP is to provide advice to Council in respect of Council's proposed response to a Planning Proposal (Planning Proposal meeting);
2. Webcast the Planning Proposal meetings;
3. Allow community members and Councillors to attend the Planning Proposal meetings;
4. Allow community members to address the LCLPP in relation to the Planning Proposal under consideration for a maximum of 3 minutes, in the case of an individual, and for a maximum of 10 minutes, in the case of a representative of a community organisation or association;
5. In the event that a Planning Proposal meeting is to be held via audio - visual link, to allow community members and Councillors to attend the meeting via audio-visual link and, in the case of community members, to address the LCLPP;
6. Upload to Council's website as soon as practicable after the Planning Proposal meeting, the webcast of the meeting, the minutes of the meeting and any written advice provided to Council by the LCLPP; and
7. Update the Planning Panels page on Council's website to reflect the above procedure.

For the Motion were Councillors Zbik, Southwood, Roenfeldt, Kennedy, Flood, Bryla, Bennison, Brooks-Horn and Mort (Total 9).

Against the Motion was Nil (Total 0).

OFFICER REPORTS FOR DETERMINATION

DRAFT SUSTAINABILITY ACTION PLAN

124 RESOLVED on the motion of Councillors Bryla and Kennedy that:-

1. The Target Audience for the consultation level in the Consultation Strategy detailed in the report be deleted and replaced by the following Target Audience:-
 - All Lane Cove Council Advisory Committees
 - All community and resident associations in the Lane Cove LGA
 - All schools located in the Lane Cove LGA
2. The Draft Sustainability Action Plan 2022 - 2025 dated May 2022 be endorsed for the purposes of public exhibition and be placed on public exhibition for six (6) weeks in accordance with the Consultation Strategy outlined in the report (as amended in Clause 1 above); and
3. A report be submitted to Council following the public exhibition period on the feedback received in relation to the Draft Plan.

For the Motion were Councillors Zbik, Southwood, Roenfeldt, Kennedy, Flood, Bryla, Bennison, Brooks-Horn and Mort (Total 9).

Against the Motion was Nil (Total 0).

ST LEONARDS SOUTH DCP AMENDMENT - PART STOREYS

125 RESOLVED on the motion of Councillors Roenfeldt and Bryla that Council:-

1. Intends to limit to one (1) the number of Part Storeys in each building in the St Leonards South Precinct and to limit residential floorplates within a Part Storey to a maximum of 50% of the floorplate in the Part Storey;
2. Intends to ensure that the Savings Provisions in Clause A.1.7 of the Lane Cove Development Control Plan 2009 shall not apply to the amendments proposed in relation to Part Storeys and to make appropriate amendments to the Lane Cove Development Control Plan 2009 to facilitate this objective;
3. Intends that the amendments to implement the above objectives be adopted as a matter of urgency;
4. Consider the proposed "Part Storey" amendments to the *Lane Cove Council Development Control Plan 2010* containing site specific controls for Part C Residential Localities - Locality 8 St Leonards South Precinct, as shown in **AT-1**;
5. Publicly exhibit the proposed amendment for 28 days as per Council's Community Participation Plan 2019;
6. Receive a report back on the outcome of community consultation; and
7. Receives legal advice during the consultation period.

For the Motion were Councillors Zbik, Southwood, Roenfeldt, Kennedy, Flood, Bryla, Bennison, Brooks-Horn and Mort (Total 9).

Against the Motion was Nil (Total 0).

NAME SELECTED FOR ST LEONARDS NEW GREEN SPACE

126 RESOLVED on the motion of Councillors Southwood and Roenfeldt that Council:-

1. Make a submission to the Geographical Names Board to name the new green space in St Leonards 'Wadangari Park'; and

2. Announce the new name to the public and publish it on Council's website.

For the Motion were Councillors Zbik, Southwood, Roenfeldt, Kennedy, Flood, Bryla, Bennison, Brooks-Horn and Mort (Total 9).

Against the Motion was Nil (Total 0).

TRAFFIC COMMITTEE

A Motion was moved by Councillors Brooks-Horn and Bennison that Council:-

1. Adopt the recommendations of the Lane Cove Traffic Committee Meeting held on Tuesday, 17 May 2022;
2. Adopt the recommendations of the report for Pop-Up Dining on Longueville Road discussed electronically;
3. Adopt the recommendations of the report for Extraordinary Traffic Committee meeting held on Friday, 10 June 2022;
4. Defer items G1 and Y11 to a Councillor Workshop;
5. Defer item Y8 to a Councillor Workshop; and
6. Adopt Y12.

PROCEDURAL MOTION

- 127 RESOLVED** on the motion of Councillors Bennison and Roenfeldt that voting on Item 10 be dealt with in seriatim.

For the Motion were Councillors Zbik, Southwood, Roenfeldt, Kennedy, Flood, Bryla, Bennison, Brooks-Horn and Mort (Total 9).

Against the Motion was Nil (Total 0).

PROCEDURAL MOTION

- 128 RESOLVED** on the motion of Councillors Brooks-Horn and Roenfeldt that items 1 - 4 be dealt with as one item.

For the Motion were Councillors Zbik, Southwood, Roenfeldt, Kennedy, Flood, Bryla, Bennison, Brooks-Horn and Mort (Total 9).

Against the Motion was Nil (Total 0).

- 129** Upon being put to the meeting Points 1 - 4 were declared carried.

For the Motion were Councillors Zbik, Southwood, Roenfeldt, Kennedy, Flood, Bryla, Bennison, Brooks-Horn and Mort (Total 9).

Against the Motion was Nil (Total 0).

Councillor Bryla left the meeting, the time being 08:43 PM

Upon being put to the meeting Point 6 was declared carried.

For the Motion were Councillors Zbik, Southwood, Roenfeldt, Kennedy, Flood, Bennison, Brooks-Horn and Mort (Total 8).

Against the Motion was Nil (Total 0).

Councillor Bryla returned to the meeting, the time being 08:45 PM

PROCEDURAL MOTION

- 130 RESOLVED** on the motion of Councillors Brooks-Horn and Bennison that Point 6 be recommitted for debate and voting.

For the Motion were Councillors Zbik, Southwood, Roenfeldt, Kennedy, Flood, Bryla,

Bennison, Brooks-Horn and Mort (Total 9).

Against the Motion was Nil (Total 0).

Councillor Bryla left the meeting, the time being 08:50 PM

131 RESOLVED on the motion of Councillors Zbik and Kennedy that Point 6 be deferred to be considered at a Councillor Workshop before it comes back to a Council meeting.

For the Motion were Councillors Zbik, Southwood, Roenfeldt, Kennedy, Flood, Bennison, Brooks-Horn and Mort (Total 8).

Against the Motion was Nil (Total 0).

Councillor Bryla returned to the meeting, the time being 08:52 PM

Councillor Zbik left the meeting, the time being 08:43 PM, and the Deputy Mayor, Councillor Kennedy, assumed the Chair in the Mayors absence.

132 Upon being put to the meeting Point 5 was declared carried.

For the Motion were Councillors Southwood, Roenfeldt, Kennedy, Flood, Bennison, Brooks-Horn and Mort (Total 7).

Against the Motion was Nil (Total 0).

Councillor Bryla returned to the meeting, the time being 08:45 PM

Councillor Zbik returned to the meeting, the time being 08:45 PM and assumed the Chair of the meeting as Mayor.

SUSTAINABILITY ADVISORY COMMITTEE NOMINATION - YOUTH REPRESENTATIVE

133 RESOLVED on the motion of Councillors Southwood and Kennedy that Council:-

1. Endorse Alex Vaccher as the Youth Representative on the Sustainability Advisory Committee; and
2. Advise Alex Vaccher of Council's decision.

For the Motion were Councillors Zbik, Southwood, Roenfeldt, Kennedy, Flood, Bryla, Bennison, Brooks-Horn and Mort (Total 9).

Against the Motion was Nil (Total 0).

DRAFT COMMUNITY GARDEN POLICY AND DRAFT COMMUNITY GARDEN GUIDELINES AND PROCEDURES

134 RESOLVED on the motion of Councillors Flood and Roenfeldt that Council:

1. Council adopt the Draft Community Garden Policy and Draft Community Gardens Guidelines and Procedures dated June 2022 for the purpose of public exhibition;
2. The Draft Lane Cove Council Community Garden Policy and Draft Community Gardens Guidelines and Procedures be placed on public exhibition for a period of six (6) weeks and consultation take place in accordance with the Consultation Strategy outlined in the report; and
3. A further report be submitted to Council following the exhibition period, to consider the final Policy and Guidelines and Procedures for adoption.

For the Motion were Councillors Zbik, Southwood, Roenfeldt, Kennedy, Flood, Bryla, Bennison, Brooks-Horn and Mort (Total 9).

Against the Motion was Nil (Total 0).

GREENPOWER CAMPAIGN

135 RESOLVED on the motion of Councillors Kennedy and Southwood that:-

1. The report be received and noted;
2. Council co-ordinate a switch to GreenPower campaign launching in July 2022 for the Lane Cove Local Government Area; and
3. Council includes the data and KPI's in the final report on the Sustainability Action Plan.

For the Motion were Councillors Zbik, Southwood, Roenfeldt, Kennedy, Flood, Bryla, Brooks-Horn and Mort (Total 8).

Against the Motion was Councillor Bennison (Total 1).

CONSULTATION RESULTS ON THE DRAFT 2022/23 DELIVERY PROGRAM AND OPERATIONAL PLAN, DRAFT 2022/23 BUDGET AND DRAFT 2022/23 SCHEDULE OF FEES & CHARGES

136 RESOLVED on the motion of Councillors Brooks-Horn and Mort that:-

1. Council receive and note the submissions received from the community, together with Council's draft responses to the matters raised in the submissions as shown attached in **AT-1**;
2. Council write to each of the members of the community and organisations who provided input into the Draft Plans, thanking them for their input and providing responses to the issues raised in their submissions;
3. Council adopt the Draft 2022/23–2024/25 Delivery Program and 2022/23 Operational Plan, including the Draft 2022/23 Budget and Draft 2022/23 Schedule of Fees and Charges contained within **AT-2**, and an updated Long Term Financial Plan contained within **AT-3**;
4. Council fix the Ordinary Rates and Charges for 2022/23 as:-
 - a) Ordinary Rates
 - (i) An Ordinary Residential Rate of 0.111374 cents in the dollar, on the Land Value of all Rateable Land categorised as Residential in accordance with S.516 of the Local Government Act, (with the exception of heritage properties which are rated on their heritage value), with a Minimum Rate of \$949.60, to yield \$21,705,548;
 - (ii) An Ordinary Business Rate of 0.588072 cents in the dollar, on the Land Value of all Rateable Land categorised as Business in accordance with S.516 of the Local Government Act, with a Minimum Rate of \$970.00 to yield \$5,762,546; and
 - (iii) Council being of the opinion that works related to the construction and maintenance of car parking facilities will be of benefit to the Lane Cove Village Commercial Area, (as defined by the meet's and bounds description advertised in the North Shore Times on 13 June, 1979), that a Parking Special Rate, of 0.204305 cents in the dollar be made for 2022/23 on the Land Value of all rateable land within that part, in accordance with S.538 of the Local Government Act 1993, with a Minimum Rate of \$2.00, to yield \$180,007.
 - b) Domestic Waste Management Charges
 - (i) In accordance with S.496 of the Local Government Act 1993, that an annual charge of \$474.50 per annum be made for the year 2022/23, for

**Ordinary Council 23 June 2022
MINUTES**

domestic waste management services rendered to all properties categorised residential or non-rateable residential, for each once weekly 80 litre MGB (or equivalent) service;

- (ii) In accordance with S.496 of the Local Government Act 1993, that an annual charge of \$127.00 per annum be made for the year 2022/23, for Domestic Waste Management Services for all properties categorised residential vacant land;
- (iii) In accordance with S.502 of the Local Government Act 1993, that a pay-for-use charge of \$6.93 per service be made for the year 2022/23, for each additional weekly 80 litre domestic waste management service rendered to owner occupied single occupancy residential dwellings (excluding green waste and recycling service);
- (iv) In accordance with S.502 of the Local Government Act 1993, that a pay-for-use charge of \$9.13 per service be made for the year 2022/23, for each extra weekly 80 litre (or equivalent) domestic waste management service rendered to residential properties other than single occupancy residential properties;
- (v) In accordance with S.502 of the Local Government Act 1993, that a pay-for-use charge of \$9.13 per service be made for the year 2022/23, for each once weekly 80 litre (or equivalent) domestic waste management service rendered to non-rateable properties;
- (vi) In accordance with S.502 of the Local Government Act 1993, that a pay-for-use charge of \$9.20 per service be made for the year 2022/23, for each once weekly 80 litre (or equivalent) domestic waste management service rendered to residential units above business category premises;
- (vii) In accordance with S.502 of the Local Government Act 1993 that a pay-for-use-charge of \$5.30 per fortnightly service be made for the year 2022/23 for each extra recycling service to single residential dwellings;
- (viii) In accordance with S.502 of the Local Government Act 1993 that an annual charge of \$133.50 per annum be made for the year 2022/23 for each fortnightly green waste collection service to single residential dwellings;
- (ix) In accordance with S.502 of the Local Government Act 1993, that a pay-for-use charge of \$20.80 per service be made for the year 2022/23, for each additional weekly 240 litre domestic waste management service rendered to unit blocks only (excluding green waste and recycling service); and
- (x) In accordance with S.502 of the Local Government Act 1993, that a pay-for-use charge of \$57.37 per service be made for the year 2022/23, for each additional weekly 660 litre domestic waste management service rendered to unit blocks only (excluding green waste and recycling service).

c) Stormwater Management Service Charge

In accordance with clauses 125A and 125AA of the Local Government (General) Regulation 2005 and Section 496A of the Local Government Act 1993, annual charges for the year 2022/23 for Stormwater Management Services be made and levied as follows:

- | | |
|---|------------------------|
| - All parcels of vacant land | - Nil \$ charge |
| - All Residential Strata Units | - \$12.50 per unit |
| - All Residential Non Strata Properties | - \$25.00 per property |

**Ordinary Council 23 June 2022
MINUTES**

- All Business Strata Units and Properties - \$25.00 per unit or property

d) Interest on Overdue Rates and Charges

In accordance with the provisions of S.566(3) of the Local Government Act 1993, Council hereby resolves that the interest rate to apply for the period 1 July 2022 to 30 June 2023 to all outstanding rates and charges be calculated at the maximum interest rate of 6.0% as specified by the Minister for Local Government.

5. At a Councillor Workshop, before the next Corporate Planning Weekend, Council discusses the inclusion of more statistical information in the 2023/24 Integrated Planning and Reporting documents, to allow us to track where we are now and where we plan to be in the future, including linking the budget to items within the Delivery Program and Operational Plan.

For the Motion were Councillors Zbik, Southwood, Roenfeldt, Kennedy, Flood, Bryla, Bennison, Brooks-Horn and Mort (Total 9).

Against the Motion was Nil (Total 0).

CONSULTATION RESULTS ON THE REVISED DRAFT COMMUNITY STRATEGIC PLAN 2035

137 RESOLVED on the motion of Councillors Bennison and Flood that Council:-

1. Note the submissions received and the draft council responses prepared in relation to the Revised Draft Community Strategic Plan, Liveable Lane Cove 2035;
2. Write to each of the individuals and organisations who made comment on the Revised Draft Community Strategic Plan, thanking them for their input and providing responses to the issues raised in their submissions; and
2. Adopt the Revised Draft Community Strategic Plan, Liveable Lane Cove 2035.

For the Motion were Councillors Zbik, Southwood, Roenfeldt, Kennedy, Flood, Bryla, Bennison, Brooks-Horn and Mort (Total 9).

Against the Motion was Nil (Total 0).

DIGITAL TRANSFORMATION REFERENCE GROUP

138 RESOLVED on the motion of Councillors Roenfeldt and Bryla that Council:-

1. Endorse the formation of the Digital Transformation Working Group to support the development of Council's digital communications;
2. Endorse the Terms of Reference for the Group;
3. Appoint a Councillor Kennedy as the Councillor Representative to the Group and Councillor Flood as the alternate Councillor Representative; and
4. Call for expressions of interest for community representatives on the Group.

For the Motion were Councillors Zbik, Southwood, Roenfeldt, Kennedy, Flood, Bryla, Bennison, Brooks-Horn and Mort (Total 9).

Against the Motion was Nil (Total 0).

2022 LOCAL GOVERNMENT NSW CONFERENCE MOTIONS, VOTING DELEGATES AND ATTENDANCE

139 RESOLVED on the motion of Councillors Zbik and Brooks-Horn that Council:-

1. Authorise all interested Councillors to attend the LGNSW Annual

Conference;

2. Nominate Councillor Zbik, Southwood and Bennison as Council's three (3) voting delegates for motions before the LGNSW Annual Conference;
3. Give consideration to the two (2) motions outlined in this report and other primary issues affecting the Lane Cove community and submit same for debate at the LGNSW Annual Conference; and
3. Grant delegated authority to the Mayor to request the General Manager to submit any further proposed motions, after consulting with Councillors, prior to the deadline for submitting motions.

For the Motion were Councillors Zbik, Southwood, Roenfeldt, Kennedy, Flood, Bryla, Bennison, Brooks-Horn and Mort (Total 9).

Against the Motion was Nil (Total 0).

LOCAL GOVERNMENT REMUNERATION TRIBUNAL ANNUAL REPORT AND DETERMINATION - COUNCILLOR FEES

140 RESOLVED on the motion of Councillors Brooks-Horn and Roenfeldt that Council determine the following annual fees to be paid for the 2022/23 financial year, commencing 1 July 2022:-

1. Mayor: \$46,010 (in addition to the Councillors fee); and
2. Councillors: \$21,100.

For the Motion were Councillors Zbik, Southwood, Roenfeldt, Kennedy, Flood, Bryla, Bennison, Brooks-Horn and Mort (Total 9).

Against the Motion was Nil (Total 0).

OFFICER REPORTS FOR INFORMATION

COUNCIL SNAPSHOT MAY 2022

141 RESOLVED on the motion of Councillors Southwood and Bennison that the report be received and noted.

For the Motion were Councillors Zbik, Southwood, Roenfeldt, Kennedy, Flood, Bryla, Bennison, Brooks-Horn and Mort (Total 9).

Against the Motion was Nil (Total 0).

CONFIDENTIAL ITEMS

Pursuant to section 10A(4), the public were invited to make representations to the council meeting before any part of the meeting is closed, as to whether that part of the meeting should be closed to consider:

SENIOR STAFF MATTER

It is recommended that the Council close so much of the meeting to the public as provided for under Section 10A(2) (a) of the Local Government Act, 1993, on the grounds that the matter will involve the discussion of personnel matters concerning a particular individual; it further being considered that discussion of the matter in open meeting would be, on balance, contrary to public interest by reason of the foregoing.

No members of the public made representations.

CLOSED COMMITTEE

142 RESOLVED on the motion of Councillors Brooks-Horn and Roenfeldt that Council:-

1. Resolve into Closed Committee to consider the business identified above.
2. Pursuant to section 10A(1)-(3) of the *Local Government Act 1993*, the media and public be excluded from the meeting on the basis that the business to be considered is classified confidential under the provisions of section 10A(2) as outlined above.
3. The correspondence and reports relevant to the subject business be withheld from access to the media and public as required by section 11(2) of the *Local Government Act 1993*.

For the Motion were Councillors Zbik, Southwood, Roenfeldt, Kennedy, Flood, Bryla, Bennison, Brooks-Horn and Mort (Total 9).

Against the Motion was Nil (Total 0).

Closed Committee commenced at 9:14pm. The public and media left the chamber.

Open Council resumed at 9:25 pm. The public and media were invited into the chamber.

CONFIDENTIAL ITEM

The Acting General Manger read the recommendations of the Item considered in Closed Committee prior to Council's consideration:

SENIOR STAFF MATTER

It is recommended that the Council close so much of the meeting to the public as provided for under Section 10A(2) (a) of the Local Government Act, 1993, on the grounds that the matter will involve the discussion of personnel matters concerning a particular individual; it further being considered that discussion of the matter in open meeting would be, on balance, contrary to public interest by reason of the foregoing.

143 RESOLVED on the motion of Councillors Brooks-Horn and Mort that Council note the Acting General Manager consulted with Council in relation to a senior staff matter.

For the Motion were Councillors Zbik, Southwood, Roenfeldt, Kennedy, Flood, Bryla, Bennison, Brooks-Horn and Mort (Total 9).

Against the Motion was Nil (Total 0).

The meeting closed at 9:27pm.

Confirmed at the Ordinary Council Meeting of 21 July 2022, at which meeting the signature herein is subscribed.

MAYOR

***** END OF MINUTES *****