

THESE MINUTES ARE DRAFT UNTIL CONFIRMED AT THE NEXT MEETING OF THIS COUNCIL AND/OR COMMITTEE

**MINUTES OF ORDINARY COUNCIL MEETING OF THE
COUNCIL OF THE CITY OF RANDWICK HELD ON
TUESDAY, 25 FEBRUARY 2014 AT 6:05PM**

Present:

The Mayor, Councillor S Nash (Chairperson) (West Ward)

Councillor A Andrews (Deputy Mayor) (Central Ward)

North Ward - Councillors K Neilson, L Shurey & K Smith

South Ward - Councillors N D'Souza, R Belleli & P Garcia

East Ward - Councillors T Bowen, M Matson & B Roberts

West Ward - Councillors G Moore & H Stavrinou

Central Ward - Councillors T Seng & G Stevenson (from 6.23pm)

Officers Present:

| | |
|--|-----------------|
| General Manager | Mr R Brownlee |
| Director City Services | Mr J Frangoplos |
| Director City Planning | Ms S Truuvert |
| Director Governance & Financial Services | Mr G Banting |
| Manager Administrative Services | Mr D Kelly |
| Manager Development Assessment | Mr K Kyriacou |
| Communications Manager | Mr J Hay |
| Manager Corporate Improvement | Ms A Warner |
| Coordinator Communications | Ms E Shanks |

Prayer & Acknowledgement of Local Indigenous People

The Council Prayer was read by Cr Belleli. The Acknowledgement of Local Indigenous People was read by Cr Roberts.

Apologies/Granting of Leave of Absences

Nil.

Note: Procedural motions were moved at this point in the meeting on item GM4/14 Local Government Reform, item GM1/14 Community Panels, item CP7/14 the Randwick Environment Park draft Plan of Management Site visit and item CP8/14 the Randwick Community Centre (Draft) Final Plan of Management). See those items in the minutes for the resolutions passed.

Confirmation of the Minutes

CONFIRMATION OF THE MINUTES OF THE ORDINARY COUNCIL MEETING HELD ON TUESDAY 10 DECEMBER 2013

1/14

RESOLUTION: (Matson/Stavrinis) that the Minutes of the Ordinary Council Meeting held on Tuesday 10 December 2013 (copies of which were circulated to all Councillors) be and are hereby confirmed as a correct record of the proceedings of that meeting.

Declarations of Pecuniary and Non-Pecuniary Interests

- a) Cr Belleli declared a non-significant non pecuniary interest in Item GM4/14 as he is a ratepayer in the City of Randwick.
- b) Cr Smith declared a significant pecuniary interest in Item NR1/14 as his employer is in the liquor industry. Cr Smith will be taking no part in the debate or voting on the matter.
- c) Cr Belleli declared a non-significant non pecuniary interest in Item NR1/14 as he and his wife's dance school perform at Coogee beach and at South Maroubra.
- d) Cr Bowen declared a non-significant non pecuniary interest in Items CP1/14 and CP2/14 as he knows objectors to both matters.
- e) Cr Bowen declared a significant non pecuniary interest in Item GM3/14 as he is a member of the ALP and has served on the board of a club along with one of the speakers on the matter. Cr Bowen will be taking no part in the debate or voting on the matter.
- f) Cr Neilson declared a non-significant non pecuniary interest in Items GM3/14 and NR1/14 as she knows speakers on both matters.
- g) Cr Belleli declared a non-significant non pecuniary interest in Item GM3/14 as he knows a speaker on the matter.
- h) All councillors declared a non-significant non pecuniary interest in Item NM7/14 as they are ratepayers or landowners in the Randwick City area.
- i) Cr Matson declared a non-significant non pecuniary interest in Item GM3/14 as he knows a former Councillor who is a speaker on the matter.
- j) All Labor Councillors declared a non-significant non pecuniary interest in Item GM3/14 as they know a former Councillor who is a speaker on the matter.
- k) Cr Andrews declared a non-significant non pecuniary interest in Item GM3/14 as he knows a former Councillor who is a speaker on the matter.
- l) Cr Seng declared a non-significant non pecuniary interest in Item GM3/14 as he knows a former Councillor who is a speaker on the matter.
- m) Cr Nash declared a non-significant non pecuniary interest in Item GM3/14 as he knows a former Councillor who is a speaker on the matter.
- n) Cr Belleli declared a non-significant non pecuniary interest in Item CP1/14 as his wife's dance school performs at childcare centres.

Address of Council by Members of the Public

Prior to consideration of the Agenda by the Council, deputations were received in respect of the following matters:

CP1/14 158 MOVERLY ROAD, SOUTH COOGEE (DA/584/2012/A)

Applicant Victor Berk

- CP2/14 158 MOVERLY ROAD, SOUTH COOGEE (DA/584/2012/B)
- Applicant** Victor Berk
- CP4/14 3 SEVERN STREET, MAROUBRA (DA/552/2013)
- Applicant** Genevieve Slattery
- CP5/14 3 KYOGLE STREET, MAROUBRA (DA/703/2013)
- Objector** Caterina Manea
- Applicant** Martin Keil
- GM1/14 COMMUNITY PANELS
- Against** Rosemary MacKenzie (KWK Precinct)
- GM3/14 REPLACEMENT OF COMMUNITY VACANCY ON WYLIES BATHS TRUST
- For** Tony Cousens
- For** Chris Bastic
- NM5/14 NOTICE OF MOTION FROM CR SHUREY - RESPONSE TO REPORTS OF BLACK ALGAE SPREAD IN CLOVELLY BAY
- For** Ian Bedwell
- NM8/14 NOTICE OF MOTION FROM CR MATSON - OVERNIGHT CAMPING ISSUE IN WOLSELEY ROAD
- For** Tania Melnychenko
- NM14/14 NOTICE OF MOTION FROM CR STEVENSON - REVIEW OF COUNCIL IT POLICY TO STOP UNECESSARY TRANSMISSION TOWERS
- For** Helen Deegan
- NR1/14 NOTICE OF RESCISSION MOTION FROM CRS ANDREWS, STAVRINOS AND ROBERTS - ALCOHOL AND DRUG RELATED VIOLENCE - LIQUOR LICENSING LAW REFORMS
- Against** Sorubi Thavaratnam
- For** Maxine Hawker

Note: Cr Stevenson left the meeting during the addresses to the committee by members of the public.

The Meeting was adjourned at 8.58pm and was resumed at 9.24pm.

RESOLVED: (PROCEDURAL MOTION) (Andrews/Stavrinos) that all matters that were subject to addresses by the public be dealt with as the first items of business.

Mayoral Minutes**MM2/14 Mayoral Minute - Support for Sydney Multicultural Services Seniors Carnivale (F2006/00216)**

2/14 **RESOLUTION: (Mayor, Cr S Nash)** that Randwick Council contribute \$2,098.50 towards the cost of holding the Sydney MSC 2014 Multicultural Seniors Carnivale event at the Prince Henry Centre's Cawood room on Wednesday 19 March 2014, to be allocated from the 2013-14 Contingency Fund.

MOTION: (Mayor, Cr S Nash) CARRIED - SEE RESOLUTION.

MM3/14 Mayoral Minute - La Perouse Museum and Headland Trust (F2013/00576)

3/14 **RESOLUTION: (Mayor, Cr S Nash)** that Council endorse:

- a) the provision of \$4,000 for the La Perouse Day event from the 2014-15 Contingency Fund budget.
- b) the provision of \$6,000 for the Bastille Day event from the 2014-15 Events budget.

MOTION: (Mayor, Cr S Nash) CARRIED - SEE RESOLUTION.

MM4/14 Mayoral Minute - Waiving of fees - Australian Beach Handball Federation. (F2014/00096)

4/14 **RESOLUTION: (Mayor, Cr S Nash)** that:

- a) the Beach Hire Fee amount of \$1,944.48 be waived and funds be allocated from the 2013-14 Contingency Fund;
- b) the activity organisers undertake to appropriately and prominently acknowledge and promote Council's contribution prior to and during the activity; and
- c) the Mayor or his representative be given the opportunity to address the activity on behalf of Council.

MOTION: (Mayor, Cr S Nash) CARRIED - SEE RESOLUTION.

MM5/14 Mayoral Minute - Council support of Australand's Corporate Volunteer Cleanup Around Bare Island La Perouse (F2008/00586)

5/14 **RESOLUTION: (Mayor, Cr S Nash)** that Council endorses this worthwhile project and congratulates Australand for their involvement at Bare Island La Perouse as part of the national Clean Up Australia effort.

MOTION: (Mayor, Cr S Nash) CARRIED - SEE RESOLUTION.

MM6/14 Mayoral Minute - Council Recognition as Ambassador of the Victor Chang Cardiac Research Institute (F2007/00529)

6/14 **RESOLUTION: (Mayor, Cr S Nash)** that Council note its induction as an Ambassador of the Victor Chang Cardiac Research Institute in recognition of its long term support of such a worthy cause and continue to support this invaluable initiative.

MOTION: (Mayor, Cr S Nash) CARRIED - SEE RESOLUTION.

MM7/14 Mayoral Minute - Support for First Hand Solutions and Black Market, Tours and Workshops on Bare Island (F2006/00216)

7/14 **RESOLUTION: (Mayor, Cr S Nash)** that Council contribute \$2,120.00 to First Hand Solutions Aboriginal Corporation to help cover the cost of launching the monthly Black Markets, Tours and Workshops on Bare Island on 3 March 2014. The funds shall be allocated from the 2013 - 14 Contingency Fund.

MOTION: (Mayor, Cr S Nash) CARRIED - SEE RESOLUTION.

MM8/14 Mayoral Minute - Milestone in Revitalisation of Matraville Town Centre (F2009/00243)

8/14 **RESOLUTION: (Mayor, Cr S Nash)** that:

- a) Council's Economic Development team be congratulated for their work towards the revitalisation of the Matraville Town Centre and continue to implement the medium and long term strategies outlined in the Matraville Town Centre Action Plan; and
- b) all Councillors be invited and encouraged to attend the official opening of the new Woolworths Supermarket in the Matraville Shopping Centre on Thursday 27 February 2014.

MOTION: (Mayor, Cr S Nash) CARRIED - SEE RESOLUTION.

Urgent Business

Nil.

Director City Planning Reports

CP1/14 Director City Planning Report - 158 Moverly Road, South Coogee (DA/584/2012/A)

9/14 **RESOLUTION: (Roberts/Stavrinis)** that Council, as the consent authority, grants development consent under Section 96(AA) of the Environmental Planning and Assessment Act 1979, as amended, to Development Application No. DA/584/2012 for modification of the approved development by extending the hours of operation of outdoor play area from 8.30am to 5.00pm Monday to Friday and amend condition no.'s 72, 80, 82, 83 & 85 relating to the restriction of use for the outdoor play area & the number of children permitted in outdoor play area, acoustic report, noise levels and non-amplified music to be played outdoors at No. 158 Moverly Road, South Coogee, subject to the following conditions:

Amend Condition 1 to read:

Approved Plans & Supporting Documentation

1. The development must be implemented substantially in accordance with the plans and supporting documentation listed below:

| Plan | Drawn by | Dated | Filed in the Land and Environment Court |
|---|----------|-------|---|
| D-CC01 Site Plan + Roof Plan + Landscape Plan | | | |

| | | | |
|--|-----------------------|------------|------------|
| D-CC03 Ground Floor Plan + Partial Site | Design 23 Pty. Ltd | 13.05.2013 | 21.05.2013 |
| D-CC04 South-East + South – West Elevations | | | |
| D-CC05 North-West + North- East Elevations | | | |
| D-CC02.1 Lower Ground Floor Level Carpark Layout + Traffic Engineer Details | | 27.05.2013 | 27.05.2013 |

Except as amended by the **Section 96 'A' documentation only in so far as they relate to the modifications highlighted on the Section 96 'A' documentation and detailed in the Section 96 application**, except as may be amended by other conditions of this consent:

Amend Condition No. 72 to read:

- 72) The hours of operation for the outdoor play areas is restricted to:
Monday to Friday: 8:30am to 5:00pm

Amend Condition No. No. 80 to read:

- 80) The proposed use of the premises and the operation of all plant and equipment shall not give rise to an 'offensive noise' as defined in the *Protection of the Environment Operations Act 1997* and Regulations.

In this regard, the operation of the premises and plant and equipment shall not give rise to a sound pressure level at any affected premises that exceeds the background (L_{A90}), 15 min noise level, measured in the absence of the noise source/s under consideration by more than 5dB(A). The source noise level shall be assessed as an $L_{Aeq, 15 \text{ min}}$ and adjusted in accordance with the NSW Environmental Protection Authority's Industrial Noise Policy 2000 and Environmental Noise Control Manual (sleep disturbance).

Amend to Condition No. 82 to read:

- 82) The operation of the site and the project specific criteria for noise emissions shall be in accordance with the acoustic report referenced 20120735.1/0909A/R7/TT dated 27 November 2013 prepared by Acoustic Logic PTY LTD unless otherwise stated by this development consent".

Additional condition is added to read as follows:

- (82.a) In accordance with the acoustic report 20120735.1/0909A/R7/TT prepared by Acoustic Logic PTY LTD dated 27 November 2013 the following measures are to be implemented:

- A minimum 1.8m high bound fence/noise screen is required along the western boundary of the upper outdoor play area. Fence is to consist of Colorbond, lapped and capped timber or (clear) Perspex, or a combination of these items.
- For the remaining fencing around the play areas, the 1.8m High Solid (Colorbond) Boundary fencing is to be retained. If replaced- any replacement fence should be at least 1.8m high and imperforate (no holes- e.g. lapped and capped timber or colorbond).

- There is to be a solid noise screen constructed to separate the upper and lower play areas. The screen is to be constructed along the top of the rock ledge at the edge of the upper play area. The height of the top of the screen is to be such that it provides line of sight between the lower (active play) area and the top for windows of the residence to the west (top of screen minimum RL 60.9). Screen to be constructed of lapped and capped timber or Perspex to architects detail.
- All windows to be constructed using minimum 4mm thick glass with perimeter acoustic seals.
- Noise from any new mechanical services (air-conditioners, kitchen exhaust fan or similar) should comply with the acoustic requirements of the EPA industrial Noise Policy (intrusiveness and Amenity Criteria) Detailed review of new plan items should be undertaken at Construction certificate stage, once plant items are selected and locations determined. Noise from plant will be designed to be compliant with a "Background +0) acoustic criteria (which is 5dB (A) stricter than EPA guidelines). In doing this, the cumulative noise contribution from mechanical plant will not significantly add to any noise created by children in the play grounds. Compliance with this design goal is achievable.
- The proposed air conditioner condenser is to be located within the new garage. The building shell should screen noise to the nearest residence (to the west) and should be more than 25m from the nearest residence with line of site of the condenser (to the south, across Moverly Road).
- The bathroom ventilation is to be provided via Small Ceiling Mounted fans (55l/s discharging through the roof. Use of 1m of flex ducting between the fan and discharge point should ensure compliance with noise emission criteria.

Amend Condition No. 83 to read:

- (83.) The lower outdoor play area must not exceed a maximum number of 46 children at any one time playing during the permitted operational hours for the outdoor play area specified in this consent".

Additional condition is added to read as follows:

- (83.a) The upper outdoor play area is to be used by no more than 16 children at any one time. This area is only to be used for "passive "non ambulatory play" (acceptable activities to include reading/painting/craft or other closely supervised activities)

Amend Condition No. 85 to read:

- (85.) No amplified music is to be played in the premises, music is to be provided using a portable stereo.

Additional condition is added to read as follows;

- (85.a) Music is to be used as background music only (no more than 70dB (A) at 3m from the stereo).

- (85.b) No music is to be played in the upper outdoor play area.

Add Condition No. 95 to read:

- (95.) A validation report must be obtained from a suitably qualified and experienced consultant in acoustics three (3) months after the business commences trading.

The report should demonstrate and certify that noise and vibration from the development (including all plant and equipment internally and externally) satisfies the relevant provisions of the *Protection of the Environment Operations Act 1997*, NSW Office of Environment & Heritage/Environment Protection Authority Noise Control Manual & Industrial Noise Policy and conditions of Council's development consent.

The report is to be forwarded to and approved by Council. This report must address (but not limited to) the accumulation effect of mechanical plant and equipment and noise generated from all children playing in the upper and lower outdoor play areas simultaneously and the noise generated from 46 children playing in the lower outdoor play area. Any recommendations outlined in the acoustic report are to be implemented accordingly.

MOTION: (Roberts/Stavrinos) CARRIED - SEE RESOLUTION.

A **DIVISION** was taken and the names of the Councillors voting FOR and AGAINST were as follows:

| FOR | AGAINST |
|----------------------|--------------------|
| Councillor Andrews | Councillor Belleli |
| Councillor Bowen | |
| Councillor D'Souza | |
| Councillor Garcia | |
| Councillor Matson | |
| Councillor Moore | |
| Councillor Nash | |
| Councillor Neilson | |
| Councillor Roberts | |
| Councillor Seng | |
| Councillor Shurey | |
| Councillor Smith | |
| Councillor Stavrinos | |
| Total (13) | Total (1) |

AMENDMENT: (Neilson/Matson) that condition 83 be set at a maximum of 30 children at any one time. **LOST.**

A **DIVISION** was taken and the names of the Councillors voting FOR and AGAINST were as follows:

| FOR | AGAINST |
|--------------------|----------------------|
| Councillor Belleli | Councillor Andrews |
| Councillor D'Souza | Councillor Bowen |
| Councillor Moore | Councillor Garcia |
| Councillor Neilson | Councillor Matson |
| Councillor Shurey | Councillor Nash |
| | Councillor Roberts |
| | Councillor Seng |
| | Councillor Smith |
| | Councillor Stavrinos |
| Total (5) | Total (9) |

CP2/14 Director City Planning Report - 158 Moverly Road, South Coogee (DA/584/2012/B)

RESOLUTION: (Andrews/Stavrinos) that Council, as the consent authority, grants

development consent under Section 96(AA) of the Environmental Planning and Assessment Act 1979, as amended, to Development Application No. DA/584/2012 for modification of the approved development by relocating the main office and toilet to the western side of the building including new windows on the south eastern elevation and installation of skytubes to the roof at No. 158 Moverly Road, South Coogee, subject to the following conditions:

A. Amend Condition No. 1 to read:

Approved Plans & Supporting Documentation

1. The development must be implemented substantially in accordance with the plans and supporting documentation listed below except where amended by other conditions of this consent:

| Plan | Drawn by | Dated | Filed in the Land and Environment Court |
|--|-----------------------|------------|---|
| D-CC01 Site Plan + Roof Plan + Landscape Plan | Design 23 Pty. Ltd | 13.05.2013 | 21.05.2013 |
| D-CC02 Lower Ground Floor Plan + Partial Site | | | |
| D-CC03 Ground Floor Plan + Partial Site | | | |
| D-CC04 South-East + South – West Elevations | | | |
| D-CC05 North-West + North-East Elevations | | | |
| D-CC02.1 Lower Ground Floor Level Carpark Layout + Traffic Engineer Details | | 27.05.2013 | 27.05.2013 |

Except as amended by the ***Section 96 plans only in so far as they relate to the modifications highlighted on the Section 96 plans listed below and detailed in the Section 96 application:***

| Plan | Drawn by | Dated | Received by Council |
|---|-----------------------|------------|---------------------|
| DA01 Site Plan + Roof Plan + Landscape Plan | Design 23 Pty. Ltd | 08.08.2013 | 13.08.2013 |
| DA03 Ground Floor Plan + Partial Site | | | |
| DA04 South-East + South – West Elevations | | | |

B. Add Condition 96 to read:

96. Bathroom ventilation via small ceiling mounted fans (55l/s) discharging through the roof are to be fitted with 1m of flex ducting between the fan and discharge point to ensure compliance with the requirements of the NSW EPA Industrial Noise Policy and relevant noise requirements.

MOTION: (Andrews/Stavrinou) CARRIED - SEE RESOLUTION.

A **DIVISION** was taken and the names of the Councillors voting FOR and AGAINST were as follows:

| FOR | AGAINST |
|----------------------|--------------------|
| Councillor Andrews | Councillor Belleli |
| Councillor Bowen | |
| Councillor D'Souza | |
| Councillor Garcia | |
| Councillor Matson | |
| Councillor Moore | |
| Councillor Nash | |
| Councillor Neilson | |
| Councillor Roberts | |
| Councillor Seng | |
| Councillor Shurey | |
| Councillor Smith | |
| Councillor Stavrinou | |
| Total (13) | Total (1) |

CP3/14 Director City Planning Report - 2R Barker Street, Kingsford (DA/874/2013)

11/14 **RESOLUTION: (Andrews/Stavrinou)** that Council, as the Consent Authority, grants Development Consent under Sections 80 and 80A of the Environmental Planning and Assessment Act 1979, as amended, to Development Application No. 874/2013 for alterations and additions to the existing Potting Shed at the Randwick Community Nursery, located at the corner of Barker Street and Day Lane Kingsford, subject to the standard conditions contained in the development application compliance report attached to this report.

MOTION: (Andrews/Stavrinou) CARRIED UNANIMOUSLY - SEE RESOLUTION.

CP4/14 Director City Planning Report - 3 Severn Street, Maroubra (DA/552/2013)

12/14 **RESOLUTION: (Bowen/Stavrinou)** that Council, as the consent authority, grants development consent under Sections 80 and 80A of the Environmental Planning and Assessment Act 1979, as amended, to Development Application No. DA/552/2013 for demolition of existing dwelling, removal of Norfolk Island Pine tree, construction of part 3/part 4 storey residential flat building in two building forms containing 10 units, basement parking for 14 vehicles, strata subdivision and associated works at No. 3 Severn Street, Maroubra, subject to the following non standard conditions and the standard conditions contained in the development application compliance report attached to this report:

Non standard conditions

Amended Plans and Documentation

2 The approved plans must be amended in accordance with the following requirements

- a. A privacy screen having a height of 1.6m above floor level must be provided to south-western face of balconies for units 3, 4, 5, 6, 9 and 10. The privacy screen must be constructed of metal or timber and the total area of any openings within the privacy screen must not exceed 25% of the area of the screen. Alternatively, the privacy screen may be constructed with translucent, obscured, frosted or sandblasted glazing in a suitable frame.

- b. The following windows must have a minimum sill height of 1.6m above floor level, or alternatively, the window/s are to be fixed and be provided with translucent, obscured, frosted or sandblasted glazing below this specified height or exterior privacy screens can be added with openings not to exceed 25% of the area of the screen:
- Kitchen windows of units 4 and 6
 - Dining room windows for units 8, 9 and 10
- c. The Banksia intergrifolia located in the front yard is to be deleted from the landscape plan L01/1- K18306 and replaced with a native species capable of attaining no more than 2m in height when mature.
- d. The front fence is not to exceed 1200mm in height.

Details to be submitted to Council's Manager Development Assessment for approval prior to issuing of the construction certificate.

MOTION: (Bowen/Stavrinos) CARRIED UNANIMOUSLY - SEE RESOLUTION.

**CP5/14 Director City Planning Report - 3 Kyogle Street, Maroubra
(DA/703/2013) (DA/703/2013)**

13/14

RESOLUTION: (Andrews/Roberts) that Council, as the consent authority, grants development consent under Sections 80 and 80A of the Environmental Planning and Assessment Act 1979, as amended, to Development Application No. No. DA/703/2013 to carry out ground and first floor alterations and additions to the existing dwelling at 3 Kyogle Street, Maroubra subject to the schedule of conditions attached to this report

Non standard conditions

Approved Plans & Supporting Documentation

1. The development must be implemented substantially in accordance with the plans and supporting documentation listed below and endorsed with Council's approved stamp, except where amended by Council in red and/or by other conditions of this consent:

| <i>Plan</i> | <i>Drawn by</i> | <i>Dated</i> | <i>Received by Council</i> |
|---------------|-------------------------|--------------|----------------------------|
| DA-01-C Rev C | Chris Elliot Architects | 24-01-14 | 29 January 2013 |

| <i>BASIX Certificate No.</i> | <i>Dated</i> | <i>Received by Council</i> | <i>by</i> |
|------------------------------|-----------------|----------------------------|-----------|
| A168475_03 | 5 February 2014 | 5 February 2014 | |

Amendment of Plans & Documentation

2. The approved plans and documents must be amended in accordance with the following requirements:
- a. External privacy screens attached to the, north-easterly facing sitting room window (E9) and east facing bedroom window (E8) at first floor level shall have a height of 1600mm above the internal floor level. The external screens shall be fixed at an angle to avoid overlooking into the rear yard and habitable living areas of No. 97 Mons Avenue and No. 5 Kyogle Street.

Details of compliance are to be submitted to and approved by Councils Manager Development Assessment prior to the issue of Construction certificate.

Note: The privacy screens must be installed prior to the issue of any occupation certificate.

- b. The Architectural plans referred in Condition No. 1 shall be amended with the correct dimensions that correspond with the first floor addition not extending beyond the existing rear ground level gutter of the subject dwelling and the north eastern splay not extending beyond the existing north eastern corner of the subject dwelling at ground level.

Details showing compliance with the above condition shall be submitted to Council's Manager Development Assessment for approval prior to the issue of a construction certificate.

MOTION: (Andrews/Roberts) CARRIED - SEE RESOLUTION.

A **DIVISION** was taken and the names of the Councillors voting FOR and AGAINST were as follows:

| FOR | AGAINST |
|----------------------|-------------------|
| Councillor Andrews | Councillor Shurey |
| Councillor Belleli | |
| Councillor Bowen | |
| Councillor D'Souza | |
| Councillor Garcia | |
| Councillor Matson | |
| Councillor Moore | |
| Councillor Nash | |
| Councillor Neilson | |
| Councillor Roberts | |
| Councillor Seng | |
| Councillor Smith | |
| Councillor Stavrinou | |
| Total (13) | Total (1) |

AMENDMENT: (Neilson/Matson) that the applicant be requested to supply amended plans that show a rear setback of an additional 450mm. **LOST.**

A **DIVISION** was taken and the names of the Councillors voting FOR and AGAINST were as follows:

| FOR | AGAINST |
|--------------------|----------------------|
| Councillor Neilson | Councillor Andrews |
| Councillor Shurey | Councillor Belleli |
| | Councillor Bowen |
| | Councillor D'Souza |
| | Councillor Garcia |
| | Councillor Matson |
| | Councillor Moore |
| | Councillor Nash |
| | Councillor Roberts |
| | Councillor Seng |
| | Councillor Smith |
| | Councillor Stavrinou |
| Total (2) | Total (12) |

CP6/14 Director City Planning Report - Report Variation to Development Standard under State Environment Planning Policy No. 1 (SEPP1) and Clause 4.6 between October to December, 2013 (F2008/00122)

14/14 **RESOLUTION: (Andrews/Stavrinos)** that the report be received and noted.

MOTION: (Andrews/Stavrinos) CARRIED UNANIMOUSLY - SEE RESOLUTION.

CP7/14 Director City Planning Report - Randwick Environment Park Draft Plan of Management Site Visit (F2010/00407)

15/14 **RESOLUTION: (Matson/Shurey)** that this matter be deferred to the next Council meeting for a peer review of the draft Plan of Management by a recognised environmental scientist, with the choice of the scientist to be worked out by the Mayor, three (3) ward Councillors and liaison with the Moverly Precinct Committee.

PROCEDURAL MOTION: (Matson/Shurey) CARRIED – SEE RESOLUTION.

CP8/14 Director City Planning Report - Randwick Community Centre (Draft) Final Plan of Management (F2004/06764)

16/14 **RESOLUTION: (Matson/Shurey)** that this matter be deferred to the next Council meeting for a peer review of the draft Plan of Management by a recognised environmental scientist, with the choice of the scientist to be worked out by the Mayor, three (3) ward Councillors and liaison with the Moverly Precinct Committee.

PROCEDURAL MOTION: (Matson/Shurey) CARRIED – SEE RESOLUTION

CP9/14 Director City Planning Report - Proposal to Update Terms of Reference for the Youth Advisory Committee (Randwick Youth Council) (F2004/07647)

17/14 **RESOLUTION: (Andrews/Stavrinos)** that Council endorses the proposed changes to the Youth Advisory Committee's Terms of Reference (as detailed in attachment 1.).

MOTION: (Andrews/Stavrinos) CARRIED UNANIMOUSLY - SEE RESOLUTION.

CP10/14 Director City Planning Report - Proposed Youth Week Activities for 2014 (F2004/07647)

18/14 **RESOLUTION: (Andrews/Stavrinos)** that Council endorse the proposed activities planned for National Youth Week 2014 in Randwick City.

MOTION: (Andrews/Stavrinos) CARRIED UNANIMOUSLY - SEE RESOLUTION.

CP11/14 Director City Planning Report - Celebrating Cultural Diversity in Randwick City - Feasibility for an Annual Cultural Event (F2004/06281)

19/14 **RESOLUTION: (Andrews/Stavrinos)** that Council:

- a) endorse and support an annual Multicultural Festival event that celebrates the diversity of cultures within the Randwick City. A further report to be brought back to Council with relevant details about the event, including the cost of holding the

event; and

- b) support and fund a photographic competition and street banners to showcase 'The many Faces of Randwick City' as a project leading up to Harmony Day in March 2015, to a cost not exceeding \$15,000.00.

MOTION: (Andrews/Stavrinis) CARRIED UNANIMOUSLY - SEE RESOLUTION.

CP12/14 Director City Planning Report - Seeking a Continuation of the Green Money Recycling Rewards Scheme for Randwick Residents (F2011/00380)

20/14

RESOLUTION: (Roberts/Matson) that:

- a) Council agrees to fund the continuation of Green Money Recycling Rewards for an amount of \$20,000.00 up to September 30, 2014; and
- b) an external evaluation of this program be conducted and results brought back for Council consideration of further involvement in this incentive program for Randwick residents.

MOTION: (Roberts/Matson) CARRIED - SEE RESOLUTION.

General Manager's Reports

GM1/14 General Manager's Report - Community Panels (F2013/00114)

21/14

RESOLUTION: (Andrews/Stavrinis) that Council:

- a) agree to support the development of a community panel;
- b) develop a Community Panel Framework and Community Panel Charter in line with Council's Community Consultation Strategy;
- c) bring a report back to Council for further consideration; and
- d) note that this report will include consultations with the precinct committees.

PROCEDURAL MOTION: (Shurey/Matson) that the matter be deferred to the next Council meeting for further consideration by Councillors and for feedback from the Precincts via a Combined Precinct Meeting. LOST.

Councillors Andrews and Stavrinis called for a **DIVISION**.

The **DIVISION** was taken and the names of the Councillors voting FOR and AGAINST were as follows:

| FOR | AGAINST |
|----------------------|----------------------|
| Councillor Belleli | Councillor Andrews |
| Councillor Bowen | Councillor D'Souza |
| Councillor Matson | Councillor Garcia |
| Councillor Nash | Councillor Moore |
| Councillor Neilson | Councillor Roberts |
| Councillor Shurey | Councillor Seng |
| Councillor Stevenson | Councillor Smith |
| | Councillor Stavrinis |
| Total (7) | Total (8) |

MOTION: (Andrews/Stavrinos) CARRIED – SEE RESOLUTION.

AMENDMENT: (Belleli/Shurey) that before proceeding with community panels we consult with the Precinct Committees for feedback to be included in the report to come back to Council. **LOST ON CASTING VOTE OF THE CHAIRPERSON.**

Councillors Belleli and Neilson called for a **DIVISION**.

The **DIVISION** was taken and the names of the Councillors voting FOR and AGAINST were as follows:

| FOR | AGAINST |
|--------------------|----------------------|
| Councillor Belleli | Councillor Andrews |
| Councillor Bowen | Councillor Garcia |
| Councillor D'Souza | Councillor Moore |
| Councillor Matson | Councillor Nash |
| Councillor Neilson | Councillor Roberts |
| Councillor Seng | Councillor Smith |
| Councillor Shurey | Councillor Stavrinos |
| Total (7) | Total (7) |

GM2/14 General Manager's Report - Review of the 2013-14 Annual Operational Plan - December Quarterly Report (F2012/00177)

22/14

RESOLUTION: (Andrews/Stavrinos) that the information contained in the December 2013 Quarterly Review of the 2013-14 Annual Operational Plan be received and noted.

MOTION: (Andrews/Stavrinos) CARRIED - SEE RESOLUTION.

GM3/14 General Manager's Report - Replacement of Community Vacancy on Wylies Baths Trust (F2012/00407)

Note: Having previously declared an interest, Cr Bowen left the chamber and took no part in the debate or voting on the matter.

A rescission motion on this item was submitted by Councillors Stevenson, Andrews and Belleli in accordance with Council's Code of Meeting Practice and will be considered at the Council Meeting to be held on 25 March 2014.

23/14

RESOLUTION: (Matson/Shurey) that Council determines that the new Community Trust member for the Wylie's Baths Trust be Ms Thea Askew as recommended by the Trust.

MOTION: (Matson/Shurey) CARRIED – SEE RESOLUTION.

Councillors Roberts and Belleli called for a **DIVISION**.

The **DIVISION** was taken and the names of the Councillors voting FOR and AGAINST were as follows:

| FOR | AGAINST |
|--------------------|--------------------|
| Councillor Garcia | Councillor Andrews |
| Councillor Matson | Councillor Belleli |
| Councillor Moore | Councillor D'Souza |
| Councillor Nash | Councillor Neilson |
| Councillor Roberts | |

Councillor Seng
 Councillor Shurey
 Councillor Smith
 Councillor Stavrinou

Total (9)

Total (4)

AMENDMENT: (Andrews/Nil) that Council discontinue the Trust and hold a Councillor briefing session to determine how best to establish an effective new Trust.
LAPSED FOR WANT OF A SECONDER.

AMENDMENT: (Belleli/Andrews) that this matter be deferred to get a list of all the candidates and their supporting documentation so Council can make an informed decision. **LOST.**

Councillors Belleli and Andrews called for a **DIVISION.**

The **DIVISION** was taken and the names of the Councillors voting FOR and AGAINST were as follows:

| FOR | AGAINST |
|--------------------|----------------------|
| Councillor Andrews | Councillor Matson |
| Councillor Belleli | Councillor Moore |
| Councillor D'Souza | Councillor Nash |
| Councillor Garcia | Councillor Roberts |
| Councillor Neilson | Councillor Seng |
| | Councillor Shurey |
| | Councillor Smith |
| | Councillor Stavrinou |
| Total (5) | Total (8) |

AMENDMENT: (Moore/Garcia) that this matter be referred to an independent recruitment agency to undertake the entire recruitment process again and make a recommendation to Council for the new Community Trust member for the Wylie's Baths Trust. **LOST.**

Councillors Andrews and Belleli called for a **DIVISION.**

The **DIVISION** was taken and the names of the Councillors voting FOR and AGAINST were as follows:

| FOR | AGAINST |
|--------------------|----------------------|
| Councillor Andrews | Councillor Matson |
| Councillor Belleli | Councillor Nash |
| Councillor D'Souza | Councillor Roberts |
| Councillor Garcia | Councillor Seng |
| Councillor Moore | Councillor Shurey |
| Councillor Neilson | Councillor Smith |
| | Councillor Stavrinou |
| Total (6) | Total (7) |

GM4/14 General Manager's Report - Local Government Reform (F2012/00406)

24/14

RESOLUTION: (Andrews/Matson) that the Council submission on Local Government Reform be deferred to the March Council meeting to:-

- (a) enable a full public consultation on the Independent Review Panel's final report with such consultation to occur with Randwick residents, Precinct Committees, surf clubs, sporting organisations, the Land Council and other community groups;
- (b) ensure that all previous participants in the Review Panel consultations be advised of the final report and their opinion sought;
- (c) allow for Councillors to be given time to go through the submission and provide their feedback; and
- (d) allow Council to reaffirm its position on Council amalgamations in accordance with the resolution carried 26th November 2013.

PROCEDURAL MOTION: (Andrews/Matson) CARRIED – SEE RESOLUTION.

AMENDMENT: (Bowen/Garcia) that Council affirm its position that we are opposed to any amalgamation of Randwick City Council. **LOST ON THE CASTING VOTE OF THE CHAIRPERSON.**

Councillors Bowen and Garcia called for a **DIVISION** on the amendment.

The **DIVISION** was taken and the names of the Councillors voting FOR and AGAINST were as follows:

| FOR | AGAINST |
|--------------------|----------------------------------|
| Councillor Belleli | Councillor Andrews |
| Councillor Bowen | Councillor Matson |
| Councillor D'Souza | Councillor Nash (+ casting vote) |
| Councillor Garcia | Councillor Roberts |
| Councillor Moore | Councillor Seng |
| Councillor Neilson | Councillor Smith |
| Councillor Shurey | Councillor Stavrinou |
| Total (7) | Total (7) |

Director City Services Reports

Nil.

Director Governance & Financial Services Reports

GF1/14 Director Governance & Financial Services Report - Review of Outdoor Dining Valuation Process (F2011/07593)

25/14

RESOLUTION: (Stevenson/Roberts) that this matter be deferred to the next Council meeting for further consideration by councillors, in consultation with affected business owners, in particular taking into account seasonal variations in our beachside areas.

MOTION: (Stevenson/Roberts) CARRIED - SEE RESOLUTION.

GF2/14 Director Governance & Financial Services Report - Affixing of the Council Seal (F2011/07367)

26/14

RESOLUTION: (Andrews/Stavrinou) that Council grants consent to entering into agreements with:

- a) Coogee Legion Ex-Services Club for the airspace at 210 Arden Street, Coogee for a period of ten (10) years,
- b) PJ Ying for the retail premises at 28 Silver Street, Randwick for a period of five (5) years; and
- c) Council's Common Seal to be affixed to the agreements.

MOTION: (Andrews/Stavrinos) CARRIED - SEE RESOLUTION.

GF3/14 Director Governance & Financial Services Report - Affixing of the Council Seal - Randwick Open Care for Kids Inc (F2011/07367)

27/14

RESOLUTION: (Andrews/Stavrinos) that the Council's Seal be affixed to the signing of agreements between Randwick City Council and Randwick Open Care for Kids Inc in relation to the licence commencing 1 January 2014 for a period of 5 years.

MOTION: (Andrews/Stavrinos) CARRIED - SEE RESOLUTION.

GF4/14 Director Governance & Financial Services Report - Investment Report - December 2013 (F2014/06527)

28/14

RESOLUTION: (Andrews/Stavrinos) that the investment report for December 2013 be received and noted.

MOTION: (Andrews/Stavrinos) CARRIED - SEE RESOLUTION.

GF5/14 Director Governance & Financial Services Report - Investment Report - January 2014 (F2014/06527)

29/14

RESOLUTION: (Andrews/Stavrinos) that the investment report for January 2014 be received and noted.

MOTION: (Andrews/Stavrinos) CARRIED - SEE RESOLUTION.

GF6/14 Director Governance & Financial Services Report - Quarterly Budget Review - December 2013 (F2012/00511)

30/14

RESOLUTION: (Andrews/Stavrinos) that:

- a) the report in relation to the December 2013 budget review be received and noted; and
- b) the proposed December 2013 budget variations shown in the attachment to this report be adopted.

MOTION: (Andrews/Stavrinos) CARRIED - SEE RESOLUTION.

GF7/14 Director Governance & Financial Services Report - Councillors' Expenses & Facilities Policy (F2004/06576)

31/14

RESOLUTION: (Andrews/Stavrinos) that the amended Councillors' Expenses & Facilities Policy be adopted for immediate implementation.

MOTION: (Andrews/Stavrinos) CARRIED - SEE RESOLUTION.

GF8/14 Director Governance & Financial Services Report - 2014 National General Assembly of Local Government (F2004/07432)

32/14

RESOLUTION: (Andrews/Stavrinos) that:

- a) any Councillors interested in attending 2014 National General Assembly of Local Government advise the General Manager as soon as possible for registration purposes.
- b) any proposed motions for the conference be submitted to the March Council Meeting (via a Notice of Motion) for Council endorsement.

MOTION: (Andrews/Stavrinos) CARRIED - SEE RESOLUTION.

GF9/14 Director Governance & Financial Services Report - SEGRA National Conference 2014 (F2005/00646)

33/14

RESOLUTION: (Andrews/Stavrinos) that Councillors interested in attending the 18th annual "Sustainable Economic Growth for Regional Australia" (SEGRA) conference from 8 through to 10 October 2014 advise the General Manager's office.**MOTION: (Andrews/Stavrinos) CARRIED - SEE RESOLUTION.****Petitions**

- (a) Cr Roberts tabled an online petition of over 600 signatures and a handwritten petition of over 1000 signatures opposed to the trial alcohol ban in Coogee.
- (b) Cr Neilson tabled an online petition of over 200 signatures in favour of the trial alcohol ban in Coogee.

Motion Pursuant to Notice

NM1/14 Motion Pursuant to Notice - Notice of Motion from Cr Stavrinos - Re-Dedication Ceremony - Kokoda Memorial Park Kensington (F2004/06877)

34/14

RESOLUTION: (Stavrinos/Andrews) that Council:

- a) acknowledge the email received from the Kensington & West Kingsford Precinct on 24 January 2014 requesting a re-dedication ceremony for Kokoda Park to be held on 2 November 2014;
- b) bring back a report into holding such a ceremony; and
- c) bring back a report and consult with all relevant stakeholders to investigate the feasibility of re-instating the obelisk that was removed from the park, which was dedicated to the soldiers who made the supreme sacrifice by protecting Australia from foreign invasion.

MOTION: (Stavrinos/Andrews) CARRIED - SEE RESOLUTION.

NM2/14 Motion Pursuant to Notice - Notice of Motion from Cr Shurey - Dedicated Multicultural Event (F2004/07648)

This motion was withdrawn with the consent of Council.

NM3/14 Motion Pursuant to Notice - Notice of Motion from Cr Stavrinou - Request for Annual Multicultural Festival (F2004/07648)

This motion was withdrawn with the consent of Council.

NM4/14 Motion Pursuant to Notice - Notice of Motion from Cr Bowen - Child Safety Awareness (F2004/06184)

35/14

RESOLUTION: (Bowen/Andrews) that:

- a) Council notes the number of tragic accidents involving children and motor vehicles either exiting, entering or negotiating driveways or other areas of private property.
- b) Council investigate and bring back a report on a safety awareness campaign for drivers, focusing on child safety awareness for driver's on private property, in particular exiting and entering private properties through driveways, with such campaign to be run in conjunction with Council's existing information campaigns highlighting traffic safety for school and infant children; and
- c) if appropriate, Council's existing driver awareness information for traffic safety awareness for school and infant children be updated to include commencement of the journey to school/care from private residences and the return journey as well.

MOTION: (Bowen/Andrews) CARRIED - SEE RESOLUTION.

NM5/14 Motion Pursuant to Notice - Notice of Motion from Cr Shurey - Response to Reports of Black Algae Spread & Sea Urchin Denudation in Clovelly Bay (F2004/07490)

36/14

RESOLUTION: (Shurey/Matson) that Council note reports of black algae spread and Sea Urchin denudation in Clovelly Bay and:

- a) call for wider feedback from the diving and snorkeling fraternity on the degree of spread of algae and the observed impact on Blue Groper and other species and bring a report back to Council on the received responses;
- b) responds to these public responses by considering commissioning an environmental study of potential dangers to aquatic species in Clovelly Bay;
- c) as an interim measure, consider erecting signage to warn snorkelers of the possible negative environmental consequences of the practice of crushing sea urchins to feed Blue Groper and other species;
- d) contact NSW Department of Primary Industries to report any observations by Council staff or issues reported by the public that would breach the regulations of the Bronte-Coogee Aquatic Reserve.
- e) write to the NSW Minister of Primary Industries and request that NPWS Rangers patrol and police any breaches to the regulations of the Bronte-Coogee Aquatic Reserve;
- f) monitor and investigate with the NPWS any breaches of the regulations relating

to the Bronte-Coogee Aquatic Reserve and Council's own regulations, and as appropriate take necessary enforcement and other action in relation to any such breaches; and

- g) seek advice through the Sydney Coastal Councils Group on any scientific research on sea urchin denudation and methods used by other Councils for control or response to similar type problems.

MOTION: (Shurey/Matson) CARRIED - SEE RESOLUTION.

NM6/14 Motion Pursuant to Notice - Notice of Motion from Cr Stavrinis - Use of grounds of Australian Turf Club for UNSW Student Parking (F2006/00681)

37/14

RESOLUTION: (Stavrinis/Andrews) that Council, as per the resolution passed on 27 November 2012, re-affirm its position to arrange a meeting with representatives of the ATC and UNSW (and Council's General Manager and the CEO of the ATC be invited to attend) to discuss the possibility of using the grounds of the ATC for student parking during semester times.

MOTION: (Stavrinis/Andrews) CARRIED - SEE RESOLUTION.

NM7/14 Motion Pursuant to Notice - Notice of Motion from Cr Stavrinis - Randwick Local Government Area - Housing Affordability (F2011/00536)

38/14

RESOLUTION: (Stavrinis/Roberts) that Council:

- a) note the article in the Sydney Morning Herald published on 24 January 2014 titled "welcome to Sydney's new million-dollar suburbs";
- b) note that in 2 decades, the number of suburbs with a median house price of \$1 million or more, has "soared" and now includes most notably many suburbs in the Randwick local government area(indeed the great bulk of the Randwick local government area);
- c) note the adverse negative social impacts caused by housing un-affordability, including the inability for lower paid workers such as nurses, school teachers, child-care workers, social workers and emergency services workers, to live in our local area and therefore close to where they work;
- d) note that the Randwick local government area is home to the Prince of Wales Hospital, the University of NSW and many public schools, where many of these lower paid workers are employed;
- e) note the negative environmental impacts caused by the need for these workers to commute by private motor vehicles, which burn fossil fuels, create carbon emissions and result in highly-competitive demand for parking in our town centres and local streets;
- f) note the adverse negative infrastructure impacts caused by the need for these workers to commute to their work, such as the impact on public transport provision;
- g) note that Randwick City Council has a number of housing affordability initiatives and policies such as the Joint Venture with NSW Housing in Minneapolis Crescent, Maroubra and the collection of developer funds and land dedication

(via S.94) and voluntary planning agreements;

- h) note that these initiatives although worthwhile and extremely important, are not sufficient to address the crisis we are facing in the Randwick Local Government area; and
- i) bring back a report on additional ways in which Council can help address the housing affordability crisis in the Randwick local government area without the need for UAP's.

MOTION: (Stavrinos/Roberts) CARRIED - SEE RESOLUTION.

Councillors Stavrinos and Roberts called for a **DIVISION**.

The **DIVISION** was taken and the names of the Councillors voting FOR and AGAINST were as follows:

| FOR | AGAINST |
|----------------------|--------------------|
| Councillor Andrews | Councillor D'Souza |
| Councillor Belleli | Councillor Garcia |
| Councillor Bowen | Councillor Neilson |
| Councillor Matson | Councillor Shurey |
| Councillor Moore | |
| Councillor Nash | |
| Councillor Roberts | |
| Councillor Seng | |
| Councillor Smith | |
| Councillor Stavrinos | |
| Councillor Stevenson | |
| Total (11) | Total (4) |

NM8/14 Motion Pursuant to Notice - Notice of Motion from Cr Matson - Overnight Camping Issue in Wolseley Road (F2011/00455)

39/14

RESOLUTION: (Matson/Andrews) that Council respond to resident complaints over low budget travelers camping in Wolseley Street and adjacent reserve land by bringing forward a report on:

- a) the degree of community support for an appropriately signed resident preferred parking scheme in Wolseley Road;
- b) discussions with the local area command seeking joint Police and Council actions to move overnight campers on and the targeting of budget rental van companies found to be supplying vehicles used by overnight campers in the area of interest;
- c) a review of the efficiency of current signage prohibiting camping in the adjacent park land; and
- d) other strategies considered potentially effective by Council officers.

MOTION: (Matson/Andrews) CARRIED - SEE RESOLUTION.

NM9/14 Motion Pursuant to Notice - Notice of Motion from Cr Garcia - Proposed Installation of Automated External Defibrillators (F2013/00420)

40/14

RESOLUTION: (Garcia/Andrews) that Council investigate the possibility of

installing automated external defibrillators in Council operated publicly accessible buildings in the City of Randwick.

MOTION: (Garcia/Andrews) CARRIED - SEE RESOLUTION.

**NM10/14 Motion Pursuant to Notice - Notice of Motion from Cr Garcia -
Environmental Management - Coogee Beach (F2004/06464)**

41/14

RESOLUTION: (Garcia/Andrews) that, in light of recent reported polluting of Coogee beach via the storm water drain at the northern end of the beach, Council:

- a) examine ways to increase public awareness among residents about:
 - (i) the route of the stormwater pipe which drains at the northern end of Coogee beach;
 - (ii) the impact of the dumping of pollutants into our stormwater drains; and
 - (iii) who residents can contact to report incidents of pollution;
- b) investigate the possible sandstone repair of the sandstone wall along the storm water drain at the northern end of Coogee beach; and
- c) investigate long term alternatives for the amelioration of water pollution from the Coogee beach storm water drain at the northern end of the beach.

MOTION: (Garcia/Andrews) CARRIED - SEE RESOLUTION.

NM11/14 Motion Pursuant to Notice - Notice of Motion from Crs Andrews & Stavrinis - Proposed Reduction in Minimum Allotment Size in Randwick City (F2011/06159)

MOTION: (Stavrinis/Andrews) that Council:

- 1) Acknowledge that many Sydney metropolitan council's have minimum allotment sizes aimed at addressing the social, financial and economic impacts caused by housing un-affordability. These include:
 - Bankstown Council – 250 sqm, 15 metre frontage (attached dwelling)
 - Canterbury Council – 300 sqm, 15 metre frontage
 - Rockdale Council – 350 sqm, 15 metre frontage
 - Strathfield Council – 280 sqm
 - Sutherland Shire Council – 300 sqm, 18 metre frontage
 - Botany Council – varies according to location in LGA
- 2) Reviews its current minimum allotment size of 400sqm with the aim of reducing the minimum allotment size to address the social, economic and financial impacts caused by housing un-affordability. **LOST.**

Councillors Stavrinis and Andrews called for a **DIVISION.**

The **DIVISION** was taken and the names of the Councillors voting FOR and AGAINST were as follows:

| FOR | AGAINST |
|--------------------|--------------------|
| Councillor Andrews | Councillor Belleli |
| Councillor Nash | Councillor Bowen |

| | |
|----------------------|----------------------|
| Councillor Roberts | Councillor D'Souza |
| Councillor Seng | Councillor Garcia |
| Councillor Smith | Councillor Matson |
| Councillor Stavrinou | Councillor Moore |
| | Councillor Neilson |
| | Councillor Shurey |
| | Councillor Stevenson |
| Total (6) | Total (9) |

NM12/14 Motion Pursuant to Notice - Notice of Motion from Cr Garcia - Commemoration Marking Centenary of First World War (F2008/00317)

42/14 **RESOLUTION: (Garcia/Andrews)** that Council:

- a) note that on 4 August 2014, worldwide commemorations marking the centenary of the First World War, will commence and continue until 2018;
- b) note that bells will be rung at dusk across NSW and Australia to mark the centenary;
- c) note that more than 4,000 residents of Randwick fought in the First World War;
- d) note that the residents of Randwick have always sought to remember and honour the sacrifices of those residents who served in the First World War;
- e) note that a number of monuments remembering those residents who fought in World War I have been built, and continue to be built, throughout the city and Randwick Road, a major arterial road that connects Randwick to the city was renamed ANZAC Parade in 1917; and
- e) investigate, in consultation with local stakeholders including the Coogee Randwick Clovelly RSL Sub-Branch, an appropriate way for the community to mark the centenary of WWI on 4 August 2014 and remember the sacrifices of those residents who fought in that war.

MOTION: (Garcia/Andrews) CARRIED - SEE RESOLUTION.

NM13/14 Motion Pursuant to Notice - Notice of Motion from Cr Bowen - Proposed Study into Seasonal Long Term and Overnight Recreational Living (F2011/00455)

43/14 **RESOLUTION: (Bowen/Andrews)** that Council:

- 1) in response to recent complaints about seasonal long-term and overnight recreational living in motor vehicles, camper vans and caravans in Council's beachside parks, reserves and streets that Council undertake a study to determine the effectiveness of strategies taken to date and whether further measures in response might be required;
- 2) invite residents to participate in the study; and
- 3) bring back a report on the results of the study.

MOTION: (Bowen/Andrews) CARRIED - SEE RESOLUTION.

NM14/14 Motion Pursuant to Notice - Notice of Motion from Cr Stevenson - Review of Council IT Policy to Stop Unnecessary Transmission Towers (F2012/00087)

44/14

RESOLUTION: (Andrews/Stavrinos) that Council review it's long term Information Technology plan and bring back to an ordinary Council meeting s that make provisions for the following changes to the plan: -

1. eliminate the need for the implementation of microwave link technology to connect council sites and facilities in residential areas;
2. engage in discussions with NBNCO regarding the long term facilities that will be available to Council for streaming high volume data between Council sites;
3. identify where there are alternative and more cost effective methods for streaming high volume data between Council sites and methods to reduce the need for high speed high volume data traffic between Council sites; and
4. identify the most cost effective methods for delivering to residents localised free accessible wifi at typical public wifi data speeds at the three identified Council test sites prior to developing any plan for delivering broader free resident or visitor wifi services.

MOTION: (Andrews/Stavrinos) CARRIED - SEE RESOLUTION.

Cr Stevenson returned to the meeting at 12.07am.

NM15/14 Motion Pursuant to Notice - Notice of Motion from Cr Stevenson - Making South Coogee Childcare Centres Safer (F2004/06276)

MOTION: (Stevenson/Andrews) that:

- i) Council initiate a traffic study and prepare a traffic management plan that maximises safety outcomes for children parents and pedestrians in the vicinity of the two childcare centres located on Moverly Rd South Coogee between Elphinstone Road and Malabar Road; and
- ii) the above study take into consideration the following enhancements to the streetscape and intersection and provide a report to Council on the cost to Council of implementing these enhancements.
 - a) Ensure there is a continuous footpath on both sides of the road for 300 meters either side of both child care centre.
 - b) Earthworks required to widen the road to ensure there is a stopping zone with a curb side footpath on the Northern side of Moverly Rd between Elphinstone Road and Malabar Road.
 - c) Traffic calming measures and/or redirection of traffic into and out of the intersection of Coldstream Street and Moverly Road. **LOST.**

Councillors Belleli and Neilson called for a **DIVISION**.

The **DIVISION** was taken and the names of the Councillors voting FOR and AGAINST were as follows:

| FOR | AGAINST |
|--------------------|--------------------|
| Councillor Andrews | Councillor Bowen |
| Councillor Belleli | Councillor D'Souza |
| Councillor Nash | Councillor Garcia |

| | |
|----------------------|--------------------|
| Councillor Roberts | Councillor Matson |
| Councillor Seng | Councillor Moore |
| Councillor Stavrinou | Councillor Neilson |
| Councillor Stevenson | Councillor Shurey |
| | Councillor Smith |

Total (7)

Total (8)

NM16/14 Motion Pursuant to Notice - Notice of Motion from Cr Matson - Exploring options for a Ciclovía style event in the Randwick Council area (F2013/00506)

45/14

RESOLUTION: (Matson/Andrews) that Council notes the extremely popular Better Block event that was recently held in Clovelly and will remain open to exploring further opportunities for involving local communities in alternative uses for their local streets by seeking feedback from Leichhardt Council on how its proposal for a Ciclovía style event is progressing.

MOTION: (Matson/Andrews) CARRIED - SEE RESOLUTION.

Confidential Reports

The meeting moved into closed session in order to consider confidential items.

Closed Session

CP13/14 Confidential - The Spot Festival - Licence for Spot Festival Bar (F2014/00109)

This matter is considered to be confidential under Section 10A(2) (d) Of the Local Government Act, as it deals with commercial information of a confidential nature that would, if disclosed (i) prejudice the commercial position of the person who supplied it; or (ii) confer a commercial advantage on a competitor of the Council; or (iii) reveal a trade secret.

46/14

RESOLUTION: (Andrews/Stavrinou) that Council approve Giancarlo Sartori of The Spanish Fly Restaurant as the operator of the Festival Bar at the 2014 Spot Festival;

MOTION: (Andrews/Stavrinou) CARRIED UNANIMOUSLY - SEE RESOLUTION.

CS1/14 Confidential - T09/14 Coral Sea Park Amenities Upgrade - Maroubra (F2013/00492)

This matter is considered to be confidential under Section 10A(2) (c) Of the Local Government Act, as it deals with information that would, if disclosed, confer a commercial advantage on a person with whom the Council is conducting (or proposes to conduct) business.

47/14

RESOLUTION: (Andrews/Stavrinou) that:

1. under Regulation 178(3) of the Local Government (General) Regulation 2005, Council reject all tenders;
2. Council readvertise the tender in the next financial year; and
3. Council notifies the unsuccessful tenders.

MOTION: (Andrews/Stavrinou) CARRIED UNANIMOUSLY - SEE RESOLUTION.

Open Session

The meeting moved back into open session.

RESOLVED: (PROCEDURAL MOTION) (Andrews/Stavrinos) that the meeting be extended to 2.00am.

Notice of Rescission Motions

NR1/14 Notice of Rescission Motion from Crs Andrews, Stavrinos and Roberts - Alcohol and Drug Related Violence - Liquor Licensing Law Reforms (F2004/07767)

Note: Having previously declared an interest, Cr Smith left the chamber and took no part in the debate or voting on the matter.

48/14

RESOLUTION: (Roberts/Andrews) that the resolution passed at the Planning Committee meeting held on Tuesday 11 February 2014 in relation to Mayoral Minute MM1/14 – Alcohol and Drug Related Violence – Liquor Licensing Law Reforms reading as follows:

RESOLUTION: (Neilson/Shurey) that:

- a) this Mayoral Minute be received and noted and that Council continue to liaise with the Eastern Beaches Local Area Commander in relation to the issues raised in this Mayoral Minute.
- b) the consumption and distribution of alcoholic beverages be banned in the beachside reserves adjacent to Coogee and Clovelly Beaches and Gordon's Bay for a trial period of two (2) years, in order to determine whether it would be appropriate to extend the ban throughout the City, and that appropriate signage be installed in these locations.

BE AND IS HEREBY RESCINDED.

MOTION: (Roberts/Andrews) CARRIED ON THE CASTING VOTE OF THE MAYOR.

Councillors Andrews and D'Souza called for a **DIVISION**.

The **DIVISION** was taken and the names of the Councillors voting FOR and AGAINST were as follows:

| FOR | AGAINST |
|----------------------|--------------------|
| Councillor Andrews | Councillor Bowen |
| Councillor Belleli | Councillor D'Souza |
| Councillor Nash | Councillor Garcia |
| Councillor Roberts | Councillor Matson |
| Councillor Seng | Councillor Moore |
| Councillor Stavrinos | Councillor Neilson |
| Councillor Stevenson | Councillor Shurey |
| Total (7) | Total (7) |

Note: Cr Garcia left the chamber at this point in the meeting.

49/14

RESOLUTION: (Roberts/Andrews) that Council:

- a) adopt the recommendation in MM1/14 with the effect that Council not proceed with a total prohibition of the consumption of alcohol on beachside parks of Clovelly and Coogee; and
- b) calls for a report on how best to conduct community consultation on this important issue and report back to Council on potential solutions to antisocial behaviour;
- c) as an interim measure impose a ban on the consumption of alcohol in Goldstein Reserve from 6pm to dawn;
- d) agree that the consultation process be limited to residents, businesses and ratepayers of Coogee;
- e) immediately set up a dialogue with the Police, Mayor and East Ward Councillors to discuss the problems; and
- f) set up a committee to address this ongoing issue, including looking at an education program at Coogee Beach and appropriate signage.

MOTION: (Roberts/Andrews) CARRIED – SEE RESOLUTION.

Councillors Belleli and Roberts called for a **DIVISION**.

The **DIVISION** was taken and the names of the Councillors voting FOR and AGAINST were as follows:

| FOR | AGAINST |
|----------------------|----------------------|
| Councillor Andrews | Councillor Matson |
| Councillor Belleli | Councillor Stevenson |
| Councillor Bowen | |
| Councillor D'Souza | |
| Councillor Moore | |
| Councillor Nash | |
| Councillor Neilson | |
| Councillor Roberts | |
| Councillor Seng | |
| Councillor Shurey | |
| Councillor Stavrinou | |
| Total (11) | Total (2) |

A rescission motion on item GM3/14 - Replacement of Community Vacancy on Wylies Baths Trust was submitted by Councillors Stevenson, Andrews and Belleli in accordance with Council's Code of Meeting Practice and will be considered at the Council Meeting to be held on 25 March 2014.

There being no further business, His Worship the Mayor, Cr S Nash, declared the meeting closed at 1.48am.

The minutes of this meeting were confirmed at the Ordinary Meeting of the Council of the City of Randwick held on Tuesday, 25 March 2014.

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CHAIRPERSON

