

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, 22 JULY 2014 AT 6:03PM**

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

Officers Present:

General Manager	Mr R Brownlee
Director City Services	Mr J Frangoples
Director City Planning	Ms S Truuvert
Acting Director Governance & Financial Services	Mr G Byrne
Manager Administrative Services	Mr D Kelly
Manager Development Assessment	Mr K Kyriacou
Communications Manager	Mr J Hay
Manager Corporate and Financial Planning	Mr M Woods
Manager Corporate Improvement	Ms A Warner

Prayer & Acknowledgement of Local Indigenous People

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

Apologies/Granting of Leave of Absences

Nil.

Urgent business

UB7/14 Cr Scott Nash - Ukraine Plane Disaster

199/14

RESOLUTION: (Mayor, Cr Nash/Roberts) that Council:

- a) sends its condolences to the family and friends of those who were killed in the

recent Ukraine plane disaster and expresses its shock and dismay at the events that have occurred in the past week; and

- b) writes a letter of condolence & sympathy to the consulates of all affected countries.

One minute's silence was then observed by those in the chamber as a mark of respect for those lost in the Ukraine Plane Disaster.

Confirmation of the Minutes

CONFIRMATION OF THE MINUTES OF THE ORDINARY COUNCIL MEETING HELD ON TUESDAY 24 JUNE 2014

200/14

RESOLUTION: (Neilson/Stavrinis) that the Minutes of the Ordinary Council Meeting held on Tuesday 24 June 2014 (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 Bowen declared a non-significant non pecuniary interest in Item CP79/14 as he knows the objector.
- b) Cr Bowen declared a significant non pecuniary interest in Item CP85/14 as his wife is employed by the Benevolent Society. Cr Bowen will be taking no part in the debate or voting on this matter.
- c) Cr Bowen declared a significant non pecuniary interest in Item CS10/14 as his wife recently enrolled their children in Kikoff Soccer at the premises and paid for lessons. Cr Bowen will be taking no part in the debate or voting on this matter.
- d) Cr Bowen declared a non-significant non pecuniary interest in Item NM78/14 as the motion refers to Souths Juniors and he is a Director of the Randwick Labor Club, which is in the same industry.
- e) Cr Belleli declared a non-significant non pecuniary interest in Item NM78/14 as his wife is a member of Souths Juniors.
- f) Cr Neilson declared a non-significant non pecuniary interest in Item GM21/14 as she knows some of the objectors.
- g) Cr Neilson declared a non-significant non pecuniary interest in Item CS10/14 as she knows some of the objectors and supporters.
- h) Cr Neilson declared a non-significant non pecuniary interest in Item GF49/14 as she knows the applicants as they are former rugby players.
- i) Cr Neilson declared a non-significant non pecuniary interest in Item NM72/14 as she knows some of the objectors.
- j) Cr Neilson declared a non-significant non pecuniary interest in Item NM78/14 as she knows some of the objectors and supporters.
- k) Cr Garcia declared a non-significant non pecuniary interest in Item MM54/14 as he is the secretary of the Coogee Surf Life Saving Club and a member of Wylies Baths.
- l) Cr Nash declared a non-significant non pecuniary interest in Item MM54/14 as he serves as the Chair on the Wylies Baths Trust.
- m) Cr Smith declared a non-significant non pecuniary interest in Item GF49/14 as he went to school with one of the applicants.
- n) Cr Stavrinis declared a non-significant non pecuniary interest in Item CP79/14

- as he knows one of the objectors.
- o) Cr Seng declared a non-significant non pecuniary interest in Item NM78/14 as he is a member of Souths Juniors.
 - p) Cr Matson declared a non-significant non pecuniary interest in Item NM78/14 as he lives in Kingsford.
 - q) Cr Matson declared a non-significant non pecuniary interest in Item GM21/14 as some of the matters relate to Kingsford and he is a resident there.
 - r) Cr Bowen declared a non-significant non pecuniary interest in Item NM78/14 as he is a member of Souths Juniors.
 - s) Cr Moore declared a non-significant non pecuniary interest in Items CP79/14, CS10/14, CS11/14 and CS12/14 as he knows people involved with each of these items.
 - t) Cr Moore declared a non-significant non pecuniary interest in Item NM78/14 as he has an association with the Club.
 - u) Cr Shurey declared a non-significant non pecuniary interest in Items NM72/14, NM78/14 and GM21/14 as she knows people involved in all these matters.
 - v) Cr Matson declared a non-significant non pecuniary interest in Item GM21/14 as he knows former Councillors Marjorie Whitehead and Peter Schick.

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:

CP79/14 67 MOORAMIE AVENUE, KENSINGTON (DA/73/2014)

Objector Psaltis Victor

Applicant Jeff Murdoch

NM72/14 NOTICE OF MOTION FROM CR SHUREY - HIGH CROSS PARK LIGHT RAIL INTERCHANGE

Against Rosemary Mackenzie

For Peter Fagan

NM78/14 NOTICE OF MOTION FROM CR MATSON - FAIR GO FOR KINGSFORD, FAIR GO FOR RANDWICK

Against Margaret Hogg

For Peter Schick

GM21/14 THE LIGHT RAIL PROJECT - PROPOSED AMENDMENTS TO THE DEVELOPMENT AGREEMENT WITH TFNSW

For Margery Whitehead

CS10/14 KENSINGTON BOWLING CLUB - RESULTS OF PUBLIC CONSULTATION OF COMMUNITY CENTRE PROPOSAL

Against Nigel Bramley

For Stella Calpis

For David Grosz

The Meeting was adjourned at 7.28pm and was resumed at 7.49pm.

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

Mayoral Minutes

MM53/14 Mayoral Minute - Waiving of Fees - Rainbow Club Australia Inc (F2004/07674)

201/14

RESOLUTION: (Mayor, Cr Nash) that:

- a) Council vote \$1,500.00 to cover the fees associated with the hire of the Town Hall on Saturday 6 September 2014 by Rainbow Club Australia for a fundraising event and that these funds be allocated from the 2014-15 Contingency Fund.
- b) the event organiser undertake to appropriately and prominently acknowledge and promote Council's contribution prior to and during the event.
- c) the Mayor or his representative is given the opportunity to address the event on behalf of Council.

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

MM54/14 Mayoral Minute - Wylie's Baths Life Membership (F2014/06574)

202/14

RESOLUTION: (Mayor, Cr Nash) that Randwick City Council make a formal and comprehensive application to the Wylie's Baths Trust to consider bestowing life membership on Maroubra sculptor Eileen Slarke for her contribution to Wylie's Baths over many years and as an advocate for public art in Randwick City.

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

MM55/14 Mayoral Minute - Kokoda Memorial Park, Kensington - Upgrade of War Memorial (F2011/00199)

203/14

RESOLUTION: (Mayor, Cr Nash) that Councillors be briefed on the subject of this mayoral minute before proceeding any further.

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

MM56/14 Mayoral Minute - Invitation to French President to Visit Randwick and Invitation from Albi Mayor to Visit Albi, France (F2013/00576)

204/14

RESOLUTION: (Mayor, Cr Nash) that Council:

- a) note the invitation to the French President, Monsieur Francois Hollande, to visit the La Perouse Museum and Headland on Monsieur Hollande's visit to Sydney after the G20 Summit; and
- b) accept the invitation from the Mayor of Albi to visit the City of Albi including a tour of the Laperouse d'Albi Museum with all cost of the visit to be borne by each individual that participates in the visit.

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

Director City Planning Reports

CP79/14 Director City Planning Report - 67 Mooramie Avenue, Kensington (DA/73/2014)

205/14

RESOLUTION: (Andrews/Seng) 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. 73/2014 for demolition of existing structures, construction of two storey dwelling with double garage at front, swimming pool to rear and associated works, 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

Amendment of Plans & Documentation

2. The approved plans and documents 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 along the entire northern edge of the elevated "Outdoor Living" area which is adjacent to the internal dining room and internal living room at ground level of the dwelling. The privacy screen must be constructed of metal or timber and the total area of any openings within the privacy screen must not exceed 30% of the area of the screen. Alternatively, the privacy screen may be constructed with obscured or frosted glazing in a suitable frame.
 - b. The southern edge of the driveway is to taper from the double garage door opening to a maximum width of 3.5m at the western (Mooramie Avenue) boundary of the property. The front fence shall be extended so that the opening in the fence for the vehicular crossing is no greater than 3.5m.
 - c. The garage door is to be recessed a minimum of 200mm from the external face of the western wall of the garage.
 - d. The piers of the front fence are to be no greater than 1.2m high and the solid sections are to be no greater than 600mm in height. The non-solid portion of the front fence is to be constructed with light weight materials (such as timber panels, slats or the like) that are at least 30% open and evenly distributed along the full length of the fence.

The southern most existing front fence pier (i.e. the pier which straddles the boundary between 67 Mooramie Avenue and 69 Mooramie Ave) is to be retained. The northern side (being the section of the pier that is contained wholly within the boundaries of 67 Mooramie Avenue) may be rendered and painted to match the remaining section of the proposed front fence at 67 Mooramie Ave. No work is approved for the section of the pier located on the property of 69 Mooramie Avenue.

- e. The southern boundary side fence is to be no greater than 650mm in height where it is located forward of the front (western) wall of the dwelling.

The southern boundary side fence is to be no greater than 1800mm above the existing ground level where it is located to the east of the front wall of the approved dwelling. The materials for the fence shall be timber palings or timber panels, slats or the like.

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

**CP80/14 Director City Planning Report - 7 Seaside Parade, South Coogee
(DA/822/2013)**

206/14

RESOLUTION: (Stavrinos/Andrews) -

- A. That Council supports the application to vary a development standard under clause 4.6 of Randwick Local Environmental Plan 2012 in respect to non-compliance with Clause 4.4 (2a)(c) of Randwick Local Environmental Plan 2012, relating to maximum floor space ratio, on the grounds that the proposed development complies with the objectives of the above clause and will not adversely affect the amenity of the locality and that the Department of Planning and Infrastructure be advised accordingly.
- B. 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/822/2013 for demolition of the existing dwelling and construction of a part two (2), part five (5) storey dwelling, with swimming pool and associated works, at No. 7 Seaside Parade, South Coogee, 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**Amendment of Plans & Documentation**

2. The approved plans and documents must be amended in accordance with the following requirements, as indicated in red on the approved plans. The amendments shall be made to the satisfaction of Council's Manager of Development Assessment, prior to the issue of a construction certificate:
- a. The cantilevered ground floor terrace at the rear of the dwelling shall be reduced in length by 3200mm prior to issue of a construction certificate, as indicated in red on the approved plans;
 - b. Further detail of fencing on northern and southern side boundaries shall be provided to Council, with the boundary profile of 5 Seaside Parade corrected to accurately reflect the fall of the land. Fencing shall generally measure 1800mm in height when measured at existing ground level on 5 Seaside Parade's side of the boundary and shall not exceed 2200mm where stepping is necessary;
 - c. The front fencing shown to the Seaside Parade boundary on the approved plans shall be no higher than 1800mm above existing ground level at any point;
 - d. The pergola structure shown at the rear of the site along the eastern boundary shall be deleted prior to the issue of a construction certificate;
 - e. Any retaining wall encroaching upon the Foreshore Building Line must be constructed or clad with sandstone;
 - f. Lift and air conditioning plant and equipment shall be contained within an acoustically treated enclosure sited centrally within the property;
 - g. Solar panels and plant shown on the roof of the development shall not be elevated or inclined to have the effect of increasing the approved maximum height of RL 32.9.

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

CP81/14 Director City Planning Report - Report Variation to Development Standard under State Environment Planning Policy No. 1 (SEPP 1) and Clause 4.6 between 1 to 30 June, 2014 (F2008/00122)

207/14 **RESOLUTION: (Stavrinos/Andrews)** that the report be received and noted.

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

CP82/14 Director City Planning Report - 2014-15 Community Partnerships Funding Program - Recommended Allocations (F2008/00139)

208/14 **RESOLUTION: (Stavrinos/Andrews)** that Council approve funds totalling \$81,847.21 to be allocated to the organisations listed in the table attached to the report in Attachment One.

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

CP83/14 Director City Planning Report - Support for the Better Block Project 2014, Clovelly Road (F2004/06109)

209/14 **RESOLUTION: (Neilson/Garcia)** that:

- a) Council agrees to support the Clovelly Road Better Block project proposed to take place on Sunday, 19 October 2014, a one day event;
- b) \$11,600.00 in in-kind contribution be provided for traffic management, waste & recycling services and provision & transportation of plants from Council's nursery;
- c) \$23,200.00 cash provision be provided to the organisers to cover printing, paint, overall materials for the day parklets, supply & transportation of mature trees, flags/banners, PA system hire, table hire, public liability insurance cover and contribution to the semi-permanent parklet installation;
- d) funds in point b and c for the total amount of \$34,800.00 exc GST be provided from Contingency Funds;
- e) Council agrees to support the installation of a semi permanent parklet (occupying 1-2 car spaces) for Clovelly Road (Better Block 2014 subject area) to be used as a trial until March 2015; subject to compliance with all safety approvals from Council, the traffic committee & RMS;
- f) the organisers consult and obtain the support of the business owners and the community for the installation and maintenance of the semi permanent parklet;
- g) the organisers manage the ownership and management of the parklet structure; and
- h) the Better Block organizers be required to submit a report to Council outlining the following:
 1. Acquittal of in-kind Council contribution and cash provision from Council (include receipts);
 2. List of sponsors;
 3. How many people volunteered for this event;
 4. How many people attended the event;

5. Community activities provided on the day;
6. What was the media coverage for the event;
7. Evidence of acknowledgement of Council;
8. How did the event meet its objectives;
9. Were the resources allocated appropriate, sufficient and efficiently used i.e. time, people, money;
10. List the top 3 items identified by the community during the event as being the most important improvements for this location;
11. Where there any safety issues during the event;
12. Was there any negative feedback on the event and what was it in relation to;
13. What were the key lessons learned that could be applied to this event in the future; and
14. Ways to improve the process for the next event.

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

CP84/14 Director City Planning Report - Assessment of the Impact and Effectiveness of Suicide Prevention Information Sessions held in 2013-14 (F2006/00216)

210/14

RESOLUTION: (Stavrinis/Andrews) that Council:

- a) note the positive community feedback it has received from the successful delivery of a suite of suicide prevention and mental health forums held in 2013/14,
- b) endorse six (6) suicide prevention and mental health information sessions or forums to be held in 2014-15, including a forum dealing with the issue of squalor and hoarding, and
- c) allocate \$6,000 to the Community Development Budget to fund these suicide and mental health information sessions, to be sourced from the Council's 2014/15 budget.

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

CP85/14 Director City Planning Report - Transfer of Services Provided by The Shack Youth Services to The Benevolent Society via a Memorandum of Agreement (F2006/00216)

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

211/14

RESOLUTION: (Andrews/Garcia) that Council endorses the terms of the MOU between Randwick City Council and The Benevolent Society, and that the General Manager be given the authority to ratify the MOU, including any minor adjustments to the terms of the Agreement where necessary and appropriate.

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

General Manager's Reports

GM21/14 General Manager's Report - The Light Rail Project - Proposed Amendments to the Development Agreement with TfNSW (F2013/00263)

212/14

RESOLUTION: (Bowen/Garcia) that this matter be deferred to allow Councillors to consider further information received on this matter.

MOTION: (Bowen/Garcia) 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 Nash
Councillor Belleli	Councillor Roberts
Councillor Bowen	Councillor Smith
Councillor D'Souza	
Councillor Garcia	
Councillor Matson	
Councillor Moore	
Councillor Neilson	
Councillor Seng	
Councillor Shurey	
Councillor Stavrinou	
Councillor Stevenson	
Total (12)	Total (3)

Director City Services Reports

CS10/14 Director City Services Report - Kensington Bowling Club - Results of Public Consultation of Community Centre Proposal (PROJ/10686/2013)

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

213/14

RESOLUTION: (Stavrinou/Moore) that the design development of the Kensington Community Centre at the site of the former Kensington Bowling Club proceed to Development Application include the following elements:

1. two rooms for hire in accordance with existing Randwick City Council hiring policies;
2. a verandah on the north and the west of the building;
3. a reduced number of parking spaces, providing only the minimum number of spaces required on site to meet development codes;
4. an all ages outdoor gym in the adjacent Kensington Park;
5. an unfenced and unlit half basketball court;
6. the lease for the existing five-a-side soccer fields not be renewed when construction of the Kensington Community Centre project commences, and that the Development Application plans relocate the carparking to this area;
7. a report be brought back to Council detailing other alternative sites for the relocation of small sided soccer in Randwick City; and
8. any additional space left over as result of the minimum number of car spaces being provided, to be used to build the footpath along Edward Avenue and be

used for landscaping and green space and seek to maximise soft landscaping across the site.

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

AMENDMENT: (Stevenson/Matson) that a fenced off leash dog park be added to the recommendation for a trial period of twelve months. **LOST.**

Director Governance & Financial Services Reports

GF47/14 Director Governance & Financial Services Report - 2013-14 Draft Financial Statements (F2012/00509)

214/14

RESOLUTION: (Stavrinos/Andrews) that:

- a) the Schedule of 2013-14 funds to be carried forward into 2014-15 be adopted as per Attachment 1
- b) in relation to the financial statements required in accordance with Section 413(2)(c) of the Local Government Act 1993:
 - i) Council resolve that in its opinion the General Purpose Financial Statements, Special Purpose Financial Statements and Special Schedules for the year ended 30 June 2014:
 - a. have been properly drawn up in accordance with the provisions of the Local Government Act 1993 and the Regulations there under, the Australian Accounting Standards and professional pronouncements, and the Local Government Code of Accounting Practice and Financial Reporting;
 - b. to the best of the Council's knowledge and belief the statements present fairly the Council's operating result and financial position for the year and accords with the Council's accounting and other records; and
 - c. the Council is unaware of any matter that would render the financial statements false or misleading in anyway.
 - ii) The Statement by Councillors and Management for both the General Purpose Financial Statements and Special Purpose Financial Statements be signed by the Mayor, another Councillor, the General Manager and the Responsible Accounting Officer.
- c) the financial statements be referred to the Council's Auditors for audit.
- d) arrangements be made to place copies of the audited financial statements on public exhibition and the necessary advertisements be published.
- e) a copy of the audited financial statements be forwarded to the Division of Local Government.
- f) the audited financial statements be presented at a meeting of Council to be held in accordance with Section 418 of the Local Government Act, 1993.

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

GF48/14 Director Governance & Financial Services Report - Investment Report - June 2014 (F2014/06527)

215/14

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

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

GF49/14 Director Governance & Financial Services Report - Coogee Bowling Club - Approach for Installation of a Group Fitness Centre on Premises (F2011/06336)

216/14

RESOLUTION: (Smith/Roberts) that Council;

- a) undertakes an appropriate public consultation process to obtain community feedback on the preferred option moving forward with respect to the proposed installation of an F45 Group Training Facility within the Bowling Club premises in the lower level of the club;
- b) reports back to Council on the outcome of the public consultation process; and
- c) holds a Councillors' briefing session concurrently with the public consultation process.

MOTION: (Shurey/Neilson) that this matter be deferred for a Councillors' briefing session. **LOST.**

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

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

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

Note: Cr Matson requested that his name be recorded as voting against the resolution.

GF50/14 Director Governance & Financial Services Report - Submission of Motion at Local Government NSW Conference (F2004/06645)

217/14

RESOLUTION: (Stavrinos/Andrews) that the motion on the Federal Government's decision in the 2014/15 Budget to freeze indexation for Commonwealth funded Financial Assistance Grants be forwarded as a matter of urgency to LGNSW for the 2014 Conference.

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

Petitions

Nil.

Motions Pursuant to Notice

NM70/14 Motion Pursuant to Notice - Notice of Motion from Crs Stavrinou & Andrews - Proposed Shopfront Improvement Grants Program (F2014/00156)

218/14

RESOLUTION: (Stavrinou/Andrews) that Council bring back a report on the feasibility of adopting a shopfront improvement grants program, based on shared contributions, aimed at improving the appearance of shopfronts and enhancing the visual landscape of town centres.

a) the grant program cover costs including;

- removal of roller shutters
- laminating or double glazing
- removal of unused signs
- security lighting
- shopfront painting & application of anti-graffiti treatments
- fixed display shelves within window frames
- under awning repairs
- replacement of approved security devices or alarm systems

b) the program excludes;

- Purchase of buildings
- Extensions or additions to properties
- Routine Maintenance
- Relocation of business
- Internal shop fittings
- Staffing and operational costs
- Properties owned by council staff or other government agencies

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

RESOLVED: (Smith/Stavrinou) that the meeting be extended to 12.00am.

NM71/14 Motion Pursuant to Notice - Notice of Motion from Cr Andrews - Wylies Baths Trust Management Model (F2012/00407)

219/14

RESOLUTION: (Andrews/Stevenson) that the General Manager provide a councillor briefing session on the current management model of the Wylies Baths Trust with a recommendation for a best practice model in light of the Trusts' lease expiring in three years.

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

NM72/14 Motion Pursuant to Notice - Notice of Motion from Cr Shurey - High Cross Park Light Rail Interchange (F2004/08175)

A rescission motion on this item was submitted by Councillors Moore, Neilson and Stevenson in accordance with Council's Code of Meeting Practice and will be considered at the ordinary Council meeting to be held on 26 August 2014.

220/14

RESOLUTION: (Shurey/Matson) that Council establishes the High Cross Park Working Group comprising the Mayor, the General Manager and Ward Councillors to pursue the objectives of;

- 1) Working with the State Government to acknowledge the benefits of the CBD to South East Light Rail project and to better publicise the responsible and reasonable light rail mitigation initiatives Council is already pursuing under the Light Rail Support Plan;
- 2) Presenting the State Government with alternative sites to that of High Cross Park for the bus/light rail interchange by producing a package of options known as the "Feasible Interchange Alternatives" that shall include but not be limited to:
 - a) acquisition and development of property on the north side of High Street between Avoca and Clara Streets and on the east side of Belmore Road opposite High Cross Park between Avoca Street and Coogee Bay Road; and
 - b) Facilities based wholly within the High Street or Coogee Bay Road alignments;
- 3) Using a Council approved budget to commission independent technical experts to research, develop and assess the Feasible Interchange Alternatives package;
- 4) To coordinate with a Council media and advertising campaign to be run under the slogan "Fair Go For Kingsford, Fair Go For Randwick" to support the attainment of these objectives; and
- 5) To explore the possibility of a Memorandum of Understanding with adjacent stakeholders and property owners.

MOTION: (Shurey/Matson) 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 Matson	Councillor Bowen
Councillor Nash	Councillor D'Souza
Councillor Roberts	Councillor Garcia
Councillor Seng	Councillor Moore
Councillor Shurey	Councillor Neilson
Councillor Smith	Councillor Stevenson
Councillor Stavrinou	
Total (8)	Total (7)

AMENDMENT: (Bowen/D'Souza) that Council establishes the High Cross Park Working Group comprising the Mayor, the General Manager and Ward Councillors to pursue the objectives of;

- 1) Presenting the State Government with an alternative site to High Cross Park for the Bus/Light Rail interchange being the Prince of Wales hospital;
- 2) Use a Council approved budget of no more than \$30,000.00 to develop a proposal for the Prince of Wales hospital;
- 3) Coordinating with a Council media and advertising campaign under an

appropriate slogan for the whole of the Randwick LGA regarding the negative impacts of light rail; and

- 4) That the alternative site be the subject of a full community consultation before the commitment of any financial contribution by Randwick City Council. **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 Bowen	Councillor Matson
Councillor D'Souza	Councillor Nash
Councillor Garcia	Councillor Roberts
Councillor Moore	Councillor Seng
Councillor Neilson	Councillor Shurey
Councillor Stevenson	Councillor Smith
	Councillor Stavrinou
Total (7)	Total (8)

AMENDMENT: (Andrews/Nil) that the recommendation be amended by the removal of the reference to a joint venture in objective 2a. **LAPSED FOR WANT OF A SECONDER.**

NM73/14 Motion Pursuant to Notice - Notice of Motion from Cr Garcia - Communication Strategy for Community Safety (F2004/07501)

221/14

RESOLUTION: (Garcia/Bowen) that Council:

1. note with concern the NSW Police Force post of 12 July 2014 which read:

Police are appealing for information after two girls were approached by an unknown man at Coogee yesterday.

Just after 2pm (Friday 11 July 2014), two girls aged 10 were outside public toilets on Arden Street when a man approached and spoke to them, telling them to get into his car.

The girls ran from the man and told two passers-by, who contacted police. As officers attached to Eastern Beaches Local Area Command investigate the incident, they would like to speak to a man who may be able to assist them with their inquiries.

He is described as being of Caucasian appearance, about 180cm tall, of heavy build and with short brown hair.

He was seen wearing a dark blue t-shirt, dark track suit pants, a dark blue cap with mesh at the back and was carrying a black back pack.

2. request Council officers to consider ways in which messages such as this might be distributed more widely within the Randwick community including through facebook.
3. thanks Council officers for the work they currently do to assist the Eastern Beaches Local Area Command on child safety issues.
4. note that, in light of this recent incident, the NSW Police encourages local parents to discuss the 'Safe People, Safe Places' message with their children

including:

- *Make sure your parents or another adult you know knows where you are at all times.*
- *Always walk straight home or to the place you are walking to. Walk near busier roads and streets, or use paths where there are lots of other people.*
- *Know where safe places are – a shop, service station, police station, library or school. If you are ever frightened, you should go to one of these places and ask them to call the police.*
- *Learn about safe adults you can look for and talk to if you need help – police officers, teachers at school, adults you know and trust.*
- *Don't talk to people you don't know and never get into a car with someone you don't know. If a car stops on the side of the road and you don't know the person inside, do not stop.*
- *If you are scared and can use a phone, call 000 and tell them you are scared.*
- *If someone tries to grab you, yell out, 'Go away, I don't know you'. This lets other people know you have been approached by someone you don't know.*

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

NM78/14 Motion Pursuant to Notice - Notice of Motion from Cr Matson - Fair Go for Kingsford, Fair Go for Randwick (F2004/08175)

MOTION: (Matson/Shurey) that South Juniors (i.e. The Juniors) and the Kingsford Chamber of Commerce be invited to sign a MOU (Memorandum of Understanding) with the Council for the mutual objectives of:

- 1) Better publicising the responsible and reasonable light rail mitigation initiatives that the three co-signers are pursuing in Kingsford via the Council's Light Rail Support Plan Committee;
- 2) Acquiring the Government owned land at the old Kingsford Market site on fair and reasonable terms for the benefit of the businesses and residents of Kingsford;
- 3) To plan and promote the building of a parking facility on the Kingsford Market site to mitigate parking losses from the CBD to South East light Rail project;
- 4) To assess potential other parking lots or parking facilities in the Kingsford business centre; and
- 5) To run a media and advertising campaign under the slogan "Fair Go For Kingsford, Fair Go For Randwick" to support the attainment of these objectives.

LOST.

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

FOR	AGAINST
Councillor Matson	Councillor Andrews
Councillor Nash	Councillor Belleli
Councillor Roberts	Councillor Bowen
Councillor Seng	Councillor D'Souza
Councillor Shurey	Councillor Garcia
Councillor Smith	Councillor Moore
Councillor Stavrinou	Councillor Neilson
	Councillor Stevenson

Total (7)**Total (8)**

AMENDMENT: (Moore/Bowen) that any business, community organisation, stakeholder and chamber of commerce within Randwick LGA wanting to have input regarding the light rail proposal be invited to have the option to make representations to Council and/or sign an MOU with the Council for the mutual objectives:

1. requesting the State Government to work cooperatively with Randwick Council to achieve the best possible outcome for Randwick City;
2. publicising Council's reasonable Light Rail mitigation initiatives;
3. coordinate with Council media and advertising campaign under an appropriate slogan for the whole of the Randwick LGA regarding negative impacts of Light Rail;
4. that the outcome of any further negotiations reached with the State Government be the subject of a full community consultation before the commitment of any financial contribution by Randwick City Council; and
5. to assess other potential parking lots or facilities in or around the Kingsford and Kensington Town Centres. **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 Bowen	Councillor Matson
Councillor D'Souza	Councillor Nash
Councillor Garcia	Councillor Roberts
Councillor Moore	Councillor Seng
Councillor Neilson	Councillor Shurey
	Councillor Smith
	Councillor Stavrinou
	Councillor Stevenson
Total (6)	Total (9)

Note: Cr Andrews left at this point in the meeting, the time being 11.40pm.

Confidential Reports

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

Closed Session

GF51/14 Confidential - Tender for the Operation and Maintenance of Latham Park Tennis Centre - T2014-20 (F2012/00541)

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.

222/14

RESOLUTION: (Bowen/Smith) that:

- a) under Regulation 178(1)(a) of the Local Government (General) Regulation 2005, Tenservs Management & Coaching be accepted as the successful tenderer for the operation and management of the Latham Park Tennis Centre;

- b) the General Manager, or delegated representative, be authorised to to execute contracts with this tenderer for a period of 10 years, with 2 optional 5 year extensions; and
- c) the unsuccessful tenderers be notified.

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

GF52/14 Confidential - 23-27 Adina Avenue, Phillip Bay - Expression of Interest (F2011/07367)

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.

223/14

RESOLUTION: (Moore/Smith) that Council markets the operational land and property at 23-27 Adina Avenue, Phillip Bay (Lot 2 DP 240461) for lease by way of an Expression of Interest.

MOTION: (Moore/Smith) CARRIED - SEE RESOLUTION.

CS11/14 Confidential - Tender for Building Trades and Building Management Services Panel Contract - T2014-14 (F2013/00499)

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.

224/14

RESOLUTION: (Neilson/Moore) that:

- a) under Regulation 178(1)(a) of the Local Government (General) Regulation 2005, AMR Building Pty Ltd; Costa Engineering Pty Ltd; Every Trade Building Services Pty Ltd; Facilities Fix Pty Ltd; FIT Services Projects Pty Ltd; John Coulston Electrics Pty Ltd; Maroubra Locksmiths Pty Ltd; Mecfab Enterprises; Metrowelding Pty Limited; Patterson Building Group Pty Limited; Prime Facility & Asset Management Pty Ltd; ProGroup Management Pty Ltd; S Black Plumbing; Songlen Pty Ltd; and TJS Services Group Pty Ltd be accepted as the successful tenderers for their nominated categories;
- b) the General Manager, or delegated representative, be authorised to enter into preferred supplier agreements with these tenderers for a period of 3 years, with 2 optional 1 year extensions;
- c) in accordance with Clause 178(3)(e) of the regulations, the General Manager, or delegated representative, be authorised to negotiate with suppliers with the view to entering into a contract for the supply of services not provided for in this tender process (Elevator/Lift Maintenance Services);
- d) Council lets an additional tender to expand the panel for Building Management Services Categories 2, 3 and 4; and
- e) the unsuccessful tenderers be notified.

MOTION: (Neilson/Moore) CARRIED UNANIMOUSLY - SEE RESOLUTION.

CS12/14 Confidential - Tender for City Services Schedule of Rates for Minor

Works Contracts T2014-13 (F2013/00497)

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.

225/14

RESOLUTION: (Moore/Neilson) that:

- a) under Regulation 178(1)(a) of the Local Government (General) Regulation 2005, Ally Property Services Pty Ltd t/a as Ally Civil; Antoun's Construction Pty Ltd t/a AMJ Demolition & Excavation; Citywide Service Solutions Pty Ltd t/a Citywide; Civil Streetscapes; CJ Murphy Tree Recycling Services Pty Limited; Dxcare Pty Ltd; Emerdyn Pty Ltd; Enterprise Landscapes and Civil Pty Ltd t/a Enterprise Landscapes and Civil; Green Options; Hargraves Landscapes Pty Ltd; Huntoro Pty Ltd t/a KT Civil Group; Hydra-Wash Pty Ltd; Kasharno Pty Ltd; Kealec Pty Ltd t/a Sportz Lighting; Kelbon Project Services Pty Ltd t/a Kelbon; KK Consultants Pty Ltd t/a KK Civil Engineering; Mack Civil Pty Ltd; Mansour Paving (Aust) Pty Ltd; Marsupial Landscape Management Pty Ltd t/a Marsupial Landscape Management; Merko Services NSW Pty Ltd; MSA Civil & Communications; Plateau Tree Service Pty Ltd t/a Plateau Tree Service (PTS); Quality Lawns and Ground Care Pty Limited; RichSoul Concreting Specialists; Silver Raven Pty Ltd; Skyline Landscape Services Pty Ltd; Statewide Civil Pty Ltd; Sydney Metro Tree Services Pty Ltd t/a Sydney Metro Tree Services; Synthetic Grass and Rubber Surfaces Australia Pty Ltd; The Green Horticultural Group Pty Ltd t/a The Green Horticultural Group; and Urban Maintenance Systems Pty Ltd be accepted as the successful tenderers for their nominated categories;
- b) the General Manager, or delegated representative, be authorised to enter into preferred supplier agreements with these tenderers for a period of 3 years, with 2 optional 1 year extensions; and
- c) the unsuccessful tenderers be notified.

MOTION: (Moore/Neilson) CARRIED UNANIMOUSLY - SEE RESOLUTION.**Open Session**

The meeting moved back into open session.

Notice of Rescission Motions

A rescission motion on item NM72/14 - Notice of Motion from Cr Shurey - High Cross Park Light Rail Interchange was submitted by Councillors Moore, Neilson and Stevenson in accordance with Council's Code of Meeting Practice and will be considered at the Ordinary Council Meeting to be held on Tuesday 26 August, 2014.

There being no further business, His Worship the Mayor, Cr S Nash, declared the meeting closed at 11.45pm.

The minutes of this meeting were confirmed at the Ordinary Meeting of the Council of the City of Randwick held on Tuesday, 26 August 2014.

.....
CHAIRPERSON