



**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 AUGUST 2015 AT 6:04PM**

**Present:**

The Mayor, Councillor T Seng (Chairperson) (Central Ward)

Councillor A Andrews (Deputy Mayor) (Central Ward) (arrived 6.40pm)

- |              |  |
|--------------|--|
| North Ward   | - Councillors K Neilson, L Shurey & K Smith                    |
| South Ward   | - Councillors N D'Souza, R Belleli & P Garcia (arrived 6.28pm) |
| East Ward    | - Councillors T Bowen (arrived 8.45pm) & M Matson              |
| West Ward    | - Councillors G Moore, S Nash & H Stavrinou                    |
| Central Ward | - Councillor G Stevenson                                       |

**Officers Present:**

General Manager	Mr R Brownlee
Director City Services	Mr J Frangoules
Director City Planning	Ms S Truvert
Director Governance & Financial Services	Mr J Smith
Senior Administrative Coordinator	Ms J Hartshorn
Manager Development Assessment	Mr K Kyriacou
Communications Manager	Mr J Hay
Communications Coordinator	Ms E Shanks
Communications & Media Officer	Ms S Doyle

**Prayer & Acknowledgement of Local Indigenous People**

The Council Prayer was read by Cr Moore. The Acknowledgement of Local Indigenous People was read by Cr Nash.

**Apologies/Granting of Leave of Absences**

An apology was received from Cr Roberts.

**RESOLVED: (Smith/Shurey)** that the apology received from Cr Roberts be accepted and leave of absence from the meeting be granted.

**Confirmation of the Minutes****CONFIRMATION OF THE MINUTES OF THE ORDINARY COUNCIL MEETING  
HELD ON TUESDAY 28 JULY 2015**

204/15

**RESOLUTION: (Smith/Shurey)** that the Minutes of the Ordinary Council Meeting held on Tuesday 28 July 2015 (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 Stavrinou declared a non-significant non pecuniary interest in Item CP34/15 as the applicant and architect are known to him.
- b) Cr Belleli declared a pecuniary interest in Item MM44/15 as he and his wife's dance school perform free of charge at the event. Cr Belleli indicated that he would not take part in the debate or the voting on this matter.
- c) Cr Belleli declared a non-significant non pecuniary interest in Item CP34/15 as his wife teaches dancing at various Child Care 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:

CP32/15 47-53A ANZAC PARADE, KENSINGTON (DA/414/2014/A)

**Applicant** Anthony Betros (representing the applicant)

CP33/15 6 FOX STREET, MALABAR (DA/301/2012/C)

**Applicant** Anthony Betros (representing the applicant)

CP34/15 58-60 ARDEN STREET, COOGEE (DA/754/2014)

**Objector** Chris Bellinger

**Applicant** Mathew Stubbs (representing the applicant)

NM37/15 NOTICE OF MOTION FROM CR SMITH - PROPOSED REMOVAL OF WEEPING FIG - 75-77 ARDEN STREET, COOGEE

**For** Wayn Chew

NR5/15 NOTICE OF RESCISSION MOTION FROM CRS BELLELI, BOWEN, MOORE & STEVENSON - UPDATE TO PRECINCT COMMITTEE BOUNDARIES, RULES & PROCEDURES

**Against** Terry Lustig

**For** Jayasooriah

The Meeting was adjourned at 6.51pm and was resumed at 7.10pm.

Cr Stevenson did not return to the meeting after the adjournment.

**Urgent Business****UB9/15 Cr Noel D'Souza – Royal Commission into Trade Unions Governance and Corruption (F2012/00347)****MOTION: (D'Souza/Andrews)** that:

- a) this Council note the important role of Trade Unions in our community.
- b) Council note the large number of union members in the Randwick local government area represented by a strong USU.
- c) Unequivocally confirm its support for fairness for the Unions involved in the Royal Commission.

The Mayor ruled this motion OUT OF ORDER and indicated that he did not consider the matter to be Urgent Business.

**(MOTION OF DISSENT): (D'Souza)** that the Mayor's ruling that this matter is not Urgent Business, be DISSENTED TO. **LOST.**

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

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

<b>FOR</b>	<b>AGAINST</b>
Councillor D'Souza	Councillor Andrews
Councillor Matson	Councillor Belleli
Councillor Shurey	Councillor Garcia
	Councillor Moore
	Councillor Nash
	Councillor Neilson
	Councillor Seng
	Councillor Smith
	Councillor Stavrinou
<b>Total (3)</b>	<b>Total (9)</b>

**RESOLVED (PROCEDURAL MOTION): (Smith/Stavrinou)** that all the development application reports and the matters for which there were speakers be considered as the first items of business. **CARRIED.**

**Mayoral Minutes****MM38/15 Mayoral Minute - NSW Police Force International Student Beach Soccer Day - waiving of fees (F2015/00096)**

205/15

**RESOLUTION: (Mayor, Cr Seng)** that:

- a) Council supports the 2015 NSW Police Force International Student Beach Soccer Day at Coogee Beach; and
- b) Council assists with funding the event by providing \$2,500.00 in contributions and \$2,033.00 in-kind sponsorship (\$4,533.00) to be funded from the 2015-16 Contingency Fund.

**MOTION: (Mayor, Cr Seng) CARRIED - SEE RESOLUTION.**

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**MM39/15 Mayoral Minute - The Prince Henry Hospital Trained Nurses' Association Inc - Waiving of Fees (F2015/08174)**

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206/15 **RESOLUTION: (Mayor, Cr Seng)** that Council vote to cover the associated fees for the removal of trade waste from the Nursing and Medical Museum at 2 Brodie Avenue, Little Bay when collecting waste from the Prince Henry Centre at a cost of \$540.80 per annum and this costing be funded from the General Trade Waste operating budget.

**MOTION: (Mayor, Cr Seng) CARRIED - SEE RESOLUTION.**

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**MM40/15 Mayoral Minute - Handball Australia - Waiving of fees (F2015/00096)**

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207/15 **RESOLUTION: (Mayor, Cr Seng)** that:

- a) the Beach Hire Fee amount of \$3,685.00 be waived and funds be allocated from the 2015-16 Contingency Fund;
- b) the activity organisers undertake to appropriately and prominently acknowledge and promote Council's contribution prior to and during the activity.

**MOTION: (Mayor, Cr Seng) CARRIED - SEE RESOLUTION.**

Cr Garcia left the meeting at this point 8.32pm and did not return.

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**MM41/15 Mayoral Minute - Local Government Aboriginal Network Award - Council Partnership (F2015/00378)**

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208/15 **RESOLUTION: (Mayor, Cr Seng)** that staff from Youth Off the Street Outreach Program and the Council's Community Development Staff, in particular, the Community Development Officer (Aboriginal Services) are to be congratulated on winning this highly respected Award.

**MOTION: (Mayor, Cr Seng) CARRIED - SEE RESOLUTION.**

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**MM42/15 Mayoral Minute - Waiving of Fees - Our Lady of the Rosary School, Kensington Christmas Fair (F2015/00096)**

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209/15 **RESOLUTION: (Mayor, Cr Seng)** that:

- a) Council vote \$7,000 to cover the associated fees for a Traffic Management Plan for Our Lady of the Rosary Primary School's Christmas fair and funds be charged to the 2015-16 Contingency Fund;
- b) The fair organiser 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 Seng) CARRIED - SEE RESOLUTION.**

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**MM43/15 Mayoral Minute - Salvation Army Community Christmas Lunch (F2014/00608)**

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210/15 **RESOLUTION: (Mayor, Cr Seng)** that Council:

- a) again partner with The Salvation Army to provide a Community Christmas Lunch in the Cawood Room, Prince Henry Centre on Saturday 5<sup>th</sup> December, 2015;
- b) provide the hire of the Cawood Room free of charge, with the total cost of \$2,220.00 being funded through the Council Contingency Fund; and
- c) make this event a part of its annual civic calendar and provision be made for it in future years' budgets.

**MOTION: (Mayor, Cr Seng) CARRIED - SEE RESOLUTION.**

**MM44/15 Mayoral Minute - 15th Annual Des Renford Chair of Hearts  
Research Family Gala and Charity Day (F2008/00064)**

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

211/15

**RESOLUTION: (Mayor, Cr Seng)** that Council vote \$8,500.00 to cover the costs associated with Council's contribution towards the organising and staging of the Des Renford Family Day and Swim Challenge to be held on Sunday 1 November 2015 for the purpose of raising money for the Victor Chang Cardiac Foundation and this be funded from the 2015-16 Contingency Fund.

**MOTION: (Mayor, Cr Seng) CARRIED - SEE RESOLUTION.**

Cr Belleli returned to the meeting at this point (8.33pm).

**MM45/15 Mayoral Minute - Waiving of Fees - South Coogee Public School  
Biennial Fiesta (F2015/00096)**

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212/15

**RESOLUTION: (Mayor, Cr Seng)** that:

- a) Council vote \$7,000 to cover the associated fees for a Traffic Management Plan for South Coogee Public School's Biennial Fiesta and funds be charged to the 2015-16 Contingency Fund;
- b) The fair organiser 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 Seng) CARRIED - SEE RESOLUTION.**

**MM46/15 Mayoral Minute - Waiving of Fees - Surfing NSW (F2015/00096)**

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213/15

**RESOLUTION: (Mayor, Cr Seng)** that:

- a) Council vote \$7,500 cash contribution and \$16,033.00 in-kind support to Surfing NSW for the Rip Curl Gromsearch scheduled for 24-27 September 2015 and the Carve Pro Junior Series scheduled for 15-17 January 2016. The associated fees be charged to the 2015-16 Contingency Fund;
- b) Surfing NSW undertake to appropriately and prominently acknowledge and promote Council's contribution prior to and during both events; and
- c) The Mayor or his representative be given the opportunity to address the events

on behalf of Council.

**MOTION: (Mayor, Cr Seng) CARRIED - SEE RESOLUTION.**

**MM47/15 Mayoral Minute - RH Dougherty Award win (F2015/06574)**

214/15

**RESOLUTION: (Mayor, Cr Seng)** that Council notes these achievements and congratulates all staff involved in the projects, particularly the new Council website, as it has been recognised for excellence in reporting to our community.

**MOTION: (Mayor, Cr Seng) CARRIED - SEE RESOLUTION.**

**Director City Planning Reports**

**CP31/15 Director City Planning Report - 67 Mooramie Avenue, Kensington (DA/73/2014/A)**

215/15

**RESOLUTION: (Stavrinou/Andrews)** 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/73/2014/A for reconfiguration of the ground floor living spaces and changes to outdoor terrace areas, window and door openings and an extension to the lower roof at the rear of the approved dwelling house, at No. 67 Mooramie Avenue, Kensington in the following manner:

**Amend Condition 1 to read:**

The development must be implemented substantially in accordance with the plans listed below and stamped with Council's approved stamp.

<b>Plan</b>	<b>Drawn by</b>	<b>Dated</b>	<b>Drawing No. / Revision</b>	<b>Received by Council</b>
Site Plan	AADBuild	December 2013	DA/01B	19 May 2014
Landscape Plan	AADBuild	January 2014	DA/03	19 May 2014
Ground Floor Plan - Amended	AADBuild	March 2014	DA/04	19 May 2014
First Floor Plan - Amended	AADBuild	March 2014	DA/05	19 May 2014
Elevation - West (Street Elevation)	AADBuild	January 2014	DA/06B	19 May 2014
Elevation - South	AADBuild	January 2014	DA/07B	19 May 2014
Elevation - East	AADBuild	January 2014	DA/08B	19 May 2014
Elevation - North	AADBuild	January 2014	DA/09B	19 May 2014
Section - North to South	AADBuild	January 2014	DA/10B	19 May 2014
Section - West to East	AADBuild	January 2014	DA/11B	19 May 2014

<b>BASIX Certificate No.</b>	<b>Dated</b>	<b>Received by Council</b>
545465S	04/05/2014	05/05/2014

Except, as amended by the **Section 96 plans and supporting documentation listed below, only in so far as they relate to the modifications highlighted on the Section 96 plans and detailed in the Section 96 application**, except as may be amended by the following conditions and as may be shown in red on the attached plans:

<b>Plan</b>	<b>Drawn by</b>	<b>Dated</b>	<b>Drawing No. /Revision</b>	<b>Received by Council</b>
Site Plan Existing and Proposed	Not provided	December 2013	S96/01A	19 June 2015
Ground Floor Plan - Amended	Not provided	March 2014	S96/04A	19 June 2015
First Floor Plan – S96 Amended	Not provided	June 2015	S96/05A	19 June 2015
Elevation – West (Street Elevation)	Not provided	June 2015	S96/06A	19 June 2015
Elevation - South	Not provided	January 2014	S96/07A	19 June 2015
Elevation - East	Not provided	January 2014	S96/08A	19 June 2015
Elevation – North	Not provided	January 2014	S96/09A	19 June 2015
Section – North to South	Not provided	June 2015	S96/10A	19 June 2015
Section – West to East	Not provided	June 2015	S96/11A	19 June 2015

<b>BASIX Certificate No.</b>	<b>Dated</b>	<b>Received by Council</b>
626849S	1 June 2015	19 June 2015

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

**CP32/15 Director City Planning Report - 47-53A Anzac Parade, Kensington (DA/414/2014/A)**

216/15

**RESOLUTION: (Stavrinos/Andrews)** that Council, as the consent authority, grants development consent under Sections 96 of the Environmental Planning and Assessment Act 1979, as amended, to Development Application No. 414/2014 for Section 96 modification of approved development by relocation of fire hydrant to southern wall, alterations to glazing on eastern, northern and southern facades at No. 47-53 Anzac Parade, Kensington 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**

**Approved Plans & Supporting Documentation**

- 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:

<b>Plan</b>	<b>Drawn by</b>	<b>Dated</b>	<b>Received by Council</b>
DA1.01 Rev B	Fox Johnson	29/10/14	31 October 2014

DA1.02 Rev B		29/10/14	31 October 2014
DA1.03 Rev B		29/10/14	31 October 2014
DA1.04 Rev B		29/10/14	31 October 2014
DA1.05 Rev B		29/10/14	31 October 2014
DA1.06 Rev B		29/10/14	31 October 2014
DA1.07 Rev B		29/10/14	31 October 2014
DA1.08 Rev B		29/10/14	31 October 2014
DA1.09 Rev B		29/10/14	31 October 2014
DA1.10 Rev B		29/10/14	31 October 2014
DA2.01 Rev B		29/10/14	31 October 2014
DA2.02 Rev B		29/10/14	31 October 2014
DA2.03 Rev B		29/10/14	31 October 2014
DA2.04 Rev B		29/10/14	31 October 2014
DA4.01 Rev A		17/09/14	16 October 2014

<b>BASIX Certificate No.</b>	<b>Dated</b>	<b>Received by Council</b>
556751M_02	21 November 2014	21 November 2014

as amended by the following Section 96 plans and documentation:

<b>Plan</b>	<b>Drawn by</b>	<b>Dated</b>	<b>Received by Council</b>
CD1.01 Rev A	Fox Johnson	16/06/15	30 June 2015
CD1.02 Rev A		16/06/15	30 June 2015
CD1.03 Rev A		16/06/15	30 June 2015
CD1.04 Rev A		16/06/15	30 June 2015
CD1.05 Rev A		16/06/15	30 June 2015
CD1.06 Rev A		16/06/15	30 June 2015
CD1.07 Rev A		16/06/15	30 June 2015
CD1.08 Rev A		16/06/15	30 June 2015
CD1.09 Rev A		16/06/15	30 June 2015
CD1.10 Rev A		16/06/15	30 June 2015
CD2.01 Rev A		16/06/15	30 June 2015
CD2.04 Rev A		16/06/15	30 June 2015
CD2.05 Rev A		16/06/15	30 June 2015
CD2.06 Rev A		16/06/15	30 June 2015
CD2.07 Rev A		16/06/15	30 June 2015

<b>BASIX Certificate No.</b>	<b>Dated</b>	<b>Received by Council</b>
556751M_03	18 May 2015	30 June 2015

An amended BASIX certificate must be consistent with the plans referenced in Condition 1 of this determination and a copy shall be submitted to Council and the Principal Certifying Authority prior to an occupation certificate being issued for the development.

**Amend condition 2 to include:**

- c. The following elements of the Section 96 A application shall be deleted from the development:
- Increase floor of unit 105 and associated changes (reinstate lobby access),
  - New window on western façade (reinstate western doorway,
  - Conversion of communal garden area to private space (reinstate communal open space areas approved under DA/414/2014)
  - Deletion of gate access off Balfour Lane (reinstate gate access to Balfour Lane)

This condition requires all plans to be amended to delete these works from the development. Details shall be submitted to Councils Manager Development



Assessment for approval prior to an amended Construction Certification incorporating the approved section 96 A modifications being issued.

- d. Additional timber screening (inclusive of gate) and landscaping may be provided between the end Level 1 west facing apartments and communal open space areas in the rear yard. Details showing additional landscaping or screens (gates) must be submitted to Councils Manager Development Assessment for approval prior to an amended Construction Certificate incorporating this change is issued for the development.

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

**CP33/15 Director City Planning Report - 6 Fox Street, Malabar  
(DA/301/2012/C)**

217/15

**RESOLUTION: (Andrews/Stavrinos)** that Council, as the consent authority, grants development consent under Sections 96 of the Environmental Planning and Assessment Act 1979, as amended, to Development Application No. DA/301/2012/C for the deletion of condition 2(b) at No. 6 Fox Street, Malabar.

[Reason for approval: the proposal is not considered to be detrimental to the street scape.]

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

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

<b>FOR</b>	<b>AGAINST</b>
Councillor Andrews	Councillor Moore
Councillor Belleli	Councillor Neilson
Councillor D'Souza	Councillor Seng
Councillor Garcia	Councillor Shurey
Councillor Matson	
Councillor Nash	
Councillor Smith	
Councillor Stavrinos	
<b>Total (8)</b>	<b>Total (4)</b>

**CP34/15 Director City Planning Report - 58-60 Arden Street, Coogee  
(DA/754/2014)**

218/15

**RESOLUTION: (Andrews/Smith)** 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. 754/2014 for alterations and additions to an existing presbytery building adjacent to St Anthony's Church, and conversion of the presbytery building to a childcare centre for 80 children at No. 58-60 Arden Street, 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 and details are to be included in the *Construction Certificate*:

- a) The child care centre is limited to a maximum of 80 children.
5. The layout of the ground, first and second floors of the existing building are to incorporate 300mm nib walls and beams projecting below ceiling level timber and/or strips within the timber flooring, as evidence of the original layout of the building and facilitate patching of plasterwork.
6. Larger scale drawings are to be provided for the edge detail of the fascias and spandrels. Drawings are to be submitted to and approved by Council's Director City Planning, in accordance with Section 80A (2) of the Environmental Planning and Assessment Act 1979 prior to a construction certificate being issued for the development.
7. Details of the design of the vertical timber slat gates to the Arden Street and Greville Street frontages are to be submitted to and approved by Council's Director City Planning, in accordance with Section 80A (2) of the Environmental Planning and Assessment Act 1979 prior to a construction certificate being issued for the development. The timber pickets to the front fence are to have a maximum gap of 50mm in order to be sympathetic to the historic fencing styles in the area.
8. Details are to be provided of any proposed illumination of the proposed sign on the corner of Arden Street and Greville Street.
19. Plans submitted for the construction certificate shall indicate provision for bicycle parking large enough to accommodate a minimum of 4 spaces in accordance with the requirements of Australian Standard 2890.3 at a suitable accessible location within the site to the satisfaction of the PCA.
66. The Plan of Management of the childcare centre shall include a Workplace Travel Plan which endeavours to minimise the parking and traffic generation of the proposed development; The plan may include but not be limited to aspects such as support for walking and cycling, car sharing, management of workplace parking spaces, & incentives for public transport use.

The Travel Plan shall be submitted to and approved by Council's Department of integrated Transport prior to the issuing of an Occupation certificate.

87. A validation report must be obtained from a suitably qualified and experienced consultant in acoustics three (3) months after the business commences trading and from time to time as reasonably requested by Council. The report must demonstrate and certify that noise and vibration from the development 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 in the outdoor play area. Any recommendations outlined in the acoustic report are to be implemented in accordance with the report.

88. Music is not to be played in the outdoor play areas at any time.

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

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**CP35/15 Director City Planning Report - Advisory Committee Minutes  
(F2006/00216)**

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219/15 **RESOLUTION: (Stavrinos/Andrews)** that the Council acknowledges and accepts the minutes of the Aboriginal Advisory Committee – February 2015 (endorsed June 2015) and the Youth Advisory Committee – May 2015 (endorsed June 2015).

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

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**CP56/15 Director City Planning Report - Sydney Regional Illegal Dumping  
(RID) Squad - Randwick Council's participation (F2014/00427)**

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220/15 **RESOLUTION: (Stavrinos/Shurey)** that Council endorse:

- a) participation in the 'Sydney Regional Illegal Dumping Squad';
- b) a contribution of \$62,500 per year matching NSW EPA funding for two years;
- c) Randwick hosting of one 'Operational Post'.

**MOTION: (Stavrinos/Shurey) CARRIED - SEE RESOLUTION.**

**General Manager's Reports**

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**GM13/15 General Manager's Report - Review of the 2014-15 Operation Plan  
- June Quarterly Review (F2014/03001)**

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221/15 **RESOLUTION: (Stavrinos/Matson)** that the information contained in the June 2015 Review of the 2014-15 annual Operational Plan be received and noted.

**MOTION: (Stavrinos/Matson) CARRIED - SEE RESOLUTION.**

**Director City Services Reports**

Nil.

**Director Governance & Financial Services Reports**

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**GF29/15 Director Governance & Financial Services Report - Internal  
Reporting Policy - Public Interest Disclosures Act (F2005/00303)**

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222/15 **RESOLUTION: (Stavrinos/D'Souza)** that Council's Internal Reporting Policy - Public Interest Disclosures Act (August 2015) be endorsed.

**MOTION: (Stavrinos/D'Souza) CARRIED - SEE RESOLUTION.**

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**GF30/15 Director Governance & Financial Services Report - Annual Review  
of Councillors' Expenses & Facilities Policy (F2004/06576)**

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223/15 **RESOLUTION: (Stavrinos/Moore)** that the annual review of the Councillors' Expenses & Facilities Policy be publicly exhibited for a period of 28 days.

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

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**GF31/15 Director Governance & Financial Services Report - Contingency  
Fund - Status as at 31 July 2015 (F2007/00634)**

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224/15 **RESOLUTION: (Stavrinos/Nash)** that the status of the contingency fund allocations

for 2015-16 be noted.

**MOTION: (Stavrinos/Nash) CARRIED - SEE RESOLUTION.**

**GF32/15 Director Governance & Financial Services Report - Proposed Shopfront Improvement Grants Program (F2009/00243)**

225/15 **RESOLUTION: (Stavrinos/Andrews)** that the investigation into the feasibility of adopting a Randwick City shop front improvement grants program be deferred and revisited after the completion of the currently scheduled long term town centre strategy development, capital works projects, business centre related initiatives and data collection activities.

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

**GF33/15 Director Governance & Financial Services Report - Investment Report - July 2015 (F2015/06527)**

226/15 **RESOLUTION: (Andrews/Stavrinos)** that the investment report for July 2015 be received and noted.

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

**GF34/15 Director Governance & Financial Services Report - Ongoing Engagement of Event Performers and Sustainability Educators (F2013/00200)**

227/15 **RESOLUTION: (Andrews/Stavrinos)** that:

- a) Council approve the engagement of Event Performers and Sustainability Educators for a two year period under the arrangements outlined in this report;
- b) these suppliers are only to be utilised strictly for Event Performances and Sustainability Education;
- c) on occasions where the expected cost of the service will exceed \$5,000.00, a standard three quotes will be need to be obtained or General Manager approval sought, before a supplier is engaged; and
- d) relevant Managers are responsible for ensuring the standard requirements for the engagement of such suppliers, including relevant and current insurance coverage, are always undertaken.

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

**Petitions**

Nil.

**Motion Pursuant to Notice**

**NM36/15 Notice of Motion from Cr D'Souza - Proposed additional lighting usage at Pioneer Park (F2008/00161)**

228/15 **RESOLUTION: (D'Souza/Andrews)** that Council prepare and lodge a section 96 application for Council's consideration to allow the sports field lights on the upper level Pioneers Park Malabar to be used on Fridays and Saturdays.

**AMENDMENT: (Matson/Shurey)** that this matter be deferred to allow referral to the local Precinct Committee for comment. **LOST.**

**MOTION: (D'Souza/Andrews) CARRIED - SEE RESOLUTION.**

Councillors Matson and Shurey called for a **DIVISION.**

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

<b>FOR</b>	<b>AGAINST</b>
Councillor Andrews	Councillor Belleli
Councillor Bowen	Councillor Matson
Councillor D'Souza	Councillor Shurey
Councillor Moore	
Councillor Nash	
Councillor Neilson	
Councillor Seng	
Councillor Smith	
Councillor Stavrinou	
<b>Total (9)</b>	<b>Total (3)</b>

**NM37/15 Notice of Motion from Cr Smith - Proposed Removal of Weeping Fig - 75-77 Arden Street, Coogee (F2015/07359)**

229/15

**RESOLUTION: (Smith/Stavrinou)** that Council:

- note the representations of owners in the building at 75-77 Arden Street, Coogee, regarding the damage being caused by the Weeping Fig at the front of the property.
- lodge a development application with standard notification procedures for the removal of the tree that will be reported back to Council post assessment.
- affirm that it has no pre-determined position on the proposed development application.

**AMENDMENT: (Matson/Neilson)** that this matter be deferred to allow a report to be brought back to Council detailing the merits and necessity of removing the tree in question. **LOST.**

Councillors Matson and Shurey called for a **DIVISION.**

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

<b>FOR</b>	<b>AGAINST</b>
Councillor D'Souza	Councillor Andrews
Councillor Garcia	Councillor Belleli
Councillor Matson	Councillor Nash
Councillor Moore	Councillor Seng (+casting vote)
Councillor Neilson	Councillor Smith
Councillor Shurey	Councillor Stavrinou
<b>Total (6)</b>	<b>Total (7)</b>

**MOTION: (Smith/Stavrinou) CARRIED - SEE RESOLUTION.**

Councillors Matson and Shurey called for a **DIVISION.**

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

<b>FOR</b>	<b>AGAINST</b>
Councillor Andrews	Councillor D'Souza
Councillor Belleli	Councillor Matson
Councillor Garcia	Councillor Neilson
Councillor Moore	Councillor Shurey
Councillor Nash	
Councillor Seng	
Councillor Smith	
Councillor Stavrinou	
<b>Total (8)</b>	<b>Total (4)</b>

**NM38/15 Notice of Motion from Cr Stavrinou - Litter Education Campaign (F2014/00413)**

230/15 **RESOLUTION: (Stavrinou/Andrews)** that:

- a) Council bring back a report investigating the possibility of running an education campaign in the Randwick LGA on general litter (in particular cigarette butts) advising residents on how to dispose of their rubbish correctly; and
- b) as part of this report, look at grants offered by various government agencies aimed at funding general litter education campaigns.

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

**NM39/15 Notice of Motion from Cr D'Souza - Sydney Water Emergency Power Supply (F2004/08039)**

231/15 **RESOLUTION: (D'Souza/Andrews)** that Council, as a matter of urgency, write to Sydney Water demanding that they immediately take whatever steps are necessary to ensure appropriate emergency power supplies are always available at all of their waste water treatment plants to ensure sewerage spills, such as the recent one into Botany Bay, can never happen again.

**MOTION: (D'Souza/Andrews) CARRIED - SEE RESOLUTION.**

**NM40/15 Notice of Motion from Cr Matson - Council response to sewerage flow into Botany Bay (F2004/06144)**

232/15 **RESOLUTION: (Matson/Shurey)** that Council's Environment Committee review the impact of the sewage leak into Botany Bay from the Cronulla waste-water pumping station.

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

**NM41/15 Notice of Motion from Cr Matson - Council response to Marriage Equality debate (F2004/07085)**

233/15 **RESOLUTION: (Matson/Shurey)** that Council recognises that the need for a referendum or plebiscite on marriage equality is unnecessary given the strong public support for it, notes the pending Warren Entsch private member's Bill, and takes a proactive position on behalf of our residents by writing to the Prime Minister urging a conscience vote on the issue in Federal Parliament prior to the next Federal election.

**MOTION: (Matson/Shurey) CARRIED - SEE RESOLUTION.  
NM42/15 Notice of Motion from Cr Matson - Need to upgrade Bicentennial  
Park drainage from La Perouse Chinese Market Gardens  
(F2011/00422)**

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234/15

**RESOLUTION: (Matson/Shurey)** that Council brings back a report examining the merits of upgrading the drainage system under Bicentennial Park to enable it to more effectively drain the input water discharged through the two box culverts on Bunnerong Road into the La Perouse Chinese Market Gardens.

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

**NM43/15 Notice of Motion from Cr Matson - Proposed Chinese Market Garden  
Meeting (F2012/00210)**

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235/15

**RESOLUTION: (Matson/Shurey)** that, in order to determine and promote the most responsible program for rehabilitating the uncultivated third lot on the La Perouse Chinese Market Gardens site for safe agricultural use, Council initiate an on-site meeting of the following persons and bodies:

- Randwick City Council staff and Councillors;
- Chinese heritage representatives;
- Southern Metropolitan Cemeteries Trust (SMCT);
- Leigh James LLS (Land Services Officer Horticulture at Greater Sydney Local Land Services);
- State Government MP Michael Daley;
- La Perouse Land Council; and
- Fred Haskins (NSW Farmers Association).

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

### **Notice of Rescission Motions**

**NR5/15 Notice of Rescission Motion from Crs Belleli, Bowen, Moore &  
Stevenson - Update to Precinct Committee Boundaries, Rules &  
Procedures (F2012/00372)**

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**MOTION: (Moore/Belleli)** that the resolution passed at the Ordinary Council meeting held on Tuesday 28 July 2015 in relation to Item GF23/15, reading as follows:

“That:

- a) all Precinct Executives be advised that they are bound by Council’s Code of Conduct moving forward and that a briefing session on how the Code of Conduct applies to be provided in the near future to all Precinct Executives;
- b) the updated Precinct Rules & Procedures be adopted;
- c) a section be included on Council’s website for the provision of all Precinct agendas, minutes containing Precinct resolutions and Council responses;
- d) an independent minute taker be provided, at Council’s expense and upon request, at an upcoming meeting of each Precinct to improve the accuracy and consistency of minutes being taken by all the Precinct Committees;
- e) Council endorse the revised Precinct boundary maps and update such maps as required to reflect the absorption of the Moverly Precinct into adjoining Precincts

upon their agreement; and

- f) all Precinct Executives and complainants be advised of Council's above resolution."

BE AND IS HEREBY RESCINDED. **LOST.**

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

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

<b>FOR</b>	<b>AGAINST</b>
Councillor Belleli	Councillor Andrews
Councillor Moore	Councillor D'Souza
Councillor Nash	Councillor Garcia
Councillor Neilson	Councillor Matson
Councillor Shurey	Councillor Seng
	Councillor Smith
	Councillor Stavrinis
<b>Total (5)</b>	<b>Total (7)</b>

**NR6/15 Notice of Rescission Motion from Crs Andrews, Nash, Roberts & Stavrinis - Botany Cemetery expansion proposal (F2004/07905)**

**MOTION: (Andrews/Stavrinis)** that the resolution passed at the Ordinary Council meeting held on Tuesday 28 July 2015 in relation to Item CP28/15 reading as follows:

"That:

- a) Council commence discussions with all stakeholders including Crown Land, OEH, LALC, utility agencies, service providers and SMCT to identify all issues affecting the proposed Botany Cemetery expansion into Military Road and the unformed Crown Road and the feasibility of addressing these issues;
- b) Council commences consultations with Crown Lands Department on the future operation and ownership of the Chinese Market Gardens site and the proposed transfer of the unformed Crown road on the southern side of Botany Cemetery to form part of the Cemetery; and
- c) the findings on the discussions/consultations with the stakeholders and agencies be reported to Council for Council to consider its in-principle support for the Botany Cemetery expansion proposal as detailed in the SMCT Briefing Document.
- d) that Council initiate, as a matter of urgency, discussions with the relevant State authority with the intent of stabilizing the de-vegetated northern slope of Hill 60 to better protect the historical and agricultural value of the Chinese market gardens
- e) Mr Fred Haskins be invited to make a submission to Council on the feasibility and advantages of using mechanical de-weeding techniques on the Chinese Market Gardens site rather than herbicide based techniques; and
- f) Council arrange a forum between the Councillors and the Farmers' Association on the issue of the Chinese Market gardens."

BE AND IS HEREBY RESCINDED. **LOST.**



There being no further business, His Worship the Mayor, Cr T Seng, declared the meeting closed at 9.35pm.

**The minutes of this meeting were confirmed at the Ordinary Meeting of the Council of the City of Randwick held on Tuesday, 22 September 2015.**

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**CHAIRPERSON**