



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 AUGUST 2017 AT 6:06PM

Present:

The Mayor, Councillor N D'Souza (Chairperson) (South Ward)

Councillor B Roberts (Deputy Mayor) (East Ward)

- | | |
|--------------|-----------------------------------------------|
| North Ward | - Councillors K Neilson & L Shurey |
| South Ward | - Councillors R Belleli & P Garcia |
| East Ward | - Councillors T Bowen & M Matson |
| West Ward | - Councillors G Moore, S Nash & H Stavrinou |
| Central Ward | - Councillors A Andrews, T Seng & G Stevenson |

Officers Present:

General Manager	Mr R Brownlee
Director City Services	Mr J Frangoples
Acting Director City Planning	Mr K Kyriacou
Director Governance & Financial Services	Mr J Smith
Manager Administrative Services	Mr D Kelly
Communications Manager	Mr J Hay
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.

Note: One minutes' silence was observed for the victims of the Barcelona tragedy.

Apologies/Granting of Leave of Absences

An apology was received from from Cr Smith.

RESOLVED: (Shurey/Matson) that the apology received from Cr Smith 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 25 JULY 2017

161/17

RESOLUTION: (Belleli/Shurey) that the Minutes of the Ordinary Council Meeting held on Tuesday 25 July 2017 and the Extraordinary Council Meeting held on Tuesday 8 August 2017 (copies of which were circulated to all Councillors) be and are hereby confirmed as a correct record of the proceedings of those meetings.

Declarations of Pecuniary and Non-Pecuniary Interests

- a) Cr Garcia declared a significant non pecuniary interest in Item GF30/17 as the Randwick Labor Club is a donor to the ALP who is him employer. Cr Garcia will not be taking part in the debate or voting on this matter.
- b) Cr Neilson declared a significant non pecuniary interest in Item GF30/17 as the Randwick Labor Club is a donor to the ALP which she is a member of. Cr Neilson will not be taking part in the debate or voting on this matter.
- c) Cr Moore declared a significant non pecuniary interest in Item GF30/17 as the Randwick Labor Club is a donor to the ALP which he is a member of. Cr Moore will not be taking part in the debate or voting on this matter.
- d) Cr Bowen declared a significant non pecuniary interest in Item GF30/17 as he was formerly a Director of the Randwick Labor Club. Cr Bowen will not be taking part in the debate or voting on this matter.
- e) Cr Andrews declared a non-significant non pecuniary interest in Item GF30/17 as he knows a number of the Directors of the Randwick Labor Club.

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:

CS7/17 JUDGE LANE, RANDWICK - REQUEST FOR SCHOOL TIME CLOSURE

Against Ms Barbara Dougan

For Mr Doug Thomas (Claremont College)

NM53/17 NOTICE OF MOTION FROM CR MATSON - PROPOSED CLOSURE OF JUDGE LANE.

Against Ms Lisa Stamatelatos

For Mr Costa Cominos

NM55/17 NOTICE OF MOTION FROM CR NEILSON - COUNCIL COMMISSION A STUDY INTO IMPROVING THE ENVIRONMENTAL VALUE OF THE NORTHERN SEAWALL AT CLOVELLY BEACH

For Ms Zoe Reynolds

The Meeting was adjourned at 6.43pm and was resumed at 7.01pm.

RESOLVED (PROCEDURAL MOTION): (Matson/Shurey) that the matters that were the subject of addresses to Council by members of the public be brought forward for immediate consideration and that the Council report and motion pursuant to notice on the partial closure of Judge Lane be dealt with concurrently.

Mayoral Minutes

MM23/17 Mayoral Minute - Waiving of Fees - International Day of People with a Disability (F2017/00096)

162/17

RESOLUTION: (Mayor, Cr N D'Souza) that:

- a) Council vote \$440.00 to cover the fees associated with hosting the Special Olympics Australia event at the Clovelly Car Park on Sunday 26 November 2017. The funds to be allocated from the 2017-18 Contingency Fund;
- b) Special Olympics Australia be requested to appropriately and prominently acknowledge and promote Council's contribution to the "Soar and Roar Festival"; and
- c) the Mayor or the Mayor's representative be given the opportunity to address the event on behalf of the Council.

MOTION: (Mayor, Cr N D'Souza) CARRIED - SEE RESOLUTION.

MM24/17 Mayoral Minute - Filipino Cultural and Arts Festival - Proposed Waiving of Fees (F2017/00096)

163/17

RESOLUTION: (Mayor, Cr N D'Souza) that:

- a) Council votes \$2,237.00 to cover the fees associated with the Filipino Cultural and Arts Festival to be held on Sunday 5 November 2017 at Alison Park, Randwick, the funds to be allocated from the 2017-18 Contingency Fund;
- b) the Filipino Australian Community Association, Eastern Sydney (FACAES) be requested to appropriately and prominently acknowledge and promote council's contribution to the Filipino Cultural and Arts Festival; and
- c) the Mayor or the Mayor's representative be given the opportunity to address the event on behalf of Council.

MOTION: (Mayor, Cr N D'Souza) CARRIED - SEE RESOLUTION.

Urgent Business

UB8/17 Recognition of the Late John "Johnno" Johnson (F2005/00266)

164/17

RESOLUTION: (Garcia/Seng) that Council:

- (a) recognises the public contributions of John "Johnno" Johnson, a resident of Randwick City, who was a member of the NSW Legislative Council from 1976 to 2001;
- (b) notes that Johnno was President of the NSW Legislative Council from 1978 to 1991 and the youngest member to hold the position of President;
- (c) notes that Johnno was dedicated to the Catholic Church, a number of local parishes, and was made a 'Knight of the Grand Cross' of the Order of St Gregory the Great, the highest civilian papal honour;

- (d) notes that Johno was also dedicated to the Australian Labor Party which he served with great distinction over many years;
- (e) extends its condolences to Johno's wife Pauline and his entire extended family; and
- (f) instructs the General Manager to bring back a report on an appropriate way to recognise Johno's unique contribution and public service in Randwick City.

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

Director City Planning Reports

CP40/17 Director City Planning Report - 1 - 7 Gloucester Place, Kensington Fire & Rescue NSW Report (F2017/06103)

165/17 **RESOLUTION: (Stavrinos/Shurey)** that Council investigate the concerns raised by FRNSW and if necessary, issue the relevant Fire Safety Notice/Order to address the levels of fire safety within the subject building.

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

CP41/17 Director City Planning Report - 243 - 253 Anzac Parade Kingsford Fire & Rescue NSW Referral (F2017/06103)

166/17 **RESOLUTION: (Stavrinos/Shurey)** that Council investigate the concerns raised by FRNSW and if necessary, issue the relevant Fire Safety Notice/Order to address the levels of fire safety within the subject building.

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

CP42/17 Director City Planning Report - Public Exhibition of Draft Randwick Disability Inclusion Action Plan 2017-2021 (F2017/00218)

167/17 **RESOLUTION: (Stavrinos/Andrews)** that Council:

- a) approve the Draft Randwick Disability Action Plans for public exhibition for a minimum period of 28 days, and
- b) note that after the public exhibition period a report will be presented to Council, along with a summary of public submissions received, and proposed amendments to the Draft Randwick Disability Inclusion Action Plan for final endorsement.

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

General Manager's Reports

GM13/17 General Manager's Report - Randwick City Council End of Term Report 2012-17 (F2017/03005)

168/17 **RESOLUTION: (Stavrinos/Roberts)** that:

- a) the Randwick City Council End of Term Report 2012-17 be received and noted;
- b) the General Manager be authorised to make any minor changes if required; and

- c) a copy of the Report be published on the Council's website and submitted to the Chief Executive, Office of Local Government, Department of Premier and Cabinet.

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

**GM14/17 General Manager's Report - Review of the Randwick City Council
2016-17 Operational Plan – June Quarter (F2016/03001)**

169/17

RESOLUTION: (Andrews/Stavrinos) that the information contained in the June Quarterly Review of the 2016-17 annual Operational Plan be received and noted.

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

Director City Services Reports

**CS7/17 Director City Services Report - Judge Lane, Randwick - Request for
School Time Closure (F2004/07158)**

170/17

RESOLUTION: (Matson/Bowen) that:

- (a) Council instigate an independent Road Safety Audit of the entire length of Judge Lane and a report be brought back for its consideration;
- (b) Council complete the proposed safety measures in Judge Lane forthwith;
- (c) in conjunction with this audit Council will additionally evaluate the use of further traffic slowing techniques and technology on the entire length of Judge Lane , such as more extreme speed humps, with the objective of reducing traffic speeds in the lane to the signed restriction of 10km per hour;
- (d) Council will seek to facilitate the forming of a School and Consultative Committee to enable direct dialogue between the school and the resident neighbours; and
- (e) Council urge the Director City Services to bring this matter back to Council as quickly as possible.

MOTION: (Moore/Stavrinos) that:

- (a) Council instigate an independent Road Safety Audit of the entire length of Judge Lane and a report be brought back for its consideration; and
- (b) Council complete the proposed safety measures in Judge Lane forthwith.

AMENDMENT: (Andrews/Nil) that Council approves the partial closure of Judge Lane between 8am and 4pm. **LAPSED FOR WANT OF A SECONDER.**

AMENDMENT: (Matson/Bowen) CARRIED AND BECAME THE MOTION.

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

FOR	AGAINST
Councillor Andrews	Councillor Moore
Councillor Belleli	Councillor Neilson
Councillor Bowen	
Councillor D'Souza	
Councillor Garcia	

Councillor Matson
Councillor Nash
Councillor Roberts
Councillor Seng
Councillor Shurey
Councillor Stavrinou
Councillor Stevenson

Total (12)

Total (2)

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

Director Governance & Financial Services Reports

GF30/17 Director Governance & Financial Services Report - Coogee Sports Club Transfer of Licence to the Randwick Club (F2017/07367)

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

171/17 **RESOLUTION: (Andrews/Stavrinou)** that Council as Reserve Trust Manager for J. V. Dick (D500159) Reserve Trust grant consent to the transfer of licence from Coogee Sports Club to the Randwick Club for the Coogee Bowling Club at 51-69R Dolphin Street, Coogee.

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

GF31/17 Director Governance & Financial Services Report - Updated Randwick City Council Procurement Policy (F2005/00395)

172/17 **RESOLUTION: (Stavrinou/Shurey)** that the Randwick City Council Procurement Policy be formally adopted.

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

GF32/17 Director Governance & Financial Services Report - Investment Report - July 2017 (F2015/06527)

173/17 **RESOLUTION: (Stavrinou/Andrews)** that the investment report for July 2017 be received and noted.

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

Petitions

Nil.

Motions Pursuant to Notice

NM53/17 Motion Pursuant to Notice - Notice of Motion from Cr Matson - Proposed Closure of Judge Lane. (F2004/07158)

This matter was considered in conjunction with Item CS7/17. See resolution number 170/17.

NM54/17 Motion Pursuant to Notice - Notice of Motion from Cr Stavrinou - Proposed Traffic Review Kingsford & Kensington Precincts (F2004/08211)

174/17 **RESOLUTION: (Stavrinou/Andrews)** in light of the changed Traffic conditions due to the light-Rail construction, that Council conduct a Traffic Review of the Kingsford and Kensington Precincts.

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

NM55/17 Motion Pursuant to Notice - Notice of Motion from Cr Neilson - Council Commission a Study into Improving the Environmental Value of the Northern Seawall at Clovelly Beach (F2004/08153)

175/17 **RESOLUTION: (Neilson/Moore)** that Council commission a scientific study into improving the environmental value of the northern seawall at Clovelly Beach in an effort to reinvigorate the marine life in the bay.

MOTION: (Neilson/Moore) CARRIED – SEE RESOLUTION.

NM56/17 Motion Pursuant to Notice - Notice of Motion from Cr Bowen - State Government taking away Planning Powers (F2017/00351)

176/17 **RESOLUTION: (Bowen/Stevenson)** the State government announced on 8 August 2017 the introduction of compulsory planning panels (IHAP's) for all Metropolitan Councils, including Randwick City Council. The panel will be responsible for making all decisions on all large DA's in Randwick with a construction cost between \$5M and \$30M, noting that DA's with a construction cost in excess of \$30M will be assessed by the Sydney Planning Panel. Panels will be comprised of four members, none of whom are elected or necessarily have any connection with Randwick Local area at all.

Accordingly this Council:

1. notes the introduction of a mandatory IHAP for Randwick Council is breach of the State government's election promise to return planning powers to local communities;
2. notes there has been substantial community anger and distress of the state government's planning proposals for the Randwick Local government area including Urban Activation and the recently announced Priority Precincts;
3. notes the introduction of IHAPS means that all large scale and high-rise development applications in Randwick will be determined or approved by an unelected State government established panel; and
4. calls on the State government to immediately withdraw the IHAP proposal to take planning powers away from Randwick Council.

MOTION: (Bowen/Stevenson) CARRIED – SEE RESOLUTION

The **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 Seng
Councillor D'Souza	Councillor Stavrinou

Councillor Garcia
Councillor Matson
Councillor Moore
Councillor Neilson
Councillor Shurey
Councillor Stevenson

Total (10)

Total (4)

Notice of Rescission Motions

Nil.

There being no further business, His Worship the Mayor, Cr D' Souza, declared the meeting closed at 8.59pm.

The minutes of this meeting were confirmed at the Ordinary Meeting of the Council of the City of Randwick held on Tuesday, 10 October 2017.

.....
CHAIRPERSON