



**MINUTES OF ORDINARY COUNCIL MEETING OF RANDWICK CITY COUNCIL
HELD ON TUESDAY, 28 APRIL 2020 AT 6.02PM**

Present:

The Mayor, Councillor D Said (Chairperson) (South Ward)

Councillor P Veitch (Deputy Mayor) (West Ward)

North Ward	- Councillors C Hamilton, K Neilson & L Shurey
South Ward	- Councillors C Da Rocha & N D'Souza
East Ward	- Councillors T Bowen, M Matson & B Roberts
West Ward	- Councillors A Luxford & H Stavrinis
Central Ward	- Councillors A Andrews (from 6.19pm), D Parker & T Seng

Officers Present:

General Manager	Ms T Manns
Director City Services	Mr T Clarke
Director City Planning	Mr K Kyriacou
Director Corporate Services	Mr D MacNiven
Manager Customer & Compliance	Mr D Kelly
Communications Manager	Mr J Hay
Chief Financial Officer	Mr G Byrne

Note: One minute's silence was observed for Ms Carmen Burton, Manager Randwick Meals on Wheels and Norman "Nob" Hill, long time member of Coogee Surf Life Saving Club. An additional one minute's silence was observed in commemoration of Anzac Day.

Prayer & Acknowledgement of Local Indigenous People

The Council Prayer and the Acknowledgement of Local Indigenous People were read by the Mayor.

Apologies/Granting of Leave of Absences

Nil.

Confirmation of the Minutes

**CONFIRMATION OF THE MINUTES OF THE ORDINARY COUNCIL HELD ON TUESDAY 24
MARCH 2020**

RESOLUTION: (Stavrinis/Luxford) that the Minutes of the Ordinary Council held on Tuesday 24 March 2020 (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 Neilson declared a non-significant non pecuniary interest in Item NM28/20 as she was formerly a member of the MEAA (Journalists' Union).
- b) Cr Roberts declared a non-significant non pecuniary interest in Item NM28/20 as he was formerly a member of the MEAA (Journalists' Union).

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:

- MM13/20 FINANCIAL SUPPORT FOR THE DELI WOMEN AND CHILDREN'S CENTRE DURING THE PANDEMIC
- For** Ms Vicki Johnston
- GM2/20 CLOVELLY CHILD CARE INCORPORATED - REQUEST FOR FINANCIAL ASSISTANCE
- For** Ms Nicole Kidd
- CS14/20 TASTE OF COOGEE FESTIVAL - LOCATION
- Against** Ms Lucy Bloom, Deputy Chair, Coogee Chamber of Commerce
- NM28/20 NOTICE OF MOTION FROM CR VEITCH - CELEBRATING PRESS FREEDOM DAY AND SUPPORTING PRESS FREEDOM FOR AUSTRALIAN JOURNALISTS
- For** Dr Lissa Johnson
- NM29/20 NOTICE OF MOTION FROM CR MATSON - STATE GOVERNMENT APPROVAL TO PEABODY ENERGY TO EXTRACT COAL BENEATH SYDNEY'S WORONORA RESERVOIR
- For** Ms Winnie Wu

Mayoral Minutes

MM13/20 Mayoral Minute - Financial Support for the Deli Women and Children's Centre During the Pandemic (F2020/00222)

RESOLUTION: (Mayor, Cr D Said) that Council fund the Deli Women and Children's Centre (Deli) an additional amount of \$17,700.00 for the remainder of the 2019-20 financial year.

MOTION: (Mayor, Cr D Said) CARRIED - SEE RESOLUTION.

General Manager's Reports

GM2/20 General Manager's Report - Clovelly Child Care Incorporated - Request for Financial Assistance (F2020/06336)

RESOLUTION: (Neilson/Shurey) that:

- a) the report be read and noted; and
- b) given that the discussion may include discussion in relation to the financial hardship of a resident or ratepayer, that the matter be deferred for consideration in conjunction with GM3/20.

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

CS14/20 Director City Services Report - Taste of Coogee Festival - Location (F2019/00472)

72/20

RESOLUTION: (Shurey/Neilson) that:

- a) Council note the formal position of all stakeholders in regards to the use of Coogee Oval for the Taste of Coogee Festival;
- b) the Taste of Coogee Festival is not held at Coogee Oval;
- c) subject to event approval, Trennery Reserve be offered to the Coogee Chamber of Commerce as a location to hold the Taste of Coogee Festival for 2020 and beyond, subject to the location being found suitable for the event;
- d) approval of event not to be on the same day as Council's Eco Living Fair; and
- e) the stakeholders be notified.

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

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

FOR	AGAINST
Councillor Shurey	Councillor Hamilton
Councillor Neilson	Councillor Stavrinis
Councillor Veitch	Councillor Roberts
Councillor Luxford	
Councillor Parker	
Councillor Seng	
Councillor Andrews	
Councillor Bowen	
Councillor Matson	
Councillor Da Rocha	
Councillor D'Souza	
Councillor Said	
Total (12)	Total (3)

NM28/20 Motion Pursuant to Notice - Notice of Motion from Cr Veitch - Celebrating Press Freedom Day and Supporting Press Freedom for Australian Journalists (F2012/00347)

73/20

RESOLUTION: (Andrews/Stavrinis) that Council:

1. notes that May 3 was proclaimed World Press Freedom Day by the UN General Assembly in 1993 following a Recommendation adopted at the twenty-sixth session of UNESCO's General Conference in 1991. It serves as an occasion to remind governments of the need to respect their commitment to press freedom, to inform citizens of press freedom violations, and to encourage and develop initiatives to support press freedom; and
2. support World Press Freedom Day through council communication channels and a media release on the matters detailed above.

MOTION: (Veitch/Shurey) that Council:

1. notes that May 3 was proclaimed World Press Freedom Day by the UN General Assembly in 1993 following a Recommendation adopted at the twenty-sixth session of UNESCO's General Conference in 1991. It serves as an occasion to remind governments of the need to respect their commitment to press freedom, to inform citizens of press freedom violations, and to encourage and develop initiatives to support press freedom;

2. writes to the Prime Minister, the Hon Scott Morrison, the Foreign Affairs Minister the Hon Marise Payne and the Parliamentary Friends of the Bring Assange Home Group, requesting that the Australian government take immediate steps to demand that British authorities release Julian Assange - a non-violent remand prisoner with no history of harm to the community - on bail in light of the Covid-19 pandemic, to address his poor health condition and to uphold the Human Rights of an Australian citizen; and
3. support World Press Freedom Day through Council communication channels and a media release on the matters detailed above.

AMENDMENT: (Andrews/Stavrinos) CARRIED AND BECAME THE MOTION.

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

FOR	AGAINST
Councillor Hamilton	Councillor Shurey
Councillor Stavrinos	Councillor Neilson
Councillor Parker	Councillor Veitch
Councillor Andrews	Councillor Luxford
Councillor Bowen	Councillor Seng
Councillor Roberts	Councillor Matson
Councillor Da Rocha	Councillor Said
Councillor D'Souza	
Total (8)	Total (7)

MOTION (Andrews/Stavrinos) CARRIED – SEE RESOLUTION.

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

FOR	AGAINST
Councillor Hamilton	Councillor Shurey
Councillor Neilson	
Councillor Veitch	
Councillor Stavrinos	
Councillor Luxford	
Councillor Parker	
Councillor Seng	
Councillor Andrews	
Councillor Bowen	
Councillor Matson	
Councillor Roberts	
Councillor Da Rocha	
Councillor D'Souza	
Councillor Said	
Total (14)	Total (1)

NM29/20 Motion Pursuant to Notice - Notice of Motion from Cr Matson - State Government Approval to Peabody Energy to Extract Coal Beneath Sydney's Woronora Reservoir (F2012/00347)

RESOLUTION: (Matson/Shurey) that:

1. Randwick City Council notes that the suspension of NSW Parliament has prevented the required debate on the submitted 'Petition to the Legislative Assembly of NSW – please stop mining under Woronora Dam' comprising 10,000 plus signatures, and which deals with the now approved proposal by Peabody Energy to longwall tunnel from its' Metropolitan mine under the 'Special Area' water catchments that supply water to urban Sydney and the northern Illawarra.

2. Council responds by writing to the State Government:

- a) expressing concern that the longwall project was approved in March this year despite the absence of the required parliamentary debate on the opposing petition;
- b) noting that the March 2020 approval now appears inconsistent with the Government's announced acceptance of all recommendations in the Independent Expert Panel for Mining in the Catchment Report of the 14th October 2019 - one of which includes the need for a study to determine what negative effects mining has had-to-date on our urban water catchments;
- c) seeking clarification as to how the Government can now remove this inconsistency by finding means to suspend the Metropolitan Mine project until all recommendations of the Expert Panel have been completed including a definitive study;
- d) seeking information as to why the advice of Water NSW regarding a detailed water balance study for Woronora has been set aside; and
- e) seeking information as to why the recommendations of the 2014 Chief Scientist and Engineer's Report have not been instituted.

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

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

FOR	AGAINST
Councillor Shurey	Councillor Hamilton
Councillor Neilson	Councillor Stavrinou
Councillor Veitch	Councillor Seng
Councillor Luxford	Councillor Andrews
Councillor Parker	Councillor Roberts
Councillor Bowen	Councillor Da Rocha
Councillor Matson	Councillor D'Souza
Councillor Said	
Total (8)	Total (7)

The Meeting was adjourned at 8.17pm and was resumed at 8.31pm.

MM11/20 Mayoral Minute - Financial Support and Donations - March to April 2020 (F2020/06574)

RESOLUTION: (Mayor, Cr D Said) that Council support Cancer Warrior Australia and donate \$500.00, to be funded from the 2019-20 Contingency Fund, to light up the Randwick Town Hall in teal colour on 8 May 2020 which is World Ovarian Cancer Day.

MOTION: (Mayor, Cr D Said) CARRIED - SEE RESOLUTION.

Note: Cr D'Souza left the meeting, the time being 8.34pm.

MM12/20 Mayoral Minute - COVID-19 Pandemic - Advocacy for Local Government Support Package (F2020/06574)

RESOLUTION: (Mayor, Cr D Said) that Council notes correspondence to the Prime Minister, Premier of NSW, Minister for Local Government, Shadow Minister for Local Government, Members of the NSW Legislative Council and local State Members of Parliament to advocate for a local government support package, to be included in a future economic survival package, using financial grants to support local jobs/projects and industry recovery, and extending the JobKeeper Program to specific local government services and/or functions.

MOTION: (Mayor, Cr D Said) CARRIED - SEE RESOLUTION.

Urgent Business

Nil.

Director City Planning Reports

CP7/20 Director City Planning Report - Randwick City Local Character Statements - Public Exhibition (F2019/00625)

RESOLUTION: (Shurey/Andrews) that Council:

- a) endorse the draft Local Character Statements and supporting information for public exhibition to enable broad community feedback and further refinement prior to adoption; and
- b) authorise minor editing and formatting changes to the draft Local Character Statements prior to public exhibition.

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

CP8/20 Director City Planning Report - Public Notification of the Deed of Variation to the Voluntary Planning Agreement for the Newmarket Site (DA/88/2016)

RESOLUTION: (Andrews/Stavrinos) that Council:

- a) notes that no submissions were received in response to the public notification of the draft Deed of Variation of Planning Agreement;
- b) agree to enter into the Deed of Variation of Planning Agreement in Attachment 1 pursuant to section 7.5 of the Environmental Planning and Assessment Act 1979; and
- c) authorise the General Manager to make minor drafting changes to the draft Deed of Variation of Planning Agreement as required, prior to its execution.

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

Director City Services Reports

CS12/20 Director City Services Report - Hydrotherapy Pool at the Des Renford Leisure Centre (F2005/00920)

RESOLUTION: (Andrews/Luxford) that Council:

- a) considers a stand-alone hydrotherapy pool in future budgets;
- b) notes the limited availability of hydrotherapy pools available in the Randwick city LGA for residents with disabilities and injuries;
- c) gives in principle support to the provision of hydrotherapy facilities to Randwick City residents; and
- d) identifies the potential to provide these facilities at another location, or at Des Renford Leisure Centre at a reduced cost within the LGA.

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

Note: Cr Seng left the meeting at 9.32pm and returned at 9.33pm.

CS13/20 Director City Services Report - Signage Associated with Various Speed Limits in the Council Area (F2004/07249)

RESOLUTION: (Andrews/Stavrinos) that:

- a) officers from the Council's Integrated Transport department, while undertaking their regular duties, monitor speed signage conditions and locations to ensure that the relevant standards are met;
- b) any identified problems arising from such monitoring be referred to Transport for NSW for action; and
- c) the Mayor inform Transport for NSW, on behalf of the Council, of the Council's concerns regarding this issue.

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

Director Corporate Services Reports

CO19/20 Director Corporate Services Report - Contingency Fund - Status as at 31 March 2020 (F2017/07396)

81/20 **RESOLUTION: (Andrews/Stavrinis)** that the status of the contingency fund allocations for 2019-20, be noted.

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

CO20/20 Director Corporate Services Report - Investment Report - March 2020 (F2016/06527)

82/20 **RESOLUTION: (Roberts/Stavrinis)** that the Investment Report for March 2020 be received and noted.

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

CO21/20 Director Corporate Services Report - Monthly Financial Report as at 31 March 2020 (F2018/00384)

83/20 **RESOLUTION: (Andrews/Stavrinis)** that the monthly financial report as at 31 March 2020 be received and noted.

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

CO22/20 Director Corporate Services Report - Extraordinary Meeting - OLG Regulatory Changes in Response to COVID-19 Pandemic (F2020/00225)

84/20 **RESOLUTION: (Andrews/Stavrinis)** that an Extraordinary Meeting of Council be held on Tuesday 9 June 2020.

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

Petitions

Nil.

Motion Pursuant to Notice

NM24/20 Motion Pursuant to Notice - Notice of Motion from Cr Bowen - Randwick Council Recognise the Contribution of Norman 'Nob' Hill to the Randwick Community and Coogee SLSC (F2012/00347)

85/20 **RESOLUTION: (Bowen/Stavrinis)** that Council recognises the wonderful contribution of resident Norman Charles 'Nob' Hill (1924 - 2020) to the Randwick community and Coogee Surf Life Saving Club.

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

NM25/20 Motion Pursuant to Notice - Notice of Motion from Cr Stavrinis - Proposed Education Campaign on Council's Waste Management Programs (F2019/00903)

Note: NM25/20 and NM26/20 were considered concurrently.

RESOLUTION: (Hamilton/Stavrinis) that:

- a) Council through its social media, communications and local real-estate agents run an education campaign advising residents of Council's waste management programs and the processes of reporting any waste collection that they may wish to schedule; and
- b) the Director City Services bring back a report in May 2020 investigating the feasibility of introducing an additional 2 free "on call" household clean ups for our residents in 2020.

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

NM26/20 Motion Pursuant to Notice - Notice of Motion from Cr Hamilton - Additional Clean-up Services during NSW Lockdowns Due to COVID-19 (F2019/00903)

Note: NM25/20 and NM26/20 were considered concurrently. For the Council resolution on this matter see NM25/20, resolution number 86/20.

NM27/20 Motion Pursuant to Notice - Notice of Motion from Cr Veitch - Concerns Regarding the Extension of State Government Planning Powers (F2020/00225)

RESOLUTION: (Veitch/Parker) that Council:

1. recognises that planning decisions should be community led and that local councils are best placed to make decisions about planning that is appropriate for their local area and constituents;
2. notes that even in times of crisis, planning approvals should consider the impact of development on the environment, local communities and neighbouring residents;
3. notes that the extension of permissible construction hours has the potential to severely disrupt compulsory work and learn from home arrangements;
4. writes to Premier Gladys Berejiklian, Treasurer Dominic Perrottet and the Minister for Planning Rob Stokes MP to:
 - express its opposition to the recent changes to the Environmental Planning and Assessment Act which grant the Minister unprecedented powers to override planning decisions made by local councils, Planning Panels, the Independent Planning Commission;
 - note the Minister's Order allowing extended building and demolition work on weekends and public holidays, request the NSW Government provide extra funding for local Councils to monitor building sites during the extended working hours to monitor the observance of social distancing, as well as the noise emitted from these sites on the weekend;
 - request full transparency regarding the proposed changes outlined in the Media Release from Treasurer Perrottet and Minister Stokes on 3rd April 2020 such as fast-tracking State Significant Developments and having the Minister make more decisions; and
 - express concern over the NSW Government's recently announced Planning Acceleration Program having the potential to deprive communities of the opportunity to have reasonable input into major developments.

MOTION: (Veitch/Parker) CARRIED - SEE RESOLUTION.

AMENDMENT: (Stavrinos/Nil) that Council:

1. recognises that planning decisions should be community led and that local councils are best placed to make decisions about planning that is appropriate for their local area and constituents;
2. notes that even in times of crisis, planning approvals should consider the impact of development on the environment, local communities and neighbouring residents;
3. writes to Premier Gladys Berejiklian, Treasurer Dominic Perrottet and the Minister for Planning Rob Stokes MP to:
 - express its opposition to the recent changes to the Environmental Planning and Assessment Act which grant the Minister unprecedented powers to override planning decisions made by local councils, Planning Panels, the Independent Planning Commission;
 - request full transparency regarding the proposed changes outlined in the Media Release from Treasurer Perrottet and Minister Stokes on 3rd April 2020 such as fast-tracking State Significant Developments and having the Minister make more decisions; and
 - express concern over the NSW Government's recently announced Planning Acceleration Program having the potential to deprive communities of the opportunity to have reasonable input into major developments. **LAPSED FOR WANT OF A SECONDER**

NM30/20 Motion Pursuant to Notice - Notice of Motion from Cr Matson - 250 Resistance Gweagal Bidjigal Peoples' Sovereign Elders Group Support (F2010/00087)**RESOLUTION: (Neilson/Veitch)** that:

- a) Randwick City Council notes that a motion was passed at Waverley Council on 21 March 2020 resolving that it "note the following extract from the colonial historical document known as Lieutenant James Cook's 'Secret Orders' from the English King George 3rd and the British Admiralty." Randwick will liaise with Waverley Council on the latter's gathering of information for a report being prepared in response to its Resolution of 20 February 2018 concerning 'Unceded Aboriginal Sovereignty'; and
- b) Council officers liaise with the Gweagal-Bidjigal Resistance #Resist 250 First Nations Sovereign Tribal Elders Council in the Eastern Suburbs over proposed activities associated with marking 250 years of Aboriginal Resistance since Lieutenant Cook landed at Kamay, Botany Bay, on 29 April 1770, claiming to have made a geographical discovery.

MOTION: (Matson/Neilson) that Randwick City Council notes that a motion was passed at Waverley Council on 21 March 2020 resolving that it "note the following extract from the colonial historical document known as Lieutenant James Cook's 'Secret Orders' from the English King George 3rd and the British Admiralty." Randwick will liaise with Waverley Council on the latter's gathering of information for a report being prepared in response to its Resolution of 20 February 2018 concerning 'Unceded Aboriginal Sovereignty.'

AMENDMENT: (Neilson/Veitch) CARRIED AND BECAME THE MOTION.

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

FOR	AGAINST
Councillor Shurey	Councillor Hamilton
Councillor Neilson	Councillor Stavrinos
Councillor Veitch	Councillor Luxford
Councillor Parker	Councillor Andrews
Councillor Seng	Councillor Roberts
Councillor Bowen	Councillor Da Rocha

Councillor Matson
Councillor Said

Total (8)

Total (6)

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

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

FOR	AGAINST
Councillor Shurey	Councillor Hamilton
Councillor Neilson	Councillor Stavrinou
Councillor Veitch	Councillor Luxford
Councillor Parker	Councillor Andrews
Councillor Seng	Councillor Roberts
Councillor Bowen	Councillor Da Rocha
Councillor Matson	
Councillor Said	
Total (8)	Total (6)

Confidential Reports

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

Closed Session

MM14/20 Confidential - Monitoring Report for Performance Review of General Manager (F2019/01378)

This matter is considered to be confidential under Section 10A(2) (a) Of the Local Government Act, as it deals with personnel matters concerning particular individuals (other than Councillors).

RESOLUTION: (Veitch/Shurey) that Council receive and note the General Manager's mid-year performance review by the Performance Review Committee. The Performance Review Committee rated the General Manager's performance generally between Exceeds Expectations and Outstanding. The Committee commended the General Manager for:

- Developing a cohesive and effective leadership team;
- Handling the bushfire crisis by providing an informed and appropriate response;
- Ensuring continuity of Council's operations and development of strategies;
- Providing timely and effective response to the COVID-19 crisis.

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

GM3/20 Confidential - Clovelly Child Care Centre Inc Financial Request - Confidential Financial Attachment (F2020/06336)

This matter is considered to be confidential under Section 10A(2) (b) Of the Local Government Act, as it deals with discussion in relation to the personal hardship of a resident or ratepayer.

RESOLUTION: (Parker/Luxford) that this matter be deferred for consideration at a Councillor Briefing session.

MOTION: (Neilson/Shurey) that:

- a) Council offer to extend the current lease and license conditions to Clovelly Child Care Incorporated for an additional period of 12 months to 31 December 2021;
- b) any legal fees incurred as a result of this extension including lease preparation costs be borne by Clovelly Child Care Incorporated;

- c) Council note the estimated unbudgeted cost of \$440,000 incurred in remediation expenses at 40A-42 Arden Street, Clovelly;
- d) Council advise Clovelly Child Care Incorporated that Council will offer to pay the auditable cost of staff wages (amounting to \$77,330) during the remediation works due to loss of income during the period.

AMENDMENT: (Parker/Luxford) CARRIED AND BECAME THE MOTION.

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

FOR	AGAINST
Councillor Veitch	Councillor Hamilton
Councillor Stavrinou	Councillor Shurey
Councillor Luxford	Councillor Neilson
Councillor Parker	Councillor Roberts
Councillor Seng	
Councillor Andrews	
Councillor Bowen	
Councillor Matson	
Councillor Da Rocha	
Councillor Said	
Total (10)	Total (4)

MOTION: (Parker/Luxford) CARRIED - SEE RESOLUTION.

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

FOR	AGAINST
Councillor Veitch	Councillor Hamilton
Councillor Stavrinou	Councillor Shurey
Councillor Luxford	Councillor Neilson
Councillor Parker	Councillor Roberts
Councillor Seng	
Councillor Andrews	
Councillor Bowen	
Councillor Matson	
Councillor Da Rocha	
Councillor Said	
Total (10)	Total (4)

CS15/20 Confidential - Purcell Park Remediation - Tender No T2020-17 (F2019/01584)

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

RESOLUTION: (Andrews/Luxford) that:

- a) under Regulation 178(1)(a) of the Local Government (General) Regulation 2005, and subject to contractual negotiations being finalised to the reasonable satisfaction of the General Manager, Statewide Civil Pty Ltd be accepted as the successful tenderer for T2020-17 Purcell Park Remediation;
- b) under Section 377(1) of the Local Government Act 1993, the General Manager is authorised to enter into a contract on behalf of Council; and

c) unsuccessful tenderers are notified.

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

Open Session

The meeting moved back into open session.

Notice of Rescission Motions

Nil.

There being no further business, His Worship the Mayor, Cr D Said, declared the meeting closed at 11.25pm.

The minutes of this meeting were confirmed at the Ordinary Meeting of the Council of the City of Randwick held on Tuesday, 26 May 2020.

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CHAIRPERSON