

**COUNCIL MEETING – 4 JULY 2016**

**Hurstville Civic Centre, MacMahon St, Hurstville**

**MINUTES OF MEETING**

**Present**

**Council Members**

Administrator, Mr John Rayner

**Council Staff**

Acting General Manager, Mr L O'Connor

Acting Chief Operating Officer, Mr J Maunder

Acting Director Environment and Planning, Mr R Logan

Acting Director Community and Culture, Ms A Murphy

Manager Public Relations & Events, Ms A Gregory-Desmond

Acting General Counsel, Ms J Ware

Acting Manager Governance, Mr T Gearon

Governance Officer, Ms S Camilleri

**Opening**

The Administrator, Mr J Rayner opened the meeting at 6.00pm.

**Acknowledgement of Country**

The Administrator acknowledged the traditional custodians of the land, the Biddegal people.

**Apologies**

There were no apologies.

**Disclosures of Interest**

There were no disclosures of interest made.

**PROCEDURAL MOTION**

**Minute No. 38**

Resolved that standing orders be suspended to enable registered speakers to address Council.  
(Moved by Administrator, Mr J Rayner)

The following registered speakers addressed Council:

- Ms M Derwent spoke against adoption of the Draft Georges River Council 2016-17 Operational Plan incorporating the Budget, Revenue Policy and Schedule of Fees and

Charges, with regard to the proposed plans for the former Oatley Bowling Club site which forms part of Myles Dunphy Reserve. Ms Derwent requested that Council consider creating a community backyard with gardening areas, outdoor recreation and education workshops, and that an Aged Care facility would not be in the best interest of the community given that Council's maps show the area as prone to bushfires.

- Ms L Hambridge spoke in favour of the recommendation for the Planning Proposal – 87 and 89 The Avenue, Hurstville, Danebank School Campus
- Mr P Mahoney spoke against adoption of the Draft Georges River Council 2016-2017 Operational Plan with respect to the former Oatley Bowling Club, claiming the Bowling Club site is part of the Myles Dunphy Reserve and that any proposal to rezone and reclassify be withdrawn.
- Ms A Munns spoke against approval of the item, Submissions Received to Public Exhibition of Draft Hurstville Development Control Plan No. 1, with regard to provisions for solar access to adjoining properties.
- Ms M Marmulla spoke against approval of the item, Submissions Received to Public Exhibition of Draft Hurstville Development Control Plan No. 1, with regard to provisions for solar access to adjoining properties.
- Mr J McCormack spoke about inadequate replacement parking due to the re-development of the Australian Taxation Office site.

## PROCEDURAL MOTION

### Minute No. 39

Resolved that standing orders be resumed at 6.23pm.

(Moved by Administrator, Mr J Rayner)

## Administrator's Minutes

### 5. Georges River Council 2016/2017 Grants Program

Georges River Council has received \$10 million from the Stronger Communities Fund provided by the NSW Government. These funds were allocated to Council to kick-start the delivery of community-oriented projects and initiatives that directly improve community infrastructure and services.

Of the \$10 million Stronger Communities funding provided to Georges River Council, \$1 million is available for local Georges River community groups who will be invited to apply for grants each worth up to \$50,000.

Georges River Council will continue to provide an annual Community Grants Program which will allocate \$200,000 to local community groups. Grants valued up to \$10,000 will be available.

Funding for both programs will be allocated across four key areas, including:

- Community development
- Culture and arts development
- Environment and conservation
- Sport and recreation

To be successful for funding, community projects must deliver social, cultural, economic or environmental benefits to local communities.

Council has developed the Georges River Council Grants Program Guidelines incorporating the Stronger Communities Fund and the Georges River Community Grants Program. These

guidelines will be available from the Georges River Council website.

Under the Stronger Communities Fund Guidelines, Council is required to establish an Assessment Panel to assess each application and provide recommendations to fund projects. The panel will include:

- Administrator or delegate
- State Member(s) of Parliament, or a nominated representative
- Regional Coordinator of the Department of Premier and Cabinet, or their delegate
- General Manager or delegate
- An independent probity advisor
- One former Councillor from the former Hurstville Council and one former Councillor from the former Kogarah Council

Following the assessment by the Panel, a report with specific recommendations will be tabled to Council for determination.

It is proposed to release the application process and guidelines to community groups in July 2016, with applications opening on 15 August 2016 and closing on 16 September 2016.

The Assessment Panel for Council's Community Grants Program will include

- General Manager or delegate (Chair)
- An independent probity advisor
- One former Councillor from the former Hurstville Council and one former Councillor from the former Kogarah Council

## **Minute No. 40**

Resolved

1. That the Minute be received and noted.
2. That the proposed membership of the Stronger Communities Fund Assessment Panel for 2016/2017 be endorsed.
3. That the membership of Council's Community Grant Assessment Panel for be endorsed.  
(Moved by Administrator, Mr J Rayner)

## **6. Hurstville Library, Museum & Gallery win National Award**

I was delighted to learn that the Hurstville Library, Museum and Gallery was presented with a prestigious award as part of the Museums and Galleries National Awards (MAGNA).

Organised by Museums Australia, these awards recognise excellent work nationally in the categories of exhibition, programs and sustainability projects. The awards are open to all Australian cultural collecting institutions who are members of Museums Australia.

The Hurstville Library, Museum and Gallery took out the category 'Permanent Exhibition or Gallery Fitout – Level 1' for the exhibition, *St George Stories: People – Places – Community*.

The exhibition explores the history of the St George area and gives visitors an opportunity to learn about the local region and how it has changed over the years – it is a fantastic exhibition

and very deserving of this award.

Also, the Hurstville Museum and Gallery received a Highly Commended award for the category 'Temporary or Travelling Exhibition – Level 1' for the exhibition, *Remembering them: People of St George & the First World War*.

This exhibition, which was on display from January to March 2015, was developed to commemorate the Anzac centenary.

The exhibition illustrated the experiences of men and women of the St George area during World War One and how we remember and honour them today.

I would like to take this opportunity to thank the Museum, Library and Gallery staff for their fantastic contributions in the management of these exhibits.

Council is proud to have won these awards and these are a testament to the hard work and commitment of Council staff who coordinate these exhibitions.

Finally, I would also like to take this opportunity to encourage all local residents to visit the Hurstville Library, Museum and Gallery to view local exhibitions.

#### **Minute No. 41**

Resolved that the staff involved in the projects which were recognised in the Museums and Galleries National Awards be thanked and congratulated on their achievements.

(Moved by Administrator, Mr J Rayner)

#### **7. Vale Bernard 'Bernie' Holdsworth: 20 September, 1949 – 21 June, 2016**

It is with regret that I advise of the sad passing of Mortdale resident and community leader, Mr Bernie Holdsworth.

Bernie was a devoted family man, who made an outstanding contribution to the St George area and beyond through his involvement in many community organisations. In recent times, he led the Illawarra Catholic Club, an organisation well known for its support of many charities and non-profit organisations.

Bernie built his career in the banking and financial industry for 34 years. Upon retiring, he was bored within two weeks of being home and needed a new challenge. Bernie had always harboured a desire to drive big wheels and made this a reality by driving buses for Telfords Bus and Coach Company. He worked by the philosophy that he had to leave home on time and arrive at his destination on time!

Bernie Holdsworth joined the Illawarra Catholic Club board in 2003, and was elected to the position of President in May 2007. Under Bernie's capable leadership, the Illawarra Catholic Club has donated a considerable amount to community organisations in the St George region area which is demonstrated by the list below.

#### **CLUB GRANTS CATEGORY 1: ST GEORGE REGION 2007-2016**

<b>RECIPIENT</b>	<b>AMOUNT</b>
Asian Women at Work	\$72,618
Calvary Health Care	\$1,000,000 over 8 years

Calvary Health Care	\$48,245
Catholic Education Foundation	\$182,000 over 4 years
Chinese Parents Association	\$27,650
Enough is Enough Anti Bullying Campaign	\$180,350
Learning Links	\$134,143
Make A Wish Australia	\$10,000
Mortdale Community Services	\$49,538
Nurses on Wheels (Menai & Hurstville)	\$153,000 over 4 years
Resourceful Australian Indian Network	\$37,360
Recreation, Sports & Aquatics Club	\$16,800
Sacred Heart Community	\$30,000
Salvation Army	\$8,980
St George Cancer Care Centre	\$1,000,000 over 2 years
St George Community Housing	\$32,160
SHINE for Kids	\$45,065
Special Children Services Centre	\$10,820
3Bridges Community	\$222,535
3Bridges Community	\$75,000 (2016)
3Bridges Community (Buses)	\$160,000
The Knights of St George Heart Association	\$60,000
The John Berne Education Foundation	\$162,100
Wesley Aunties & Uncles	\$71,169
Wesley Mission	\$32,000
Zonta Club of Botany Bay	\$6,500

Through its presence at Menai, the Club made similar grants. These included grants to Menai District Sporting Clubs in excess of \$1 million and \$400,000 to Sylvanvale.

Bernie is survived by his wife Laureen and children Mark, Tim, Karen and Luke. His family can be extremely proud of the achievements of this generous, outgoing, and popular man. Bernie's dedication to assisting others less fortunate in the community was always a driving motivation and passion in his life.

#### **Minute No. 42**

Resolved

1. That Georges River Council express thanks and appreciation to the late Bernard Holdsworth for his outstanding contribution to the St George region through his involvement with the Illawarra Catholic Club and other community organisations.
2. That Council's condolences be extended to the Holdsworth family.

(Moved by Administrator, Mr J Rayner)

#### **8. Awards – Trainee Lee Fermor**

I am pleased to record that Georges River Council's Management Information Systems (MIS) trainee, Lee Fermor, was recently awarded both the *Aboriginal and Torres Strait Islander Student of the Year Finalist Award* and the *Aboriginal and Torres Strait Islander Student of the Year Commendation Award* as part of the 2016 NSW Training Awards – Southern & South Western Sydney Region.

These awards recognise the achievements of Aboriginal or Torres Strait Islander students who display strong understanding and knowledge of vocational training systems and demonstrate an ongoing commitment to lifelong learning.

Lee has a positive 'can do' work ethic and he is committed to providing excellent customer service and information technology support.

Lee is a worthy recipient and I strongly congratulate him on this outstanding professional achievement.

Lee was selected as one of three finalists from 12 candidates.

Lee's traineeship has been extended due to his outstanding work performance. He is undertaking work towards completing a Certificate IV in Networking.

Congratulations Lee.

### **Minute No. 43**

Resolved that Lee Fermor be congratulated on his outstanding achievement in being awarded the Aboriginal and Torres Strait Islander Student of the Year Finalist Award and the Aboriginal and Torres Strait Islander Student of the Year Commendation Award.

(Moved by Administrator, Mr J Rayner)

## **9. Appointment of Delegates and Representatives – External and Internal Organisations and Advisory Committees**

This Minute proposes to establish a number of Advisory Committees.

### **Background**

Advisory Committees comprising community representatives have played an important role in policy making and community development and in ensuring the former local government areas of Kogarah and Hurstville City provide good services and lifestyles for residents.

Through its Advisory Committees, Council can engage with and draw on expertise from the community.

It is proposed that a number of the Advisory Committees, operating within the former local government areas be re-established, with some modifications, and a new Economic Development Committee be established.

At the meeting on 19 May, 2016 Council appointed delegates to a number of external bodies and the Georges River Local Traffic Committee.

This Minute proposes appointments to Advisory Committees, subject to acceptance by those persons proposed and further delegate appointments.

Where community representatives were members of the Committees of the former councils, they are recommended for appointment, pending their acceptance of the invitation.

### **Proposed Changes to Former Committees**

#### Community Development & Services Advisory Committee (CDAC)

Former Committees, Community Access & Safety and the Multicultural Advisory, will become the CDAC.

#### Kingsgrove Community Aid Centre, Mortdale Community Service Committee and 3Bridges Neighbour Centre

Staff will regularly meet with these Centres and representatives will be invited to participate on

the CDAC.

### **Proposed Committees**

#### Aboriginal Advisory Committee (AAC)

- The AAC meets quarterly.
- The Chair of the AAC to be appointed by the Aboriginal Advisory Committee in accordance with the Terms of Reference for this committee.
- Council officers, Director Community and Culture and other staff, as nominated by the General Manager.
- Community representatives: Jo Love; Louise Durmush; Tracie McNealy; Megan Ridgeway; Bianca Warner; Brooke Joy; Samantha Knight; Sarah Bilbao; Leanne Trindall; Lisa Gall and Paul Ryan.

#### Community Development and Services Advisory Committee (CDAC)

- It is proposed to combine the Committees of the former Hurstville and Kogarah Councils, including the Community Access and Safety Committees and the Multicultural Advisory Committee to become the Community Development Advisory Committee (CDAC).
- Committee to meet bi-monthly.
- Former Councillors of Kogarah and Hurstville Councils will be invited to participate on this Committee.
- The Director Community and Culture is proposed as the chair of this committee. The draft terms of reference are also recommended for approval and are attached.
- The following community representatives or their delegate, are recommended to be appointed to the CDAC: Rosemary Bishop CEO 3Bridges; Dragica Sinikoski Outreach Coordinator TAFE NSW; Antoinette Chow Executive Officer St George Migrant Resource Centre Inc; Oonagh McCallan Kogarah Community Services Inc; Ray Kerridge NSW Police – St George Local Area Command, Representative from Kingsgrove Community Aid Centre and Representative from Mortdale Community Services Committee.
- Staff attendance as nominated by the General Manager.

#### Lunar New Year Advisory Committee (LNYAC)

- Former Councillors of Kogarah and Hurstville councils will be invited to participate in this committee.
- The Chair of the LNYAC to be appointed by the Administrator.
- Staff attendance as nominated by the General Manager.

#### Youth Advisory Committee

- It is proposed to combine the Committees of the former Hurstville and Kogarah Councils Youth Advisory Committees.
- Youth Officers will support this Committee, as nominated by the General Manager.

#### Australia Day Botany Bay Regatta Committee

- One representative to be appointed from the former Councillors.

#### Business Enterprise Centre (BEC)

- One representative to be appointed from the former Councillors.

#### Georges River combined Councils Committee (GRCCC)

- Two delegates to be appointed from the former Councillors of Kogarah and Hurstville.
- Two non-voting Council officers are recommended, as nominated by the General Manager; Manager Environmental Services and Manager Parks and Waterways.

#### Municipal Public Libraries Association (MPLA)

- One delegate to be appointed from the former Councillors of Kogarah and Hurstville.

#### Economic Development Committee (EDC)

As outlined in CCL037-16, it is proposed to establish the Georges River Council Economic Development Committee. The Committee will develop an Economic Development Strategy and work co-operatively with the business community as well as the broader community of Georges River.

It is also proposed to invite local State Members of Parliament to attend meetings of the Committee.

### ***Terms of Reference***

#### **Community Development and Services Advisory Committee**

##### **Objective**

To consider issues relating to community and cultural development, and Councils community services.

##### **Membership**

The Working Party will be chaired by Director Community and Culture.

The Advisory Committee will comprise of the following:

- Former Councillors of Hurstville and Kogarah councils as appointed by the Administrator
- Representatives of community organisations appointed by the Administrator
- Director of Community and Culture (or representative)
- Staff as required

##### **Quorum**

In quorum for any meeting of the Community Development Advisory Committee shall be two (2) community members.

##### **Role**

- To act as a consultative mechanism for the development of Council's strategies and plans in community and cultural development and Council's community services.
- To monitor the changing needs of the community and advocate on how Council may address these needs.

#### **Advisory Committee Meetings**

##### Dates

The working party generally meets bi-monthly on the second Monday of the month at 6.00pm in the Council Chambers or as designated by the Chair of the Committee.



## Minutes

Resolutions relating to items considered by the Advisory Committee are posted on the Georges River Council's website following adoption by Council.

## ***Terms of Reference***

### **Economic Development Advisory Committee**

#### **Introduction**

On 12 May 2016 Hurstville City and Kogarah City Councils were amalgamated to form a new entity – Georges River Council. The new council area is 38 square kilometers and has a population of approximately 147,000 people. In 2014/15 the Gross Regional Product of the Georges River Council area was estimated to be \$6.8 billion. In order to support and the local economy, Council has recently identified the need to appoint an Economic Development Advisory Committee.

#### **Name**

Georges River Council Economic Development Advisory Committee.

#### **Status of the Committee**

This Committee is an Advisory Committee of Council.

#### **Delegations**

The following delegations will apply to the Economic Development Advisory Committee;

- The Committee does not have the authority to incur expenditure;
- The Committee does not have the authority to bind Georges River Council without approval from Council;
- The Committee may make recommendations to Council on all relevant business presented before it;
- Such recommendations will be presented to Council in a report prepared by nominated Council Officers;
- Recommendations made by the Committee may or may not be adopted by Council;
- Members of the Committee are not permitted to speak to the media or social media in the guise of a representative of Council unless approved by the General Manager.

#### **Purpose**

The purpose of the Georges River Economic Development Advisory Committee is to advise on the development, implementation, monitoring and review of the Georges River Economic Development Strategy.

#### **Objectives**

The Georges River Economic Development Advisory Committee will provide a link between Council and key and emerging industry sectors, with the aim of encouraging sustainable economic growth and development in the region. The Committee will work cooperatively with Council without political bias and always act in the best interests of the local area.

The Committee's role will be to:

- Assist with the commissioning and implementation of an Economic Development

Strategy for the Georges River Council area;

- Act as a link between Council and key industry sectors to encourage open communication to respond to issues that may impact on the business community;
- Develop and promote partnerships and business networks in the local area;
- Identify economic development projects, opportunities and actions;
- Partner with Georges River Council to attract new businesses, investment and jobs to the local area.

### **Membership**

Membership of the Georges River Economic Advisory Committee will be sought on the basis of broad interest, understanding and commitment to advancing economic growth in the local area and shall comprise the following membership structure:

- The Administrator of Georges River Council or their authorised representative;
- Following election of the Council in 2017, no less than one (1) Councillor and one alternate Councillor appointed annually;
- One representative and one alternate from the regional Chamber of Commerce (name to be advised);
- One representative and one alternate from the Southern Sydney Chinese Business Association;
- One representative from each key industry - Health, Manufacturing, Finance, Property, Education, Hospitality, and Retail;
- One community representative.

### **Council Staff**

The following Georges River Council Staff will attend Committee meetings but are not considered members of the Committee:

- Director of Environment and Planning (or their authorised representative);
- Economic Development Officer
- Committee Facilitator

The role of Council staff will be to provide professional advice, administrative and technical support. It must be noted that Council staff are not subject to the direction of the Committee Chairperson, or any Committee members thereof.

### **Term of Office**

Members of the Committee will be appointed for a two (2) year term with the option of a further two years at the discretion of Council. Membership of the Committee will be confirmed by a resolution of Council in the first instance and on an annual basis prior to September each year. Membership of the Committee can be altered or withdrawn by a resolution of Council. Council staff will be appointed to the Committee by the General Manager.

### **Chairperson**

The members of the Committee will elect the Chairperson. All remarks and recommendations made by the Committee will be made by the Chairperson. In the absence of the Chairperson, the Committee will elect a Chairperson.

### **Alternates**

The General Manager may from time to time appoint a person to be the alternative to a member

and may revoke such an appointment. While acting in the place of a member the alternative member has all the functions of a member and is taken to be a member.

### **Vacancies**

The office of a member becomes vacant if the member:

- Dies, or
- Completes a term of office and is not reappointed, or;
- Resigns from office in writing addressed to the General Manager, or;
- Is removed by the General Manager from office for any or no reason and without notice.

### **Meetings**

The following procedures will apply with regards to Committee meetings:

- Meetings will be held on a Quarterly basis and will be open to the public;
- Extraordinary meetings may be called by the Chairperson in consultation with the General Manager;
- The agenda and meeting documents will be circulated to Committee Members at least one week prior to the meeting;
- Each meeting shall be properly recorded by the taking of minutes;
- Members of the public and the media may attend the meeting as observers;
- Members of the public can not address the meeting unless prior arrangements are made with the meeting facilitator;
- Presentations will be restricted to a maximum of five minutes.

### **Voting**

As the Committee has an advisory role, its recommendations are made by consensus and no recommendation is deemed to be a decision of Council unless the matter is referred to Council for determination. If consensus is not achieved and is required, the matter will be referred to Council for determination.

### **Quorum**

As the membership of the Committee operates in an advisory capacity only, no quorum is required however; the Chairperson will use their discretion to determine if any item should be deferred to a future meeting if it is considered that there are insufficient Committee members present to fully consider the item.

### **Proxy**

No voting by proxy is permitted. Only members in attendance at the meeting shall be entitled to participate. If a member is unable to attend the meeting but wishes to be in attendance for discussion of a particular item, the member can notify the Chairperson to request a deferral of the item to a subsequent meeting.

### **Communication and Reporting**

The agendas and minutes of the Committee will be stored as a permanent record of Council as determined by the General Manager. Meeting agendas and minutes will be placed on Council's website. The minutes of each meeting will be circulated to Committee members within one week of the meeting. Any questions regarding the minutes will be referred to the Committee

Facilitator. Where recommendations by the Committee exceed the delegations by Council officers, or if a resolution of Council is required with regards to the allocation of funds, resources or amendments to Council policy, a report will be prepared for the next available Council meeting.

### **Code of Conduct and Code of Meeting Practice**

Each Committee member shall be provided with the Georges River Code of Conduct (TBA) and Code of Meeting Practice (May 2016).

### **Minute No. 44**

Resolved

1. That report CCL037-16, "Establishment of the Georges River Council Economic Development Advisory Committee", be considered in conjunction with this Minute.
2. That the Terms of Reference for the Community Development Advisory Committee be adopted.
3. That an Economic Development Committee be established and the Charter adopted.
4. That local State Members of Parliament be invited to attend meetings of the Economic Development Committee.
5. That community representatives, as outlined in the report, be appointed to the committees, subject to their acceptance of the invitation.
6. That the Administrator be authorised to invite and/or appoint former Councillors and other community members to participate in the Committees, as outlined in the report or as required.
7. That the Administrator be authorised to set attendance fees for former Councillors should they participate in Advisory Committees and/or undertake roles on behalf of Council.

(Moved by Administrator, Mr J Rayner)

### **Minutes of previous meetings**

#### **COUNCIL MEETING - 6 JUNE 2016**

### **Minute No. 45**

Resolved that the Minutes of the Council Meeting held on 6 June 2016 be adopted.

(Moved by Administrator, Mr J Rayner)

### **Council Reports**

#### **CCL023-16 Planning Proposal - PP2016/0001 - 87 and 89 The Avenue Hurstville - Danebank School**

(Report by Independent Assessment, Consultant Planner)

### **Minute No. 46**

Resolved

1. That Council support the forwarding of the Planning Proposal (PP2016/0001) to the Department of Planning and Environment to request a Gateway Approval to rezone land within the Danebank School Campus (No. 87 and No. 89 The Avenue, Hurstville) to SP2 Infrastructure (Educational Establishments) and remove the minimum lot size, maximum building height and maximum floor space ratio controls consistent with SP2 Infrastructure zoned land.

(Moved by Administrator, Mr J Rayner)

#### **CCL024-16 Submissions Received to Public Exhibition of Draft Hurstville Development Control Plan No. 1**

(Report by Strategic Planner, Mr K Sanderson)

### **Minute No. 47**

Resolved

1. That Council resolve, pursuant to Section 74C of the Environmental Planning and Assessment Act 1979, and in accordance with Clause 21 of the Environmental Planning and Assessment Regulation 2000, to approve the amendment to Hurstville Development Control Plan No.1, as described in this report.
2. That Council give public notice of the decision to approve the amendment to Hurstville Development Control Plan No.1, in the local paper within 28 days in accordance with Clause 21(4) of the Environmental Planning and Assessment Regulation 2000.
3. That Council endorse the Acting Director Environment and Planning to make minor modifications to any numerical, typographical, interpretation and formatting errors, if required, in the finalisation of the draft plan.
4. Further that those persons who made a submission regarding draft amendments to Hurstville Development Control Plan No. 1 be advised of Council's decision.

(Moved by Administrator, Mr J Rayner)

**CCL025-16 Summary of Development Application determination times and new Class 1 Appeals filed**

(Report by Manager – Development Assessment, Ms T Christy)

**Minute No. 48**

Resolved

1. That the information on development application determination times and new Class 1 Appeals filed for the period April – May 2016 be received and noted.
2. That Council notes that one of the Premier's key priorities is that 90% of housing applications be determined within 40 days and that this target be included in Council's Operational Plan.
3. That future development assessments reports include
  - Median determination times
  - DA turn over
  - Breakdown of application types
  - Number of undetermined applications with Council
  - Value of applications received
  - Commentary on – success and constraints.

(Moved by Administrator, Mr J Rayner)

**CCL026-16 Expansion of the Voluntary Pensioner Rebate Scheme**

(Report by Chief Financial Officer, Mr T Caltabiano)

**Minute No. 49**

Resolved

1. That the voluntary pensioner rebate scheme, applicable to residents of the former Hurstville local government area, be extended to include residents of the former Kogarah Local Government Area.
2. That the 2016/17 and 2017/18 operating budgets be updated to reflect this change.

(Moved by Administrator, Mr J Rayner)

**CCL027-16 Georges River Council Audit and Risk Management Committee**

(Report by Acting Manager Corporate Governance, Mr A Gearon)

**Minute No. 50**

Resolved

1. That Council adopt the attached Internal Audit Charter.
2. That Council establish an Audit and Risk Management Committee consisting of five voting members as follows:

- (i) two Georges River Councillors (when elected – in the interim 2 former Hurstville and/or Kogarah Councillors); and
  - (ii) two independent external members, at least one of whom has financial management expertise; and
  - (iii) a further external independent member shall be the Chair.
3. That the Administrator appoint the independent external members of the Committee.
  4. That the General Manager nominate relevant Council officers to support the operation of the Audit and Risk Management Committee.
- (Moved by Administrator, Mr J Rayner)

**CCL028-16 Georges River Investment Policy**  
(Report by Chief Financial Officer, Mr T Caltabiano)

**Minute No. 51**

Resolved that Council adopts the revised Investment Policy for Georges River Council.

(Moved by Administrator, Mr J Rayner)

**CCL029-16 Investment Report as at 31 May 2016**  
(Report by Financial Accountant and Risk Management, Ms R Matienga)

**Minute No. 52**

Resolved that the Investment Report as at 31 May 2016 be received and noted.

(Moved by Administrator, Mr J Rayner)

**CCL030-16 Advice on Court Proceedings - June 2016**  
(Report by General Counsel, Ms J Ware)

**Minute No. 53**

Resolved that the information be received and noted.

(Moved by Administrator, Mr J Rayner)

**CCL031-16 Council Seal**  
(Report by Manager Governance, Ms C Bush)

**Minute No. 54**

Resolved

1. That the previous Georges River Council Common Seal adopted at the Extraordinary Council meeting 19 May 2016 be revoked.
2. That the revised Georges River Council Common Seal as shown in the Attachment to the report be adopted in accordance with Clause 400 of the Local Government (General) Regulation 2005.

(Moved by Administrator, Mr J Rayner)

**CCL032-16 Power of Attorney**  
(Report by Manager Governance, Ms C Bush)

**Minute No. 55**

Resolved

1. That the Power of Attorney granted to Gail Connolly as General Manager of Georges River Council in accordance with a resolution made on 19 May 2016 be revoked.
2. That pursuant to Sections 8 and 9 of the Powers of Attorney Act 2003 a limited Power of Attorney be granted to Gail Connolly as General Manager of Georges River Council in accordance with the draft instrument attached to this report.

3. That pursuant to Sections 8 and 9 of the Powers of Attorney Act 2003, a limited Power of Attorney be granted to Jennifer Lesley Ware as Acting General Counsel in accordance with the draft instrument attached to this report.
4. That the Administrator be authorised to affix the Common Seal of Council to the Power of Attorney instruments under Clause 400 (4) of the Local Government (General) Regulation 2005.

(Moved by Administrator, Mr J Rayner)

**CCL033-16 Pecuniary Interests Disclosures Returns and Register**  
(Report by Manager Governance, Ms C Bush)

**Minute No. 56**

Resolved

1. That the tabling of the Pecuniary Interests Disclosure Returns by the Administrator, John Rayner and Interim General Manager, Gail Connolly in accordance with requirements of the Local Government Act 1993 be noted.
2. Further that the Pecuniary Interest Disclosure Returns tabled in a) above be included in the Disclosure of Pecuniary Interests Returns Register.

(Moved by Administrator, Mr J Rayner)

**CCL034-16 Establishment of a Regional (Georges River) Chamber of Commerce**  
(Report by Hurstville Place Manager, Mr C Edmondson)

**Minute No. 57**

Resolved

1. That a Georges River Chamber of Commerce be established.
2. That the General Manager be authorised to prepare and execute a Memorandum of Understanding (MOU) between Georges River Chamber of Commerce and Georges River Council that outlines key deliverables to be achieved.
3. That subject to, the agreement to establish a Regional Chamber of Commerce and a supporting MOU, Council, contribute \$30,000 per year over five years to assist in the development of programs that support the business community in Georges River LGA.
4. That subject to the agreement to establish a Regional Chamber of Commerce, and a supporting MOU, Council provide a dedicated meeting/office space in the Hurstville Entertainment Centre for a five year period, as well as a meeting space at Kogarah Library (or similar) for a five year period to enable Chamber sub-groups to meet.

(Moved by Administrator, Mr J Rayner)

**CCL035-16 Annual Major Events Schedule for Georges River Council**  
(Report by Acting Director Community and Culture, Ms A Murphy)

**Minute No. 58**

Resolved that the following annual major events schedule be endorsed for the Georges River Council local government area:

1. That one Australia Day event be held at Carss Bush Park, incorporating a Citizenship Ceremony, local community entertainment from Georges River Council area, professional entertainment and fireworks;
2. That Georges River Council promote a festival program for the Lunar New Year that includes a Lunar New Year event to be held in Hurstville CBD, a smaller event with community entertainment to be held in Kogarah Town Square, and incorporate, Library programs and activities that celebrate Lunar New Year;
3. That Citizenship Ceremonies be held at Hurstville Civic Centre on a bi-monthly basis as outlined in this report and that the ceremonies be consistent with the format outlined in this

report;

4. That Council holds a Christmas function in December each year to recognise the efforts of community organisations and businesses throughout the year;
5. That a Council sponsorship proposal be developed to support future major events;
6. That Council continues to facilitate major community events as outlined in this report; and
7. That community events be reviewed in conjunction with the establishment of the Georges River Community Grants Program, to ensure that best value for ratepayers is achieved.

(Moved by Administrator, Mr J Rayner)

**CCL036-16 Georges River Council Traffic Committee - 7 June 2016**

(Report by Acting Director Assets and Infrastructure, Mr L O'Connor)

**Minute No. 59**

Resolved that the minutes be adopted.

(Moved by Administrator, Mr J Rayner)

**CCL037-16 Establishment of the Georges River Council Economic Development Advisory Committee**

(Report by Hurstville Place Manager, Mr C Edmondson)

*This item was considered in conjunction with Administrator Minute No. 9.*

**CCL038-16 Draft Georges River Council 2016-17 Operational Plan incorporating the Budget, Revenue Policy and Schedules of Fees and Charges**

(Report by Manager Governance, Ms C Bush)

**Minute No. 60**

Resolved

1. That it be noted that following public exhibition, the draft Georges River Council 2016-17 Operational Plan including the Budget, Revenue Policy and Schedules of Fees and Charges, annexed to the report, has been amended as outlined in paragraph 8 and 9 of the report.
2. That in accordance with Sections 405 of the Local Government Act 1993, the draft Georges River Council 2016-17 Operational Plan incorporating the Budget, Revenue Policy and Schedules of Fees and Charges including changes referred to in (a) above, be adopted.
3. That the 2016-17 Schedule of Fees and Charges, subject to adoption of (b) above, be effective as at 5 July 2016.
4. That the former Kogarah City Council variation increase to general income of 4.8% for 2016/17 be adopted.
5. That the former Hurstville City Council variation increase to general income of 1.8% for 2016/17 be adopted.
6. That in accordance with Sections 494 & 535 of the Local Government Act 1993, the Residential Rate for 2016/17 be made on the latest valuations (Base Date 1 July 2013) and any supplementary valuations applicable as at 1 July 2016 and such former Kogarah City Council Residential Rate will be 0.198 cents in the dollar and apply to all properties categorised as Residential.
7. That in accordance with Sections 494 & 535 of the Local Government Act 1993, the Residential Rate for 2016/17 be made on the latest valuations (Base Date 1 July 2013) and any supplementary valuations applicable as at 1 July 2016 and such former Hurstville City Council Residential Rate will be 0.24046 cents in the dollar and apply to all properties



categorised as Residential.

8. That in accordance with Section 493 of the Local Government Act 1993, the former Kogarah City Council Business Differential Rate for 2016/17 be made on the latest valuations (Base Date 1 July 2013) and any supplementary valuations applicable as at 1 July 2016 and such Business Rate will be 0.42095 cents in the dollar and apply to all properties categorised as Business, except for the following subcategories –
- (i) Kogarah CBD Commercial Centre will be 0.49 cents in the dollar for 2016/17
  - (ii) Blakehurst CBD Commercial Centre will be 0.49 cents in the dollar for 2016/17
  - (iii) Hurstville CBD Commercial Centre will be 0.49 cents in the dollar for 2016/17
  - (iv) Oatley CBD Commercial Centre will be 0.49 cents in the dollar for 2016/17
  - (v) Ramsgate CBD Commercial Centre will be 0.49 cents in the dollar for 2016/17
  - (vi) Blakehurst Industrial Area will be 0.55 cents in the dollar for 2016/17
  - (vii) Carlton Industrial Area will be 0.55 cents in the dollar for 2016/17
  - (viii) South Hurstville Industrial Area will be 0.55 cents in the dollar for 2016/17

That in accordance with Section 493 of the Local Government Act 1993, the former Hurstville City Council Business Differential Rate for 2016/17 be made on the latest valuations (Base Date 1 July 2013) and any supplementary valuations applicable as at 1 July 2016 and such Business Rate will be 0.50285 cents in the dollar and apply to all properties categorised as Business, except for the following subcategories –

- (i) Hurstville Town Improvement District will be 0.075156 cents in the dollar for 2016/17
  - (ii) Mortdale Town Improvement District will be 0.085977 cents in the dollar for 2016/17
  - (iii) Riverwood Town Improvement District will be 0.091363 cents in the dollar for 2016/17
9. That in accordance with Section 548 of the Local Government Act 1993, the annual minimum amount of the former Kogarah City Council ordinary rates for 2016/17 on each separate parcel of land or assessment be \$883.59.
10. That in accordance with Section 548 of the Local Government Act 1993, the annual minimum amount of former Hurstville City Council ordinary rates for 2016/17 on each separate parcel of land or assessment be \$535.34.
11. That interest charged on overdue rates for the year 1 July 2016 to 30 June 2017, be the rate set by the Minister for Local Government of 8.0% per annum, calculated on a daily basis.
12. That annual charges for the former Kogarah City Council Domestic Waste Management and other Waste Management Services be set as follows for 2016/17:-

Domestic (Residential) Waste Management Charge (s496)	\$446.68 per annum
Additional Domestic Waste Service	\$446.68 per annum
Special Additional Service (Domestic)	\$121.16 per annum
Additional Recycling Service (Domestic)	\$ 99.32 per annum
Additional Garden Waste Service (Domestic)	\$131.04 per annum
Availability charge for vacant residential properties	\$298.48 per annum
Boarding House Charge	\$223.60 per annum

13. That annual charges for the former Hurstville City Council Domestic Waste Management and other Waste Management Services be set as follows for 2016/17:-

Domestic Waste Management Service (s496)	\$390.00 per annum
--	--------------------

Domestic Waste for non-rateable properties and additional full service (s496)	\$390.00 per annum
Additional “red lid” bin garbage only service (s496)	\$255.00 per annum
Residential categorised properties (vacant land site) (s496)	\$56.50 per annum
Availability charge (dwelling with private domestic waste contractor) (s496)	\$56.50 per annum
Additional domestic recycling service	\$ 82.00 per annum
Additional domestic recycling green service	\$148.00 per annum
Recycling green service strata complex sites	\$148.00 per annum
Clean-up services (private waste contractors)	\$23.00 per service
Non-residential commercial waste service (240L MGB) (s501)	\$463.00 per annum
Non-residential commercial waste service (1100L MGB) (s501)	\$1,930.00 per annum
Non-residential commercial non-rateable waste service (s502)	\$463.00 per annum
Non-residential commercial recycling service	\$232.00 per annum

14. That waste removed on behalf of Georges River Council from non-rateable properties be classified as Domestic Waste or Trade Waste depending on the land category and the Annual Charges be set in accordance with parts (m) and (n) above.  
(Moved by Administrator, Mr J Rayner)

### Consideration of Business of Closed Session

The Administrator asked the General Manager if any representations had been received from the public that an item should not be discussed in closed session.  
The General Manager replied that no representations had been received to talk to the items in closed session.

The Administrator asked if there were any members of the public gallery who would like to speak on the reasons Council proposes to consider items in closed session.

### Minute No. 61

Resolved that item *CON005-16 – Proposed Road Closure and Sale of Part Boronia Parade Lugarno* be brought forward into open Council with exception of the Property Valuation.

(Moved by Administrator, Mr J Rayner)

### CON005-16 Proposed Road Closure and Sale of Part Boronia Parade Lugarno (Report by Property Portfolio Manager, Mr B Morabito)

### Minute No. 62

Resolved

1. That the General Manager be authorised to lodge a road closure application with the Department of Trade and Investment for part of Boronia Parade adjoining 37 Illawong Street,

Lugarno.

2. That upon closure of the road and creation of a new lot, that the subject lot be classified as Operational Land in accordance with Section 31 of the Local Government Act, 1993.
3. That the new allotment be sold to the owner of 37 Illawong Street, Lugarno and that the new allotment be consolidated within this property upon sale.
4. That the General Manager be authorised to execute the Contract for Sale, Transfer Document and all other documentation to effect the closure of the road, the creation of a new fee simple allotment and the sale of part Boronia Parade, Lugarno.

(Moved by Administrator, Mr J Rayner)

### Minute No. 63

Resolved that in accordance with the provisions of Part 1 of Chapter 4 of the Local Government Act 1993, the following matters be considered in closed session for the reasons provided, at which the press and public are excluded.

#### **CON006-16 Proposed Lease of Kyle Bay on Georges (Formerly Club Blakehurst) Building**

(Report by Buildings and Facilities Officer, Ms M Malivindi)

*That in accordance with the provisions of Part 1 of Chapter 4 of the Local Government Act 1993, the matters dealt with in this report be considered in closed Council Meeting at which the press and public are excluded. In accordance with Section 10A(2) (c) (d(i)) it is considered the matter information that would, if disclosed, confer a commercial advantage on a person with whom the Council is conducting (or proposes to conduct) business; AND concerns commercial information of a confidential nature that would if disclosed prejudice the position of a person who supplied it.*

*That in accordance with Section 10D it is considered that if the matter were discussed in an open Council Meeting, it would on balance, be contrary to the public interest as it information that would, if disclosed, confer a commercial advantage on a person with whom the Council is conducting (or proposes to conduct) business; AND concerns commercial information of a confidential nature that would if disclosed prejudice the position of a person who supplied it.*

#### **CON007-16 Tender for the Hurstville Library Courtyard Modification and Archive Storage Facility**

(Report by Manager Engineering Services, Mrs M Whitehurst)

*That in accordance with the provisions of Part 1 of Chapter 4 of the Local Government Act 1993, the matters dealt with in this report be considered in closed Council Meeting at which the press and public are excluded. In accordance with Section 10A(2) (d(i)) it is considered the matter concerns commercial information of a confidential nature that would if disclosed prejudice the position of a person who supplied it.*

*That in accordance with Section 10D it is considered that if the matter were discussed in an open Council Meeting, it would on balance, be contrary to the public interest as it concerns commercial information of a confidential nature that would if disclosed prejudice the position of a person who supplied it.*

**CON008-16 Tender - T2/2016 Drainage Culvert Construction and Ancillary Works - Harris & Nelson Streets, Sans Souci, NSW**

(Report by Manager Parks and Waterways, Mr G Moody)

*That in accordance with the provisions of Part 1 of Chapter 4 of the Local Government Act 1993, the matters dealt with in this report be considered in closed Council Meeting at which the press and public are excluded. In accordance with Section 10A(2) (c) (d(i)) it is considered the matter information that would, if disclosed, confer a commercial advantage on a person with whom the Council is conducting (or proposes to conduct) business; AND concerns commercial information of a confidential nature that would if disclosed prejudice the position of a person who supplied it.*

*That in accordance with Section 10D it is considered that if the matter were discussed in an open Council Meeting, it would on balance, be contrary to the public interest as it information that would, if disclosed, confer a commercial advantage on a person with whom the Council is conducting (or proposes to conduct) business; AND concerns commercial information of a confidential nature that would if disclosed prejudice the position of a person who supplied it.*

**CON009-16 Tender T3/2016 - New Toilet Facility, Oatley Bay Boat Ramp, Hurstville Grove, NSW**

(Report by Manager Parks and Waterways, Mr G Moody)

*That in accordance with the provisions of Part 1 of Chapter 4 of the Local Government Act 1993, the matters dealt with in this report be considered in closed Council Meeting at which the press and public are excluded. In accordance with Section 10A(2) (c) (d(i)) it is considered the matter information that would, if disclosed, confer a commercial advantage on a person with whom the Council is conducting (or proposes to conduct) business; AND concerns commercial information of a confidential nature that would if disclosed prejudice the position of a person who supplied it.*

*That in accordance with Section 10D it is considered that if the matter were discussed in an open Council Meeting, it would on balance, be contrary to the public interest as it information that would, if disclosed, confer a commercial advantage on a person with whom the Council is conducting (or proposes to conduct) business; AND concerns commercial information of a confidential nature that would if disclosed prejudice the position of a person who supplied it.*

**CON010-16 SSROC Provision of Agricultural Products Tender**

(Report by Coordinator Procurement, Ms M Getsios)

*That in accordance with the provisions of Part 1 of Chapter 4 of the Local Government Act 1993, the matters dealt with in this report be considered in closed Council Meeting at which the press and public are excluded. In accordance with Section 10A(2) (c) (d(i)) it is considered the matter information that would, if disclosed, confer a commercial advantage on a person with whom the Council is conducting (or proposes to conduct) business; AND concerns commercial information of a confidential nature that would if disclosed prejudice the position of a person who supplied it.*

*That in accordance with Section 10D it is considered that if the matter were discussed in an open Council Meeting, it would on balance, be contrary to the public interest as it information that would, if disclosed, confer a commercial*

*advantage on a person with whom the Council is conducting (or proposes to conduct) business; AND concerns commercial information of a confidential nature that would if disclosed prejudice the position of a person who supplied it.*

**CON011-16 Insurance Matter - 6 Kingsway, Kingsgrove**  
(Report by General Counsel, Ms J Ware)

*That in accordance with the provisions of Part 1 of Chapter 4 of the Local Government Act 1993, the matters dealt with in this report be considered in closed Council Meeting at which the press and public are excluded. In accordance with Section 10A(2) (b) (g) it is considered the matter contains information concerning the personal hardship of a resident or ratepayer; AND contains advice concerning litigation, or advice that would otherwise be privileged from production in legal proceedings on the ground of legal professional privilege.*

*That in accordance with Section 10D it is considered that if the matter were discussed in an open Council Meeting, it would on balance, be contrary to the public interest as it contains information concerning the personal hardship of a resident or ratepayer; AND contains advice concerning litigation, or advice that would otherwise be privileged from production in legal proceedings on the ground of legal professional privilege.*

That in accordance with the provisions of Section 11(2) of the Act, the reports and correspondence relating to these matters be withheld from the press and public.

That Council now resolves itself into Closed Council in accordance with Section 10A of the Local Government Act 1993, Council Staff (other than members of the Executive, the Governance Officer and others at the invitation of the Chairperson) and members of the press and the public be excluded from the Council Chamber during consideration of the items referred to as Confidential.

(Moved by Administrator, Mr J Rayner)

*The doors of the Council Chambers were closed at 7.03pm following departure of the press, public and Council staff.*

**Consideration of Recommendations from Closed Session**

**CON006-16 Proposed Lease of Kyle Bay on Georges (Formerly Club Blakehurst) Building**  
(Report by Buildings and Facilities Officer, Ms M Malivindi)

**Minute No. 64**

Resolved

1. That Council accept the tender from Venus Reception Centre for lease of Kyle Bay on Georges (the former Club Blakehurst Building) at 12 Merriman Street, Kyle Bay, at a commencing rate of \$155,000 (excl. GST).
2. That Council notes that two of the four tenderers submitted non-conforming tenders.
3. That the General Manager be authorised to execute the documents for the lease under her Power of Authority.
4. That Council note the lease referred to above includes provisions for the protection of access and other rights for the Blakehurst Bowling Club.
5. That the former lessee be given sixty (60) days to vacate the building from the date of this

Council resolution.

(Moved by Administrator, Mr J Rayner)

**CON007-16 Tender for the Hurstville Library Courtyard Modification and Archive Storage Facility**

(Report by Manager Engineering Services, Mrs M Whitehurst)

**Minute No. 65**

Resolved

1. That Council decline to accept any Tender for the Hurstville Library Courtyard Modification and Archive Storage Facility.
2. That Council notifies in writing all Tenderers of Council's decision.

(Moved by Administrator, Mr J Rayner)

**CON008-16 Tender - T2/2016 Drainage Culvert Construction and Ancillary Works - Harris & Nelson Streets, Sans Souci, NSW**

(Report by Manager Parks and Waterways, Mr G Moody)

**Minute No. 66**

Resolved

1. That Council decline to accept any of the tenders for Drainage Culvert Construction and Ancillary Works – Harris & Nelson Streets (Tender T2/2016).
2. That Council's decision to decline to accept is on the basis that current market prices are considered excessive and do not represent value for money based on the cost benefit analysis outlined in this report.
3. That all tenderers be notified of Council's decision regarding this matter.

(Moved by Administrator, Mr J Rayner)

**CON009-16 Tender T3/2016 - New Toilet Facility, Oatley Bay Boat Ramp, Hurstville Grove, NSW**

(Report by Manager Parks and Waterways, Mr G Moody)

**Minute No. 67**

Resolved

1. That the tender submitted by Homan Constructions for the construction of Oatley Bay Boat Ramp Toilet Amenities building in the amount of \$174,370 (excl. GST) be accepted.
2. That the unsuccessful tenderers be notified of Council's decision.

(Moved by Administrator, Mr J Rayner)

**CON010-16 SSROC Provision of Agricultural Products Tender**

(Report by Coordinator Procurement, Ms M Getsios)

**Minute No. 68**

Resolved that in accordance with the recommendations of the Southern Sydney Regional Organisation of Councils (SSROC) tender evaluation panel (Confidential report dated 3 June 2016 attached to the report) for Provision of Agricultural Products, the tender submission from Globe Australia Pty Ltd be accepted for a term of three (3) years subject to satisfactory performance as determined by SSROC, with an option to extend the agreement for a further one (1) plus one (1) years.

(Moved by Administrator, Mr J Rayner)

**CON011-16 Insurance Matter - 6 Kingsway, Kingsgrove**

(Report by General Counsel, Ms J Ware)

**Minute No. 69**

Resolved

1. That the land owner be reimbursed for costs incurred as set out in this report.
2. That Council enter into a Deed of Release and Confidentiality with the land owner with respect to the matters contained within this report.

(Moved by Administrator, Mr J Rayner)

### **Open Council**

#### **Minute No. 70**

Resolved that the meeting revert to Open Council.

(Moved by Administrator, Mr J Rayner)

*The doors of the Council Chambers were re-opened at 7.05pm.*

### **Consideration of Recommendations from Closed Session**

#### **Minute No. 71**

Resolved that the Report of the Closed session recommendations be adopted.

(Moved by Administrator, Mr J Rayner)

### **Conclusion**

The Meeting was closed at 7.06pm.

Minutes confirmed Monday, 1 August 2016.



---

Chairperson