

GEORGES RIVER COUNCIL

COUNCIL MEETING

MINUTES OF MEETING

Monday, 10 October 2016

Present

Council Members

Administrator, Mr John Rayner

Council Staff

General Manager, Ms G Connolly

Director Service Delivery, Mr L O'Connor

Director Environment and Planning, Ms M Bishop

Director Transformation and Change, Ms M Racomelara

Executive Manager, Ms R Schulz

Acting Manager Governance, Ms M Le

Governance Officer, Ms S Camilleri

Opening

The Administrator, Mr J Rayner opened the meeting at 6.02pm.

Acknowledgement of Country

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

Apologies

There were no apologies.

Disclosure of Interest

There were no disclosures of interest made.

The Administrator welcomed the new Director Environment and Planning, Ms Meryl Bishop to Georges River Council and wished her success in her new appointment.

Minute No. 133

The Administrator moved that standing orders be suspended to enable the registered speaker to address Council.

Ms W Jennings addressed the Council on commuter car parking at Riverwood.

Minute No. 134

The Administrator moved that standing orders be resumed at 6.08pm.

Minutes of previous meetings

COUNCIL MEETING - 5 SEPTEMBER 2016

The Administrator advised that the Administrator for the Council Meeting held on 5 September 2016, Mr Viv May confirmed that he had read the Minutes of the Meeting and confirmed that they are a true and accurate record of the proceedings.

The Administrator then moved and declared carried the following motion.

Minute No. 135

That the Minutes of the Council Meeting held on 5 September 2016 be adopted.

Environment and Planning

CCL077-16 Draft Georges River Council Section 94A Development Contributions Plan 2016

(Report by Coordinator Strategic Planning, Ms R Vella)

Minute No. 136

Moved and declared carried by the Administrator:

- (a) That the “*draft Georges River Council Section 94A Development Contributions Plan 2016*” attached to this report be endorsed for the purpose of public exhibition.
- (b) That the “*draft Georges River Council Section 94A Development Contributions Plan 2016*” be exhibited in accordance with the requirements of the Environmental Planning and Assessment Act 1979 and Regulation 2000 for a minimum period of twenty-eight (28) days.
- (c) That a future report on the exhibition and submissions received be provided to Council.

CCL078-16 Summary of Development Applications lodged and determined and new Class 1 Appeals filed

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

Minute No. 137

Moved and declared carried by the Administrator:

- (a) That the information on development applications lodged and determined and new Class 1 Appeals filed for August 2016 be received and noted.

CCL079-16 Section 82A Review of Determination - 8 Lily St Hurstville

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

Minute No. 138

Moved and declared carried by the Administrator that arising from the Section 82A Review of Determination for 8 Lily Street Hurstville, Council confirm the refusal for the following reasons:

- (a) That pursuant to Section 79C(1)(a)(i) of the Environmental Planning and Assessment Act 1979, the proposed development does not comply with the objectives of the R2 Low Density Residential Zone of the Hurstville Local Environmental Plan 2012.

- (b) That pursuant to Section 79C(1)(a)(iii) of the Environmental Planning and Assessment Act 1979, the proposed development does not comply with the following clauses of Hurstville Development Control Plan No 1 – LGA Wide:
- Section 3.1 – Car Parking
 - Section 3.4 – Crime Prevention through Environmental Design
 - Section 3.12 – Building heights and Indicative Storeys
 - Section 4.1 – Single Dwelling Houses
 - Section 4.1.2.2 – Streetscape
 - Section 4.1.3.2 – Landscaped Areas and Private Open Space Areas
 - Section 4.1.3.5 – Basements and Attics
 - Section 4.1.3.6 – Balconies and Terraces
 - Section 4.1.3.7 – Facade Articulation
 - Section 4.1.3.8 – Car Parking and Vehicular Access
 - Section 4.1.3.9 – Visual and Acoustic Privacy
 - Section 4.5 – Secondary Dwellings
 - Section 5.7 – Swimming Pools and Spas
- (c) That pursuant to Section 79C(1)(b) of the Environmental Planning and Assessment Act 1979, the proposed development will result in unreasonable privacy impacts negatively impacting on the amenity of adjoining properties.
- (d) That pursuant to Section 79C(1)(b) of the Environmental Planning and Assessment Act 1979, the proposal would have adverse impacts on the natural and built environment.
- (e) That pursuant to Section 79C(1)(e) of the Environmental Planning and Assessment Act 1979, the proposed development is not considered to be in the public interest as it is inconsistent with provisions of the relevant controls and is likely to set an undesirable precedent with respect to similar sites in the locality, when considering the non-compliances.
- (f) That pursuant to the provisions of the Environmental Planning and Assessment Regulation 200, Schedule 1, the development application provides insufficient information for a full and thorough assessment of all aspects of the application.

CCL080-16 Section 82A Review of Determination - 37 Ogilvy St Peakhurst
(Report by Manager – Development Assessment, Ms T Christy)

Minute No. 139

Moved and declared carried by the Administrator:

- (a) That the Section 82A Review of Determination for 37 Ogilvy St Peakhurst be referred to the Independent Hearing and Assessment Panel to provide additional clarification on the reasons (such as planning, legal and public interest) taken into consideration in reaching their recommendation.
- (b) That following the provision of this information by the Independent Hearing and Assessment Panel the Section 82A Review of Determination for 37 Ogilvy Street Peakhurst be returned to Council for consideration.

CCL092-16 SSROC Provision of Improving Recycling and Contamination Management in Multi Unit Dwellings (MUDs)
(Report by Coordinator Sustainability & Waste, Ms J Gustafson)

Minute No. 140

Moved and declared carried by the Administrator:

- (a) That the report be received and noted.
- (b) That the separate report on this agenda relating to SSROC Provision of Improving Recycling and Contamination Management in Multi Unit Dwellings (MUDs) be considered in closed session, in accordance with the provisions of Part 1 of Chapter 4 of the Local Government Act 1993, Section 10A (2) (c) as it is considered the information, if disclosed, confers a commercial advantage on a person with whom the Council is conducting (or proposes to conduct) business.

Finance and Governance**CCL081-16 Advice on Court Proceedings - September 2016**

(Report by General Counsel, Ms J Ware)

Minute No. 141

Moved and declared carried by the Administrator:

- (a) That the information be received and noted.

CCL082-16 Investment Report as at 31 August 2016

(Report by Coordinator Financial Management, Mr F Mangru)

Minute No. 142

Moved and declared carried by the Administrator:

- (a) That the Investment Report as at 31 August 2016 be received and noted.

CCL083-16 Georges River Council - Corporate System Consolidation

(Report by Chief Information Officer, Ms F Segovia)

Minute No. 143

Moved and declared carried by the Administrator:

- (a) That in accordance with Section 55(3)(i) of the Local Government Act 1993 and the extenuating circumstances listed below, Council authorise the General Manager to negotiate directly with Technology One and enter into an agreement with Technology One for the provision of an Enterprise Resource Planning platform for Georges River Council:
 - i) The amalgamation of the two council entities to create Georges River Council;
 - ii) The need to bring synergy to the IT system between the two councils as an immediate priority and in an economic way, and bearing in mind an objective of the merger of the two council entities;
 - iii) The assessment and implementation of the “Technology One” system in place with experience by users at Hurstville City Council as it then was;
 - iv) The costs burden in these circumstances in going to tender to make an assessment for an inferior financial outcome, to its users in providing a service to the community;
 - v) The long term gains by “Technology One” for a stronger solution to the new council entity; and

- vi) The tender process would add a significant time penalty in the implementation of a single ERP platform.
- (b) That the cost of developing and implementing the desired Enterprise Resource Planning platform for Georges River Council, as outlined in this report, be allocated from the State Government's New Council Implementation Fund.
- (c) That the Financial Summary, Attachment A to the subject report, remain confidential in accordance with Section 10A(2)(d) of the Local Government Act.

CCL084-16 Disclosures of Pecuniary Interests by Designated Persons - Returns Register 2015-16

(Report by Acting Manager Governance, Ms M Le)

Minute No. 144

Moved and declared carried by the Administrator:

- (a) That the tabling of the disclosures of pecuniary interests by designated persons for the period ending 30 June 2016 be received and noted.

Assets and Infrastructure

CCL085-16 Georges River Council Asset Management Policy 2016

(Report by Manager Assets Planning and Services, Mr O Thomas)

Minute No. 145

Moved and declared carried by the Administrator:

- (a) That the Georges River Asset Management Policy attached to this report be adopted.

CCL086-16 Central Plaza Hurstville - Plan of Management and Concept Plan

(Report by Manager Engineering Services, Ms M Whitehurst)

Minute No. 146

Moved and declared carried by the Administrator:

- (a) THAT the Central Plaza Hurstville Plan of Management (dated September 2016) and Concept Plan be endorsed by Council.
- (b) THAT Council Officers prepare tender documentation for the detailed design of Central Plaza Hurstville.

CCL087-16 Gross Pollutant Trap (GPT) cleaning contract extension

(Report by Catchment Management Officer, Mr T Heath)

Minute No. 147

Moved and declared carried by the Administrator:

- (a) That existing GPT cleaning contractors continue to be engaged for the duration of the SSROC endorsed contract period.

CCL088-16 Georges River Traffic Advisory Committee Meeting Minutes - 20 September 2016

(Report by Manager Engineering Services, Ms M Whitehurst)

Minute No. 148

Moved and declared carried by the Administrator:

- (a) That the minutes of the Georges River Traffic Advisory meeting of 20 September 2016 be adopted.

CCL089-16 Tender for the Stormwater Pipe Relining Program
(Report by Manager Engineering Services, Ms M Whitehurst)**Minute No. 149**

Moved and declared carried by the Administrator:

- (a) That the report be received and noted.
- (b) That the separate report on this agenda relating to Tender for the Stormwater Pipe Relining Program be considered in closed session, in accordance with the provisions of Part 1 of Chapter 4 of the Local Government Act 1993, Section 10A (2) (c) as it is considered the information, if disclosed, confers a commercial advantage on a person with whom the Council is conducting (or proposes to conduct) business.

CCL090-16 Tender for New Sportsfields Floodlighting at Various Locations
(Report by Manager Engineering Services, Ms M Whitehurst)**Minute No. 150**

Moved and declared carried by the Administrator:

- (a) That the report be received and noted.
- (b) That the separate report on this agenda relating to Tender for the Sportsfields Floodlighting Upgrade at Various Locations be considered in closed session, in accordance with the provisions of Part 1 of Chapter 4 of the Local Government Act 1993, Section 10A (2) (c) as it is considered the information, if disclosed, confers a commercial advantage on a person with whom the Council is conducting (or proposes to conduct) business.

CCL091-16 Tender for the Demolition of 296 Forest Road Hurstville (Bag A Bargain)
(Report by Manager Engineering Services, Ms M Whitehurst)**Minute No. 151**

Moved and declared carried by the Administrator:

- (a) That the report be received and noted.
- (b) That the separate report on this agenda relating to Tender for the Demolition of 296 Forest Road Hurstville be considered in closed session, in accordance with the provisions of Part 1 of Chapter 4 of the Local Government Act 1993, Section 10A (2) (c) as it is considered the information, if disclosed, confers a commercial advantage on a person with whom the Council is conducting (or proposes to conduct) business.

CCL092-16 SSROC Provision of Improving Recycling and Contamination Management in Multi Unit Dwellings (MUDs)
(Report by Coordinator Sustainability & Waste, Ms J Gustafson)**Minute No. 152**

Moved and declared carried by the Administrator:

- (a) That the report be received and noted.
- (b) That the separate report on this agenda relating to SSROC Provision of Improving Recycling and Contamination Management in Multi Unit Dwellings (MUDs) be considered in closed session, in accordance with the provisions of Part 1 of Chapter 4 of the Local Government Act 1993, Section 10A (2) (c) as it is considered the information, if disclosed, confers a commercial advantage on a person with whom the Council is conducting (or proposes to conduct) business.

Consideration of Business of Closed Session

The Administrator asked the General Manager if any representations had been received from the public that the items 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 the items in closed session.

The Administrator informed that he would not close the meeting to inconvenience those members of the public in attendance and then moved the following motion.

Minute No. 153

That in accordance with the provisions of Part 1 of Chapter 4 of the Local Government Act 1993, the following matters listed for consideration in closed Council at which the press and public are excluded be resolved in bulk in accordance with the recommendations within the reports.

CON018-16 Tender for the Stormwater Pipe Relining Program (Report by Manager Engineering Services, Michelle 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(ii)) it is considered the matter commercial information of a confidential nature that would, if disclosed confer a commercial advantage on a competitor of the council.

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 commercial information of a confidential nature that would, if disclosed confer a commercial advantage on a competitor of the council.

CON019-16 Tender for New Sportsfields Floodlighting at Various Locations (Report by Manager Engineering Services, Michelle 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(ii)) it is considered the matter commercial information of a confidential nature that would, if disclosed confer a commercial advantage on a competitor of the council.

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 commercial information of a confidential nature that would, if disclosed confer a commercial advantage on a competitor of the council.

CON020-16 Tender for the Demolition of 296 Forest Road Hurstville
(Report by Manager Engineering Services, Michelle 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(ii)) it is considered the matter commercial information of a confidential nature that would, if disclosed confer a commercial advantage on a competitor of the council.

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 commercial information of a confidential nature that would, if disclosed confer a commercial advantage on a competitor of the council.

CON021-16 SSROC Provision of Improving Recycling and Contamination Management in Multi Unit Dwellings (MUDs)
(Report by Coordinator Sustainability & Waste, Jenny Gustafson)

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) 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.

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.

Consideration of Confidential Recommendations

CON018-16 Tender for the Stormwater Pipe Relining Program
(Report by Manager Engineering Services, Ms M Whitehurst)

Minute No. 154

Moved and declared carried by the Administrator:

- (a) That Abergeldie Water be awarded the Contract Stormwater Pipe Relining Program for the amount of \$355,035 for the following locations:
- 141 Carrington Avenue to 88A Dora Street, Hurstville – reline 180m of 600mm stormwater pipe
 - 119 Dora Street to opposite 18 Timothy Street (through edge of reserve to 92 Patrick Street, Hurstville – reline 200m of 600mm stormwater pipe
 - 33 Cambridge Street to Sydney Water pipe, Penshurst – construct a manhole at

junction and reline 80m of 450mm pipe

- Morts Road, Mortdale between 123A and 142A and between 39 and 60 – reline 38m of 600mm pipe and 15m of 525mm pipe
- Stormwater line that runs between Villiers Avenue and Mutual Road, Mortdale – reline 150m of 450mm pipe and 17m of 600mm pipe

(b) That ITS PipeTech Pty Ltd be awarded the Contract Stormwater Pipe Relining Program for the amount of \$311,896 for the following locations:

- 77-99A – 105 Forest Road to Hudson Street and Hill Street, Hurstville road crossing – reline 150m of 450mm pipe, 42m of 375mm pipe and 13m of 225mm pipe
- 15 and 17 Queens Road, Connells Point – reline 128m of 300mm pipe
- The Promenade (east side), Sans Souci from Torwood Street to Hillview Street – reline 81m of 300mm pipe
- 3 Pacific Avenue, Penshurst to 10 Kuroki Street – reline 46m of 300mm pipe and 48.7m of 450mm pipe
- 19 Plimsoll Street to 57 Vista Street, Sans Souci – reline 129m of 400mm pipe

(c) That the General Manager be authorised to sign the Contract with the preferred Contractors on behalf of Council.

CON019-16 Tender for New Sportsfields Floodlighting at Various Locations
(Report by Manager Engineering Services, Ms M Whitehurst)

Minute No. 155

Moved and declared carried by the Administrator:

- (a) That Sportzlighting be awarded the Contract for the Sportsfields Floodlighting Upgrade at Various Locations for the amount of \$210,404.
- (b) That the General Manager be authorised to sign the Contract with the preferred Contractor on behalf of Council.

CON020-16 Tender for the Demolition of 296 Forest Road Hurstville
(Report by Manager Engineering Services, Ms M Whitehurst)

Minute No. 156

Moved and declared carried by the Administrator:

- (a) That Beasy Pty Ltd be awarded the Contract for the Demolition of 296 Forest Road Hurstville for the amount of \$1,457,641.
- (b) That the General Manager be authorised to sign the Contract with the preferred Contractor on behalf of Council.

CON021-16 SSROC Provision of Improving Recycling and Contamination Management in Multi Unit Dwellings (MUDs)
(Report by Coordinator Sustainability & Waste, Ms J Gustafson)

Minute No. 157

Moved and declared carried by the Administrator:

- (a) That in accordance with the recommendations of the Southern Sydney Regional Organisation of Councils (SSROC) tender evaluation panel report for the Provision of Improving Recycling and Contamination Management in Multi Unit Dwellings (MUDs), the tender submission from MRA Consulting Group Pty Ltd be accepted for a period of 10 months.

Consideration of Recommendations from Closed Session

Minute No. 158

Moved and declared carried by the Administrator that the Report of the Closed session recommendations be adopted.

Conclusion

The Meeting was closed at 6.20pm.

Minutes confirmed Monday, 7 November 2016.



Chairperson