

GEORGES RIVER COUNCIL

COUNCIL MEETING

MINUTES OF MEETING

Monday, 7 November 2016

Present

Council Members

Administrator, Mr John Rayner

Council Staff

General Manager, Ms G Connolly

Director Assets and Infrastructure, Mr L O'Connor

Director Environment and Planning, Ms M Bishop

Director Community and Culture, Mr D Tuxford

Chief Operating Officer, Ms C Todd

Director Transformation and Change, Ms M Racomelara

Executive Manager, Ms R Schulz

General Counsel, Ms J Ware

Manager Strategic Property, Ms C Stuckey

Manager Project Delivery, Ms M Whitehurst

Acting Manager Public Relations, Ms A Gregory-Desmond

Acting Manager Governance and Risk Management, Ms M Le

Governance Officer, Ms S Camilleri

Opening

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

The Administrator welcomed the new Director Community and Culture, Mr David Tuxford to Georges River Council.

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.

Minute No. 159

The Administrator moved and declared carried that standing orders be suspended to enable the registered speakers to address Council at 6.01pm.

The following registered speakers addressed the Council:

- Mr S Toomey *Item CCL093-16 Status Report - Planning Proposal - PP2014/0003 - Nos. 29-31 MacMahon Street Hurstville - Hurstville Ward*
- Mr P Mahoney *Item CCL095-16 Property Matter - Former Oatley Bowling Club Site - River Road, Oatley*
- Ms M Amerasinghe *Item CCL095-16 Property Matter - Former Oatley Bowling Club Site - River Road, Oatley*
- Ms M Derwent *Item CCL095-16 Property Matter - Former Oatley Bowling Club Site - River Road, Oatley*
- Ms M Derwent *Item CCL095-16 Property Matter - Former Oatley Bowling Club Site - River Road, Oatley*
- Ms A Wagstaff *Item CCL095-16 Property Matter - Former Oatley Bowling Club Site - River Road, Oatley*
- Mr K Wagstaff *Item CCL095-16 Property Matter - Former Oatley Bowling Club Site - River Road, Oatley and Streamwatch Litter Audits and GRC Community Recycling Centre (not on the Agenda)*

Prior to addressing the Council, Ms A Wagstaff handed a petition signed by 154 residents to the Administrator. The petition relates to Item CCL095-16 Property Matter - Former Oatley Bowling Club Site - River Road, Oatley.

Minute No. 160

The Administrator moved and declared carried that standing orders be resumed at 6.31pm.

Minutes of previous meetings

COUNCIL MEETING - 10 OCTOBER 2016

Minute No. 161

The Administrator moved and declared carried that the Minutes of the Council Meeting held on 10 October 2016 be adopted.

Administrator's Minutes

14. Beverley Park Golf Club / 'Legends' Pro-Am Events 2016

This year, the Beverley Park Golf Club celebrated its 75th year. Beverley Park has been a public golf course since its opening in 1941 when it was completely Council operated. In 1969, Council leased the course to the Beverley Park Golf Club and since that time, the Club has taken responsibility for the management of the course and Club. This year, the Council completed a \$2.2m project which included:

- Drainage works;
- Construction of a naturalised channel, including 2 wetland ponds;
- Golf course improvements.

On completion of the works, the new course was officially opened on 24 September 2016, and positive comments about the new layout have been received from members and visitors since that time.

'Legends' Pro-Am – Beverly Park Golf Course

On Saturday 12 November 2016, the Club will host a 'Legends' Pro-Am, proceeds to support St George Hospital's Cancer Care Unit. The Club is seeking sponsorship from Council in the sum of \$770.00. This will enable Council to sponsor a hole and be represented at the event.

The former Kogarah City Council provided similar support in the past.

'Legends' Pro-Am – Hurstville Golf Course

Hurstville City Council as in previous years, resolved to host the 2016 Wayne Riley Hurstville City Council Legends Pro-Am on 18 November at Hurstville Golf Course.

As in past years, the income and expenditure for the event is recorded in Council's books of account. Council also provides a level of 'in kind support' to the event.

Proceeds from the event will go to St George Hospital's Cancer Care Unit.

Minute No. 162

The Administrator moved and declared carried:

- (a) That the Board of management of the Beverley Park Golf Club be thanked for their management of Council's golf course.
- (b) That, as provided under s356 of the Local Government Act, Council provide support in the sum of \$770 for the Beverley Park 'Legends' Pro Am event to be held on Saturday 12 November 2016.
- (c) That, as provided under s356 of the Local Government Council Act, Council provide assistance in the conduct of the 2016 Wayne Riley Georges River Council Legends Pro-Am.

15. Delegates to Southern Sydney Regional Organisation of Councils

Each member Council of Southern Sydney Regional Organisation of Councils (SSROC) is entitled to two (2) delegates. In past years, the delegates would usually be the Mayor or other Councillors.

As a consequence of the Council mergers, SSROC has amended its constitution to read "A member Council shall annually appoint two persons...one of whom should be the Mayor or the Administrator."

SSROC is requesting that the second delegate and the alternate delegate should be a former Mayor or Councillor who are also members of that Council's Implementation Advisory Group.

Council has already appointed the Administrator as one delegate. It is proposed that former Kogarah City Mayor, Stephen Agius, be appointed as the second delegate and former Hurstville City Councillor Emeritas Mayor, Philip Sansom, be appointed as the alternate delegate.

Minute No. 163

The Administrator moved and declared carried that Mr Stephen Agius be appointed as delegate and Mr Philip Sansom be appointed as alternate delegate to Southern Sydney Regional Organisation of Councils.

Environment and Planning

CCL093-16 Status Report - Planning Proposal - PP2014/0003 - Nos. 29-31 MacMahon Street Hurstville - Hurstville Ward

(Report by Manager Strategic Planning, Carina Gregory)

Minute No. 164

Moved and declared carried by the Administrator:

- (a) That Council note the receipt of the Gateway determination for the Planning Proposal for Nos. 29-31 MacMahon Street, Hurstville and it be placed on public exhibition in accordance with the requirements of the Gateway and the Environmental Planning and Assessment Act.
- (b) That during the public exhibition of the Planning Proposal, the General Manager undertake discussions with the applicant/land owner regarding the appropriate material public benefit to be contributed in association with this planning proposal and the outcome of these discussions are to be finalised prior to the planning proposal (post exhibition) being reported to Council.
- (c) That the negotiations regarding the material public benefit are undertaken in accordance with the Georges River Council Policy on Planning Agreements and such discussions reflect the current transparent and equitable practice and procedure of negotiating a material public benefit when the planning proposal results in a development uplift for the site.

CCL094-16 Summary of Development Applications lodged and determined and new Class 1 Appeals filed

(Report by Manager – Development Assessment, Tina Christy)

Minute No. 165

Moved and declared carried by the Administrator:

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

Finance and Governance

CCL095-16 Property Matter - Former Oatley Bowling Club Site - River Road, Oatley

(Report by Manager Property, Claire Stuckey)

Minute No. 166

Moved and declared carried by the Administrator:

- (a) That Council not proceed with the 2014 resolution of the former Hurstville City Council to rezone the site to residential to facilitate a 7-9 storey, mixed use residential and seniors housing development.
- (b) That it be noted that if the Planning Proposal proceeds to Gateway determination, any plan making (re-zoning and reclassification) is unlikely to occur before December 2017, and would require the prior approval of the Council elected in September 2017.
- (c) That the Planning Proposal to reclassify the site from 'community' land to 'operational' and to rezone the site to SP2 Infrastructure with the designated land use of seniors housing (nursing home) and community facilities be amended to apply only to that part of the site which would accommodate the seniors housing (aged care component) and ancillary support requirements, i.e. approximately 50% of the site.
- (d) That extensive public consultation commence immediately and a report be submitted to Council in March 2017 detailing the outcomes of the public consultation (including any proposed amendments to the Planning Proposal arising from such consultation) prior to

any Gateway submission to the NSW Department of Planning and Environment.

- (e) That an independent peer review of the community consultation results ((d) above) be undertaken.
- (f) That the Planning Proposal be assessed by an independent expert who will make recommendations to the Independent Hearing and Assessment Panel for endorsement or otherwise prior to any Gateway determination.
- (g) That if the Planning Proposal proceeds, i.e. after independent assessment, approval by IHAP and Department of Planning and Environment, the reclassification Public Hearing be undertaken by a former Judge of the NSW Land and Environment Court or a person with equivalent standing and experience, and that a post Gateway exhibition report be prepared by an independent consultant for consideration by the Independent Hearing and Assessment Panel and the newly elected Council panel prior to forwarding to the Department of Planning.

CCL096-16 UOW Jubilee Oval - Arrangements for the Ongoing Utilisation by St George Illawarra Dragons and the Georges River Community for 2017 and beyond

(Report by Executive Manager, Rebekah Schulz)

Minute No. 167

Moved and declared carried by the Administrator:

- (a) In recognising the existence of a strong local supporter base, Council continue its long standing commitment to St George Illawarra Dragons and provide access to UOW Jubilee Oval for the 2017 NRL Season and beyond for games and training requirements as requested by the Dragons.
- (b) That Council review management options for UOW Jubilee Oval to maximise community benefit, encourage partnerships with sporting, health and medical communities, to provide opportunities for community participation and to ensure costs associated with maintaining and operating the facility are met in future years.
- (c) That a report be submitted to a future Council Meeting detailing the outcomes of the above review and future commercial arrangements with the Dragons for 2017 and beyond.

CCL097-16 Advice on Court Proceedings - October 2016

(Report by General Counsel, Jenny Ware)

Minute No. 168

Moved and declared carried by the Administrator that the information be received and noted.

CCL098-16 Southern Sydney Regional Organisations of Councils Supply and Delivery of Sodium Hypochlorite (Bulk Liquid Chlorine)

(Report by Coordinator Procurement, Marea Getsios)

Minute No. 169

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 (Confidential report dated June 2016 attached to the report) for Supply and Delivery of Sodium Hypochlorite (Bulk Liquid Chlorine), the tender submission from Ixom Operations 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, with an estimated annual budget expenditure of \$60,000.

CCL099-16 Georges River Council Quarterly Budget Review Statement to 30 September 2016

(Report by Chief Financial Officer, John Maunder)

Minute No. 170

Moved and declared carried by the Administrator:

- (a) That the report in relation to the September 2016 Quarterly Budget Review Statement be received and noted.
- (b) That a further more comprehensive review of the budget be presented as part of the December quarterly Budget Review.

CCL100-16 Investment Report as at 30 September 2016

(Report by Coordinator Financial Management, Francis Mangru)

Minute No. 171

Moved and declared carried by the Administrator that the Investment Report as at 30 September 2016 be received and noted.

CCL101-16 Georges River Council Transformation and Change Implementation Plan 2016

(Report by Director Transformation and Change, Marissa Racomelara)

Minute No. 172

Moved and declared carried by the Administrator that the Georges River Council Transformation and Change Implementation Plan (October 2016), inclusive of attachments and as updated from time to time, be adopted.

Assets and Infrastructure

CCL102-16 Georges River Traffic Advisory Committee Meeting Minutes - 18 October 2016

(Report by Manager Assets Planning and Services, Obi Thomas)

Minute No. 173

Moved and declared carried by the Administrator that the Minutes of the Georges River Traffic Advisory Committee Meeting held on 18 October 2016 be adopted.

CCL103-16 Tender for Clarendon Road, Peakhurst Drainage Upgrade

(Report by Manager Engineering Services, Michelle Whitehurst)

Minute No. 174

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 Clarendon Road, Peakhurst Drainage Upgrade 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.

CCL104-16 Tender for the Supply and Delivery of A Footpath Scrubber
(Report by Manager Engineering Services, Michelle Whitehurst)

Minute No. 175

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 Supply and Delivery of a Footpath Scrubber 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.

CCL105-16 Tender T4/2016 Drainage Culvert Construction and Ancillary Works – Harris & Nelson Streets, Sans Souci, NSW
(Report by Manager Parks and Waterways, Glen Moody)

Minute No. 176

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 the Tender for the Drainage Culvert Construction and Ancillary Works - Harris & Nelson Streets, Sans Souci 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.

Community and Culture

CCL106-16 Community Development and Services Advisory Committee Meeting Minutes - 12 September 2016

(Report by Manager Community Services, David Linden)

Minute No. 177

Moved and declared carried by the Administrator that the minutes be referred back for a more informative account of the decisions of the meeting.

CCL107-16 Aboriginal Advisory Committee Meeting - 10 October 2016

(Report by Manager Community Services, David Linden)

Minute No. 178

Moved and declared carried by the Administrator:

- (a) That the report be received and noted.
- (b) That the Agenda items be deferred to 6 February 2017 Aboriginal Advisory Committee Meeting.

CCL108-16 2016 Georges River Stronger Communities Fund Grant Program

(Report by Coordinator Community Development, Nicolas Best)

Minute No. 179

Moved and declared carried by the Administrator:

- (a) That the funding allocation of \$1m for the 2016 Georges River Stronger Communities Fund Program, as listed below, be adopted.

Community Development	Funding
Australian Kookaburra Kids Foundation	\$50,000
3Bridges, The IDF of St George, Sunnyhaven and Civic	\$50,000
CanRevive Inc	\$50,000
Project Youth	\$50,000
The Kogarah Storehouse	\$50,000
Kogarah Community Services	\$49,625
Verge Collaborative Limited	\$31,625
Resourceful Australian Indian Network Inc.	\$19,250
	\$350,499

Cultural and Arts Development	Funding
St George Creative Art & Craft Centre	\$46,590
Shopfront Arts Co. Op. Ltd.	\$44,700
Jubilee Community Services Inc	\$21,800
Fiestaville Multicultural Arts Inc	\$21,000
Janaranjani	\$20,800
Australian Macedonian Theatre of Sydney Inc.	\$15,000
	\$169,890

Environment and Conservation	Funding
St George Arts and Entertainment Centre Inc	\$50,000
Lugarno Progress Association Inc.	\$50,000
Beverly Park Golf Club Limited	\$50,000
OFFCS Inc with Oatley Heritage and History Society; Lugarno Progress Association; Menai Wildflower Group and Friends of Oatley	\$30,000
Oatley Flora and Fauna Conservation Society Inc (OFFCS)	\$30,000
Jubilee Community Services Inc with Outreach St George TAFE and Georges River College – Oatley Campus.	\$11,460
	\$221,460

Sports and Recreation	Funding
Renown United Sports Club Inc	\$50,000
NSW Cycling	\$50,000

St George Cycling Club	\$50,000
Oatley RSL Soccer	\$50,000
Olds Park Netball Association Inc	\$30,000
Connells Point Rovers Football Club	\$18,151
St Joseph's Riverwood Sports Club	\$10,000
	\$258,151

Summary:

Category	Number of funded applications	Funding amount
Community Development	8	\$350,499
Cultural and Arts Development	6	\$169,890
Environment and Conservation	6	\$221,460
Sports and Recreation	7	\$258,151
TOTAL	27	\$1,000,000

- (b) That appreciation be extended to Panel Members and to Nicolas Best for his exceptional work in analysing the submissions and in supporting the panel.

Confidential items (Closed Council Meeting)

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 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. 180

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 session of Council at which the press and public are excluded be resolved in bulk in accordance with the recommendations within the reports.

CON022-16 Tender for Clarendon Road, Peakhurst Drainage Upgrade
(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(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.

CON023-16 Tender for the Supply and Delivery of A Footpath Scrubber
(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(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.

CON024-16 Tender T4/2016 Drainage Culvert Construction and Ancillary Works – Harris & Nelson Streets, Sans Souci, NSW
(Report by Manager Parks and Waterways, Glen 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) 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.

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 a Closed Council and 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 Closed Council.

Consideration of Confidential Recommendations**CON022-16 Tender for Clarendon Road, Peakhurst Drainage Upgrade**
(Report by Manager Engineering Services, Michelle Whitehurst)**Minute No. 181**

Moved and declared carried by the Administrator:

- (a) That KK Civil Engineering be awarded the Contract for the Clarendon Road, Peakhurst Drainage Upgrade for the amount of \$571,590.00.
- (b) That the General Manager be authorised to sign the Contract with the preferred Contractor on behalf of Council.

CON023-16 Tender for the Supply and Delivery of A Footpath Scrubber
(Report by Manager Engineering Services, Michelle Whitehurst)**Minute No. 182**

Moved and declared carried by the Administrator:

- (a) That Rosmech Sales and Service Pty Ltd be awarded the Contract for the Supply and Delivery of a Footpath Scrubber for a total cost of \$169,798.
- (b) That the General Manager be authorised to sign the Contract with the preferred Contractor on behalf of Council.

CON024-16 Tender T4/2016 Drainage Culvert Construction and Ancillary Works – Harris & Nelson Streets, Sans Souci, NSW

(Report by Manager Parks and Waterways, Glen Moody)

Minute No. 183

Moved and declared carried by the Administrator:

- (a) That the tender submitted by Stateline Asphalt Pty Ltd in the amount of \$234,876.25 (excl. GST) be accepted for Drainage Culvert Construction and Ancillary Works - Harris & Nelson Streets, Sans Souci.
- (b) That the General Manager be authorised to sign the Contract with the preferred Contractors on behalf of Council.
- (c) That the unsuccessful tenderers be notified of Council's decision.

Open Council**Minute No. 184**

Moved and declared carried by the Administrator that the meeting revert to Open Council.

Consideration of Recommendations from Closed Session**Minute No. 185**

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

Conclusion

The Meeting was closed at 6.46pm.

Minutes confirmed Monday, 5 December 2016.



Chairperson