

MINUTES

Council Meeting

Monday, 17 December 2018

Georges River Civic Centre, Hurstville



GEORGES RIVER COUNCIL

Present

Council Members

The Mayor, Councillor Kevin Greene, Deputy Mayor, Councillor Sam Elmir, Councillor Stephen Agius, Councillor Vince Badalati, Councillor Sandy Grekas, Councillor Rita Kastanias, Councillor Nick Katris, Councillor Lou Konjarski, Councillor Kathryn Landsberry, Councillor Leesha Payor, Councillor Colleen Symington, and Councillor Christina Wu.
(Councillor Hindi entered the meeting at 7.12pm)

Council Staff

General Manager - Ms Gail Connolly, Director Assets and Infrastructure - Mr Laurie O'Connor, Director Environment and Planning - Ms Meryl Bishop, Director Community and Culture - Ms Rebekah Schulz, Director Business and Corporate Services - Mr David Tuxford, Director Transformation and Change - Ms Marissa Racomelara, Director Legal Services and General Counsel - Ms Jenny Ware, Acting Executive Manager, Office of the General Manager - Ms Vicki Hewitt, Acting Executive Assistant to the Mayor - Ms Marina Cavar and Executive Services Officer – Neil Treadwell.

Opening

The Mayor, Councillor Greene, opened the meeting at 7.05pm.

National Anthem

All those present stood for the singing of the National Anthem.

Prayer

Reverend Peter Greenwood from St Mark's Anglican Church, South Hurstville offered a prayer for the meeting

Acknowledgement of Country

The Mayor, Councillor Greene, acknowledged the traditional custodians of the land, the Bidjegal people of the Eora Nation.

Apologies

Resolved: Councillor Agius and Councillor Grekas

That apologies for Councillor Tegg and Councillor Liu be accepted.

Record of Voting:

For the Motion: Unanimous

Notice of Webcasting

The Mayor advised staff and the public that the meeting is being recorded for minute-taking purposes and is also webcast live on Council's website, in accordance with section 1 and 8 of Council's Code of Meeting Practice. This recording will be made available on Council's Website.

Note: Councillor Con Hindi entered the meeting at 7.12pm.

Code of Meeting Practice

The order of business is as shown in the agenda.

Council's Code of Meeting Practice prohibits the electronic recording of meetings without the express permission of Council.

Disclosures of Interest

Councillor Katris - declared a Pecuniary Interest in ENV048-18 'Georges River Industrial Land Review and Guidelines for Assessing Industrial Land Rezoning Proposals' advising a client of his office has made a submission regarding industrial property in connection with this item.

Councillor Elmir - declared a Pecuniary Interest in CCL082-18 'Applications Pursuant to Councillor Ward Discretionary Fund' advising that he was a previous sponsor to Kogarah Cougars JRLFC.

Councillor Grekas - declared a Pecuniary Interest in CCL081-18 'Updated Fees and Charges 2018/19' advising that she is President of Oatley P & C.

Councillor Agius - declared a Non-significant, Non-pecuniary Interest in ASS056-18 'Tender for the Construction of Poulton Park Synthetic Football Fields' advising that his wife is a volunteer on the Connells Point Rovers Football Club.

The Mayor, Councillor Greene - declared a Significant, Non-pecuniary Interest in ASS055-18 'Tender for the Construction of the Harold Fraser Oval Community Pavilion – Stronger Communities Fund and s94 Funds' as the ground and facilities are used by St George District Cricket Club.

The Mayor, Councillor Greene - declared a Non-significant Non-pecuniary Interest in COM055-18 'Sponsorship and Donation Requests' as he is a member of the parish of Our Lady of Fatima Catholic Church, Peakhurst.

Public Addresses To The Meeting

| ITEM | SPEAKER |
|--|---|
| CCL077-18 (COM054-18) - Public Requests to Name/Rename Parks, Roads, Places, Laneways, Suburb, Rivulet and an Island | Beverley Earnshaw – Kogarah Historical Society |
| CCL078-18 (ASS056-18) - Tender for the Construction of Poulton Park Synthetic Football Fields - Stronger Communities Fund and Domestic Waste Reserve | Stephen Matthews - Connells Point Rovers Football Club |

Minutes of previous meetings

COUNCIL MEETING - 26 NOVEMBER 2018

Resolved: Councillor Landsberry and Councillor Kastanias

That the Minutes of the Council Meeting held on 26 November 2018 be adopted.

Record of Voting:

For the Motion: Unanimous

Mayoral Minute

MM023-18 Former Oatley Bowling Club, River Road, Oatley (Report by The Mayor, Councillor Greene)

Resolved: The Mayor, Councillor Greene and Councillor Elmir

- (a) That Council not proceed with the Planning Proposal to re-zone and reclassify the former Oatley Bowling Club site for seniors housing (nursing home) and community facilities.
- (b) That Council commence the preparation of a new Masterplan for the former Oatley Bowling Club site (funded by the relevant Section 94 Contributions Plan) and a site specific Plan of Management, and remove the site from the Hurstville Generic Plan of Management Natural Areas, adopted February 2008.
- (c) That the General Manager immediately take all necessary steps to commence the decontamination of the site (removal of asbestos) to enable its remediation for the purpose of facilitating public access and recreation.
- (d) That the General Manager be authorised to seek grant funding and submit applications in support of the decontamination of the site and/or its future use for the purposes of open space and recreation.

Note: Councillor Katris and Councillor Kastanias left the meeting at 7.22pm
Councillor Kastanias returned to the meeting at 7.23pm
Councillor Katris returned to the meeting at 7.24pm

Record of Voting:

For the Motion: Unanimous

Matters of Privilege

• **Condolences**

The Mayor, Councillor Greene - advised of the recent passing of John (Jack) Saunders aged 90. He lived in the Oatley area for over 63 years and was well known in the St Joseph's Parish, Oatley where he played the organ at church services for over 60 years. He was highly regarded and respected in Oatley and throughout the area for his contribution to many local functions. He will be missed by his family, friends and community.

The Mayor, Councillor Greene - advised of the passing of Betty O'Sullivan. She lived in Basset Street, Penshurst and the Penshurst area for over 70 years. The O'Sullivan family are well known in the St George district especially in the sporting community. They were big contributors to Penshurst RSL Junior Youth Club and well known in cricket and rugby league circles. Betty was a stalwart of the local community, especially in the St Declan's Parish at Penshurst. Her contributions to the community were well recognised and she will be missed by all her family and friends.

Note: At this stage of the meeting a moment of silence was observed for Mr. John (Jack) Saunders and Mrs. Betty O'Sullivan.

- **Other**

Councillor Elmir – advised that he along with Councillor Badalati, Councillor Hindi and Councillor Kastanias attended the Australia – Bangladeshi Sports Cultural Association Cricket Gala evening on Sunday 16 December 2018. Also in attendance was the Federal Member for Banks, David Coleman MP and the State Member for Oatley, Mark Coure MP. The event showcased the skilful 20 strong team that play as part of the Club. Councillor Elmir made mention on the night of the support Council provides to the Club and the area's sporting community. The Club presented a plaque to Councillor Elmir in appreciation of Council's ongoing support. Councillor Elmir tabled the plaque.

Councillor Elmir – wished all staff, Councillors and the community a safe and happy Christmas.

Councillor Grekas - congratulated the following local students who were selected in the NSW PSSA Cricket team: Josh Cameron - Oatley PS, Ashton Frazer - Mortdale PS, Lucy Finn - St Joseph's Riverwood. The boys' team unfortunately lost their semi-final however the girls' team won and will now play in the Grand Final. Councillor Grekas requested that a letter be sent to the students from the Mayor extending Council's congratulations to the three students. The Mayor agreed and advised that he would be happy to send letters of congratulation to the students who had been selected.

Councillor Grekas - congratulated the Council's Events team for their great work on the 2018 Magic of Christmas event. Councillor Grekas said the fireworks display was spectacular.

Councillor Grekas - congratulated Max Massa – Council's Team Leader of Bushcare, for all his great work in relation to the environment grant funding and the support he provides to the volunteer Bushcare groups.

Councillor Badalati – stated that the service previously supplied by Hurstville Council of mowing nature strips for elderly residents was terminated when the Councils merged. Consequently some nature strips are overgrown as a comment was made in the local newspaper by Mark Coure MP that called on Council to reinstate the service. Councillor Badalati stated that he found the criticism ironic as Mark Coure MP was part of the NSW Liberal Government that forced the Councils to merge.

Councillor Kastanias – wished all Councillors, staff and the community all the very best for a Merry Christmas and all the best for the New Year, however, she stated the behaviour of some Councillors during the last Council meeting was not in keeping with the Charter of Respect and hopes that Councillors will be more respectful of each other in the new year.

Councillor Hindi – advised the quality of the Christmas lights in the city is excellent but also stated next year he would like to encourage more entries to be submitted to Council with Ward Councillors promoting the event in their wards and nominating entries.

Councillor Hindi – congratulated a staff member, Samantha Charlton on her recent wedding and wished her all the best for the future.

Councillor Hindi – expressed his thanks to all the staff for their work and efforts over the last year in helping the Councillors make informed decisions and for providing their support.

The Mayor, Councillor Greene - advised that he had the pleasure, along with Councillors Payor, Grekas and Konjarski, in awarding the winner of the Christmas Lights competition.

Councillor Grekas - congratulated The Mayor Councillor Greene and his wife on completing a 20 kilometre charity walk to help raise funds for medical research on the weekend.

The Mayor, Councillor Greene – thanked Councillor Grekas and all the other Councillors who attended the fundraising walk and advised that it appeared that funds in excess of \$10,000 will be raised for the St George - Sutherland Medical Research Foundation. He thanked all those who provided sponsorship.

Committee Reports

Note: Councillor Katris declared a Pecuniary interest in the item, CCL075-18 (ENV048-18), left the meeting and took no part in the discussion of that item.

CCL075-18 Report of the Environment and Planning Committee - Meeting held on 3 December 2018

(Report by Executive Services Officer)

Resolved: Councillor Hindi and Councillor Kastanias

That the Committee recommendations for items ENV045-18 to ENV049-18, (excluding ENV046-18 and ENV048-18) detailed below, be adopted by Council.

ENV045-18 Investigation of Waste Diversion Options

That Council endorse the implementation of the Bower Collection and Rehoming Service; Retail your Rubbish; Clothing and Textile Recycling and Sustainability in Schools in accordance with the details in this report, in order to assist in improving the diversion of waste from landfill.

ENV047-18 Adoption of Georges River Council's Economic Development Strategy

- (a) That Council notes the community and business consultation undertaken in drafting the first Georges River Economic Development Strategy.
- (b) That Council adopts the Economic Development Strategy as amended (Refer to Attachment 2) as a result of issues raised through the public exhibition and detailed in this report.
- (c) That Council write to all those that made a submission advising them of the adoption of the Economic Development Strategy.

ENV049-18 Appointment of Community Representatives to the Georges River Council Local Planning Panel for the Kogarah Bay and Hurstville Wards

- (a) That Council does not accept the applications for the Community Representations for the Local Planning Panel received in response to the Expression of Interest Process that occurred between 17 October and 4 November 2018.
- (b) That the General Manager advertise for Community Representatives in the Hurstville and Kogarah Bay Wards in early 2019.
- (c) That Council write to the candidates thanking them for their application for membership on the Local Planning Panel.

Record of Voting:

For the Motion: Unanimous

ENV048-18 Georges River Industrial Land Review and Guidelines for Assessing Industrial Land Rezoning Proposals

Resolved: Councillor Hindi and Councillor Agius

- (a) That Council endorse the *Georges River Industrial Land Review* as a strategic planning document that will inform the preparation of the Georges River LEP and DCP controls.
- (b) That Council forward the *Georges River Industrial Land Review* to the Greater Sydney Commission and Department of Planning and Environment seeking endorsement as a strategic document.
- (c) That Council advise the landowners of land zoned IN2 – Light Industrial within the *Hurstville Local Environmental Plan 2012* and *Kogarah Local Environmental Plan 2012* of Council's decision and invite them to attend an information session on the *Georges River Industrial Land Review*.
- (d) That Council advise the applicants of the Planning Proposal for 53-55 Halstead Street, South Hurstville of Council's decision and request additional information addressing the *Georges River Industrial Land Review* if they wish to proceed with the Planning Proposal.
- (e) That the *Georges River Industrial Land Review* be published on Council's website.

Record of Voting:

For the Motion: Unanimous

Note: Councillor Katris returned to the meeting at this time.

ENV046-18 Low Rise Medium Density Housing Code Planning Proposal**Resolved:** Councillor Konjarski and Councillor Grekas

- (a) That Council endorse the attached Low Rise Medium Density Housing Planning Proposal, as contained in Attachment 1 of this Report.
- (b) That the Low Rise Medium Density Housing Planning Proposal be forwarded to the delegate of the Greater Sydney Commission in accordance with the Gateway Determination.
- (c) That Council endorse that the General Manager may make minor modifications to correct any numerical, typographical, mapping, interpretation and formatting errors, if required, to improve clarity and readability.
- (d) That Council be advised of when the Low Rise Medium Density Housing Planning Proposal will be placed on public exhibition.

Record of Voting:

For the Resolution: The Mayor, Councillor Greene, Councillor Elmir, Councillor Symington, Councillor Katris, Councillor Payor, Councillor Grekas, Councillor Landsberry and Councillor Konjarski.

Against the Resolution: Councillor Kastanias, Councillor Agius, Councillor Badalati, Councillor Wu and Councillor Hindi.

CCL076-18 Report of the Finance and Governance Committee - Meeting held on 3 December 2018
(Report by Executive Services Officer)

Resolved: Councillor Badalati and Councillor Elmir

That the Committee recommendations for items FIN106-18 to FIN117-18 (inclusive) (excluding FIN017A-18 (CCL024A-18) and FIN18A-18, to be discussed in Confidential Session) detailed below, be adopted by Council.

FIN106-18 Advice on Costs and Status of Council's Court Proceedings - November 2018

That the report "Advice on Costs and Status of Council's Court Proceedings – November 2018" be received and noted.

FIN107-18 Increasing Transparency and Accountability for Council Funded Entities

- (a) That Council advise all entities who receive Council community grant funding, venue hire grants, rental subsidies, heritage grants, event sponsorship and/or donations totalling \$15,000 or more in any financial year, that they must provide to Council an Audited set of Financial Statements during any financial year in which they receive such funding or subsidies.
- (b) That the Audited Financial Statements must be received by Council on/before 1 September each year that the funding is provided to the entities.
- (c) That Council introduce this process as from 1 January 2019 and advise all affected entities accordingly.
- (d) That Council exclude legislated funding, subsidies and memberships, such as SES funding and the like, from this process.
- (e) That any entity who receives or requires funding totalling \$15,000 or more in financial assistance that cannot meet this condition be excluded from the community grant funding, venue hire grants, rental subsidies, heritage grants, event sponsorship and/or donations program.
- (f) That Council receive, on a yearly basis, a report from the General Manager containing all relevant information on the Financial Statements submitted by the organisations who receive the funding and this information be reported with the presentation of Council's Annual Financial Statements in October/November of each year.
- (g) That the \$15,000 financial funding threshold for reporting include the combination of both cash and in-kind funding.
- (h) That Council makes the appropriate changes to all documentation, including Policies and Procedures relating to community grant funding, venue hire grants, rental subsidies, heritage grants, event sponsorship and/or donations, to ensure a clear and consistent approach to the new process being adopted by Council.

FIN108-18 Georges River Council Loan Borrowing Policy

That Council adopt the attached Draft Georges River Council Loan Borrowing Policy which will become effective as from the date of adoption.

FIN109-18 Investment Report as at 31 October 2018

That Council adopt the attached Draft Georges River Council Loan Borrowing Policy which will become effective as from the date of adoption.

FIN110-18 Property Matter - Licence Agreement for Penshurst West Football Club, Olds Park

That the report “Property Matter – Licence Agreement for Penshurst West Football Club, Olds Park” be received and noted.

FIN111-18 Property Matter - Licence Agreement for Penshurst Panthers Junior AFL Club, Olds Park

That the report “Property Matter - Licence Agreement for Penshurst Panthers Junior AFL Club, Olds Park” be received and noted.

FIN112-18 Property Matter - Licence Agreement for St George Little Athletics, Olds Park

That the report “Property Matter - Licence Agreement for St George Little Athletics, Olds Park” be received and noted.

FIN113-18 Property Matter - Licence Agreement for Riverwood Legion Club, Riverwood Park

That the report “Property Matter - Licence Agreement for Riverwood Legion Club, Riverwood Park” be received and noted.

FIN114-18 Property Matter - Licence Agreement for Kingsgrove Colts, Beverly Hills Park

That the report “Property Matter - Licence Agreement for Kingsgrove Colts, Beverly Hills Park” be received and noted.

FIN115-18 Property Matter - Proposed Lease of 31 Thurlow Street Riverwood, Riverwood Community Centre

That the report “Property Matter – Proposed Lease of 31 Thurlow Street Riverwood, Riverwood Community Centre” be received and noted.

FIN116-18 Property Matter - Deed of Licence for St George Creative Art and Craft Centre

That the report “Property Matter - Deed of Licence for St George Creative Art and Craft Centre” be received and noted.

FIN117-18 Membership of Southern Sydney Region Organisation of Councils (SSROC)

- (a) That Council investigate the costs and benefits of not renewing membership of the Southern Sydney Regional Organisation of Councils and the Local Government NSW and that a further report be provided to Council at the earliest opportunity regarding the outcome of these investigations.
- (b) That Council continues with its SSROC membership until the further report is received.

FIN017A-18 Supreme Court Proceedings 2018/215935 (Request for Land Owner's Consent - 59 Park Road, Kogarah Bay)

- (a) That the matter be deferred to Council for determination.
- (b) That an additional legal briefing from Council's Lawyers be provided at a Councillor Briefing and Workshop session prior to the next Ordinary Council meeting.

Note: Item FIN017A-18 was discussed in Closed Session and considered as item CCL024A-18.

CCL077-18 Record of the Community and Culture Committee - Meeting held on 3 December 2018
(Report by Executive Services Officer)

Resolved: Councillor Katris and Councillor Symington

That the Committee recommendations for items COM053-18 to COM056-18(inclusive) (excluding COM054-18) detailed below, be adopted by Council.

COM053-18 Ban on Single-use Plastic Bags and Drinking Straws from Council Events

- (a) That the progress to date in reducing the use of single-use plastic bags and drinking straws be noted.
- (b) That Council note the cost implications, risks and processes that would be required to further integrate sustainable event practices.

COM055-18 Sponsorship and Donation Requests

- (a) That Council approve the sponsorship request of \$594.00 (\$594.00 of in-kind support) for the performance of "The Life and Death of King John" presented by Bard on the Beach to be held on the 19 March 2019 at Carss Park.
- (b) That Council retrospectively approve a donation request of \$230.00 (\$230.00 of in-kind support) for the use of public space to Christ Church Anglican for their non-perishable food collection at Morts Road, Mortdale between 19 and 24 November 2018.
- (c) That Council retrospectively approve the sponsorship request of \$769.00 (\$700.00 financial support and \$69.00 of in-kind support) to stage the annual Community Christmas Carol Service presented by St Cuthberts Park Road Anglican Church, South Carlton to be held 9 December 2018.
- (d) That Council retrospectively approve the sponsorship request of \$2285.00 (\$2250.00 financial support and \$35.00 of in-kind support) to support the Community Carol event presented by Our Lady of Fatima Catholic Church, Peakhurst to be held 9 December 2018.

COM056-18 Construction of a Library Media Lab at Hurstville Library

- (a) That Council endorse (in-principle) the renovation of Hurstville Library to make available additional space for public use, including the creation of a Media Lab to meet growing demand for creative spaces, technology and learning support subject to securing adequate funding.
- (b) That Public Library Infrastructure Grant funds awarded to the former Hurstville City Council in 2014/15 be used to assist with construction and fit-out.
- (c) That Council investigate additional funding sources prior to, and as part of, the 2019/20 budget process.

Record of Voting:

For the Motion: Unanimous

COM054-18 Public Requests to Name/Rename Parks, Roads, Places, Laneways, Suburb, Rivulet and an Island

Resolved: Councillor Katris and Councillor Landsberry

- (a) That the proposal to name the currently unnamed road reserve, informally known as Shunde Gardens on South Street, Kogarah, as Edith Blake Reserve be endorsed to be placed on public exhibition in accordance with the Georges River Council Place Naming Policy;
- (b) That the proposal to name the currently unnamed road reserve, informally known as Gloucester Road Reserve in Beverly Hills, to Merv Lynch Reserve, be endorsed to be placed on public exhibition in accordance with the Georges River Council Place Naming Policy;
- (c) That the proposal to name the currently unnamed road reserve, informally known as Edgbaston Road Reserve in Beverly Hills, to Cable Reserve be endorsed to be placed on public exhibition in accordance with the Georges River Council Place Naming Policy;
- (d) That the proposal to name the currently unnamed road reserve, informally known as River Road Reserve No.1 in Oatley, to Boorea Reserve be endorsed to be placed on public exhibition in accordance with the Georges River Council Place Naming Policy;
- (e) That the proposal to name the currently unnamed park adjoining Anglo Square in Carlton to Nethery Park be endorsed to be placed on public exhibition in accordance with the Georges River Council Place Naming Policy;
- (f) That the proposal to name the currently unnamed lane between Hardwicke Street and Littleton Street in Riverwood as Lauricella Lane be endorsed to be placed on public exhibition in accordance with the Georges River Council Place Naming Policy;
- (g) That the proposal to name the currently unnamed lane between Edgbaston Road and Stoney Creek Road in Beverly Hills as Evans Lane be endorsed to be placed on public exhibition in accordance with the Georges River Council Place Naming Policy;
- (h) That the proposal to name the currently unnamed lane between King Georges Road and Hampden Street in Beverly Hills as St James Lane be endorsed to be placed on public exhibition in accordance with the Georges River Council Place Naming Policy;
- (i) That the proposal to name the currently unnamed lane between Hampden Street and Melvin Street in Beverly Hills as Horace Lane be endorsed to be placed on public

exhibition in accordance with the Georges River Council Place Naming Policy;

- (j) That the proposal to divide and define Mortdale Heights as a distinct suburb from Mortdale be declined, in accordance with section 5a(i) of the Georges River Council Place Naming Policy;
- (k) That the proposal to name the currently unnamed rivulet in Peakhurst, Pename Rivulet be declined, in accordance with section 4a(i) of the Georges River Council Place Naming Policy;
- (l) That the proposal to name the currently unnamed island in Lugarno, Future Island be declined, in accordance with section 4a(ii) of the Georges River Council Place Naming Policy;
- (m) That during the public exhibition period, a Councillor Workshop is held to consider the results of the community consultation and provide further input on the Council Officer recommendations, prior to final submission to the Geographical Names Board and a further report to Council for approval.

Motion: Councillor Badalati and Councillor Hindi

- (a) That the Georges River Council Place Naming Policy, Section 8 is amended to include Councillor Briefings prior to the tabling of reports to Committees and Council seeking public exhibition of naming requests.
- (b) That, prior to consideration at Community and Culture Committee and Council Meeting, a Councillor Workshop is held to consider the naming of parks and places.
- (c) That the amended Policy is placed on public exhibition prior to adoption by Council.

The Motion on being put to the meeting was Declared **Lost** with the following votes being recorded:

Record of Voting:

For the Motion: Councillor Badalati, Councillor Hindi, Councillor Wu, Councillor Kastanias Councillor Agius and Councillor Symington.

Against the Motion: The Mayor, Councillor Greene, Councillor Elmir, Councillor Konjarski, Councillor Katris, Councillor Payor, Councillor Grekas and Councillor Landsberry.

CCL078-18 Report of the Assets and Infrastructure Committee - Meeting held on 3 December 2018
(Report by Executive Services Officer)

Resolved: Councillor Grekas and Councillor Elmir

That the Committee recommendations for items ASS054-18 to ASS057-18 (inclusive) (excluding ASS054-18, ASS055-18 and ASS056-18 which will be discussed in Confidential session) detailed below, be adopted by Council.

ASS057-18 Tender T18/058 - Ecological Restoration Work

- (a) That Tenders from Service Providers: Dragonfly Environmental Pty Ltd, Toolijooa, Hills Bushcare, Creatures of Habitat, Total Earth Care Pty Ltd, Marc Stettner (Sole Trader) trading as Apunga Ecological Management, John Allison trading as Native Gardener (Reserve 1) and Bush-it Pty Ltd (Reserve 2) be accepted and be placed on the Panel of preferred Service Providers under the Contract T18/058, subject to the satisfactory outcome of the financial assessment.
- (b) That the General Manager be authorised to sign the Contracts with the preferred Contractors on behalf of Council.
- (c) That Council inform the unsuccessful Tenderers, Bush Habitat Restoration Cooperative Limited, Soil Conservation Service, CJ Environmental and Wadanguli Ecological and Landscaping Services Pty Ltd, of the resolution to decline those tenders.

Record of Voting:

For the Motion: Unanimous

Finance and Governance**CCL079-18 Tabling of Disclosure of Interest Returns**
(Report by Senior Policy Officer)

Resolved: Councillor Badalati and Councillor Agius

That the tabling of Disclosure of Interest Returns be received and noted.

Record of Voting:

For the Motion: Unanimous

CCL080-18 Video Screen Installation Jubilee Stadium
(Report by Executive Manager Premium Facilities and Properties)

Resolved: Councillor Agius and Councillor Konjarski

That Council accept the donation from the NSW State Government of a Mitsubishi video screen for Jubilee Stadium and endorse that funding for installation of the screen to be sourced from Council's Asset, Infrastructure and Road Management Reserve.

Record of Voting:

For the Motion: The Mayor, Councillor Greene, Councillor Elmir, Councillor Agius, Councillor Grekas, Councillor Kastanias, Councillor Katris, Councillor Konjarski, Councillor Landsberry, Councillor Payor, Councillor Symington, and Councillor Wu.

Against the Motion: Councillor Badalati and Councillor Hindi.

Note: Councillor Grekas declared a Pecuniary Interest in the item, CCL081-18, left the meeting and took no part in the discussion of that item.

CCL081-18 Updated Fees and Charges 2018/2019

(Report by Director Business and Corporate Services)

Resolved: Councillor Badalati and Councillor Hindi

That the matter be deferred to a Councillor Briefing and Workshop for further discussion and information.

Record of Voting:

For the Motion: Councillor Agius, Councillor Badalati, Councillor Hindi, Councillor Kastanias, Councillor Katris, Councillor Symington, and Councillor Wu.

Against the Motion: The Mayor, Councillor Greene, Councillor Elmir, Councillor Konjarski, Councillor Landsberry and Councillor Payor.

Note: Councillor Grekas re-entered the meeting at this time.

Note: Councillor Elmir declared a Pecuniary Interest in the item, CCL082-18, left the meeting and took no part in the discussion of that item.

CCL082-18 Applications Pursuant to Councillor Ward Discretionary Fund Policy
(Report by Acting Executive Manager, Office of the General Manager)

Resolved: Councillor Badalati and Councillor Agius

That the following applications for funding, pursuant to the Councillors Ward Discretionary Fund Policy, be approved:

- (i) Application submitted by Councillor Payor on behalf of the Kogarah Concert Band in the amount of \$1,500.
- (ii) Application submitted by Councillor Payor on behalf of Park Road Anglican Church in the amount of \$1,100.
- (iii) Application submitted by Councillor Hindi on behalf of Mortdale Mens Shed in the amount of \$1,000.
- (iv) Application submitted by Councillor Hindi on behalf of St Declan's Catholic Church in the amount of \$1,500.
- (v) Application submitted by Councillor Tegg on behalf St George Little Athletics in the amount of \$1,200.
- (vi) Application submitted by Councillor Grekas on behalf Kogarah Cougars JRLFC in the amount of \$400.
- (vii) Application submitted by Councillor Grekas on behalf Kogarah Community Services in the amount of \$500.
- (viii) Application submitted by Councillor Landsberry on behalf Kogarah Cougars JRLFC in the amount of \$1,500.
- (ix) Application submitted by Councillor Elmir on behalf Kogarah Cougars JRLFC in the amount of \$1,500.
- (x) Application submitted by Councillor Hindi, for minor capital works Olds Park Amenities upgrade in the amount of \$45,000. (Mortdale Ward Fund).
- (xi) Application submitted by Councillor Payor, for minor capital works Hogben Park, Kogarah – park lighting upgrade and water station / dog bubbler \$73,000. (Kogarah Bay Ward Fund).

- (xii) Application submitted by Councillor Payor, for minor capital works Moore Park, Beverley Park – fence upgrade with double gates and water stations / dog bubblers. \$15,000. (Kogarah Bay Ward Fund).
- (xiii) Application submitted by Councillor Payor, for minor capital works Kogarah, Allawah, Carlton and Hurstville Railway Stations – Install and retrofit water refill stations / dog bubblers. \$15,000. (Kogarah Bay Ward Fund).
- (xiv) Application submitted by Councillor Payor, for minor capital works Kogarah School of Arts – portable acoustic panels. \$2,500. (Kogarah Bay Ward Fund).
- (xv) Application submitted by Councillor Payor, for minor capital works South Hurstville footpath installation – Woniora Road, between Taunton Street and Blakesley Road. \$23,000. (Kogarah Bay Ward Fund).
- (xvi) Application submitted by Councillor Katris, for minor capital works Erection of 3 memorial plinths at the war memorial at Jubilee Park honouring 3 prominent Georges River Service Personnel. \$12,000. (Kogarah Bay Ward Fund).
- (xvii) Application submitted by Councillor Agius, for minor capital works Pergola Roof Sheeting, Ma an Shan Friendship Park. \$29,500. (Kogarah Bay Ward Fund).

Record of Voting:

For the Motion: Unanimous

Note: Councillor Elmir re-entered the meeting at this time.

CCL083-18 Overseas Manager Exchange Scholarship to the USA - February 2019 (Report by Acting Executive Manager, Office of the General Manager)

Resolved: Councillor Badalati and Councillor Hindi

That Samantha Charlton (Acting Executive Manager, Office of the General Manager) be authorised to participate in the Local Government Professionals Overseas Manager Exchange Scholarship to the United States of America in February 2019.

Record of Voting:

For the Motion: Unanimous

Assets and Infrastructure

CCL084-18 Georges River Traffic Advisory Committee Meeting - 4 December 2018 (Report by Coordinator Traffic & Transport)

Resolved: Councillor Grekas and Councillor Konjarski

- (a) That the recommendations contained within the minutes of the Georges River Traffic Advisory Committee Meeting held on 4 December 2018 be adopted by Council.
- (b) The recommendations are presented to the Council Meeting for adoption due to the scheduling of the Assets and Infrastructure Committee December meeting.

Record of Voting:

For the Motion: Unanimous

Notices of Motion

NM103-18 Establishment of an Educational Precinct in Hurstville (Report by Councillor Kastanias)

Resolved: Councillor Kastanias and Councillor Badalati

That the General Manager, as part of the establishment of the new City Strategy and Innovation Directorate, investigate and explore opportunities to establish an education precinct within Hurstville to attract international students and explore opportunities to create greater cultural connections as part of our Creative Cultural Strategy and Civic Centre Precinct.

Record of Voting:

For the Motion: Unanimous

NM104-18 Georges River Council Leadership - Early Introduction of new Model Code of Meeting Practice for Local Councils in NSW (Report by Councillor Grekas)

Resolved: Councillor Grekas and Councillor Hindi

- (a) That Council note the recent release by the NSW government of the new Model Code of Meeting Practice for Local Councils, which is soon to be prescribed by the Local Government (General) Regulation 2005.
- (b) That as a continuation of Council's leadership approach to civic transparency and openness, Council take all necessary steps to implement the provisions of the new Model Code of Meeting Practice, including the voluntary public webcasting of Council, Standing Committee and Advisory Committee meetings, from the first meetings in 2019.
- (c) That the General Manager prepare a report to Council in early 2019 to enable a new Georges River Council Code of Meeting Practice to be placed on exhibition, including all relevant amendments to the Terms of Reference for Council's Committees.

Record of Voting:

For the Motion: Unanimous

NM105-18 Council Presentations and Events (Report by Councillor Hindi)

Resolved: Councillor Hindi and Councillor Kastanias

That all future Council presentations, award ceremonies and events where practical, be held after 5.30pm to allow for a greater representation of Councillors to attend.

Record of Voting:

For the Motion: Unanimous

NM106-18 Introduction of RMS Clearways on Henry Lawson Drive - Impact on Peakhurst Lodge Nursing Home
(Report by Councillor Symington)

Resolved: Councillor Symington and Councillor Hindi

- (a) That Council note the impact on visitors and care workers to Peakhurst Lodge (The Sisters of Our Lady of China nursing home) arising from the introduction of an afternoon clearway on Henry Lawson Drive by the NSW Roads and Maritime Services.
- (b) That the General Manager prepare a report to investigate opportunities to improve accessibility to the Lodge for visitors and care workers including:
 - (i) the feasibility and cost of installing a concrete walking path in the open space adjacent to Peakhurst Lodge and between Jacques Avenue and Henry Lawson Drive;
 - (ii) lighting to assist users when this access route is used after sunset.

Note: Councillor Hindi left the meeting at 9.17pm and was not present for the vote on this item.

Record of Voting:

For the Motion: Unanimous

Consideration of Business in Closed Session

Resolution: Councillor Elmir and Councillor Grekas

At this stage of the meeting the Mayor advised that the meeting would move into a Confidential Session to allow consideration of a matter in Closed Session in accordance with Section 10A of The Local Government Act 1993. Accordingly, members of the press and public are excluded from the closed session and access to the correspondence and reports relating to the items considered during the course of the closed session will be withheld.

This action was taken to allow discussion of the following items:

CCL024A-18 Supreme Court Proceedings 2018/215935 (Request for Land Owner's Consent - 59 Park Road, Kogarah Bay)
(Report by Director Legal Services and General Counsel)

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) (g) it is considered the matter 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 advice concerning litigation, or advice that would otherwise be privileged from production in legal proceedings on the ground of legal professional privilege.

FIN018A-18 Jubilee Stadium Naming Rights Expressions of Interest

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 contains 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.

ASS054-18 Tender for the Construction of the Charles Pirie Reserve Inclusive Sports Amenities Building and Adjoining Carpark - General Revenue and Asset Management Reserve

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 contains 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.

ASS055-18 Tender for the Construction of the Harold Fraser Oval Community Pavilion - Stronger Communities Fund and s94 Funds

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.

ASS056-18 Tender for the Construction of Poulton Park Synthetic Football Fields - Stronger Communities Fund and Domestic Waste Reserve

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.

These matters will be considered in closed session in accordance with Section 10A(2) (c) of the Local Government Act 1993, as it contains information that would, if disclosed, confer a commercial advantage on a person with whom Council is conducting (or proposes to conduct) business.

The Mayor 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 Mayor 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.

There were none.

Adjournment:

At 9.19pm The Mayor, Councillor Greene adjourned the meeting for 3 minutes before moving into Consideration of Business in Closed Session.

Record of Voting:

For the Motion: Unanimous

Resumption of Standing Orders

At 9.22pm Standing Orders were resumed with the following present;

The Mayor, Councillor Greene, Deputy Mayor, Councillor Elmir, Councillor Stephen Agius, Councillor Grekas, Councillor Konjarski, Councillor Landsberry, Councillor Liu, Councillor Payor and Councillor Symington.

Note: Councillor Badalati re-entered the meeting during discussion of FIN018A-18 at 9.39pm.

Note: The Mayor, Councillor Greene declared a Significant Non-Pecuniary interest in item ASS055-18, left the meeting and took no part in the discussions.

At this point of the meeting in Closed Session, where ASS055-18 was to be discussed, the Mayor, Councillor Greene vacated the Chair and left the room and Deputy Mayor, Councillor Elmir assumed the Chair.

Following resolution of ASS055-18 in Closed Session, Councillor Elmir vacated the Chair and The Mayor, Councillor Greene entered the room and resumed the Chair.

Consideration of Confidential Recommendations

CCL024A-18 Supreme Court Proceedings 2018/215935 (Request for Land Owner's Consent - 59 Park Road, Kogarah Bay) (Report by Director Legal Services and General Counsel)

Resolved: Councillor Hindi and Councillor Katris

- (a) That the Council defend Supreme Court proceedings commenced by Mr and Mrs Sykalos;
- (b) That the General Manager pursue “without prejudice” negotiations with a view to a commercial settlement in Council’s interests; and
- (c) That the General Manager provide a report to the February 2019 Ordinary Council meeting in response to the request to provide land owner’s consent for a development application for a mixed use development that includes Council-owned land at 59 Park Road, Kogarah Bay.

Record of Voting:

For the Motion: Unanimous

Note: Councillor Badalati was not present for the vote on CCL024A-18.

FIN018A-18 Jubilee Stadium Naming Rights Expressions of Interest

Resolved: Councillor Hindi and Councillor Katris

- (a) That Council awards the naming rights sponsorship for Jubilee Stadium to Network Strata Services Pty Ltd (Netstrata) as generally detailed in this report.
- (b) That the General Manager be authorised to sign the sponsorship agreement with the preferred proponent on behalf of Council.
- (c) That Jubilee Stadium will be known as Netstrata Jubilee Stadium for a period of three years from date of execution.
- (d) That Council inform the unsuccessful applicants of the resolution.

Record of Voting:

For the Motion: The Mayor, Councillor Greene, Councillor Elmir, Councillor Agius, Councillor Grekas, Councillor Hindi, Councillor Kastanias, Councillor Katris, Councillor Konjarski, Councillor Landsberry, Councillor Payor, Councillor Symington, and Councillor Wu.

Against the Motion: Councillor Badalati.

ASS054-18 Tender for the Construction of the Charles Pirie Reserve Inclusive Sports Amenities Building and Adjoining Carpark - General Revenue and Asset Management Reserve

Resolved: Councillor Katris and Councillor Kastanias

- (a) That Council, in accordance with Section 178 of the *Local Government (General) Regulation 2005 (NSW)*, accepts the Tender from Lanskey Constructions Pty Ltd, in the amount of \$1,375,639.00 (excluding GST), after having regard to all the circumstances, as the tender that appears to be the most advantageous and appoint Lanskey Constructions Pty Ltd as the Principal Contractor under the Contract Number T18/055 Tender for Construction of Charles Pirie Reserve Inclusive Sports Amenities Building and Adjoining Carpark.
- (b) That Council approves the allocation of an additional \$500,000 from the Asset Management Reserve for the Project.
- (c) That Council approves the revised budget of \$1,500,000 for the Construction of Charles Pirie Reserve Inclusive Sports Amenities Building and Adjoining Carpark.
- (d) That the General Manager be authorised to sign the Contracts with the preferred Contractors on behalf of Council.
- (e) That Council officers inform the unsuccessful Tenderers of the resolution to decline to accept those tenders.

Record of Voting:

For the Motion: Unanimous

ASS055-18 Tender for the Construction of the Harold Fraser Oval Community Pavilion - Stronger Communities Fund and s94 Funds

Resolved: Councillor Agius and Councillor Katris

- (a) That Council, in accordance with Section 178 of the Local Government (General) Regulation 2005 (NSW), accepts the Tender from Lanskey Constructions Pty Ltd, in the amount of \$2,403,800.00 (excluding GST), after having regard to all the circumstances, as the tender that appears to be the most advantageous and appoint Lanskey Constructions Pty Ltd as the Principal Contractor under the Contract Number T18/053 Tender for the Construction of the Harold Fraser Oval Community Pavilion.
- (b) That Council approves the allocation of \$450,000 from the Georges River Council s94A Plan 005 (Harold Fraser Oval Amenities block replacement) for the Project.
- (c) That Council approves the allocation of \$925,000 from the former Kogarah s94 Plan No.5 - Open Space 2007 – Harold Fraser Oval Embellishment Works for the Project.
- (d) That Council approves the revised budget of \$2,500,000 for the Construction of the Harold Fraser Oval Community Pavilion.
- (e) That the General Manager be authorised to sign the Contracts with the preferred Contractors on behalf of Council.
- (f) That Council officers inform the unsuccessful Tenderers of the resolution to decline to accept those tenders.

Record of Voting:

For the Motion: Unanimous

ASS056-18 Tender for the Construction of Poulton Park Synthetic Football Fields -

Stronger Communities Fund and Domestic Waste Reserve

Resolved: Councillor Elmir and Councillor Grekas

- (a) That Council, in accordance with Section 178 of the Local Government (General) Regulation 2005 (NSW), accepts the Tender from Polytan Asia Pacific Pty Ltd, in the amount of \$2,366,732.35 (excluding GST), after having regard to all the circumstances, as the tender that appears to be the most advantageous and appoint Polytan Asia Pacific Pty Ltd as the Principal Contractor under the Contract Number T18/054 Tender for the Construction of the Poulton Park Synthetic Fields.
- (b) That Council approves the allocation of \$1,100,000 from the Georges River Council Domestic Waste Reserve to fund the remediation and capping works for the former putrescible and non - putrescible landfill site.
- (c) That Council approves the revised budget of \$4,100,000 for the Poulton Park Works.
- (d) That the General Manager be authorised to sign the Contracts with the preferred Contractors on behalf of Council.
- (e) That Council officers inform the unsuccessful Tenderers of the resolution to decline to accept those tenders.

Record of Voting:

For the Motion: The Mayor, Councillor Greene, Councillor Elmir, Councillor Agius, Councillor Grekas, Councillor Hindi, Councillor Kastanias, Councillor Katris, Councillor Konjarski, Councillor Landsberry, Councillor Payor, Councillor Symington, and Councillor Wu.

Against the Motion: Councillor Badalati.

Open Council

Resolved: Councillor Hindi and Councillor Agius

Council returned to Open Session at 10.39pm

Consideration of Recommendations from Closed Session

Resolved: Councillor Elmir and Councillor Grekas

That the recommendations of the Closed Session be adopted.

Conclusion

The Meeting was closed at 10.41pm

Chairperson