

MINUTES

Council Meeting

Monday, 27 May 2019

Council Chambers, Civic Centre, Hurstville



PRESENT

Council Members

The Mayor, Councillor Kevin Greene, Deputy Mayor, Sam Elmir, Councillor Stephen Agius, Councillor Vince Badalati, Councillor Sandy Grekas, Councillor Con Hindi, Councillor Rita Kastanias, Councillor Nick Katris, Councillor Lou Konjarski, Councillor Kathryn Landsberry, Councillor Nancy Liu, Councillor Leesha Payor, Councillor Colleen Symington, Councillor Warren Tegg and Councillor Christina Wu

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 City Strategy and Innovation – Ms Sue Weatherley, General Counsel - Ms Jenny Ware, Manager, Office of the General Manager - Ms Roxanne Thornton and Head of Executive Services - Ms Jennifer Anderson.

OPENING

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

NATIONAL ANTHEM

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

PRAYER

Reverend Brian Tung, of St George's Hurstville Anglican Church, offered a prayer at the meeting.

ACKNOWLEDGEMENT OF COUNTRY

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

APOLOGIES

There were no apologies.

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.

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

The Mayor, Councillor Greene disclosed a Significant Non-Pecuniary Interest in **CCL024-19** Report of the Assets and Infrastructure Committee Meeting 13 May 2019 – Item **ASS010-19**: Management Agreement for Penshurst Park Cricket Training Facility, for the reason that he is President of St George District Cricket Club, which is a tenderer. The Mayor will leave the Chamber and not participate in discussion or voting on the matter.

The Mayor, Councillor Greene disclosed a Non-Significant Non-Pecuniary interest in **CCL023-19** Applications Pursuant to Councillor Ward Discretionary Fund Policy – **CWF134/18-19**: Forest Rangers Football Club – for the reason that his son plays for Forest Rangers Football Club.

Councillor Badalati disclosed a Non-Significant Non-Pecuniary Interest in **CCL026-19** Report of the Finance and Governance Committee Meeting held on 13 May 2019, item **FIN039-19**: St George Business Chamber – Variation of the Terms of the Deed of Agreement, for the reason that he knows the President of St George Business Chamber very well. Councillor Badalati will leave the meeting and not participate in discussion or voting on this item.

Councillor Hindi disclosed a Non-Significant Non-Pecuniary interest in **CCL023-19** Applications Pursuant to Councillor Ward Discretionary Fund Policy – **CWF166/18-19**: St George Little Athletics Club – for the reason that his son was a member of the St George Little Athletics Club approximately 20 years ago.

Councillor Hindi disclosed a Non-Significant Non-Pecuniary Interest in **CCL026-19** Report of the Finance and Governance Committee meeting held on 13 May 2019, item **FIN039-19**: St George Business Chamber – Variation of the Terms of the Deed of Agreement, for the reason that he occasionally has coffee with the President of St George Business Chamber. Councillor Hindi will leave the meeting and not participate in discussion and voting on this item.

Councillor Kastanias disclosed a Pecuniary Interest in **CCL023-19** Applications Pursuant to Councillor Ward Discretionary Fund Policy – **CWF134/18-19**: Forest Rangers Football Club – for the reason that her business is a current sponsor of Forest Rangers Football Club. Councillor Kastanias will leave the meeting and not participate in discussion or voting on this item.

Councillor Kastanias disclosed a Non-Significant Non-Pecuniary Interest in **CCL026-19** Report of the Finance and Governance Committee meeting held on 13 May 2019, item **FIN039-19**: St George Business Chamber – Variation of the Terms of the Deed of Agreement, for the reason that a non-executive member of St George Business Chamber, who is a business owner in Lugarno (Chivers Hill) Shopping Centre, has previously completed architectural work for her.

Councillor Katris disclosed a Pecuniary Interest in **CCL027-19** Report of the Community and Culture Committee Meeting 13 May 2019 – Item **COM015-19**: Community Grants Program 2018-2019 Round 2, for the reason that he is a life member of The Greek Orthodox Parish Church and Community of Kogarah and his office is occasionally employed to provide architectural services for the Church and Parish. Councillor Katris will leave the meeting and not participate in discussion and voting on this item.

Councillor Konjarski disclosed Non-Pecuniary interest in **CCL023-19** Applications Pursuant to Councillor Ward Discretionary Fund Policy – **CWF134/18-19**: Forest Rangers Football Club – for the reason that he coached at the club about 10 years ago.

Councillor Konjarski disclosed a Non-Significant Non-Pecuniary Interest in **CCL026-19** Report of the Finance and Governance Committee meeting held on 13 May 2019, item **FIN039-19**: St George Business Chamber – Variation of the Terms of the Deed of Agreement, for the reason that he knows the President, Vice President and Secretary of St George Business Chamber.

Councillor Landsberry disclosed a Non-Significant Non-Pecuniary interest in **CCL027-19** Report of the Community and Culture Committee Meeting 13 May 2019 – Item **COM015-19**: Community Grants Program 2018-2019 Round 2, for the reason that she was advised by an acquaintance through the Labor Party that he was submitting an application on behalf of Brihottor Chattagram Samity Australia.

Councillor Landsberry disclosed a Significant Non-Pecuniary Interest in **CCL023-19** Applications Pursuant to Councillor Ward Discretionary Fund Policy – **CWF136/18-19**: Carss Park Football Club – for the reason that her son is on the Carss Park Football Club Committee and plays for the club. Councillor Landsberry will leave the meeting and not participate in discussion and voting on this item.

Councillor Tegg disclosed a Non-Significant Non-Pecuniary Interest in **CCL024-19** Report of the Assets and Infrastructure Committee Meeting 13 May 2019 – Item **TAC079-19**: Hurstville Road, Hurstville Grove – Traffic Study Outcome from **ASS012-19** Georges River Traffic Advisory Committee meeting of 7 May 2019, for the reason that this section of road is quite close to his residence.

Councillor Liu disclosed a Non-Pecuniary Interest in **CCL026-19** Report of the Finance and Governance Committee meeting held on 13 May 2019, item **FIN039-19**: St George Business Chamber – Variation of the Terms of the Deed of Agreement, for the reason that she is a general member of the Chamber.

PUBLIC ADDRESSES TO THE MEETING

ITEM	SPEAKER
CCL028-19 Results of Public Exhibition – Code of Meeting Practice	Mr Kevin Pietersz Obo Kogarah Bay Progress Association
CCL028-19 Results of Public Exhibition – Code of Meeting Practice	Ms Anne Wagstaff Obo Oatley Flora and Fauna Society
CCL026-19 Report of Finance and Governance Committee – Item FIN038-19 : Property Matter – Waratah Private Hospital Car Park	Mr Don Heap
CCL028-19 Results of Public Exhibition – Code of Meeting Practice	Ms Ilknur Bayari

MINUTES OF PREVIOUS MEETINGS**COUNCIL MEETING - 23 APRIL 2019**

RESOLVED: Councillor Landsberry and Councillor Hindi

That the Minutes of the Council Meeting held on 23 April 2019 be adopted.

Record of Voting:

For the Motion: Unanimous

MAYORAL MINUTE

MM007-19 Sydney FC - A League Champions 2019
(The Mayor, Councillor Greene)

RESOLVED: The Mayor, Councillor Greene

That Council congratulates Sydney FC on their victories in the A-League and W-League Grand Finals.

Record of Voting:

For the Motion: Unanimous

MM008-19 Federal Election 2019
(Report by The Mayor, Councillor Greene)

RESOLVED: The Mayor, Councillor Greene

That Council congratulates the Prime Minister and our local members on their re-election with the Mayor to forward letters of congratulations to each member.

Record of Voting:

For the Motion: Unanimous

MM009-19 St George Football Association Allstars Georges River Council vs Bayside Council
(Report by The Mayor, Councillor Greene)

RESOLVED: The Mayor, Councillor Greene

That Council support the St George Football Association Allstars local derby and challenge Bayside Council to a friendly competition where the losing Council is to fly the winning Council's flag for a day and wears the winning Council's jersey at the next Meeting of Council.

Record of Voting:

For the Motion: Unanimous

MATTERS OF PRIVILEGE

Condolences

The Mayor, Councillor Greene – advised Council of the passing of Peter R Webb ‘Jumbo’, on 5 May 2019. Mr Webb is the late husband of Aunty Annette Webb, a local Aboriginal Elder who officiates at many Council functions and is also a long standing member of Council’s Aboriginal Reference Group. Mr Webb had been a Mortdale resident for the last 25 years, and worked at City of Sydney Council for many years, until his retirement. Peter regularly accompanied Aunty Annette to Georges River Council’s community events such as Harmony Day and Reconciliation Week. Council expressed its condolences to Aunty Annette Webb on the loss of her husband, and also on the passing of her brother last week.

Councillor Grekas - advised Council of the passing of Mr Max Scott, a life member of Oatley Football Club. Max began coaching soccer at Oatley FC (formerly Oatley RSL) when his youngest son was in the U6s in 1993. He was also instrumental in starting up the girls’ soccer league locally. Max encouraged the St George Football Association to run the junior girls comp which started with three RSL teams and a team from Rockdale PCYC. He coached a team of girls, most of who had never played before, and continued to coach there until his daughter was too old for the junior competition. In recognition of his many years as a coach, a Board member, acknowledging his role in growing the women’s game and for his dedication to the club, Max Scott became a life member of Oatley RSL in 2000. Max inspired a generation of women to play soccer, many of whom are still playing for Oatley FC today. Council expressed its condolences to Max Scott’s family and the Oatley FC community.

Councillor Kastanias – expressed condolences on the passing of former Prime Minister, The Hon. Bob Hawke AC, GCL.

SUSPENSION OF STANDING ORDERS

Standing Orders were suspended and Council observed a minute’s silence in recognition of the condolence motions.

RESUMPTION OF STANDING ORDERS

Standing Orders resumed following the minute’s silence observed by Council.

Other

Councillor Katris – advised Council that he attended a service at The Cenotaph in Martin Place Sydney on 18 May 2019, commemorating the 78th Anniversary of the Battle of Crete and those who fell during the battle. British, Australian and New Zealand forces fought alongside Greek forces and also Cretan civilians, defending the island of Crete in a battle which began on 20 May 1941 when Germany began an airborne invasion of Crete. The Battle of Crete was the first time German paratroops had been used en masse. Indeed it was the first mainly airborne invasion in military history, and the first time German troops had encountered mass resistance from a civilian population. It was also important to note the camaraderie which existed between the Greek and allied forces in resisting the German troops. Councillor Katris commented that it was very moving to watch a Cretan war veteran, who was over 100 years old, lay a wreath at The Cenotaph.

Councillor Grekas – Councillor Grekas acknowledged three young swimmers from the Georges River Council area, Liam Davis, Scarlet Cameron and Dylan Antao, who competed in April at the 2019 National Age Swimming Championships in Adelaide. Liam Davis is 15, lives in Mortdale and represents Revesby Workers Swim Club. This is the second year he has competed at the National Age Swimming Championships. Scarlet Cameron is 14, lives in Mortdale and represents Sans Souci Swim Club. Scarlet also competed at the Australian Surf Life Saving Championships. Dylan Antao is 15 and represents St George Swim Club. Councillor Grekas highlighted the achievements of these young swimmers and acknowledged the hard work they have put in to achieve their goals. Councillor Grekas asked that the Mayor send a letter of congratulations to all three swimmers recognising their achievements.

Councillor Liu - thanked Councillor Grekas for taking the time to acknowledge Liam, Scarlet and Dylan, three high achieving swimmers. As the Secretary of St George Swimming Club, Councillor Liu took the opportunity to say she was pleased to represent the Club as a parent and also an Executive member. St George Swimming Club is a newly established club from the amalgamation of Hurstville, Rockdale and Breakers Swim Clubs. Since establishment, the Club has achieved much, both in the community and in the competitive arena. At the 8th Annual St George Community Awards last year, two of the Club's swimmers won Sports Achievement Awards.

Councillor Tegg – acknowledged Reconciliation Day, which is the first Monday on or after 27 May. In 1967, Australians voted in a referendum which resulted in the amendment of our National Constitution to take steps to properly recognise indigenous Australians.

Councillor Kastanias – presented to Council, a Certificate of Appreciation from ROAR (Residents Organisation At Riverwood Inc) to Georges River Council, in recognition of the valuable support provided by Council to the Riverwood Community. Councillor Kastanias also tabled a Certificate of Appreciation presented to her from ROAR in recognition of her support provided to the Riverwood Community. This group is a choir group who encourage men and women of all ethnic backgrounds to come along and join in song; and they also learn to speak English through singing. Councillor Kastanias contributed to ROAR through the Councillor Discretionary Ward Fund.

Councillor Landsberry – advised she had the pleasure of attending a performance of 'The Unworn Wedding Dress', along with several other Councillors and Council officers on 26 April 2019 at the Civic Centre. The performance was heart-warming and a brilliant documentary film which tells the story of local history during and following WWII. The actual dress is on display at Carss Cottage. It belonged to Gwen Coxhead, the Carss Park ranger's daughter who grew up in Carss Cottage. Her fiancé, John Buckham, went off to war and died building the Burma railway. Gwen never married and when she retired, became the co-founder of the Kogarah Historical Society.

Councillor Elmir – advised that on 8 May 2019 he had the privilege of attending the Annual St George Business Awards. He wished to congratulate every business that entered the competition and all of the award winners. He advised that Councillor Kastanias' business (Lugarno Deli) won an award that evening.

Councillor Elmir – commented that 27 May 2019 this year is the start of National Reconciliation Week. Councillor Elmir had the privilege of representing Council at the launch of National Reconciliation Week on Thursday 23 May 2019. Council joins the community to explore how we can contribute to achieving reconciliation in Australia.

Councillor Konjarski – advised that on Friday evening (24 May 2019) some Councillors attended the Rockdale City Suns 50th Anniversary at Doltone House. The night was very enjoyable, and the President wished to thank Councillor Wu for her contribution at the auction, in purchasing a signed Real Madrid jersey. The club raised approximately \$30,000 on the night.

Councillor Hindi – congratulated Councillor Kastanias on winning the St George Local Business Award for the best deli in the St George area.

Councillor Hindi – congratulated the Prime Minister, Hon Scott Morrison MP on his re-election. He also congratulated The Hon David Coleman MP on retaining the seat of Banks in the election. Councillor Hindi then went on to congratulate The Hon Tony Burke MP and The Hon Linda Burney MP on their re-election.

The Mayor, Councillor Kevin Greene – thanked Deputy Mayor, Councillor Elmir, for attending various events in the Mayor’s absence over the last couple of weeks. The Mayor also advised that he and the Deputy Mayor attended Hurstville Public School on 27 May 2019 and they wished to congratulate Council staff on the litter campaign and awareness program that they are running at the school. Council received 298 entries from children for a poster design competition and the winning entries will be seen on banners throughout the Council area in conjunction with World Environment Day on 5 June 2019.

COMMITTEE REPORTS

CCL024-19 Report of the Assets and Infrastructure Committee Meeting held on 13 May 2019
(Report by Head of Executive Services)

Note: The Mayor, Councillor Greene vacated the Chair and left the Chamber at 7.59pm having declared a Significant Non-Pecuniary Interest in item ASS010-19. Management Agreement for Penshurst Park Cricket Training Facility.

In the absence of the Mayor Councillor Greene, the Deputy Mayor Councillor Elmir took the Chair at 7.59pm.

RESOLVED: Councillor Grekas and Councillor Hindi

That the Committee recommendations for items ASS011-19 to ASS013-19 inclusive, detailed below, be adopted by Council.

ASS011-19 Naming of Penshurst Park Cricket Training Facility, 1A Percival Street, Penshurst

That Council approves the naming of the Penshurst Park Cricket Training Facility, at 1A Percival Street, Penshurst to be the “Norm O’Neill Cricket Training Facility”.

ASS012-19 Georges River Traffic Advisory Committee Meeting - 7 May 2019

That the recommendations contained within the minutes of the Georges River Traffic Advisory Committee Meeting held on 7 May 2019 be adopted by Council.

ASS013-19 Minutes of the Georges River Floodplain Risk Management Committee 6 May 2019

That the recommendations contained within the minutes of the Georges River Council Floodplain Risk Management Committee Meeting held on 6 May 2019 be adopted by Council.

Record of Voting:

For the Motion: Unanimous

RESOLVED: Councillor Hindi and Councillor Tegg

ASS010-19 Management Agreement for Penshurst Park Cricket Training Facility

- a) That Council, in accordance with Section 178 of the *Local Government (General) Regulation 2005 (NSW)*, accepts the Tender from BlueFit Pty Ltd for a Management Fee payable to Council of \$10,000 (including Outdoor Wickets Maintenance) per year (excluding GST) for a period of 3 years commencing 1 July 2019 under the Contract Number T18/059 Management Agreement for Penshurst Park Cricket Training Facility.
- b) That the General Manager be authorised to sign the Contract with the preferred Contractors on behalf of Council.
- c) That an internal cash reserve be established for the Penshurst Park Cricket Centre and that at the end of each financial year, surplus funds from the Centre be placed in this Reserve to be set aside for future renewal and improvement of the Centre's assets.
- d) That Council Officers inform the unsuccessful Tenderers of the resolution to decline to accept those tenders.

Record of Voting:

For the Motion: Unanimous

Note: The Mayor, Councillor Greene returned to the meeting at 8.08pm. The Deputy Mayor, Councillor Elmir vacated the Chair and the Mayor then took the Chair.

CCL025-19 Report of the Environment and Planning Committee Meeting held on 13 May 2019

(Report by Head of Executive Services)

RESOLVED: Councillor Hindi and Councillor Kastanias

That the Committee recommendations for items ENV012-19 to ENV014-19 inclusive, detailed below, be adopted by Council.

ENV012-19 Draft Georges River Car Parking Strategy

- (a) That the draft Georges River Council Car Parking Strategy (Attachments 1 to 15) and Tables 2 to 20 detailing the Council officer responses to the recommendations of the draft

Strategy be publicly exhibited for a minimum of 60 days.

- (b) That a further report be presented to Council following the exhibition of the draft Strategy, including a summary of submissions and recommendations for any additional studies, surveys and consultation to be undertaken.
- (c) That Council note the opportunities identified in Council's draft Car Parking Strategy for the installation of smart sensors and detection equipment in all Council owned car parks in the Hurstville and Kogarah CBDs to enable the community to detect availability of spaces via an appropriate application ('app').

ENV013-19 Recycling of X-Ray Film in the Georges River Local Government Area

- (a) That Council, to assist with the appropriate disposal of chemical and toxic waste, hold an additional two Household Chemical Collections in 2019/2020 and 2020/2021.
- (b) That Council endorses the continuation of the education and awareness program on the disposal and recycling of X-Ray film and associated products.

ENV014-19 Regulation of Bike Share Operators

That Council note the information contained within the report regarding the *Impounding Amendment (Shared Bicycles and Other Devices) Act 2018*.

Record of Voting:

For the Motion: Unanimous

RESOLVED: Councillor Tegg and Councillor Hindi

ENV011-19 Draft Keeping of Animals Policy

- (a) That Council endorse the Draft Keeping of Animals Policy, contained in Attachment 1, to be placed on public exhibition for 28 days.
- (b) That a further report be provided to Council at the conclusion of the public exhibition.
- (c) That the report back to Council on the draft policy includes an assessment on the number of racing pigeons based on consideration of the provisions implemented by other Councils and discussions with the relevant organisation.
- (d) That Council undertake targeted consultation and engagement with groups likely to be affected by this policy.

Record of Voting:

For the Motion: Unanimous

CCL026-19 Report of the Finance and Governance Committee Meeting held on 13 May 2019

(Report by Head of Executive Services)

RESOLVED: Councillor Badalati and Councillor Hindi

That the Committee recommendations for items FIN029-19 to FIN037-19 inclusive, as detailed

below, be adopted by Council.

FIN029-19 Advice on Costs and Status of Council's Court Proceedings - April 2019

That the report 'Advice on Costs and Status of Council's Court Proceedings – April 2019' be received and noted.

FIN030-19 Local Government Remuneration Tribunal Determination - Mayor and Councillors Fees for 2019-2020

That this matter be deferred to the full Council meeting for determination.

FIN031-19 Quarterly Budget Review Statement for quarter ending 31 March 2019

- (a) That Council receive and note the Quarterly Budget Review for quarter ending 31 March 2019.
- (b) That Council approve the variances to the 2018/19 Budget, as detailed in Attachment 1, as a result of the quarter ending 31 March 2019 Budget Review.

FIN032-19 Investment Report as at 31 March 2019

That Council receive and note the contents of the Investment Report as at 31 March 2019.

FIN033-19 Draft Budget 2019/20 - resources in the Strategic Planning Team to deal with development contributions

- (a) That Council approve the extension of the finance resource allocated to development contributions and VPAs for a further 13 months - from 16 May 2019 until 30 June 2020 - so as to continue to assist in the financial side of the development contributions and voluntary planning agreements area within the Strategic Planning team.
- (b) That in accordance with 'Recommendation 2' of the Section 7.11 and Section 7.12 Income Audit dated 18 March 2019 that Council create a dedicated Development Contributions Officer position to reduce the potential for errors in contribution levies applied and the loss of funding for future developments.
- (c) That Council note impact to the staff costs in the 2019/20 budget for the two positions reference in (a) and (b) and the ongoing staff costs for the dedicated Development Contributions Officer (referenced in (b) above).

FIN034-19 Draft 2019/20 Budget - Consideration of Upgrading Hurstville War Memorial and Provision of a New Basketball Court in Hurstville Ward

- (a) That Council considers the upgrading of the Hurstville War Memorial when the 2019/20 draft budget is being formulated.
- (b) That Council considers the provision of a basketball court as part of the Kempt Field Masterplan works.

FIN035-19 Quarterly Report - Outstanding Council Resolutions as at 31 March 2019

- (a) That the 'Quarterly Report - Outstanding Council Resolutions' (OCR) as at 31 March 2019, be received and noted.
- (b) That the list of OCR be amended to include the Councillors name who has moved the Notices of Motions.

FIN036-19 Results of exhibition of Council's Draft Code of Conduct and the Draft Procedures for the Administration of the Code of Conduct

- (a) That Council note the contents of this report incorporating the responses from the Office of Local Government (OLG) and the Independent Commission Against Corruption (ICAC).
- (b) That Council adopted the Draft Code of Conduct and Draft Procedures for the Administration of the Code of Conduct (Procedures), as attached.

FIN037-19 Property Matter - Lease of Commercial Office Space - Suite 4E, 34 MacMahon Street, Hurstville.

That the report 'Property Matter - Lease of Commercial Office Space – Suite 4E, 34 MacMahon Street Hurstville' be received and noted.

Record of Voting:

For the Motion: Unanimous

RESOLVED: Councillor Badalati and Councillor Katris

FIN038-19 Property Matter - Waratah Private Hospital Car Park

Note: Councillor Hindi left the meeting at 8.18pm, during discussion, and was not present for voting on this item.

- (a) That Council receive and note the contents of this report.
- (b) That Council continue with 1 hour free parking (as per the proposed Draft 2019/2020 Fees and Charges) to offset the operating loss currently incurred at the Waratah Private Hospital Car Park.
- (c) That the General Manager prepares a report investigating the opportunities available to dispose of the 150 Council owned car parking spaces and consider the benefits in reinvesting those funds in existing Council owned car parks or future development sites within Hurstville having regards to the provisions of Council's Draft Car Parking Strategy.
- (d) That the General Manager prepares a report investigating ways to provide free community volunteer car parking in the Hurstville precinct.

Record of Voting:

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

Against the Motion: Councillor Wu

RESOLVED Councillor Tegg and Councillor Agius

FIN039-19 St George Business Chamber - Variation of the Terms of the Deed of Agreement

Note: Councillor Badalati disclosed a Non-Significant Non-Pecuniary Interest in CCL026-19 Report of the Finance and Governance Committee Meeting held on 13 May 2019, item FIN039-19: St George Business Chamber – Variation of the Terms of the Deed

of Agreement, for the reason that he knows the President of St George Business Chamber very well. Councillor Badalati left the meeting and did not participate in discussion or voting on this item.

Note: Councillor Hindi disclosed a Non-Significant Non-Pecuniary Interest in CCL026-19 Report of the Finance and Governance Committee meeting held on 13 May 2019, item FIN039-19: St George Business Chamber – Variation of the Terms of the Deed of Agreement, for the reason that he occasionally has coffee with the President of St George Business Chamber. Councillor Hindi was not present during discussion and voting on this item.

Note: Councillor Kastanias disclosed a Non-Significant Non-Pecuniary Interest in CCL026-19 Report of the Finance and Governance Committee meeting held on 13 May 2019, item FIN039-19: St George Business Chamber – Variation of the Terms of the Deed of Agreement, for the reason that a non-executive member of St George Business Chamber, who is a business owner in Lugarno (Chivers Hill) Shopping Centre, has previously completed architectural work for her. Councillor Kastanias remained in the meeting during discussion and voting on this item.

Note: Councillor Konjarski disclosed a Non-Significant Non-Pecuniary Interest in CCL026-19 Report of the Finance and Governance Committee meeting held on 13 May 2019, item FIN039-19: St George Business Chamber – Variation of the Terms of the Deed of Agreement, for the reason that he knows the President, Vice President and Secretary of St George Business Chamber. Councillor Konjarski remained in the meeting during discussion and voting on this item.

Note: Councillor Liu disclosed a Non-Pecuniary Interest in CCL026-19 Report of the Finance and Governance Committee meeting held on 13 May 2019, item FIN039-19: St George Business Chamber – Variation of the Terms of the Deed of Agreement, for the reason that she is a general member of the Chamber. Councillor Liu remained in the meeting during discussion and voting on this item.

- (a) That Council reaffirms its commitment to having a constructive and positive ongoing relationship with the St George Business Chamber in accordance with the intent of the Deed of Agreement between both parties.
- (b) That Council agree to amend the Deed of Agreement to encourage the St George Business Chamber to meet its obligations of the Deed with regards to providing the remaining six events for local businesses between now and the end of 2019.
- (c) That Council agree to pay the St George Business Chamber the sum of \$22,500 as an adjusted payment with regards to the outstanding 2018/2019 invoice.
- (d) That a further report be presented to Council on the effectiveness of the Deed to support and promote local business.
- (e) The Director be authorised to discuss with the chamber the concern of the council regarding them meeting their commitments of the agreement.

Record of Voting:

For the Motion: Unanimous

Note: Councillor Badalati returned to the meeting at 8.20pm.

CCL027-19 Report of the Community and Culture Committee Meeting held on 13 May 2019
(Report by Head of Executive Services)

Note: Councillor Hindi was not present during discussion and voting on this item.

RESOLVED: Councillor Katris and Councillor Kastanias

That the Committee recommendations for items COM014-19, and COM016 to COM017-19 inclusive, detailed below, be adopted by Council.

COM014-19 City Possible Memorandum of Understanding

That Council enters into City Possible Memorandum of Understanding as detailed in the report.

COM016-19 Outgoing Sponsorships and Donations

- (a) That Council receive and note the Quick Response Sponsorship granted to the amount of \$900.00 for sponsorship of the Lugarno Lions Sports Breakfast.
- (b) That Council receive and note the Quick Response Sponsorship granted to the amount of \$1,500.00 for sponsorship of the Rockdale Ilinden Football Club 50th Anniversary Gala Ball.

COM017-19 Invitation for Council delegation to visit Čakovec, Croatia

That Council considers the invitation for four delegates to attend Čakovec, Croatia in July 2019 at each delegate's own expense and in accordance with Georges River Council's Sister City Policy.

Record of Voting:

For the Motion: Unanimous

RESOLVED: Councillor Landsberry and Councillor Elmir

COM015-19 Community Grants Program 2018-19 Round 2

Note: Councillor Katris disclosed a Pecuniary Interest in CCL027-19 Report of the Community and Culture Committee Meeting 13 May 2019 – Item COM015-19: Community Grants Program 2018-2019 Round 2, for the reason that he is a life member of The Greek Orthodox Parish Church and Community of Kogarah and his office is occasionally employed to provide architectural services for the Church and Parish. Councillor Katris left the meeting and did not participate in discussion and voting on this matter.

Note: Councillor Landsberry disclosed a Non-Significant Non-Pecuniary interest in CCL027-19 Report of the Community and Culture Committee Meeting 13 May 2019 – Item COM015-19: Community Grants Program 2018-2019 Round 2, for the reason that she was advised by an acquaintance through the Labor Party that he was submitting an application on behalf of Brihottor Chattagram Samity Australia. Councillor Landsberry remained in the meeting during discussion and voting on this matter.

Note: Councillor Hindi was not present during discussion and voting on this item.

That the funding recommendations resulting from the Georges River Council Community Grants Program 2018-2019 Round 2, as detailed in Attachment 1, be adopted.

Record of Voting:

For the Motion: Unanimous

Note: Councillor Katris returned to the meeting at 8.21pm.

FINANCE AND GOVERNANCE

FIN030-19 Local Government Remuneration Tribunal Determination - Mayor and Councillors Fees for 2019-2020
(Report by Manager, Office of the General Manager)

Note Councillor Hindi was not present during discussion and voting on this item.

RESOLVED: Councillor Katris and Councillor Elmir

That Council adopt a 2.5% increase to Councillor Annual Fee and Mayor Additional Fee.

Record of Voting:

For the Motion: Unanimous

CCL023-19 Applications Pursuant to Councillor Ward Discretionary Fund Policy
(Report by Manager, Office of the General Manager)

Note: Councillor Hindi was not present during discussion and voting on this item.

Note: The Mayor, Councillor Greene disclosed a Non-Significant Non-Pecuniary interest in CCL023-19 Applications Pursuant to Councillor Ward Discretionary Fund Policy – CWF134/18-19: Forest Rangers Football Club – for the reason that his son plays for Forest Rangers Football Club. The Mayor remained in the meeting during discussion and voting on this item.

Note: Councillor Kastanias disclosed a Pecuniary Interest in CCL023-19 Applications Pursuant to Councillor Ward Discretionary Fund Policy – CWF134/18-19: Forest Rangers Football Club – for the reason that for the reason that her business is a current sponsor of Forest Rangers Football Club. Councillor Kastanias left the meeting and did not participate in discussion or voting on this item.

Note: Councillor Landsberry disclosed a Significant Non-Pecuniary Interest in CCL023-19 Applications Pursuant to Councillor Ward Discretionary Fund Policy – CWF136/18-19: Carss Park Football Club – for the reason that her son is on the Carss Park Football Club Committee and plays for the club. Councillor Landsberry left the meeting and did not participate in discussion and voting on this item.

Note: Councillor Konjarski disclosed Non-Pecuniary interest in CCL023-19 Applications Pursuant to Councillor Ward Discretionary Fund Policy – CWF134/18-19: Forest Rangers Football Club – for the reason that he coached at the club about 10 years ago. Councillor Konjarski remained in the meeting during discussion and voting on

this item.

RESOLVED: Councillor Agius and Councillor Elmir

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

- i. Application submitted by Councillor Landsberry on behalf of the Kogarah Historical Society in the amount of \$1,000.00
- ii. Application submitted by Councillor Symington on behalf of Lugarno Public School P&C in the amount of \$680.00
- iii. Application submitted by Councillor Symington on behalf of Forest Rangers Football Club in the amount of \$750.00
- iv. Application submitted by Councillor Agius on behalf of Carlton Rovers Football Club in the amount of \$1,500.00
- v. Application submitted by Councillor Agius on behalf of Carss Park Football Club in the amount of \$1,500.00
- vi. Application submitted by Councillor Agius on behalf of St George Art Society in the amount of \$400.00
- vii. Application submitted by Councillor Agius on behalf of Sans Souci Devils Swim Club in the amount of \$1,330.00
- viii. Application submitted by Councillor Agius on behalf of Australian Culture & Commerce Association in the amount of \$1,500.00
- ix. Application submitted by Councillor Agius on behalf of Sans Souci Football Club in the amount of \$1,500.00
- x. Application submitted by Councillor Konjarski on behalf of Jubilee Community Services in the amount of \$950.00
- xi. Application submitted by Councillor Konjarski on behalf of 1st Hurstville Scout Group in the amount of \$1,200.00
- xii. Application submitted by Councillor Konjarski on behalf of Australian Bangladesh Sports and Cultural Association in the amount of \$1,200.00
- xiii. Application submitted by Councillor Katris on behalf of Moving Forwards DFV Case Management Services Inc. in the amount of \$1,500.00
- xiv. Application submitted by Councillor Katris on behalf of Endeavour Harmony Chorus in the amount of \$1,500.00
- xv. Application submitted by Councillor Katris on behalf of Sans Souci Devils Swim Club Incorporated in the amount of \$1,330.00
- xvi. Application submitted by Councillor Katris on behalf of St George Art Society Incorporated in the amount of \$400.00
- xvii. Application submitted by Councillor Wu on behalf of St George Cancer Support Group in the amount of \$500.00
- xviii. Application submitted by Councillor Payor on behalf of St George Art Society Incorporated in the amount of \$400.00
- xix. Application submitted by Councillor Payor on behalf of Sans Souci Devils Swim Club Incorporated in the amount of \$1,330.00

- xx. Application submitted by Councillor Payor on behalf of Kogarah Library Community Quilting Group in the amount of \$1,500.00
- xxi. Application submitted by Councillor Payor on behalf of Zonta Club of Botany Bay in the amount of \$850.00
- xxii. Application submitted by Councillor Payor on behalf of St George Men's Shed in the amount of \$850.00
- xxiii. Application submitted by Councillor Payor on behalf of St George Brass Band in the amount of \$850.00
- xxiv. Application submitted by Councillor Payor on behalf of St George Cancer Support in the amount of \$850.00
- xxv. Application submitted by Councillor Tegg on behalf of Ogilvy Street Landcare Group in the amount of \$592.50
- xxvi. Application submitted by Councillor Tegg on behalf of Georges River Nomads Landcare Group in the amount of \$592.50
- xxvii. Application submitted by Councillor Tegg on behalf of St George Cancer Support Group in the amount of \$1,000.00
- xxviii. Application submitted by Councillor Tegg on behalf of Riverwood Wetlands Landcare Group in the amount of \$592.50
- xxix. Application submitted by Councillor Tegg on behalf of Poulton Park Landcare Group in the amount of \$592.50
- xxx. Application submitted by Councillor Tegg on behalf of Myles Dunphy Reserve Landcare Group in the amount of \$592.50
- xxxi. Application submitted by Councillor Tegg on behalf of Kogarah Concert Band in the amount of \$1,500.00
- xxxii. Application submitted by Councillor Kastanias on behalf of Penshurst West Public School in the amount of \$730.00
- xxxiii. Application submitted by Councillor Greene on behalf of Playgroups NSW in the amount of \$1,115.00
- xxxiv. Application submitted by Councillor Greene on behalf of Oatley Heritage and Historical Society in the amount of \$1,115.00
- xxxv. Application submitted by Councillor Hindi on behalf of St George Little Athletics Club in the amount of \$1,500.00

Record of Voting:

For the Motion: Unanimous

Note: Councillor Landsberry returned to the meeting at 8.22pm.

Note: Councillor Kastanias returned to the meeting at 8.22pm.

CCL028-19 Public Exhibition of Council's Draft Code of Meeting Practice 2019
(Report by Manager, Office of the General Manager)

Note: Councillor Hindi returned to the meeting at 8.23pm.

Note: Councillor Liu left the meeting at 8.42pm and was not present for the consideration or voting on this item.

RESOLVED: Councillor Katris and Councillor Landsberry

That Council adopt the Draft Code of Meeting Practice 2019, as exhibited subject to the following amendments;

- i. That public participation during a Standing Committee, Ordinary and Extraordinary Council meeting be provided for in the Code, i.e. the public address appearing in the order of business for all meetings of Council.
- ii. The number of public speakers is to be retained at three speakers for and three speakers against any item on the agenda.
- iii. Public speakers will be permitted to speak on more than one item of business on the agenda, subject to the approval of the General Manager.
- iv. The use of audio or visual aids shall be permitted subject to the speaker providing notification at the time of registering their request to speak and subject to the content of the aids not containing offensive or defamatory material.
- v. An extension of time may be granted to registered speakers in extenuating circumstances at the discretion of the Chairperson.
- vi. Video recordings of Council meetings are to be retained for a period of 12 months on Council's website.
- vii. Any editorial or administration changes necessary to incorporate the above amendments be progressed, including any necessary changes to the relevant Terms of Reference document for each Committee of Council.

Record of Voting:

For the Motion: Unanimous

CCL029-19 Emergency Services Levy Increase
(Report by Director Business and Corporate Services)

Note: Councillor Liu was not present for the consideration or voting on this item.

RESOLVED: Councillor Kastanias and Councillor Agius

- a) That Council requests the General Manager to liaise with Local Government NSW to provide information on the impact that the Emergency Service Levy increase will have on Council budgets and what advocacy actions will be undertaken by Council as a result.
- b) That the Mayor write to the NSW Premier and NSW Interim Opposition Leader, NSW

Minister for Customer Services, NSW Minister for Emergency Services, Minister for Local Government and Shadow Minister for Local Government, and local State members to:

- i. Call upon the NSW Government to fund the first 12 months of this extra cost rather than requiring councils to find the funds at short notice when budgets have already been allocated;
- ii. Explain how this sudden increase will impact on council services and the local community;
- iii. Highlight that councils were not advised of the increased cost until May 2019, despite the new laws being passed in November 2018;
- iv. Explain that the poor planning and implementation of the increase is inconsistent with the NSW Government's commitment to work in partnership with the sector; and
- v. Ask the NSW Government to work with local government to redesign the implementation of the scheme to ensure it is fairer for councils and communities into the future.

c) That Council send a copy of the above letter to Local Government NSW.

Record of Voting:

For the Motion: Unanimous

CCL030-19 Tabling of Disclosure of Interest Returns
(Report by Manager Governance and Risk)

Note: Councillor Liu was not present for the consideration or voting on this item.

RESOLVED: Councillor Tegg and Councillor Symington
That the tabling of Disclosure of Interest Returns be noted.

Record of Voting:

For the Motion: Unanimous

COMMUNITY AND CULTURE

CCL031-19 Palm Court Car Park Hurstville - 'The Green' Inaugural Pop Up Event
(Report by Senior Project Officer)

Note: Councillor Liu was not present for the consideration or voting on this item.

RESOLVED: Councillor Konjarski and Councillor Tegg

That Council endorse the proposal, as outlined in this report, for the temporary closure of Palm Court car park Hurstville from 8am on Friday 7 June 2019 to 12pm on Tuesday 11 June 2019 to enable the site to be converted to a pop up park, "The Green".

Record of Voting:

For the Motion: Unanimous

NOTICES OF MOTION

NM036-19 Impounding of Abandoned or Unregistered Vehicles (Report by Councillor Symington)

Note: Councillor Liu was not present for the consideration or voting on this item.

Note: Councillor Hindi vacated the Chamber at 8.45pm and did not participate in discussion or voting on this item.

RESOLVED: Councillor Symington and Councillor Katris

That the General Manager prepare a report to Council on the operation of the Bayside Council *Impounding of Vehicles Policy April 2018* which addresses the following:

- (a) legal advice to clarify the interpretation of 'unattended' as it relates to the Policy regarding unregistered vehicles claimed by their owner that remain parked on the road;
- (b) options to amend Section 68 of Road Transport Act 2013, which currently provides the ability for authorised Council officers to issue fines for unregistered trailers to also include other unregistered vehicles;
- (c) the outcomes of the implementation of the Policy at Bayside Council, including the number of vehicles removed by their owner and the number impounded by Council;
- (d) any additional resources incurred by Bayside Council in implementing the Policy; and
- (e) any legal, resourcing or other impediments to Council adopting a similar Policy.

Record of Voting:

For the Motion: Unanimous

Note: Councillor Hindi returned to the meeting at 8.48pm.

NM037-19 Provision of Company Searches for Councillors (Report by Councillor Badalati)

Note: Councillor Liu was not present for the consideration or voting on this item.

RESOLVED: Councillor Badalati and Councillor Hindi

That to assist in declaring conflicts of interest in the future, Councillors be provided with company searches for all councillor workshops and reports relating to property matters, tenders, expressions of interest, Planning Proposals, voluntary planning agreements and the like (with the exception of information reports) where a decision of Council will be required.

Record of Voting:

For the Motion: Unanimous

NM038-19 Provision of Aged Care Facilities in Georges River (Report by Councillor Konjarski)

Note: Councillor Liu was not present for the consideration or voting on this item.

RESOLVED: Councillor Konjarski and Councillor Elmir

- a) That the General Manager prepare a report which reviews the feasibility of providing or facilitating the construction of new aged care facilities within the Georges River local government area, having regard to the significant projected increase of the senior population by 65% in the area by 2036.
- b) That the report considers Build-to-Rent incentives, Big House Conversions, floor space ratio and height incentives for nursing homes, retirement villages and other aged care facilities, and affordable options for lower income earners as part of Council's Inclusive Housing Policy.
- c) That the report considers the identification of suitable Council-owned properties that could facilitate the future provision of aged care facilities.

Record of Voting:

For the Motion: Unanimous

Note: Councillor Liu returned to the meeting at 8.49pm.

QUESTIONS WITH NOTICE

QWN004-19 Small Cell Installations Throughout Georges River Local Government Area
(Report by Councillor Payor)

Note: Councillor Hindi disclosed a Non-Significant Non-Pecuniary interest in this item as he is employed by Ausgrid. Councillor Hindi remained in the meeting during discussion and voting on this item.

RESOLVED: Councillor Payor and Councillor Hindi

That the information be received and noted.

Record of Voting:

For the Motion: Unanimous

QWN005-19 Health Concerns Regarding Use of 'Roundup' Weed Killer
(Report by Councillor Kastanias)

RESOLVED: Councillor Kastanias and Councillor Symington

That the information be received and noted.

Record of Voting:

For the Motion: Unanimous

CONCLUSION

The Meeting was closed at 8.54pm.

Chairperson