

MINUTES

of the **Ordinary Meeting** of
Bayside Council
held in the Rockdale Town Hall, Council Chambers,
Level 1, 448 Princes Highway, Rockdale
on **Wednesday 13 November 2019** at **7:15 pm.**

Present

Councillor Joe Awada, Mayor
Councillor James Macdonald, Deputy Mayor
Councillor Liz Barlow
Councillor Ron Bezic
Councillor Christina Curry
Councillor Tarek Ibrahim
Councillor Petros Kalligas (arrived at 7:25 pm during the presentation of the first certificate)
Councillor Ed McDougall
Councillor Scott Morrissey
Councillor Michael Nagi
Councillor Vicki Poulos
Councillor Dorothy Rapisardi
Councillor Bill Saravinovski
Councillor Paul Sedrak
Councillor Andrew Tsounis

Also Present

Meredith Wallace, General Manager
Michael Mamo, Director City Performance
Debra Dawson, Director City Life
Michael McCabe, Director City Futures
Colin Clissold, Director City Presentation
Fausto Sut, Manager Governance & Risk
Matthew Walker, Manager Finance
Samantha Urquhart, Manager Property
Bobbi Mayne, Manager Customer Experience
Karin Targa, Major Projects Director
Clare Harley, Manager Strategic Planning
Joe Cavagnino, Manager Procurement
Christine Stamper, Communications & Events Lead
Sudraham Patel, IT Technical Support Officer
Lauren Thomas, Governance Officer

The Mayor opened the meeting in the Council Chambers, Rockdale Town Hall, Level 1, 448 Princes Highway, Rockdale at 7:15 pm.

The Mayor informed the meeting, including members of the public, that the meeting is being video recorded and live streamed to the community via Council's Facebook page, in accordance with Council's Code of Meeting Practice.

1 Acknowledgement of Country

The Mayor affirmed that Bayside Council respects the traditional custodians of the land, elders past, present and emerging, on which this meeting takes place, and acknowledges the Gadigal and Bidjigal Clans of the Eora Nation.

2 Opening Prayer

Pastor Kurt Peters, of St Matthews Church Botany, opened the meeting in prayer.

3 Apologies

An apology was received from Councillor Petros Kalligas for his anticipated late arrival to the meeting.

RESOLUTION

Minute 2019/211

Resolved on the motion of Councillors Ibrahim and Barlow

That the apology from Councillor Petros Kalligas be received.

4 Disclosures of Interest

Councillor Poulos declared a Less-than-Significant, Non-Pecuniary Interest in Item 8.5 on the basis that her husband is an adviser to the Minister for Environment, and stated she would leave the Chamber for consideration and voting on the matter.

Councillor Poulos declared a Less-than-Significant, Non-Pecuniary Interest in Item 8.7 on the basis that she works for the Parliamentary Secretary for Roads and Transport, and stated she would leave the Chamber for consideration and voting on the matter.

Councillor Poulos declared a Less-than-Significant, Non-Pecuniary Interest in Item 10.1 on the basis that she works for the Parliamentary Secretary for Roads and Transport, and stated she would leave the Chamber for consideration and voting on the matter.

Councillor Tsounis declared a Significant Non-Pecuniary Interest in Item 8.12 on the basis that he is a Director of one of the organisations that are receiving a grant, and stated he would leave the Chamber for consideration and voting on the matter..

Councillor Curry declared a Significant Non-Pecuniary Interest in Item 8.12 on the basis that she is involved with one of the community organisations that is receiving a grant, and stated she would leave the Chamber for consideration and voting on the matter.

Councillor Saravinovski declared a Significant Non-Pecuniary Interest in Item 8.2 on the basis that his family owns property within the Rockdale town centre, and stated he would leave the Chamber for consideration and voting on the matter.

Councillor McDougall declared a Significant Non-Pecuniary Interest in Item 8.2 on the basis that he had a prior relationship with one of the Directors of the proponent, and stated he would leave the Chamber for consideration and voting on the matter.

Councillor Nagi declared a Pecuniary Interest in Item 8.20 on the basis that he owns properties within that precinct, and stated he would leave the Chamber for consideration and voting on the matter.

Councillor Ibrahim declared a Less than Significant Non-Pecuniary Interest in Item 8.3 on the basis that he lives in Rockdale, three streets away from the subject site, but stated he would remain in the Chamber for consideration and voting on the matter.

Councillor Nagi declared a Less than Significant Non-Pecuniary Interest in Item 8.14 on the basis that he owns a business with an existing footway trading licence but not in the subject area, and stated he would remain in the Chamber for consideration and voting on the matter.

Councillor Macdonald declared a Less than Significant Non-Pecuniary Interest in Item 8.14 on the basis that he owns a business with an existing footway trading licence but not in the subject area, and stated he would remain in the Chamber for consideration and voting on the matter.

Councillor Barlow declared a Less than Significant Non-Pecuniary Interest in Item 8.14 on the basis that she owns a business with an existing footway trading licence but not in the subject area, and stated she would remain in the Chamber for consideration and voting on the matter.

The Mayor, Councillor Awada declared a Non-Significant Non-Pecuniary Interest in Item BTC19.196 of the Bayside Traffic Committee Minutes held on 6 November 2019, on the basis that he lives nearby but is not affected by it, and stated he would remain in the Chamber for consideration and voting on the matter.

Councillor Ibrahim declared a Non-Significant Non-Pecuniary in Item BTC19.196 of the Bayside Traffic Committee Minutes held on 6 November 2019, on the basis that a family member owns property in that area, but stated he would remain in the Chamber for consideration and voting on the matter.

5 Minutes of Previous Meetings

5.1 Minutes of the Council Meeting - 9 October 2019

RESOLUTION

Minute 2019/212

Resolved on the motion of Councillors Nagi and Tsounis

That the Minutes of the Council meeting held on 9 October 2019 be confirmed as a true record of proceedings.

Presentations

A Certificate of Recognition – Pagewood Botany Football Club - U12 Boys Championship Team

A presentation of a Certificate of Recognition was made to the Pagewood Botany Football Club - U12 Boys Championship Team in recognition of an outstanding season which saw them finish as the 2019 Minor Premiers and reach the quarter finals in the Champions of Champions Cup.

B Certificate of Recognition – Coach Stan Stamatellis of the Pagewood Botany Football Club

A presentation of a Certificate of Recognition was made to Coach Stan Stamatellis of the Pagewood Botany Football Club, in recognition of his commitment to the youth of Bayside and his dedication to the sport of soccer.

Stan's passion is the development of local youth through a fair and equitable grading process. This year, under his leadership, six Pagewood Botany FC Youth teams represented the Eastern Suburbs at the Champion of Champions.

C Certificate of Recognition – 2Connect

A presentation of a Certificate of Recognition was made to 2Connect on being named as the 'NSW Youth Service of the Year' by Youth Action NSW.

Formerly known as St George Youth Services, 2Connect has provided holistic services to empower youth families and communities for over 28 years.

6 Mayoral Minutes

6.1 Mayoral Minute – The Deli Women and Children's Centre – Celebrating 40 Years of Service to the Community

A presentation of a framed copy of this Mayoral Minute was made to representatives from the Deli Women and Children's Centre.

RESOLUTION

Minute 2019/213

Resolved on the motion of Councillors Curry and Morrissey

That the Mayoral Minute be received and noted and that the Deli Women and Children's Centre be acknowledged for their 40 year contribution to the local community.

6.2 Mayoral Minute - Ramsgate Life Saving Club Celebrates 85 Years of Operation

A presentation of a framed copy of this Mayoral Minute was made to representatives of the Ramsgate Life Saving Club.

RESOLUTION

Minute 2019/214

Resolved on the motion of Councillors Tsounis and Poulos

That the Minute be received and noted and congratulations be extended to Ramsgate Life Saving Club on their 85th anniversary.

6.3 Mayoral Minute - Telephone Interpreting Services for Newly-Arrived Migrants and Refugees - Funding

RESOLUTION

Minute 2019/215

Resolved on the motion of the Mayor, Councillor Awada

That Council write to the Prime Minister and the Minister for Immigration seeking support for continued funding of the Telephone Interpreting Service, as a free service for not-for-profit organisations providing assistance to newly arrived migrants and refugees.

7 Public Forum

Details associated with the presentations to the Council in relation to items on this agenda can be found in the individual items.

8.2 Planning Proposal - Rockdale Town Centre: Interchange Precinct (471-511 Princes Highway; 2-14 Tramway Arcade; and 6 & 14 Geeves Avenue, Rockdale)

Councillor Saravinovski had previously declared a Significant Non-Pecuniary Interest, and left the Chamber for consideration of, and voting on, this item.

Councillor McDougall had previously declared a Significant Non-Pecuniary Interest, and left the Chamber for consideration of, and voting on, this item.

Ms Kate Bartlett, applicant, spoke for the Officer recommendation.

RESOLUTION

Minute 2019/216

Resolved on the motion of Councillors Nagi and Ibrahim

That Council acknowledges the recommendations of both the Independent Planning Consultant and the BLPP, and supports the draft Planning Proposal subject to the proponent:

1. Updating the Planning Proposal Report to the satisfaction of the Independent Planning Consultant and Council staff prior to referral of the draft Planning Proposal to the DPIE for a Gateway Determination;
2. Amending the Draft DCP to the satisfaction of the Independent Planning Consultant and Council staff prior to referral of the draft Planning Proposal to the DPIE for a Gateway Determination; and
3. Preparing a Heritage Assessment of buildings at 471-477 Princes Highway and 6-14 Geeves Avenue, Rockdale to the satisfaction of the Independent Planning Consultant and Council staff prior to referral of the draft Planning Proposal to the DPIE for a Gateway Determination.
4. That Council note that a draft letter of offer for a Voluntary Planning Agreement has not been submitted to Council, by the proponent.

Division called by the Mayor, Councillor Awada and Councillor Tsounis

For: Councillors Curry, Morrissey, Sedrak, Ibrahim, Nagi, Rapisardi, Kalligas, Tsounis, Barlow, Bezic, Macdonald, Poulos and Awada

Against: Nil

The motion was declared carried.

BTC19.193 89-99 Baxter Road, Mascot - Proposed Changes to Parking Restrictions

of Item 9.4 Minutes of the Bayside Traffic Committee Meeting Held on 6 November 2019 (agenda page 732)

Councillors Saravinovski and McDougall returned to the Council Chamber.

Mr John Nour, affected neighbour, spoke against the Officer Recommendation to address the meeting.

Minute 2019/217

Resolved on the motion of Councillors McDougall and Saravinovski

- 1 That a no-stopping sign be installed at 91-99 Baxter Road, Mascot.
- 2 That the Committee notes that a petition was submitted by the occupants in Baxter Road, Mascot.

- 3 That the matter be referred to Director City Futures for investigation and consideration in the assessment of the pending development application. Based on the photographs presented to the Committee it appears that owners of the premises of 101 Baxter Road, Mascot are operating without Development Consent.
- 4 That the General Manager undertake comprehensive inspections to determine the breaches and enforce conditions of consent as most of the traffic problems to which the petition relates to appear to constitute various breaches of development consent.

8 Reports

8.1 Wolli Creek and Bonar Street Precincts Urban Renewal Area Development Contributions Plan 2019

RESOLUTION

Minute 2019/218

Resolved on the motion of Councillors Tsounis and Nagi

- 1 That Council adopts the Wolli Creek and Bonar Street Precincts Urban Renewal Area Development Contributions Plan 2019.
- 2 That Council gives public notice of the decision to adopt the Plan in a local newspaper within 28 days of the decision being made.

Item 8.2 was dealt with in Public Forum.

8.3 Draft Planning Agreement - 83-85 Railway Street, Rockdale

Councillor Ibrahim had previously declared a Less than Significant Non-Pecuniary Interest in Item 8.3, and stated he would remain in the Chamber for discussion and voting on the item.

RESOLUTION

Minute 2019/219

Resolved on the motion of Councillors Tsounis and Poulos

That Council defer consideration of the VPA to allow time for Council to facilitate a meeting between the interested parties to achieve a better public benefit.

8.4 Submission to Randwick City Council: Planning Proposal & 7.12 Contributions Plan - Kensington to Kingsford (K2K)

RESOLUTION

Minute 2019/220

Resolved on the motion of Councillors Morrissey and Curry

- 1 That Council endorse the draft Submission forwarded to Randwick City Council on 4 October 2019.
- 2 That formal correspondence be forwarded to Randwick City Council, confirming endorsement of the draft Submission by Bayside Council.

8.5 Submission to NSW Department of Planning, Industry & Environment - Secretary's Environmental Assessment Requirements (SEARs): Cogeneration Plant (Residual Waste Fuel) at 1891 Botany Road, Matraville

Councillor Poulos had previously declared a Significant Non-Pecuniary Interest, and left the Chamber for consideration of, and voting on, this item.

RESOLUTION

Minute 2019/221

Resolved on the motion of Councillors Tsounis and Rapisardi

- 1 That Council endorse the attached SEARs submission, and it be forwarded to the NSW Department of Planning, Industry and Environment for consideration.
- 2 That a more detailed submission be prepared and reported to Council, once the Environmental Impact Statement is made publicly available from the NSW Department of Planning, Industry and Environment.

8.6 Botany Rail Duplication: Environmental Impact Statement Submission

Councillor Poulos returned to the Council Chamber.

RESOLUTION

Minute 2019/222

Resolved on the motion of Councillors Morrissey and Tsounis

1. That Council note that the economic importance of the Botany Rail Duplication.

2. That Council endorses the attached submission in relation to the Botany Rail Duplication for consideration by the DPIE.
3. That Council endorses the request for delegation be provided to the General Manager to sign Council's submissions on the Environmental Impact Statement for the Botany Rail Duplication submission.

8.7 M6 Compensatory Works Stage 1 - Review of Environmental Factors

Councillor Poulos had previously declared a Significant Non-Pecuniary Interest, and left the Chamber for consideration of, and voting on, this item.

RESOLUTION

Minute 2019/223

Resolved on the motion of Councillors Nagi and Tsounis

That Council supports Roads and Maritime placing the Review of Environmental Factors for M6 Stage 1 recreational facilities on public display for 21 days for community comment.

8.8 Arncliffe Youth Centre

Councillor Poulos returned to the Council Chamber.

RESOLUTION

Minute 2019/224

Resolved on the motion of Councillors Nagi and Tsounis

- 1 That the report be received and noted.
- 2 That an additional \$167,000 be included in the 2019/2020 City Projects Program for the Arncliffe Youth Centre from the Arncliffe Youth Centre reserve to pay for the recommended changes, subject to a nil or satisfactory response being received from the Councillors by Monday 18 November 2019, following distribution of the additional information.

8.9 New Child Care Centre Classification - Lot 4 in DP1240546 - 1 Midjuburi Lane, Kogarah

RESOLUTION

Minute 2019/225

Resolved on the motion of Councillors Poulos and McDougall

- 1 That in accordance with Section 34 of the Local Government Act 1993, Council undertakes public notification of its intention to classify Lot 4 in DP1240546 as Operational in accordance with Section 32 (2) of the same Act.
- 2 That a further report is submitted to Council post the completion of the public notification period.

8.10 Closure of General Holmes Drive Level Crossing, Mascot

RESOLUTION

Minute 2019/226

Resolved on the motion of Councillors Nagi and Morrissey

That the proposed closure of the road-rail level crossing at General Holmes Drive between its intersections with Joyce Drive and Botany Road, Mascot, by the rail infrastructure owner, be noted.

8.11 Fire Report - 288 The Grand Parade Sans Souci

RESOLUTION

Minute 2019/227

Resolved on the motion of Councillors Morrissey and Macdonald

- 1 That the Report Reference number BFS 18/3714 dated 13 August 2019, forwarded on behalf of the Commissioner of Fire and Rescue NSW, be tabled at Council's meeting as required by Part 9.3 Sch.5 Part 8 (17), of the Environmental Planning and Assessment Act 1979.
- 2 That Council continue with compliance action, including but not limited to the issue of Demolition and/or Fire Safety Orders, requiring actions to be taken to bring the gymnasium structure at 288 The Grand Parade, Sans Souci into compliance with fire, building and planning requirements, in conjunction with the building owner, the business operator and their fire, building & planning consultants.
- 3 That Council notify Fire & Rescue NSW of Council's actions in relation to this.

8.12 Bayside Council Community Grants Program 2019-2020

Councillor Curry had previously declared a Significant Non-Pecuniary Interest, and left the Chamber for consideration of, and voting on, this item.

Councillor Tsounis had previously declared a Significant Non-Pecuniary Interest, and left the Chamber for consideration of, and voting on, this item.

RESOLUTION

Minute 2019/228

Resolved on the motion of Councillors Saravinovski and McDougall

That Council endorses the recommendations of the Assessment Panel and approves the recommended Small and Seeding Grants to the value of \$53,988.00.

**8.13 LG NSW Research & Innovation Fund Shortlisted Projects
2019/2020**

Councillors Curry and Tsounis returned to the Council Chamber.

RESOLUTION

Minute 2019/229

Resolved on the motion of Councillors Tsounis and Barlow

That as the Council with the lowest level of tree canopy in the Sydney metropolitan area, Bayside endorses Project 3 “Developing a Maximum Benefit Framework for Urban Greening” and seeks to collaborate on this project through sharing information; participating in discussions and research and providing in-kind support.

8.14 Harmonisation of Footway Trading Policy

Councillor Nagi declared a Less than Significant Non-Pecuniary Interest in Item 8.14 on the basis that he owns a business with an existing footway trading licence but not in the subject area, and stated he would remain in the Chamber for discussion and voting on the item.

Councillor Macdonald declared a Less than Significant Non-Pecuniary Interest in Item 8.14 on the basis that he owns a business with an existing footway trading licence but not in the subject area, and stated he would remain in the Chamber for discussion and voting on the item.

Councillor Barlow declared a Less than Significant Non-Pecuniary Interest in Item 8.14 on the basis that she owns a business with an existing footway trading licence but not in the subject area, and stated she would remain in the Chamber for discussion and voting on the item.

RESOLUTION

Minute 2019/230

Resolved on the motion of Councillors Tsounis and Nagi

- 1 That Council endorses the Footway Trading Policy for the purpose of public exhibition and community consultation as outlined in the body of the report.

- 2 That a free trial period up to 31 December 2020 be offered to local businesses who currently do not have a footway trading licence, effective from the date of the adoption of the draft Policy.
- 3 That a valuation of the rates for the footway trading areas covered in the draft Policy be conducted and once completed, a report be presented to Council on the findings.

8.15 Engagement and Communications Strategy

RESOLUTION

Minute 2019/231

Resolved on the motion of Councillors Nagi and Rapisardi

That Council adopt the draft Engagement and Communications Strategy 2019 which includes the provision of the Community Participation Plan.

8.16 Complaints Management Policy

RESOLUTION

Minute 2019/232

Resolved on the motion of Councillors Nagi and Rapisardi

That the attached Complaints Management Policy be adopted.

8.17 Draft 2018-19 General Purpose Financial Reports and Statement by Councillors and Management

RESOLUTION

Minute 2019/233

Resolved on the motion of Councillors Saravinovski and Tsounis

- 1 That the Mayor, Councillor Macdonald, General Manager and Responsible Accounting Officer sign the Statement by Councillors and Management for the General Purpose Financial Reports as amended.
- 2 Council send a letter of thanks to the Local Member for Rockdale for his support.

8.18 September 2019 Quarterly Budget Review

RESOLUTION

Minute 2019/234

Resolved on the motion of Councillors Barlow and Tsounis

- 1 That the Quarterly Budget Review Statement by the Manager Finance for the quarter ended 30 September 2019 be received and noted.
- 2 That in accordance with Clauses 203 and 211 of the Local Government (General) Regulations 2005, the proposed revotes and variations to the adopted revised budget detailed in the attachment to this report are adopted by Council and the changes to income and expenditure items be voted.

8.19 Statutory Financial Report - September 2019

RESOLUTION

Minute 2019/235

Resolved on the motion of Councillors Rapisardi and Morrissey

That the Statutory Financial Report by the Responsible Accounting Officer be received and noted.

8.20 Tender - Detailed Design and Documentation for Public Domain Improvement at Arncliffe Town Centre

Councillor Nagi had previously declared a Pecuniary Interest, and left the Chamber for consideration of, and voting on, this item.

RESOLUTION

Minute 2019/236

Resolved on the motion of Councillors Rapisardi and Ibrahim

- 1 That the attachment/s to this report be withheld from the press and public as they are confidential for the following reason:

With reference to Section 10(A) (2) (d)(i) of the Local Government Act 1993, the attachment relates to commercial information of a confidential nature that would, if disclosed, prejudice the commercial position of the person who supplied it. It is considered that if the matter were discussed in an open Council Meeting it would, on balance, be contrary to the public interest due to the issue it deals with.
- 2 That in accordance with Regulation 178 (1)(a) of the Local Government (General) Regulations 2005, Council accepts the tender from Mode Design Corp Pty Ltd for Contract F19/1029 being for the detailed design and documentation

for Public Domain Improvements at Firth Street in Arncliffe Town Centre for the amount of \$161,260.00 exclusive of GST.

8.21 Tender - SSROC Soil and Turf

Councillor Nagi returned to the Council Chamber.

RESOLUTION

Minute 2019/237

Resolved on the motion of Councillors Tsounis and Macdonald

- 1 That the attachment/s to this report be withheld from the press and public as they are confidential for the following reason:

With reference to Section 10(A) (2) (d)(i) of the Local Government Act 1993, the attachment relates to commercial information of a confidential nature that would, if disclosed, prejudice the commercial position of the person who supplied it. It is considered that if the matter were discussed in an open Council Meeting it would, on balance, be contrary to the public interest due to the issue it deals with.
- 2 That Council approves a panel arrangement of seven (7) contractors for Turf Renovation Services (Category 2).
- 3 That due to a lack of competitive tenders, Council declines and negotiates all offers for Supply and Delivery/Spread of landscaping soils. Garden mixes, potting mixes, and soil blends (Category 1).
- 4 That due to a lack of competitive tenders, Council declines and negotiates all offers for Supply only and/or Supply and Laying of Turf grass varieties (Category 3).
- 5 A further report be submitted to Council following the negotiation process for Category 1 and Category 3 Services.

8.22 Ward Boundary Review

RESOLUTION

Minute 2019/238

Resolved on the motion of Councillors Saravinovski and McDougall

That Council adopts the ward boundary changes as public exhibited and notifies the relevant authorities as required by the Local Government Act 1993.

8.23 Committee Appointments - Internal & Other

RESOLUTION

Minute 2019/239

Resolved on the motion of Councillors Macdonald and Tsounis

- 1 That the terms of reference of the Sport & Recreation Committee be amended to increase the number of Councillors as members of the Committee to seven Councillors and noting that the quorum is to remain the same.
- 2 That the following Councillors be nominated as representatives and alternates respectively of the following statutory, Council and significant external committees:

Sport & Recreation Committee

Representatives: Councillors Macdonald (Chair), Tsounis, Rapisardi, Poulos, Curry, Nagi and Morrissey.

Lydham Hall Management Committee

Representative: Councillor Barlow

Rockdale Community Nursery Committee

Representatives: Councillor Barlow, Alternate - Councillor Rapisardi

Australia Day Botany Bay Regatta Committee

Representative: Councillor Bezic

Cooks River Alliance Board

Representative: Councillor Tsounis

Georges River Combined Council Committee

Representatives: Councillors Tsounis and Councillor Poulos

NSW Metropolitan Public Libraries Association

Representatives: Councillor Macdonald and Alternate – the Mayor, Councillor Awada

Sydney Coastal Councils Group Board

Representatives: Councillors Rapisardi, Alternate – Councillor Tsounis

8.24 Draft 2018/2019 Annual Report

RESOLUTION

Minute 2019/240

Resolved on the motion of Councillors Barlow and Tsounis

That the report be received and noted.

8.25 Disclosure of Interest Returns

RESOLUTION

Minute 2019/241

Resolved on the motion of Councillors Barlow and McDougall

That the information be received and noted.

8.26 Response to Question with Notice - Proposed Cruise Ship Terminal in Botany Bay and request for funding support from Randwick Council

RESOLUTION

Minute 2019/242

Resolved on the motion of Councillors Curry and Morrissey

1. That Council writes to the Hon. Michael McCormack MP, Deputy Prime Minister, Minister for Infrastructure, Transport and Regional Development; the Hon. Gladys Berejiklian, NSW Premier and the Hon. Stuart Ayres MP, Minister for Jobs, Investment, Tourism and Western Sydney - formally rejecting the NSW Government's proposal for a cruise ship terminal in Botany Bay.
2. That Council calls for the immediate release of all related documents on the proposed cruise ship terminal to enable impacted communities to be fully informed.
3. That Council allocates \$20k towards a public campaign to articulate our community's strong view of "No Cruise Ships in Botany Bay".
4. That Council seeks to engage our neighbouring Councils bordering Botany Bay, including the Mayors, Councillors and Sutherland Shire Council, to actively participate in the "No Cruise Ships in Botany Bay" campaign within their own communities.
5. That Council advises Randwick Council that as Bayside is currently contributing over \$200k towards a study to design a solution for the erosion and negative consequences of development in Botany Bay it will not be contributing funding

towards their project but is open to pooling knowledge and sharing the findings of the research to date.

8.27 Response to Question - Margate Street Local Area Traffic Management Study

RESOLUTION

Minute 2019/243

Resolved on the motion of Councillors Tsounis and Ibrahim

That the response be received.

8.28 Sport and Recreation Committee Minutes 28 October 2019 - Supplementary Information Regarding the Proposed Additional Off-Leash Dog Exercise area Sir Joseph Banks Park

MOTION

Moved by Councillors Curry and Morrissey

- 1 That Council note that the current Plan of Management for Sir Joseph Banks Park does not permit unfenced dog off-leash areas and that a number of environmental issues would need to be addressed if a new Plan of Management was to be developed.
- 2 That Council nominate Mutch Park for a trial timed dog off-leash park for a period of 12 months and undertake appropriate discussions with the land owner, Sydney Water.
- 3 That Council also nominate Botany Golf Course to be included in the trial during the times that the golf course is closed.

Division called by Councillors Tsounis and Macdonald

For: Councillors Curry, Morrissey, Sedrak, McDougall and Awada

Against: Councillors Ibrahim, Nagi, Rapisardi, Kalligas, Saravinovski, Tsounis, Bezic, Macdonald and Poulos

Abstained: Councillor Barlow

The motion was declared lost.

FORESHADOWED MOTION

Moved by Councillors Macdonald and Nagi

That this matter be deferred to the next meeting of the Sport and Recreation Committee for further consideration.

The Foreshadowed Motion became the Motion.

RESOLUTION

Minute 2019/244

Resolved on the motion of Councillors Macdonald and Nagi

That this matter be deferred to the next meeting of the Sport and Recreation Committee for further consideration.

9 Minutes of Committees

9.1 Minutes of the Sport & Recreation Committee Meeting - 28 October 2019

RESOLUTION

Minute 2019/245

Resolved on the motion of Councillors Macdonald and Tsounis

- 1 That the Minutes of the Sport & Recreation Committee meeting held on 28 October 2019 be received and the recommendations therein be adopted with the exception of Item 6.1 which is the subject of a separate supplementary report and the exception of Item 5.5.
- 2 That Item 5.5 be deferred to the next meeting of the Sport and Recreation Committee and that the operator be asked to provide an offer for Council to consider.

Note: The resolution for Item 6.1 was "That this matter be deferred to the next meeting of the Sport and Recreation Committee for further consideration." See previous item on the Council agenda - Minute 2019/244.

9.2 Minutes of the Bayside Floodplain Risk Management Committee Meeting - 23 October 2019

RESOLUTION

Minute 2019/246

Resolved on the motion of Councillors Barlow and Tsounis

That the Minutes of the Bayside Floodplain Risk Management Committee meeting held on 23 October 2019 be received and the recommendations therein be adopted.

9.3 Minutes of the Extraordinary Risk & Audit Committee Meeting - 24 October 2019

RESOLUTION

Minute 2019/247

Resolved on the motion of Councillors Barlow and Bezic

That the Minutes of the Extraordinary Risk & Audit Committee meeting held on 24 October 2019 be received and the recommendations therein be adopted.

9.4 Minutes of the Bayside Traffic Committee Meeting - 6 November 2019

The Mayor, Councillor Awada declared a Non-Significant Non-Pecuniary Interest in Item BTC19.196 on the basis that he lives nearby but is not affected by it, and stated he would remain in the Chamber for consideration and voting on the matter.

Councillor Ibrahim declared a Non-Significant Non-Pecuniary in Item BTC19.203 on the basis that a family member owns property in that area, but stated he would remain in the Chamber for consideration and voting on the matter.

RESOLUTION

Minute 2019/248

Resolved on the motion of Councillors Nagi and Rapisardi

That the Minutes of the Bayside Traffic Committee meeting held on 6 November 2019 be received and the recommendations therein be adopted with the exception of Items BTC19.193, BTC19.203 and BTC19.203.

Note:

Item BTC19.193 as previously decided in Public Forum - refer to Minute 2019/217.

Item BTC19.203 - refer to Minute 2019/249.

Item BTC19.196 – refer to Minute 2019/250.

BTC19.203 The Boulevard, Brighton Le Sands - Proposed Change to Direction of Parking for 90 Degree Angle Parking Spaces Between Crighton Lane and The Grand Parade

Of Item 9.4 Minutes of the Bayside Traffic Committee Meeting - 6 November 2019

RESOLUTION

Minute 2019/249

Resolved on the motion of Councillors Barlow and McDougall

1. That approval be given for the removal of the 'Front to Kerb' parking direction for 90 degree angle parking spaces along the southern side of The Boulevard, Brighton Le Sands between Crighton Lane and The Grand Parade.
2. That the existing 'Front to Kerb' parking direction for 90 degree angle parking spaces along the northern side of The Boulevard, Brighton Le Sands outside the open cafe between Crighton Lane and The Grand Parade remain as existing.

BTC19.196 Bruce Street Near Moate Avenue, Brighton Le Sands - Proposed Extension of a 'No Stopping' Restriction

Of Item 9.4 Minutes of the Bayside Traffic Committee Meeting - 6 November 2019

RESOLUTION

Minute 2019/250

Resolved on the motion of Councillors Ibrahim and Rapisardi

This matter be deferred to reconsider what the minimum distance should be for the extension of the 'No Stopping' restriction zone in Bruce Street.

10 Notices of Motion

10.1 Notice of Motion - Privatisation of Sydney Buses Regions

Councillor Poulos had previously declared a Significant Non-Pecuniary Interest, and left the Chamber for consideration of, and voting on, this item.

RESOLUTION

Minute 2019/251

Resolved on the motion of Councillors Saravinovski and Curry

That Council write to the Premier, the Hon. Gladys Berejiklian, and the Minister for Transport, the Hon. Andrew Constance, expressing outrage at the State Government's decision to privatise the last three bus regions – 7, 8 and 9, covering Parramatta, Ryde, Epping, the North Shore, Northern Beaches and the Eastern Suburbs and the City.

11 Questions With Notice

11.1 Question With Notice - Location of the Chinese New Year Event

Councillor Curry asked: What is the status of securing the location for the Chinese Lunar New Year event?

Councillor Tsounis asked: If the Chinese Lunar New Year event is to be relocated to Mascot, will Bourke Street be requested to become available and closed for the event?

11.2 Fire and Rescue NSW - Long Delay in Advising Council of Non-Compliance

Councillor Morrissey asked: In respect of Item 8.11, why did it take eight months for the Commissioner of Fire and Rescue NSW to notify Council of the non-compliance?

The Mayor closed the meeting at 10:32 pm.

Councillor Joe Awada
Mayor

Meredith Wallace
General Manager