

**MINUTES OF ORDINARY COUNCIL MEETING  
HELD ON TUESDAY, 24 AUGUST 2021 AT 6.03PM**

**Present:**

The Mayor, Councillor D Said (Chairperson) (South Ward)

Councillor P Veitch (Deputy Mayor) (West Ward)

North Ward	-	Councillors C Hamilton, K Neilson & L Shurey
South Ward	-	Councillor N D'Souza
East Ward	-	Councillors T Bowen, M Matson & B Roberts
West Ward	-	Councillors A Luxford & H Stavrinou
Central Ward	-	Councillors A Andrews, D Parker & T Seng

**Officers Present:**

General Manager	Ms T Manns
Director City Planning	Mr K Kyriacou
Director Corporate Services	Mr D MacNiven
Manager Customer & Compliance	Mr D Kelly
Communications Manager	Mr J Hay

**Prayer & Acknowledgement of Local Indigenous People**

The Council Prayer and the Acknowledgement of Local Indigenous People were read by the Mayor.

**Apologies/Granting of Leave of Absences**

An apology was received from Cr Da Rocha.

**RESOLVED: (Hamilton/Luxford)** that the apology received from Cr Da Rocha be accepted and leave of absence from the meeting be granted.

**Confirmation of the Minutes**

**CONFIRMATION OF THE MINUTES OF THE ORDINARY COUNCIL MEETING HELD ON  
TUESDAY 27 JULY 2021 & THE EXTRAORDINARY COUNCIL MEETING HELD ON TUESDAY  
3 AUGUST 2021**

**RESOLUTION: (Hamilton/Shurey)** that the Minutes of the:

- Ordinary Council meeting held on Tuesday 27 July 2021 (copies of which were circulated to all Councillors) be and are hereby confirmed as a correct record of the proceedings of that meeting; and
- Extraordinary Council meeting held on Tuesday 3 August 2021 (copies of which were circulated to all Councillors) be and are hereby confirmed as a correct record of the proceedings of that meeting.

### Declarations of Pecuniary and Non-Pecuniary Interests

- a) Cr Veitch declared a non-significant non pecuniary interest in Item NM63/21 as she knows the speaker through her community work in the City of Randwick.
- b) Cr Luxford declared a non-significant non pecuniary interest in Item NM63/21 as she works for TAFE.
- c) Cr Andrews declared a non-significant non pecuniary interest in CS40/21 as he knows some of the directors of the Coast Golf Club.
- d) Cr Roberts declared a non-significant non pecuniary interest in CS40/21 as he is a playing member of the Coast Golf Club.
- e) Cr Parker declared a non-significant non pecuniary interest in CS40/21 as he knows some of the Directors of the Coast Golf Club and is aware of the political affiliation of one of the Directors of the Coast Golf Club.

### Address of Council by Members of the Public

Prior to consideration of the Agenda by the Council, deputations were received in respect of the following matters:

CP54/21 KAMAY FERRY WHARF PROJECT SUBMISSION

**Against** Mark Baker

NM58/21 NOTICE OF MOTION FROM CR MATSON - AMELIORATING NOISY AND INTRUSIVE BEHAVIOURS BY NEPTUNE PARK OUT-DOOR GYM USERS ON THE AMENITY OF ADJACENT RESIDENTS

**For** Craig Madgwick

NM59/21 NOTICE OF MOTION FROM CR LUXFORD - USE OF HESSIAN BAGS

**For** John McLoughlin

NM60/21 NOTICE OF MOTION FROM CR MATSON - AVOIDABLE CHILD SAFETY RISK FROM CURRENT CONFIGURATION OF TOILETS AND CHANGE ROOMS AT THE HEFFRON CENTRE

**For** Renée Levy

NM61/21 NOTICE OF MOTION FROM CR MATSON - CONCERNS THAT THE KAMAY FERRY WHARF PROJECT WILL IMPACT NEGATIVELY ON BOTANY BAY SEAGRASS BEDS

**For** Stan Konstantaras (representing the Recreational Fishing Alliance of NSW)

NM63/21 NOTICE OF MOTION FROM CR VEITCH - CALL FOR PARLIAMENTARY INQUIRY INTO THE PRIVATISATION AND SELL-OFF OF PUBLIC SERVICES, LANDS AND COMMUNITY INFRASTRUCTURE IN NSW

**For** Maria Poulos

**CP54/21 Director City Planning Report - Kamay Ferry Wharf Project Submission (F2019/01408)**

**RESOLUTION: (Matson/Parker)** that Randwick City Council resolves:

- 1) that it objects to the Kamay Ferry Wharf Proposal for the following reasons:
  - a) the development does not align with the vision, values and objectives of the Randwick City Frenchman's Bay Plan of Management;

- b) the Business Case as outlined in the EIS is not supported with sufficient evidence;
  - c) a lack of conviction that there will not be negative impacts on the marine environment and shorebird habitat;
  - d) likely operational pollution as well as exclusion zone impacts on the amenity of Bay and Beach users such as fishers, divers, snorkelers, kayakers, kite surfers, paddleboarders, swimmers; and
  - e) the size of the proposed ferries and the proposed wharf;
- 2) accordingly it will amend Council's submission on the Kamay Ferry Wharf Proposal to the Department of Planning, Industry and Environment with the following clarifying sentence added to the first page under the opening sentence:

"Council advises that it believes that sufficient concerns exist to warrant that the proposal in its current form cannot be supported. Notwithstanding this position and following a review of the project Council provides the following comments in relation to key issues arising from the project."

- 3) to forward the submission to the Department of Planning, Industry and Environment.

**MOTION: (Matson/Parker) CARRIED - SEE RESOLUTION.**

The **DIVISION** was taken and the names of the Councillors voting FOR and AGAINST were as follows:

FOR	AGAINST
Councillor Shurey	Councillor Hamilton
Councillor Neilson	Councillor Stavrinou
Councillor Veitch	Councillor Luxford
Councillor Parker	Councillor Andrews
Councillor Seng	Councillor Bowen
Councillor Matson	Councillor Roberts
Councillor D'Souza	
Councillor Said	
<b>Total (8)</b>	<b>Total (6)</b>

**NM58/21 Motion Pursuant to Notice - Notice of Motion from Cr Matson - Ameliorating Noisy and Intrusive Behaviours by Neptune Park Outdoor Gym Users on the Amenity of Adjacent Residents (F2019/01192)**

**RESOLUTION: (Matson/D'Souza)** that Council seeks to ameliorate the impact of the Neptune Reserve outdoor gym on the amenity of adjacent residents by:

- a) bringing back a report on outcomes from the Director City Service's intended meeting of all relevant internal stakeholders;
- b) formally declaring resident friendly operating times for the outdoor gym;
- c) committing to preventing commercial monopolization to the detriment of informal users;
- d) exploring street and reserve signage options to prevent illumination from car headlights and the permanent storage of commercial gym equipment in parked trailers; and
- e) reviewing the reserves' Plan of Management with the intent of banning electronic music.

**MOTION: (Matson/D'Souza) CARRIED - SEE RESOLUTION.**

**NM59/21 Motion Pursuant to Notice - Notice of Motion from Cr Luxford - Use of Hessian Bags (F2014/00183)**

145/21

**RESOLUTION: (Luxford/Stavrinos)** that Randwick City Council work with Landcare to investigate and trial the use of hessian bags for rubbish collection, weed matting in our parks and gardens and having them available for residents to use.

**MOTION: (Luxford/Stavrinos) CARRIED - SEE RESOLUTION.**

**NM60/21 Motion Pursuant to Notice - Notice of Motion from Cr Matson - Avoidable Child Safety Risk from Current Configuration of Toilets and Change Rooms at the Heffron Centre (F2019/10812/3)**

---

146/21

**RESOLUTION: (Parker/Luxford)** that the advice provided 24<sup>th</sup> August 2021 by the Director City Services be tabled at this meeting as follows:

The basis for the design of the gymnastics-dedicated changeroom facilities was completed in consideration of the end user (customer) requirements to best balance the functional use of the overall floor plate of the building, ie. changing areas, toilets, storage areas, main gym floor, viewing area etc, with the space that was made available within the confines of the briefed area for the Gymnastics Centre (1,300m<sup>2</sup>).

In consideration of the customer, the objective of balance of design in the break-up of the above mentioned areas, was to achieve maximum floor area of the main gymnastics area by considering the competing demands of such a facility. As an example, should the storage floor area need to increase, then reduction in office space, amenities, viewing area or main gym floor would need to be considered. This is the case for the amenities. Should the amenities floor area go up, something else needs to go down.

This project is design and construct. Council recently engaged the operator for the facility to finalise the design for the gymnastics facility collaboratively. This process has recently begun. In consideration of the customer, should the Operator believe that increased amenities is required in lieu of changeroom space for example, then the designers will work to finalise this request as long as the overall 1300m<sup>2</sup> remains intact.

Secondary to the customer functional requirements I can confirm that the amenities provisional requirements of the BCA were satisfied across the Centre, as further detailed below:

- A sufficient no. of pans and urinals have been provided to satisfy the provisions of the BCA, based on the Indoor Sports & Gymnastics Centre being considered as a whole (which is the intent of its operations and use).
- Calculations with the report are based on operation of the Gymnastics Centre and Indoor Sports Centre at full capacity, e.g. during major events attracting 90 gymnastics participants, 30 indoor sports participants and 360 spectators across the Indoor Sports & Gymnastics Centre (cumulative total of 480 pax). The circumstance that a patronage of this amount would be relatively rare, with significant events being held in both components of the Centre.

From a design perspective, the Gymnastics Change, Community Change and Public Amenities have been clustered to allow efficient and flexible management and access control within close proximity to the reception desk and offices of the facility operator. Gymnastics users and spectators within this area are not required to enter the main entry area to find additional sanitary facilities.

- Safe, adequate design and CPTED (Crime Prevention Through Environmental Design) principles have been considered throughout the design of the Heffron Centre as a whole, and with respect to the components of the facility (e.g. CHPC, Indoor Sports Centre, Gymnastics Centre and other common areas). Each of the changeroom and amenities locations has been considered with respect to accessibility, safe and secure design principles in place, including secure access, CCTV provisions and sight lines, to attempt to mitigate unsafe or unsavoury situations occurring during operations.

The above response is provided in consultation with the expert consultant team including, NS Projects, COOP Studios, and Design Confidence (BCA).

**MOTION: (Matson/Veitch):** that:

- a) Council recognises that the deficient number of amenities for Heffron Centre gymnasts as identified in the BCA Design Assessment Report by Design Confidence presents an avoidable safety risk for children and young adults.
- b) accordingly, Council responds by accepting that it has a duty of care to undertake design changes to provide an adequate number of amenities in the gymnastic area sufficient to satisfy Building Code of Australia calculations.

**AMENDMENT: (Parker/Luxford) CARRIED AND BECAME THE MOTION.**

The **DIVISION** was taken and the names of the Councillors voting FOR and AGAINST were as follows:

FOR	AGAINST
Councillor Hamilton	Councillor Veitch
Councillor Shurey	Councillor Matson
Councillor Neilson	
Councillor Stavrinou	
Councillor Luxford	
Councillor Parker	
Councillor Seng	
Councillor Andrews	
Councillor Bowen	
Councillor Roberts	
Councillor D'Souza	
Councillor Said	
<b>Total (12)</b>	<b>Total (2)</b>

**MOTION: (Parker/Luxford) CARRIED - SEE RESOLUTION.**

The Meeting was adjourned at 8.45pm and was resumed at 9.01pm.

**NM61/21 Motion Pursuant to Notice - Notice of Motion from Cr Matson - Concerns that the Kamay Ferry Wharf Project will Impact Negatively on Botany Bay Seagrass Beds (F2019/01408)**

**RESOLUTION: (Matson/D'Souza):** that Randwick City Council in response to the proposed Kamay Ferry Wharf Project:

- a) notes fears of the Recreational Fishing Alliance of NSW, the South Sydney Amateur Fishing Association and the NSW Branch of the Australian National Sport Fishing Association that the current proposal will impact badly on the abundance of fish species in Botany Bay through the destruction of key seagrass beds;
- b) acknowledge that these fishing bodies express a lack of confidence in the current EIS process as a result of the inadequacies they perceived in the past EIS for the airport expansion;
- c) write to the MPs for the federal seat of Kingsford Smith and the state seat of Maroubra advising them that the approach to Councillors from the three fishing advocacy groups indicates strong reservations over the proposal in our local constituencies;
- d) makes a submission to the EIS process urging design changes to avoid impacting on the locations of identified sea grass beds in Botany Bay;
- e) convenes an urgent meeting of Council's Environment Committee to assess the likely impact of the proposal on the ecology of Botany Bay and to report back with recommendations to Council. Invites the participation of representatives will be sought from:

- i. the Recreational Fishing Alliance of NSW, the South Sydney Amateur Fishing Association and the NSW Branch of the Australian National Sport Fishing Association;
- ii. relevant UNSW academics in the field of ocean ecology study;
- iii. respected local environmental advocates with a noted interest in the Botany Bay ecology;
- iv. environmental officers and Councillors from Bayside Council;
- v. the La Perouse Precinct Committee;
- vi. the La Perouse Aboriginal Land Council; and
- vii. other stakeholders deemed appropriate by the General Manager.

**MOTION: (Matson/D'Souza) CARRIED - SEE RESOLUTION.**

**NM63/21 Motion Pursuant to Notice - Notice of Motion from Cr Veitch - Call for Parliamentary Inquiry into the Privatisation and Sell-Off of Public Services, Lands and Community Infrastructure in NSW (F2012/00347)**

**RESOLUTION: (Veitch/Matson):** that Council:

1. strongly supports the principle that public lands, public services and community infrastructure should remain in public hands;
2. acknowledges the significant community concerns regarding the commercialisation and sale of public lands and services in the Randwick LGA;
3. opposes the proposed commercialisation of the state's ferries, trains, light rail, buses and roads through the Transport Asset Holding Entity, as reported in the SMH on 19 August 2021;
4. acknowledges and reaffirms recent council resolutions opposing:
  - a) the commercialisation of Kamay Botany Bay National Park through the proposed introduction of a large commercial ferry wharf at La Perouse / Frenchman's Bay;
  - b) the NSW State Government proposal for a cruise ship terminal at Yarra Bay;
  - c) the abolition of the Centennial Park and Moore Park Trust and the potential commercialisation of these significant heritage parklands by Greater Sydney Parklands;
  - d) the sell-off and privatisation of TAFE campuses and courses by the NSW State Government;
  - e) the sell-off and cuts to the Eastern Suburbs bus routes by the NSW State Government;
5. writes to the NSW Premier, the Hon. Gladys Berejiklian MP; the leader of the NSW Opposition, the Hon. Chris Minns MP; The Greens Local Government spokesperson, David Shoebridge MLC; The Hon. Emma Hurst MLC (Animal Justice Party), The Hon. Robert Borsak MLC (Shooters, Fishers and Farmers Party) and the state members for Maroubra, Coogee and Heffron calling for a Parliamentary Inquiry with public hearings into the privatisation, commercialisation and sell-off of public services, lands and community infrastructure in NSW.

**MOTION: (Veitch/Matson) CARRIED - SEE RESOLUTION.**

### **Urgent Business**

**GM9/21 Impact on Moverly Children's Centre Due to Latest COVID Advice from Department of Education (F2019/01018)**

**RESOLUTION: (Andrews/Stavrinou)** that Council waive the gap fees for families enrolled at Moverly Children's Centre if they choose to keep their children at home until the end of the current lockdown period.

**MOTION: (Andrews/Stavrinos) CARRIED - SEE RESOLUTION.**

**UB80/21 Cr Anthony Andrews - Postponement of Local Government Elections  
(F2020/00293)**

**RESOLUTION: (Andrews/Stavrinos)** that Council write to local residents advising them that the State Government has postponed the election to 4<sup>th</sup> December 2021 and seeking reimbursement of the costs of doing so from the NSW Electoral Commission.

**MOTION: (Andrews/Stavrinos) CARRIED ON THE CASTING VOTE OF THE MAYOR - SEE RESOLUTION.**

The **DIVISION** was taken and the names of the Councillors voting FOR and AGAINST were as follows:

FOR	AGAINST
Councillor Hamilton	Councillor Shurey
Councillor Stavrinos	Councillor Neilson
Councillor Luxford	Councillor Veitch
Councillor Andrews	Councillor Parker
Councillor Bowen	Councillor Seng
Councillor D'Souza	Councillor Matson
Councillor Said	Councillor Roberts
<b>Total (7)</b>	<b>Total (7)</b>

### Mayoral Minutes

Nil.

### General Manager's Reports

**GM8/21 General Manager's Report - Quarterly Progress Report - June 2021  
(F2020/03001)**

**RESOLUTION: (Andrews/Stavrinos)** that the information contained in the June 2021 Quarterly Progress Report for the 2020-21 Annual Operational Plan be received and noted.

**MOTION: (Andrews/Stavrinos) CARRIED - SEE RESOLUTION.**

### Director City Planning Reports

**CP55/21 Director City Planning Report - Noffs Foundation Youth Support Services  
(F2019/07694)**

**RESOLUTION: (Parker/Veitch)** that Council provide in principle support for the General Manager to explore options with the Noffs Foundation to identify a suitable Council venue to operate the 'Street University' program.

**MOTION: (Parker/Veitch) CARRIED - SEE RESOLUTION.**

**CP56/21 Director City Planning Report - Community Investment Program July 2021  
Round (F2020/00336)**

**RESOLUTION: (Andrews/Stavrinos)** that Council:

- a) approve the Community Creative funds allocation of \$51,870.00 (\$40,497 cash, \$11,373 in-kind) to the recommended projects;
- b) approve the Community Connect funds allocation of \$40,730.00 (\$28,958 cash, \$11,772 in-kind) to the recommended projects; and

- c) note the status of the Mayor's Contingency Fund allocations for 2021-22 as of July 2021.

**MOTION: (Andrews/Stavrinos) CARRIED - SEE RESOLUTION.**

**CP57/21 Director City Planning Report - Planning for Major Events - Christmas and New Years 2021 (F2021/00357)**

**RESOLUTION: (Neilson/Luxford)** that Council does not proceed with the:

- a) Coogee Sparkles New Year's Eve Fireworks or Seniors' Christmas Concert and instead adopts a wide range of activities and events aimed at allowing the community to celebrate the holidays and summer in a COVID-safe way;
- b) Coogee Carols at Goldstein Reserve, and instead investigates the feasibility of holding smaller Carols popup stages at various locations across the city; and
- c) Kingsford Noodle Market, and instead provides a range of COVID-safe activations and public art in the Kingsford Town Centre.

**MOTION: (Roberts/Hamilton)** that Council does not proceed with the:

- a) Coogee Sparkles New Year's Eve Fireworks or Seniors' Christmas Concert and instead adopts a wide range of activities and events aimed at allowing the community to celebrate the holidays and summer in a COVID-safe way;
- b) Coogee Carols at Goldstein Reserve, and instead proceeds to investigate the feasibility of holding the Carols at the Randwick Racecourse, subject to Public Health Orders; and
- c) Kingsford Noodle Market, and instead provides a range of COVID-safe activations and public art in the Kingsford Town Centre.

**AMENDMENT: (Neilson/Luxford) – CARRIED AND BECAME THE MOTION.**

The **DIVISION** was taken and the names of the Councillors voting FOR and AGAINST were as follows:

<b>FOR</b>	<b>AGAINST</b>
Councillor Shurey	Councillor Hamilton
Councillor Neilson	Councillor Veitch
Councillor Luxford	Councillor Stavrinos
Councillor Parker	Councillor Andrews
Councillor Seng	Councillor Roberts
Councillor Bowen	Councillor D'Souza
Councillor Matson	
Councillor Said	
<b>Total (8)</b>	<b>Total (6)</b>

**AMENDMENT: (Veitch/Matson)** that Council:

1. does not proceed with the:
  - a) Coogee Sparkles New Year's Eve Fireworks or Seniors' Christmas Concert;
  - b) Coogee Carols at Goldstein Reserve;
  - c) Kingsford Noodle Market;
2. recognises the significant adverse impacts the covid 19 pandemic has had on our community, especially on those already affected by social and economic disadvantage;



3. acknowledges that many local community service organisations are struggling to meet increased demand;
4. receive a report at the September council meeting with recommendations for allocating part or whole of the \$520,000.00 allocated to Christmas, New Year and other related events for Council and community based services to relieve the increased impacts of social and economic disadvantage and domestic violence, as a result of the covid 19 pandemic. **LOST.**

**MOTION: (Neilson/Luxford) CARRIED – SEE RESOLUTION.**

Cr Veitch requested that her name be recorded as voting against this resolution.

**CP58/21 Director City Planning Report - Draft Housing SEPP - Council Submission (F2020/00476)**

**RESOLUTION: (Veitch/Matson)** that Council officers incorporate the following points into the submission to the Department of Planning, Industry and Environment:

- a) noting that there are more than 50,000 families on the social housing waiting list in NSW, with some families waiting for five to 10 years to be housed;
- b) noting that a new study by Equity Economics that shows NSW currently has a shortfall of 70,000 social housing units, while modelling by the University of NSW has estimated the real shortage is more than 135,000 social housing units;
- c) calling on the NSW State Government to increase public housing stock as a matter of urgency;
- d) Council officers remove sections of the submission supporting zero parking requirements;
- e) Council officers remove sections of the submission supporting reductions in open space in housing for senior citizens;
- f) forward the attached submission on the Department of Planning, Industry and Environment's Draft Housing SEPP; and
- g) authorise that the General Manager can make minor editing and formatting changes to the submission prior to its finalisation.

**MOTION: (Veitch/Matson) CARRIED - SEE RESOLUTION.**

**CP59/21 Director City Planning Report - Informing Strategy - Arts & Culture Strategy (F2021/00258)**

**RESOLUTION: (Veitch/Andrews)** that Council adopt the draft Randwick City Arts & Culture Strategy as attached.

**MOTION: (Veitch/Andrews) CARRIED - SEE RESOLUTION.**

**Director City Services Reports**

**CS39/21 Director City Services Report - Investigation- Feasibility of Installing Mobile CCTV Cameras in Identified Dumping Hotspots (F2014/00427)**

**RESOLUTION: (Andrews/Stavrinos)** that Council receive and note this report.

**MOTION: (Andrews/Stavrinos) CARRIED - SEE RESOLUTION.**

**CS40/21 Director City Services Report - The Coast Golf Club - "Half Way Kiosk & Amenities Proposal" (F2019/00730)**

158/21

**RESOLUTION: (Parker/Andrews)** that Council provide in principle approval for the General Manager to enter discussions with the Coast Golf Club to investigate the option for a shared facility that will provide additional public toilet facilities for Little Bay beach.

**MOTION: (Parker/Andrews) CARRIED - SEE RESOLUTION.**

**Director Corporate Services Reports**

**CO36/21 Director Corporate Services Report - LGNSW Annual Conference - Voting Delegates (F2004/06645)**

159/21

**RESOLUTION: (Matson/Luxford)** that the Labor, Green, Liberal and independent blocks advise the General Manager of their authorised delegates and designated alternate delegates to the 29<sup>th</sup> November 2021 LGNSW Board Elections and 'online' annual conference by no later than 5pm on the 4<sup>th</sup> October 2021.

**MOTION: (Matson/Luxford) CARRIED - SEE RESOLUTION.**

**CO37/21 Director Corporate Services Report - Council Meeting Schedule - September to December 2021 (F2004/06565)**

160/21

**RESOLUTION: (Andrews/Stavrinis)** that:

- a) that the September Ordinary Council meeting be held 28<sup>th</sup> September 2021;
- b) that an Extraordinary Council meeting be held 30<sup>th</sup> September 2021 at 7pm to elect a new Mayor; and
- c) the 14 December Ordinary Council meeting be cancelled, due the Local Government elections being moved to 4 December 2021.

**MOTION: (Andrews/Stavrinis) CARRIED - SEE RESOLUTION.**

The **DIVISION** was taken and the names of the Councillors voting FOR and AGAINST were as follows:

<b>FOR</b>	<b>AGAINST</b>
Councillor Shurey	Councillor Hamilton
Councillor Veitch	Councillor Neilson
Councillor Stavrinis	Councillor Parker
Councillor Luxford	Councillor Matson
Councillor Seng	Councillor Roberts
Councillor Andrews	
Councillor Bowen	
Councillor D'Souza	
Councillor Said	
<b>Total (9)</b>	<b>Total (5)</b>

**CO38/21 Director Corporate Services Report - Investment Report - July 2021 (F2016/06527)**

161/21

**RESOLUTION: (Andrews/Stavrinis)** that the Investment Report for July 2021 be received and noted.

**MOTION: (Andrews/Stavrinis) CARRIED - SEE RESOLUTION.**

**CO39/21 Director Corporate Services Report - Draft 2020-21 Financial Statements (F2021/00364)**

162/21

**RESOLUTION: (Veitch/Matson)** that in relation to the financial statements required in accordance with section 413 of the Local Government Act 1993 (the Act):

- a) Council resolves that in its opinion the General Purpose Financial Statements and Special Schedules for the year ended 30 June 2021:
  - have been properly drawn up in accordance with the provisions of the Act and the associated Regulations there under, the Australian Accounting Standards and professional pronouncements, and the Local Government Code of Accounting Practice and Financial Reporting;
  - to the best of the Council's knowledge and belief the statements present fairly the Council's operating result and financial position for the year and accords with the Council's accounting and other records; and
  - the Council is unaware of any matter that would render the financial statements false or misleading in anyway.
- b) Council declares that there are no business activities requiring the preparation of Special Purpose Financial Statements.
- c) the Statement by Councillors and Management for the General Purpose Financial Statements be signed by the Mayor, the Deputy Mayor, the General Manager and the Responsible Accounting Officer.
- d) the Financial Statements be referred to the Audit Office of NSW for audit.
- e) arrangements be made to place copies of the audited Financial Statements on public exhibition and the necessary advertisements be published.
- f) a copy of the audited Financial Statements be forwarded to the NSW Office of Local Government.
- g) the audited Financial Statements be presented at a meeting of Council to be held in accordance with Section 418 of the Act.

**MOTION: (Veitch/Matson) CARRIED - SEE RESOLUTION.**

**CO40/21 Director Corporate Services Report - Monthly Financial Report as at 31 July 2021 (F2021/00364)**

163/21

**RESOLUTION: (Andrews/Stavrinou)** that the Monthly Financial Report as at 31 July 2021 be received and noted.

**MOTION: (Andrews/Stavrinou) CARRIED - SEE RESOLUTION.**

**Petitions**

Nil.

Note: Cr Roberts left at this point in the meeting, the time being 10.45pm.

**Motions Pursuant to Notice**

**NM62/21 Motion Pursuant to Notice - Notice of Motion from Cr Matson - Possible Legal Action to Recover Anticipated Infrastructure Losses after Reneging by the NSW Government of K2K LEP Negotiated Agreements (F2019/01418)**

164/21

**RESOLUTION: (Matson/Shurey)** that Council:

- a) notes that a key component of the Kensington and Kingsford (K2K) Town Centres Planning Proposal was the levying of developers for a wide range of community infrastructure needs;

- b) writes to the NSW Minister for Planning and Public Spaces seeking a savings provision to be included in any new legislation (should it be proposed to change the current system of infrastructure contributions) so that the current contribution schemes in K2K will continue to apply; and
- c) request that Councillors be briefed on the implications of the Bill on existing and future controls.

**MOTION: (Matson/Shurey) CARRIED - SEE RESOLUTION.**

Note: Cr D'Souza left at this point in the meeting, the time being 11.15pm.

**NM64/21 Motion Pursuant to Notice - Notice of Motion from Cr Veitch - Monitoring and Maintaining Tree Canopy in the Randwick LGA (F2018/00260)**

**RESOLUTION: (Parker/Matson)** that Council conduct a review of its tree management policy, balancing the competing interest of owners and increasing our tree canopy, including a review of the policies of other Councils and holding a Councillor briefing.

**MOTION: (Veitch/Matson):** that Council:

1. is committed through its Environment Strategy to increasing the number of trees planted, retained and maintained to provide shade, habitat and heat reduction benefits and increase plantings to achieve the Greater Sydney Commission target of 40% tree canopy cover across Council managed land by 2040;
2. supports the development and implementation of plans, policies and procedures that support the harmonious co-existence of private property and community and privately owned trees, and conducts a review of:
  - a) the Randwick Urban Forest Policy (2007), the Randwick Sewerage and Blocked Drain Policy (2002), the Randwick Development Control Plan (2012) and other relevant policies or procedures;
3. establishes a numerical database of:
  - a) requests and council actions relating to the removal of community owned trees;
  - b) requests and council actions relating to the removal of trees on private property;
  - c) requests and determinations relating to the removal of trees on private property as part of development applications, to help track tree canopy change in the Randwick LGA;
4. receives a briefing and report on any proposed revisions to the policies, plans and procedures as noted in 2a);
5. receives a summary of the data collected in 3a), b) and c) in its quarterly and annual reports.

**AMENDMENT: (Andrews/Stavrinou)** that Council adopt a policy that if a tree is within three metres of your home and on your own property, you can remove the tree without Council consent.  
**CARRIED ON THE CASTING VOTE OF THE MAYOR AND BECAME THE MOTION.**

The **DIVISION** was taken and the names of the Councillors voting FOR and AGAINST were as follows:

FOR	AGAINST
Councillor Hamilton	Councillor Shurey
Councillor Stavrinou	Councillor Neilson
Councillor Luxford	Councillor Veitch
Councillor Seng	Councillor Parker
Councillor Andrews	Councillor Bowen
Councillor Said	Councillor Matson
<b>Total (6)</b>	<b>Total (6)</b>

**AMENDMENT: (Parker/Matson) CARRIED AND BECAME THE MOTION.**

The **DIVISION** was taken and the names of the Councillors voting FOR and AGAINST were as follows:

<b>FOR</b>	<b>AGAINST</b>
Councillor Shurey	Councillor Hamilton
Councillor Neilson	Councillor Stavrinou
Councillor Veitch	Councillor Luxford
Councillor Parker	Councillor Andrews
Councillor Seng	
Councillor Bowen	
Councillor Matson	
Councillor Said	
<b>Total (8)</b>	<b>Total (4)</b>

**MOTION: (Parker/Matson) CARRIED – SEE RESOLUTION.**

The **DIVISION** was taken and the names of the Councillors voting FOR and AGAINST were as follows:

<b>FOR</b>	<b>AGAINST</b>
Councillor Shurey	Councillor Hamilton
Councillor Neilson	Councillor Stavrinou
Councillor Veitch	Councillor Luxford
Councillor Parker	Councillor Seng
Councillor Bowen	Councillor Andrews
Councillor Matson	
Councillor Said	
<b>Total (7)</b>	<b>Total (5)</b>

**NM65/21 Motion Pursuant to Notice - Notice of Motion from Cr Matson - Council Response to Latest Climate Change Report Findings (F2008/00363)**

**RESOLUTION: (Matson/Veitch)** that Council notes with great concern that the latest released IPCC report warns that within a decade, global warming could push temperatures to 1.5 degrees Celsius above pre-industrial levels and responds by convening a briefing for Councillors on the proposal under clause (a) with a motion to come back to the September meeting of Council:

- a) writing to the Global Covenant of Mayors for Climate and Energy agreeing to their invitation to participate in their three climate change campaigns, these being:
  - Better Futures Australia Declaration;
  - Cities Race to Zero Campaign;
  - Cities Race to Zero Resilience; and
- b) convenes Council's Environment Committee to oversee Council's participation in these campaigns.

**MOTION: (Matson/Veitch) CARRIED - SEE RESOLUTION.**

**Notice of Rescission Motions**

Nil.

There being no further business, His Worship the Mayor, Cr D Said, declared the meeting closed at 11.26pm.

**The minutes of this meeting were confirmed at the Ordinary Meeting of the Council of the City of Randwick held on Tuesday, 28 September 2021.**

.....  
**CHAIRPERSON**