



**MINUTES OF ORDINARY COUNCIL MEETING  
HELD ON TUESDAY, 22 FEBRUARY 2022 AT 7.15PM**

**Present:**

The Mayor, Councillor Dylan Parker (Central Ward)

Councillor Kym Chapple (Deputy Mayor) (Central Ward)

|              |  |
|--------------|--|
| Central Ward | - Councillor D Rosenfeld                           |
| East Ward    | - Councillors J McCafferty, M Olive & M Wilson     |
| North Ward   | - Councillors C Hamilton; K Neilson & R Pandolfini |
| South Ward   | - Councillors B Burst, N D'Souza & D Said          |
| West Ward    | - Councillors A Hay, A Luxford & P Veitch          |

**Officers Present:**

|                               |               |
|-------------------------------|---------------|
| General Manager               | Ms T Manns    |
| Director City Services        | Mr T Clarke   |
| 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 first Council meeting of 2022 was opened with a traditional smoking ceremony.

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

One minute's silence was observed for the recent tragedies that occurred at Little Bay.

**Apologies/Granting of Leave of Absences**

Nil.

**Confirmation of the Minutes**

**Confirmation of the Minutes of the Ordinary Council meeting held on Tuesday 23 November 2021 and the Extraordinary Council meeting held on Thursday 30 December 2021.**

**RESOLUTION: (Luxford/Hamilton)** that the Minutes of the Ordinary Council meeting held on Tuesday 23 November 2021 and the Extraordinary Council meeting held on Thursday 30 December 2021 be and are hereby confirmed as a correct record of the proceedings of those meetings.

## Declarations of Pecuniary and Non-Pecuniary Interests

- a) Cr Olive declared a non-significant non pecuniary interest in Items CS1/22 and NM6/22 as, prior to his election as a councillor, he wrote to council staff expressing his concerns about the hazard reduction burns that took place in Randwick Environment Park on 6<sup>th</sup> December.
- b) Cr D'Souza declared a non-significant non pecuniary interest in Item MM2/22 as he knows the recipient of the award.
- c) Cr Hay declared a pecuniary interest in Item UB1/22 as his wife works in the health sector. Cr Hay did not participate in the debate or voting on this matter.

## 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:

- MM2/22      REX MADDEN - RECOGNITION FOR COMMUNITY SERVICE
- For**                      Mr Carlos Da Rocha
- CS2/22      LA PEROUSE HEADLAND TOILETS UPGRADE - RESULTS OF COMMUNITY CONSULTATION
- Against**                Mr Charles Abela
- NM1/22      NOTICE OF MOTION FROM CR D'SOUZA - SHORTAGE OF PARKING AT LA PEROUSE ON WEEKENDS
- Against**                Mr Charles Abela
- NM7/22      NOTICE OF MOTION FROM CR BURST - ADDITIONAL "NO MORE INCINERATOR" FLAGS TO RAISE COMMUNITY AWARENESS
- For**                      Mr Chris Hanson
- NM9/22      NOTICE OF MOTION FROM CR CHAPPLE - EQUAL PAY FOR EQUAL PLAY
- For**                      Ms Lucy Small
- NM13/22     NOTICE OF MOTION FROM CR NEILSON - HERITAGE PROTECTION FOR THE BUILDING KNOWN AS 11A MARCEL AVENUE, COOGEE
- For**                      Mr Simon Fonteyn
- NM14/22     NOTICE OF MOTION FROM CR NEILSON - COUNCIL DO MORE TO ENSURE THE PROTECTION OF NATIVE FAUNA IN THE CITY OF RANDWICK
- For**                      Ms Belinda Head
- NM16/22     NOTICE OF MOTION FROM CR VEITCH - SUPPORT FOR ASYLUM SEEKERS
- For**                      Mr Philip Feinstein
- NM17/22     NOTICE OF MOTION FROM CR VEITCH - REDUCING DUMPED RUBBISH AND WASTE TO LANDFILL IN THE RANDWICK LGA
- For**                      Ms Gail Parsonage

**MM2/22      Mayoral Minute - Rex Madden - Recognition for Community Service  
(F2022/06574)**

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2/22 **RESOLUTION: (Mayor, Cr D Parker)** that Council formally congratulate Rex Madden for his outstanding effort, commitment and dedication to the many local Clubs he is involved in, in Randwick City.

**MOTION: (Mayor, Cr D Parker) CARRIED - SEE RESOLUTION.**

**CS2/22      Director City Services Report - La Perouse Headland Toilets Upgrade - Results  
of Community Consultation (PROJ/10750/2018/4)**

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3/22 **RESOLUTION: (Neilson/Luxford)** that Council:

- a) endorse the La Perouse Headland toilets upgrade proposal to proceed to planning approval and documentation of the works for tender; and
- b) allocate an additional \$550,000 towards the La Perouse Toilets project in the 2022-23 financial year.

**MOTION: (Luxford/Nil)** that Council:

- a) endorse the La Perouse Headland toilets upgrade proposal to proceed to planning approval and documentation of the works for tender; and
- b) allocate an additional \$550,000 towards the La Perouse Toilets project in the 2022-23 financial year. **LAPSED FOR WANT OF A SECONDER.**

**MOTION: (Said/Burst)** that Council bring back a report after discussions with Transport for NSW regarding a 99 year lease with the toilet block being relocated across the road from the current proposed location. **LOST.**

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

**NM1/22      Motion Pursuant to Notice - Notice of Motion from Cr D'Souza - Shortage of  
Parking at La Perouse on Weekends (F2014/00528)**

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4/22 **RESOLUTION: (D'Souza/Rosenfeld)** that Council:

- a) review and consider the shortage of parking in La Perouse on the weekend;
- b) develop a strategy on how La Perouse traffic is to be managed moving forward; and
- c) request this matter be put to the Randwick Traffic Committee and the proposed Integrated Transport Committee for consideration.

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

**NM7/22      Motion Pursuant to Notice - Notice of Motion from Cr Burst - Additional "No  
More Incinerator" Banners and Flags to Raise Community Awareness  
(F2020/00404)**

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5/22 **RESOLUTION: (Burst/Hamilton)** that Council notes that a number of flags stating our opposition to the proposed Matraville incinerator have been ordered and will be displayed at appropriate locations in the coming weeks.

**MOTION: (Burst/Hamilton) CARRIED - SEE RESOLUTION.**

**NM9/22 Motion Pursuant to Notice - Notice of Motion from Cr Chapple - Equal Pay for Equal Play (F2004/06618)**

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6/22 **RESOLUTION: (Chapple/D'Souza)** that Council:

- a) ensures that sporting organisations and clubs that receive grants and funding from Council provide:
  1. equal prize money for both boys and girls, and men and women, at all levels of competition;
  2. equal opportunity (entry positions, space, time, training, resources) for girls and boys, and men and women to participate in events including competitions and training; and
  3. an actionable strategy to increase the participation, engagement and ongoing support of women and girls at all levels of competition; and
- b) affirms that organisations and clubs that do not currently satisfy these criteria can still receive support if they have concrete plans to implement these by 2025.

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

**NM13/22 Motion Pursuant to Notice - Notice of Motion from Cr Neilson - Heritage Protection for the Building known as 11A Marcel Avenue, Coogee (DA/798/2021)**

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7/22 **RESOLUTION: (Neilson/Hamilton)** that Council officers urgently undertake a preliminary heritage assessment of the building at 11A Marcel Ave, Coogee to determine if it is, or is likely to be found, on further inquiry and investigation, to be of local heritage significance.

**MOTION: (Neilson/Hamilton) CARRIED - SEE RESOLUTION.**

**NM14/22 Motion Pursuant to Notice - Notice of Motion from Cr Neilson - Council do more to Ensure the Protection of Native Fauna in the City of Randwick (F2010/00241)**

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8/22 **RESOLUTION: (Neilson/Pandolfini)** that Council develop (or reactivate) an ongoing communication and educational strategy to protect native fauna in the City of Randwick while also informing residents - young & old - about responsible pet ownership.

**MOTION: (Neilson/Pandolfini) CARRIED - SEE RESOLUTION.**

**NM16/22 Motion Pursuant to Notice - Notice of Motion from Cr Veitch - Support for Asylum Seekers (F2004/06281)**

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9/22 **RESOLUTION: (Veitch/Neilson)** that Council:

1. write to the Prime Minister the Hon Scott Morrison MP, the Minister for Immigration, Citizenship, Migrant Services and Multicultural Affairs the Hon Alex Hawke MP, the leader of the Opposition the Hon Anthony Albanese MP, and the leader of the Australian Greens Adam Bandt to advocate for:
  - a) the immediate release and humanitarian settlement for the Refugees and Asylum Seekers brought to onshore detention through medical evacuation (Medevac), including the 32 men held in detention at the Park Hotel in Melbourne;
  - b) increased funding and humanitarian assistance, additional refugee resettlement places and the urgent processing of humanitarian visa applications for people who are at grave risk within Afghanistan, including those who have worked for or assisted the Australian Government and Australian organisations (including the embassy, armed forces, NGOs and media), human rights defenders and women and girls whose lives and security are under great threat;

- c) an inquiry and urgent review of all onshore, offshore and community detention policies and their impacts on Asylum Seekers applying for humanitarian refuge in Australia;
2. write to the Prime Minister the Hon Scott Morrison MP, the Minister for Immigration, Citizenship, Migrant Services and Multicultural Affairs the Hon Alex Hawke MP, the leader of the Opposition the Hon Anthony Albanese MP, the leader of the Australian Greens Adam Bandt, the NSW Minister for Health the Hon Brad Hazzard MP, the leader of the NSW opposition the Hon Chris Minns MP, and the Greens NSW Health spokesperson Cate Faehrmann MLC calling for an inquiry into Covid protocols being implemented by Serco and Border Force at Villawood Detention Centre, and that vulnerable detainees be removed from the detention centre due to the high infection risk;
  3. acknowledge the importance and the contribution that cultural diversity has played in shaping the Randwick LGA in a visible and friendly way by:
    - a) once again displaying banners and/or posters including such wording as: *'All are Welcome Here'* in a number of languages including a local indigenous language;
    - b) displaying the posters in bus shelters & banners at appropriate locations across the city; and
    - c) if possible have banners displayed at strategic locations to coincide with The Spot Festival (March 13<sup>th</sup>), Harmony Day (March 21<sup>st</sup>) Palm Sunday (April 10<sup>th</sup>).

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

Note: Crs Rosenfeld and Burst requested that their names be recorded as opposed to the resolution.

**NM17/22 Motion Pursuant to Notice - Notice of Motion from Cr Veitch - Reducing Dumped Rubbish and Waste to Landfill in the Randwick LGA (F2004/07259)**

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

1. acknowledges significant and ongoing community concern about increasing levels of dumped rubbish on footpaths and laneways, including the disposal of goods that could potentially be re-used, repaired or recycled and diverted from landfill;
2. notes suggestions put forward by affected residents to address the issue including:
  - a) Street signage around affected neighbourhoods, including at reported hotspots and on high foot traffic roads/intersections to increase awareness of issues;
  - b) Landscaping - Council support to establish verge gardens in dumping hotspots;
  - c) Education campaigns;
  - d) Signage that can be displayed inside apartment buildings that promotes awareness of how to book council pickups, increase awareness that dumping is illegal and encourages reporting of dumped rubbish;
  - e) Information provided to new and existing tenants through real estate agents;
  - f) Stickers on bins, in particular yellow bins noting that a great deal of cardboard is illegally dumped;
  - g) Increased scheduled hard rubbish collections;
  - h) Social media campaigns (including boosted ads);
  - i) Information in FOGO bag deliveries;
  - j) CCTV cameras in known hotspots reported by residents with accompanying signage;
  - k) Onsite collection of large household waste items from apartment carparks;
3. notes further that council does not have any facilities where residents can donate or repair unwanted household items, materials and appliances for re-use in the community, or onsite collection of items for recycling (that are not suitable for collection in the yellow recycling bins);
4. receive a report detailing:

- a) additional measures to reduce dumped rubbish, including specific actions to tackle dumped rubbish hotspots as identified by affected residents;
- b) options and recommendations on establishing facilities to donate or repair unwanted household items, materials and appliances for re-use in the community;
- c) the feasibility of introducing onsite collection of items for recycling at the Randwick Recycling Centre and other suitable facilities (and that are not able to be placed in the yellow recycling bins); and
- d) investigate the establishment of a Men's' Shed to receive such unwanted items to repair.

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

The meeting was adjourned at 10.20pm and was resumed 10.36pm.

## Urgent Business

### UB1/22 Support for Nurses and Midwives Strike

The Mayor ruled this matter to be urgent.

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

| FOR                   | AGAINST               |
|-----------------------|-----------------------|
| Councillor Pandolfini | Councillor Hamilton   |
| Councillor Neilson    | Councillor Rosenfeld  |
| Councillor Veitch     | Councillor McCafferty |
| Councillor Luxford    | Councillor Burst      |
| Councillor Chapple    | Councillor D'Souza    |
| Councillor Olive      |                       |
| Councillor Wilson     |                       |
| Councillor Said       |                       |
| Councillor Parker     |                       |
| <b>Total (9)</b>      | <b>Total (5)</b>      |

11/22

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

1. acknowledges that nurses and midwives have been forced to work in unsustainable conditions during the pandemic and that our hospitals are in desperate need of increased funding, staff and resources to meet the basic health needs to our community;
2. notes that Randwick is home to three major public hospitals including Prince of Wales Public, the Royal Women's Hospital and the Sydney Children's Hospital;
3. notes that despite new hospital facilities being constructed in Randwick, high nurse to patient ratios are critical to ensuring the health, safety and wellbeing of both patients and staff;
4. endorses the 15 February strike action which saw nurses, midwives, paramedics, unions and community members take to the streets in Sydney and across NSW demanding ratios and better pay and conditions to protect the health and safety of our community;
5. strongly endorses the campaign by the NSW Nurses and Midwives Association (NSWNMA) for ratios, better conditions and fair pay;
6. write to the NSW Premier the Hon Dominic Perrottet MP, the NSW Health Minister the Hon Brad Hazzard MP and the NSW Nurses and Midwives Association confirming our strong support for the demands of the NSWNMA including:

- a. High staff to patient ratios at no less than that legislated in QLD and Victoria;
- b. A minimum 2.5% pay increase.

**MOTION: (Veitch/Said) CARRIED – SEE RESOLUTION.**

**AMENDMENT: (Burst/D'Souza)** that it be noted that the nurse quotas were implemented by the State Labor Government in 2010. **LOST.**

### **UB2/22 Late Motion to LGNSW Conference – No More Incinerators**

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The Mayor ruled this matter to be urgent.

**RESOLUTION: (Veitch/Luxford)** that the Mayor and General Manager be delegated to draft a late motion to the LGNSW conference in consultation with representatives from No More Incinerators, to bring forward their detailed concerns regarding the impacts of Waste to Energy Incinerators on communities and the environment.

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

### **Mayoral Minutes**

#### **MM1/22 Mayoral Minute - Financial Assistance and Donations - January to February 2022 (F2022/06574)**

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**RESOLUTION: (Mayor, Cr D Parker)** that Council:

- a) note the donation of plants from Council's Nursery to the value of \$300 to St John's Anglican Church, Maroubra, to be funded from the 2021-22 Contingency Fund, to upgrade and beautify the Church grounds for the benefit of the community;
- b) note the waiving of fees associated with the open space booking, totalling \$197.00 to be funded from the 2021-22 Contingency Fund, for the memorial service held at Dunningham Reserve on 2 February 2022 for Callum Casey;
- c) contribute \$1,200.00, to be funded from the 2021-22 Contingency Fund, to allow disadvantaged children from across the Randwick Local Government Area to have access to the livestreamed World Festival of Magic 2022, with funds raised by the event to go towards the Eye Clinic at the Sydney Children's Hospital;
- d) note the waiving of fees totalling \$765 for the memorial plaque for Daniel Murphy to be installed on the same memorial bench as the plaque for Deklan Gilmartin, located in Grant Reserve;
- e) waive the fees associated with holding the Maroubra Pro at Maroubra Beach 4-6 March 2022, totalling \$6,765, and provide \$10,000 to contribute to the operation of the event as a sponsor, to be funded from the 2021-22 Contingency Fund;
- f) purchase tickets for interested Councillors to attend the 2022 Randwick Rugby Annual Lunch, at a cost of \$199 per ticket, to be funded from the 2021-22 Contingency Fund; and
- g) approve the donation of plants from Council's nursery to the value of \$500, to be funded from the 2021-22 Contingency Fund, to contribute to the Indigenous Garden project being undertaken at Randwick Girls' High School.

**MOTION: (Mayor, Cr D Parker) CARRIED - SEE RESOLUTION.**

**MM3/22 Mayoral Minute - Randwick Girls' High School Mayor's Award (F2022/06574)**

14/22

**RESOLUTION: (Mayor, Cr D Parker)** that Council continue the "Mayor's Award" for Randwick Girls' High School and fund the operating of the award for a further five years at a cost of \$5,000, of which \$1,000 is to be funded each year from the Contingency Fund (2022-23 to 2026-27).

**MOTION: (Mayor, Cr D Parker) CARRIED - SEE RESOLUTION.**

**MM4/22 Mayoral Minute - Recognising Greek Independence Day 2022 (F2022/06574)**

15/22

**RESOLUTION: (Mayor, Cr D Parker)** that Council celebrate 201 years of Greek Independence on 29 March 2022 by:

- a) flying the Greek flag at Randwick Town Hall and other appropriate locations across Randwick City;
- b) producing content for Council's social media channels and e-news to mark the occasion; and
- c) writing to prominent leaders in the Greek Community including the Archbishop and local clergy, and the Consul General of Greece acknowledging the contribution made by the large Greek community in Randwick City.

**MOTION: (Mayor, Cr D Parker) CARRIED - SEE RESOLUTION.**

**MM5/22 Mayoral Minute - Responding to Recent Coastal Fatalities at Little Bay (F2019/00632)**

16/22

**RESOLUTION: (Mayor, Cr D Parker)** that Council:

- a) hold a minute's silence in memory of ocean swimmer Simon Nellist who died following a shark attack near Little Bay, and father and son Peter and Mahan who drowned after being swept off rocks while rock fishing near Little Bay Beach;
- b) works with the Department of Primary Industries, Surfing NSW and the Rural Adversity Mental Health Program to hold and advertise community drop-in stands at our beaches providing mental health support and counselling services, shark education and beach safety information commencing this weekend 26 and 27 February 2022;
- c) undertakes an urgent review of rock fishing related signage and rescue devices including Angel rings and TUI rescue tubes across the Randwick Council area;
- d) notes that a rock fishing education and communication campaign will be implemented as part of the Open Space and Recreation Strategy, aimed at improving safety for rock fishers in Randwick City;
- e) notes that Randwick Council was the first council in Australia to implement compulsory lifejacket rules for rock fishers in 2016 and shock signage in 2015 which a Coronial investigation recommended extending to other LGAs; and
- f) officers investigate, in conjunction with the families if desired, an appropriate commemoration for Simon Nellist and father and son Peter and Mahan, and brings back a report to Council.

**MOTION: (Mayor, Cr D Parker) CARRIED - SEE RESOLUTION.**

## General Manager's Reports

### GM1/22 General Manager's Report - Draft 2022-2032 Community Strategic Plan (F2022/00050)

17/22

#### RESOLUTION: (Luxford/Said) that:

- a) the draft 2022-2032 Community Strategic Plan be placed on public exhibition for not less than 28 days, from 24 February to 24 March 2022, inviting submissions from the public;
- b) Council receives a report at the conclusion of the period of public exhibition, providing the outcomes of public exhibition for consideration;
- c) the General Manager be authorised to make any minor changes if required;
- d) throughout the strategy, remove all references to 'our' when referring to Aboriginal and Torres Strait Islander communities (eg. p.2);
- e) throughout the strategy, reword all references to 'Randwick City has a rich and unique Aboriginal cultural history, *with La Perouse being the only area in Sydney* where the local Aboriginal community have had an unbroken connection to the land.' (eg p 3,9) to "Randwick City has a rich and unique Aboriginal cultural history, where the Aboriginal community of La Perouse have an unbroken connection to the land;"
- f) P.3 paragraph 2  
We recognise that the traditional owners have occupied and cared for this Country over countless generations and that it was never ceded. We celebrate their ongoing contribution to the life of this area; and
- g) P.7 - Sustainable  
We'll focus on our natural environment and open spaces by protecting and increasing native habitat and providing enhanced access for physical recreation. We will support our community to transition to net zero emissions and reduce pollution and waste. Our urban environment will be adaptable and resilient to climate change through increased tree canopy and sustainable development. Our Council operations will be sustainable and carbon neutral.

#### MOTION: (Luxford/Said) CARRIED - SEE RESOLUTION.

**AMENDMENT: (Veitch/Chapple)** on Page.8 under 'Regional Facilities' remove Randwick Racecourse from the list. **LOST.**

## Director City Planning Reports

### CP1/22 Director City Planning Report - The Draft Economic Development Informing Strategy (F2021/00527)

18/22

**RESOLUTION: (Hamilton/Luxford)** that the draft Randwick City Economic Development Strategy be endorsed for public exhibition.

**MOTION: (Neilson/Wilson)** that the draft Randwick City Economic Development Strategy be endorsed for public exhibition with the following amendments and inclusions:

Outcome 1 to read:

Randwick City empowers businesses to start, grow and thrive through a collaborative community culture.

With strategic direction 1.1 to be replaced by:

1.1 Undertake a mapping by 2023 of local communities needs for businesses in Randwick's commercial centres to avoid a monoculture of businesses in particular commercial centres.

Outcome 2 to read:

Randwick City has a diverse economy including night time activities and experiences.

**Objective**

remove the "6pm to 6am" reference in the objective.

With strategic approach 2.1

with outcome 2.1 to have the words added "ensuring the sustainability of initiatives by not impacting on nearby residential amenity."

**P.25****Acknowledgement of Country**

Randwick Council pays respect to the traditional owners of the land, the Bidjigal and Gadigal people, and we acknowledge the living and continuing culture of the traditional custodians of this country. We recognise that the traditional owners have occupied and cared for this Country over countless generations and that it was never ceded. We celebrate their ongoing contribution to the life of this area.

**P.26****Sustainable**

We will strive to create local employment opportunities of all skill levels, empower local businesses of all sizes for a sustainable and fair economy which enables community prosperity. We will encourage businesses to transition to net zero, to be prepared for the impacts of climate change and reduce pollution and waste in their operations.

**P.28**

New objective "to encourage 50% of businesses to be net zero by 2032."

new 1.14 First Nations economic empowerment

Work with First Nations communities for economic empowerment by prioritising First Nations control of programs and businesses.

**P.29****New 2.11**

Explore festival ideas that employ small business creatives e.g. musicians, artists, writers, etc.

**P.31****Strategic approach 4.2**

Explore partnerships with UNSW, NIDA, Randwick Health and Innovation Precinct and local businesses to support cultural events, entrepreneurial programs and incubation spaces, which foster new innovative businesses in Randwick City by 2025.

**P.31**

4.4 change "Indigenous" to "First Nations" businesses.

**P.31****New Strategic approach 4.9**

Explore partnerships with UNSW and NIDA to connect students, staff and visitors with local businesses and town centres by 2023. **LOST.**

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

**CP2/22 Director City Planning Report - Informing Strategy - Inclusive Randwick (F2021/00067)**

**RESOLUTION: (Chapple/Veitch)** that the amended Inclusive Randwick Strategy be adopted, subject to the following amendments and inclusions:

Principles – remove Empathy

Throughout the strategy, use capital A when referring to Aboriginal communities

**P.40**

Strategic approach 1.1

Develop a diversity framework by 2024, which will include community plans to address the needs of our diverse population, including First Nations, aged, disabled, youth, families, and culturally and linguistically diverse (CALD) communities.

P7

Strategic approach 1.5

Investigate and implement an interactive 'what's on' website listing events and activities across the city by 2023/24.

New 1.13 Make a plan for dual naming and signage that appropriately reflects the First Nations and colonial heritage of this area.

New 2.14 Advocate for welfare and support payments that keep people out of poverty and do not place unfair administrative burdens on those seeking assistance.

P.41

New 1.8a

Investigate the availability of non-Council halls, facilities and open space (e.g. schools, churches, golf courses, etc.) that can be used for community activities and incorporate them into a database to complement 1.8.

P.42

Strategic approach 3.1

Undertake a study and update the 'Safer Randwick' plan by 2023 to incorporate measures to improve safety across community demographics, including Aboriginal, aged, disability, youth, women, families, LGBTQI and culturally and linguistically diverse (CALD) communities.

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

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

| FOR                   | AGAINST               |
|-----------------------|-----------------------|
| Councillor Pandolfini | Councillor Hamilton   |
| Councillor Neilson    | Councillor Hay        |
| Councillor Veitch     | Councillor Luxford    |
| Councillor Chapple    | Councillor Rosenfeld  |
| Councillor Olive      | Councillor McCafferty |
| Councillor Wilson     | Councillor Burst      |
| Councillor Said       | Councillor D'Souza    |
| Councillor Parker     |                       |
| <b>Total (8)</b>      | <b>Total (7)</b>      |

**CP3/22 Director City Planning Report - Clause 5.22 - Special Flood Considerations Pursuant to the Standard Instrument (Local Environmental Plans) Amendment (Flood Planning) Order 2021 (F2004/08420)**

**RESOLUTION: (Neilson/Hamilton)** that Council endorses the:

- adoption of the optional clause 5.22 – Special flood considerations into the Randwick Local Environmental Plan 2012;
- exclusion of boarding houses, early education and care facilities, hostels and tourist and visitor accommodation from the 'sensitive and hazardous uses' definition within Clause 5.22; and
- Councillors receive a briefing on this matter.

**MOTION: (Veitch/Luxford)** that Council endorses the adoption of the optional clause 5.22 – Special flood considerations into the Randwick Local Environmental Plan 2012. **LOST.**

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

| <b>FOR</b>            | <b>AGAINST</b>        |
|-----------------------|-----------------------|
| Councillor Pandolfini | Councillor Hamilton   |
| Councillor Veitch     | Councillor Neilson    |
| Councillor Hay        | Councillor Rosenfeld  |
| Councillor Luxford    | Councillor McCafferty |
| Councillor Chapple    | Councillor Wilson     |
| Councillor Olive      | Councillor Burst      |
|                       | Councillor D'Souza    |
|                       | Councillor Parker     |
| <b>Total (6)</b>      | <b>Total (8)</b>      |

**MOTION: (Neilson/Hamilton) CARRIED - SEE RESOLUTION.**

**Resolved:(Procedural Motion) (Said/D'Souza)** that the meeting be extended to 12.00am.

**CP4/22 Director City Planning Report - Further Extension of Community and Business Support Initiatives (F2020/00225)**

**RESOLUTION: (Neilson/Burst)** that Council:

- a) approves the additional support initiatives outlined in this report being extended to the end of June 2022 totaling an estimated \$283K in waived fees;
- b) delegates authority to the General Manager to continue to write off interest on outstanding rates and charges for ratepayers experiencing hardship due to the current public health orders, until the end of June 2022;
- c) endorse the business support initiatives identified in the body of this report and adopt the guidelines for the placement of goods on adjacent footway areas for business/retail premises and the temporary use of road space for alfresco dining with a review to be undertaken in June 2022;
- d) delegates authority to the General Manager, in consultation with the Mayor, to approve any urgent changes to Council's support package in order to meet the immediate needs of our local community in these difficult times; and
- e) approve a variation in the March quarterly budget review to reflect the loss of revenue of \$283K resulting from the covid assistance package.

**MOTION: (Neilson/Burst) CARRIED - SEE RESOLUTION.**

**CP5/22 Director City Planning Report - A New Approach to Rezoning - Discussion Paper (F2004/08420)**

**RESOLUTION: (Hamilton/Luxford)** that Council endorse the attached submission to the NSW Government's discussion paper *A New approach to Rezoning* and forward it to the Department of Planning, Industry and Environment.

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

**CP6/22 Director City Planning Report - Draft Design and Place State Environmental Planning Policy - Council Submission (F2004/08420)**

**RESOLUTION: (Luxford/Said)** that Council:

- a) endorse the attached submission to the draft Design and Place SEPP and associated planning framework,

- b) authorise the Director City Planning to make any minor modifications to rectify any numerical, typographical, interpretation and formatting errors to the submission prior to submitting to the Department of Planning and Environment; and
- c) remove any references to the support of the Green Travel Plan in Council's submission.

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

## Director City Services Reports

### CS1/22 Director City Services Report - Endangered Eastern Suburbs Banksia Scrub (F2004/08300)

24/22

**RESOLUTION: (Hamilton/Luxford)** that Council continue to:

- a) engage with the NSW Department of Planning, Industry and Environment in updating the relevant Recovery Plans;
- b) update mapping of both the spread of weed invasion and the remaining extent of indigenous native flora and fauna in the Randwick Environment Park as part of management operations; and
- c) manage threatened species and ecological communities in accordance with plans of management, current scope of works and state and federal government recovery plans to improve the integrity of bushland in Randwick City.

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

### CS3/22 Director City Services Report - Malabar Memorial Hall - DA Design Proposal (PROJ/10732/2015/4)

25/22

**RESOLUTION: (Said/D'Souza)** that Council:

- a) endorse the proposed Malabar Memorial Hall and Malabar Library upgrade proposal for Development Application submission;
- b) allocate \$380,000 in the 2022-23 Capital Works Budget to allow for project delivery in the coming financial year; and
- c) place this proposal on public exhibition.

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

### CS4/22 Director City Services Report - Maroubra Junction Oasis: Urban Renewal Project (F2021/00237)

26/22

**RESOLUTION: (Said/D'Souza)** that Council endorse the Maroubra Oasis Final Concept Plan to proceed to design development and documentation of the Stage 1 works for tender.

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

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

| FOR                 | AGAINST               |
|---------------------|-----------------------|
| Councillor Hamilton | Councillor Pandolfini |
| Councillor Neilson  | Councillor Veitch     |
| Councillor Hay      | Councillor Chapple    |
| Councillor Luxford  | Councillor Rosenfeld  |

Councillor McCafferty  
Councillor Wilson  
Councillor Said  
Councillor D'Souza

Councillor Olive  
Councillor Burst  
Councillor Parker

**Total (8)**

**Total (7)**

**Resolved: (Procedural Motion) (Neilson/Said)** that the meeting be extended to 1.15 am.

**CS5/22 Director City Services Report - Cycleways and Bicycle Facilities Advisory Committee (F2018/00158)**

**RESOLUTION: (Hamilton/Luxford)** that the minutes of the Cycleways and Bicycle Facilities Advisory Committee Meeting held on 17 November 2021, be received, and noted.

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

**Director Corporate Services Reports**

**CO1/22 Director Corporate Services Report - Appointment of Delegates to Committees (F2005/00775)**

**RESOLUTION: (Hamilton/Veitch)** that:

- a) Council establish six new portfolio advisory committees as follows:
- Arts & Culture
  - Economic Development
  - Environment
  - Inclusive Randwick
  - Integrated Transport
  - Open Space & Recreation.
  - Housing (to be comprised of any interested councillors)

and that the terms of reference for these portfolio advisory committees includes, but is not limited to, the Strategic Approaches of the Informing Strategies, as decided by each committee.

- b) the membership of the new portfolio advisory committees include a minimum of 7 Councillors, with all Councillors eligible for membership, along with 2 staff members to be delegated by the General Manager.
- c) the Australia Day, Business Awards, Digital Strategy Committee, Protecting Public Places Committee, Environment Committee, Night Time Economy Committee and Community Affairs Committee be discontinued and the content incorporated into the portfolio advisory committees.
- d) Council staff undertake a review of the Aboriginal Consultative Committee and provide a report and recommendation to Council taking into consideration the work currently being undertaken by the NSW Local Government Aboriginal Network 'Closing the Gap' process.
- e) Council determine the purpose and membership of its advisory committees and appoint delegates for the period February 2022 to September 2023.
- f) Council determine membership for the Anzac Parade Monument Trust, La Perouse Museum and Headland Trust and Memorial for Fallen Lifesavers Trust.
- g) the committee list as circulated be adopted, subject to Council seeking an increase in Councillor representation on the La Perouse Headland Trust to four members with Cr Burst to be appointed as a member of the Trust, and Cr Olive to be appointed the Chair of the Cycling Committee.

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

**CO2/22 Director Corporate Services Report - 2022 National General Assembly of Local Government (F2014/00272)**

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**RESOLUTION: (Hamilton/Luxford) that:**

- a) Council endorses the attendance of interested Councillors at the 2022 National General Assembly in Canberra;
- b) any Councillors interested in attending the 2022 National General Assembly of Local Government advise the General Manager as soon as possible for registration purposes;
- c) any motions for the 2022 National General Assembly be submitted to the March 2022 Council meeting for endorsement by Council and to enable submission by the due date (25 March 2022);
- d) Council endorses the ALGA's key national priorities by;
  - a. identifying local projects and programs that could be delivered with better funding partnerships; and
  - b. writing to local members and candidates advising of its support for the key national priorities and highlighting the value that strong funding partnerships can deliver for our local community.

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

**CO3/22 Director Corporate Services Report - Investment Report - November 2021 (F2016/06527)**

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**RESOLUTION: (Hamilton/Luxford) that the Investment Report for November 2021 be received and noted.**

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

**CO4/22 Director Corporate Services Report - Investment Report - December 2021 (F2016/06527)**

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**RESOLUTION: (Hamilton/Luxford) that the Investment Report for December 2021 be received and noted.**

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

**CO5/22 Director Corporate Services Report - Investment Report - January 2022 (F2016/06527)**

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**RESOLUTION: (Hamilton/Luxford) that the Investment Report for January 2022 be received and noted.**

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

**CO6/22 Director Corporate Services Report - Monthly Financial Report as at 30 November 2021 (F2021/00364)**

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**RESOLUTION: (Hamilton/Luxford) that the Monthly Financial Report as at 30 November 2021 be received and noted.**

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

**CO7/22 Director Corporate Services Report - Monthly Financial Report as at 31 December 2021 (F2021/00364)**

34/22

**RESOLUTION: (Hamilton/Luxford)** that the Monthly Financial Report as at 31 December 2021 be received and noted.

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

**CO8/22 Director Corporate Services Report - Monthly Financial Report as at 31 January 2022 (F2021/00364)**

35/22

**RESOLUTION: (Hamilton/Luxford)** that the Monthly Financial Report as at 31 January 2022 be received and noted.

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

**CO9/22 Director Corporate Services Report - Quarterly Budget Review - December 2021 (F2021/00364)**

36/22

**RESOLUTION: (Hamilton/Luxford)** that Council:

- a) receives and notes the report of December 2021 Quarterly Budget Review Statements (QBRs); and
- b) adopts the proposed December 2021 budget variations shown in the QBRs attachment to this report.

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

### Petitions

Nil.

**Resolved: (Procedural Motion) (Neilson/Said)** that all remaining Motions Pursuant to Notice that have not been dealt with be placed on the agenda for the March Ordinary Council meeting.

### Confidential Reports

The meeting moved into closed session in order to consider the following confidential items.

**CP7/22 Confidential - Land and Environment Court Appeal - Proceedings No. 2021/00200198 (DA/489/2020, 273-275 Anzac Parade, Kingsford) (DA/489/2020)**

*This matter is considered to be confidential under Section 10A(2) (g) Of the Local Government Act, as it deals with advice concerning litigation, or advice that would otherwise be privileged from production in legal proceedings on the ground of legal professional privilege.*

**MOTION: (Hamilton/Rosenfeld)** that Council agrees to the terms contained in the revised letter of offer subject to:

- a) the Court granting approval to the development; and
- b) the subsequent endorsement of a Voluntary Planning Agreement. **LOST.**

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

|                     |                       |
|---------------------|-----------------------|
| <b>FOR</b>          | <b>AGAINST</b>        |
| Councillor Hamilton | Councillor Pandolfini |

|                       |                    |
|-----------------------|--------------------|
| Councillor Chapple    | Councillor Neilson |
| Councillor Rosenfeld  | Councillor Veitch  |
| Councillor McCafferty | Councillor Hay     |
| Councillor Wilson     | Councillor Luxford |
| Councillor D'Souza    | Councillor Olive   |
| Councillor Parker     | Councillor Said    |
|                       | Councillor Burst   |

**Total (7)**

**Total (8)**

**CS6/22 Confidential - Coral Sea Park Playground Construction Tender No. T2022-11 (F2020/00383)**

*This matter is considered to be confidential under Section 10A(2) (d) Of the Local Government Act, as it deals with commercial information of a confidential nature that would, if disclosed (i) prejudice the commercial position of the person who supplied it; or (ii) confer a commercial advantage on a competitor of the Council; or (iii) reveal a trade secret.*

**RESOLUTION: (Said/Rosenfeld) that:**

- a) under Regulation 178(1)(a) of the Local Government (General) Regulation 2005, and subject to contractual negotiations being finalised to the reasonable satisfaction of the General Manager, GJ's Landscapes Pty Ltd be accepted as the successful tenderer(s) for T2022-11, Coral Sea Park Playground project.
- b) under Section 377(1) of the Local Government Act 1993 the General Manager is authorised to enter a contract on behalf of Council; and
- c) unsuccessful tenderers are notified.

**MOTION: (Said/Rosenfeld) CARRIED UNANIMOUSLY - SEE RESOLUTION.**

**CS7/22 Confidential - Tender for the Supply and Delivery of Kiosk Goods and Merchandise for DRLC - No. T2022-09 (F2020/00382)**

*This matter is considered to be confidential under Section 10A(2) (d) Of the Local Government Act, as it deals with commercial information of a confidential nature that would, if disclosed (i) prejudice the commercial position of the person who supplied it; or (ii) confer a commercial advantage on a competitor of the Council; or (iii) reveal a trade secret.*

**RESOLUTION: (Luxford/Rosenfeld) that:**

- a) under Regulation 178(1)(a) of the Local Government (General) Regulation 2005, and subject to contractual negotiations being finalised to the reasonable satisfaction of the General Manager, Abcoe Distributors Pty Ltd, Asahi Lifestyle Beverages Pty Ltd, Baldico Pty Ltd (now Riverina Fresh Food Service Pty Ltd), City Fine Foods Pty Ltd, Eyeline Australia Pty Ltd, Head Oceania Pty Ltd T/A Zoggs Australia, Jacob's Douwe Egberts AU Pty Ltd, PFD Food Services Pty Ltd, Satisfine Foods Pty Ltd, Speedo Australia Pty Ltd, and Vorgee Pty Ltd be accepted as the successful tenderers for their nominated categories and tendered rates for Tender T2022-09 for the Supply and Delivery of Kiosk Goods and Merchandise for DRLC;
- b) under Section 377(1) of the Local Government Act 1993 the General Manager is authorised to enter into contract with these recommended tenderers for a period of 3 years, with 2 optional 1-year extensions;
- c) the General Manager, or delegated representative, is authorised to undertake negotiations with known suppliers to procure those products and/or services which have not been addressed or only partially addressed in this tender process, as detailed in "Table 8: Category and Product Summary"; and
- d) unsuccessful tenders are notified.

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

**CO10/22 Confidential - Tender for Tree Maintenance Services Tender No. SSROC T2021-01 (F2020/00605)**

*This matter is considered to be confidential under Section 10A(2) (d) Of the Local Government Act, as it deals with commercial information of a confidential nature that would, if disclosed (i) prejudice the commercial position of the person who supplied it; or (ii) confer a commercial advantage on a competitor of the Council; or (iii) reveal a trade secret.*

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**RESOLUTION: (Hamilton/Burst) that:**

- 39/22
- a) under Regulation 178(1)(a) of the Local Government (General) Regulation 2005, and subject to contractual negotiations being finalised to the reasonable satisfaction of the General Manager, Asplundh Tree Expert (Australia) Pty Ltd trading as Summit Open Space Services, Waratah Group Services, Plateau Tree Service Pty Limited, TreeServe Pty Ltd, Active Tree Services Pty Ltd and Sydney Arbor Trees Pty Limited be accepted as the successful tenderer(s) for SSROC T2021-01 Provision of Tree Maintenance Services; and
  - b) under Section 377(1) of the Local Government Act 1993 the General Manager is authorised to enter into a preferred supplier agreement with Asplundh Tree Expert (Australia) Pty Ltd trading as Summit Open Space Services, Waratah Group Services, Plateau Tree Service Pty Limited, TreeServe Pty Ltd, Active Tree Services Pty Ltd and Sydney Arbor Trees Pty Limited for a period of three (3) years, with two (2) optional one (1) year extension(s).

**MOTION: (Hamilton/Burst) CARRIED UNANIMOUSLY - SEE RESOLUTION.**

The meeting moved back into open session.

**Notice of Rescission Motions**

Nil.

There being no further business, His Worship the Mayor, Cr D Parker, declared the meeting closed at 1.07am.

**The minutes of this meeting were confirmed at the Ordinary Meeting of the Council of the City of Randwick held on Tuesday, 22 March 2022.**

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**CHAIRPERSON**