



**MINUTES OF ORDINARY COUNCIL MEETING  
HELD ON TUESDAY, 28 MARCH 2023 AT 7.07PM**

**Present:**

The Mayor, Councillor D Parker (Central Ward)

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

**Officers Present:**

General Manager	Mr R Brownlee
Director City Planning	Mr K Kyriacou
Director City Services	Mr T Clarke
Director Community & Culture	Ms K Anderson
Director Corporate Services	Mr D MacNiven
Manager Customer & Compliance	Mr D Kelly
Communications Manager	Mr J Hay

**Acknowledgement of Local Indigenous People & Prayer**

The Acknowledgement of Local Indigenous People was read by Cr Chapple. The Council Prayer was read by Cr Hay.

**Apologies/Granting of Leave of Absences**

Nil.

**Requests to Attend Meeting by Audio-Visual Link**

Nil.

**Confirmation of the Minutes**

**Confirmation of the Minutes of the Ordinary Council meeting held on Tuesday 28<sup>th</sup> February and 7<sup>th</sup> March 2023**

**RESOLUTION: (Burst/Said)** that the Minutes of the Ordinary Council meetings held on Tuesday 28 February 2023 and Tuesday 7 March 2023 (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 Rosenfeld declared a pecuniary interest in Items CP3/23 and CP4/23 as he owns a unit in close proximity. Cr Rosenfeld will be taking no part in the debate or voting on these matters.
- b) Cr D'Souza declared a pecuniary interest in Item CS7/23 as he owns a property in the Matraville Town Centre. Cr D'Souza will be taking no part in the debate or voting on the matter.
- c) Cr Olive declared a non-significant non pecuniary interest in Item CC1 /23 as he knows one of the recipients.
- d) Crs Hamilton and Hay declared a non-significant non pecuniary interest in Item CP5/23 as they know Geraldine Hoeben through their political affiliation.
- e) Cr Veitch declared a non-significant non pecuniary interest in Item NM10/23 as she knows the speaker on the matter.
- f) Cr Veitch declared a non-significant non pecuniary interest in Item CC1 /23 as she knows one of the recipients.
- g) The Mayor declared a non-significant non pecuniary interest in Item CP6/23 as one of the tenants may be a member of the Labor Party.
- h) Cr Neilson declared a significant non pecuniary interest in Items CP3/23 and CP4/23 as she is a delegate on the Sydney Planning Panel. Cr Neilson will be taking no part in the debate or voting on these matters.
- i) The Mayor declared a non-significant non pecuniary interest in the item of urgent business as his employer Michael Daley MP is mentioned in the motion.

## 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:

MM8/23 ARTIFICIAL REEF - SYDNEY DIVE WRECK

**Against** Ms Rona Wade representing Coogee Precinct

**For** Mr Mathew Kempton

MM10/23 ZERO Childhood Cancer Program

**For** Ms Paulette Barahona

## Mayoral Minutes

### MM8/23 Mayoral Minute - Artificial Reef - Sydney Dive Wreck (F2022/06574)

Note: A rescission motion was submitted by Crs Olive, Neilson and Pandolfini in accordance with Council's Code of Meeting Practice and will be dealt with at the April ordinary Council meeting.

**RESOLUTION: (Mayor, Cr Parker)** that Council writes a letter of support for the proposal by Gordons Bay Scuba Diving Club for an Artificial Reef at a site 4 kilometres off Coogee.

**MOTION: (Mayor, Cr Parker) 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 Hay	Councillor Neilson
Councillor Luxford	Councillor Veitch
Councillor Rosenfeld	Councillor Chapple

Councillor McCafferty  
Councillor Said  
Councillor Burst  
Councillor Parker

Councillor Olive  
Councillor Wilson  
Councillor D'Souza

**Total (8)**

**Total (7)**

**MM9/23 Mayoral Minute - Financial Assistance and Donations - February - March 2023 (F2023/06574)**

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

- a) note the purchase 3 tickets to the Randwick Rugby's 2023 Annual Lunch that was held on 17 March 2023, totalling \$604.50 to be funded from the 2022-23 Contingency Fund, for interested Councillors to attend the fundraising lunch in support of the Club;
- b) waive the fees associated with the Running for Premature Babies Kids Fun Run being held on 20 August 2023 totalling \$680 and make a \$3,000 contribution towards the cost of a BBQ and medals for the participants, to be funded from the 2022-23 Contingency Fund, per year for a total of 3 years (2023-2025);
- c) note the contribution of \$1,770.08 towards staging and AV for the Randwick Netball Season Launch that was held on 25 March 2023, funded from the 2022-23 Contingency Fund;
- d) note the donation of seedlings to the value of \$300 from Council's Nursery, to be funded from the 2022-23 Contingency Fund, towards the UNSW Health Promotion Unit's activation to assist students with a new platform designed to support mental health and wellbeing in partnership with Arc;
- e) approve a donation of plants to the value of \$400 from Council's Nursery, to be funded from the 2022-23 Contingency Fund, for the Mother's Day stall being held by St Aiden's Primary School Parents and Friends Association in May to support the fund raising efforts for the school;
- f) contribute \$2,500 towards the Randwick Boys and Randwick Girls High Schools production of the "Behind Every Door is a Story" show at NIDA on 26 and 27 April 2023, to be funded from the 2022-23 Contingency Fund;
- g) note the waiving of fees for Marie Tesoriero, Community Service Award recipient at Australia Day 2023, to hold a fete stall at the 2023 Spot Festival with all profits going to the Sydney Children's Hospital; totalling \$260 to be funded from the 2022-23 Contingency Fund, and
- h) note the waiving of fees, totalling \$3,060 to be funded from the 2022-23 Contingency Fund, for the Surf Life Saving Sydney Branch Junior Surf Sports Pool Rescue Clinic that was held at the Des Renford Leisure Centre on 12 and 19 March 2023.

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

**MM10/23 Mayoral Minute - ZERO Childhood Cancer Program (F2023/06574)**

**RESOLUTION: (Mayor, Cr Parker)** that Council acknowledge the important work of ZERO and their success in receiving funding to expand the ZERO Childhood Cancer Program to every child with cancer across the country.

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

**MM11/23 Mayoral Minute - Illuminating Randwick Town Hall (F2023/06574)**

49/23

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

- a) notes the ongoing investigation of permanent infrastructure to illuminate or project colours on the Randwick Town Hall for the purposes of promoting, recognising and supporting community events, causes and messages;
- b) subject to a budget allocation and successful procurement, develops guidelines for considering and approving requests from not-for-profit or community organisations to illuminate the Randwick Town Hall; and
- c) considers the request to light up the Town Hall in purple for World Inflammatory Bowel Disease Day alongside other future requests from not-for-profit or community organisations to illuminate the Randwick Town Hall.

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

The meeting was adjourned at 8.11pm and was resumed at 8.35pm.

**Urgent Business****UB2/23 Cr Philippa Veitch - Kamay Ferry Wharves - State Significant Infrastructure DA (F2019/01408 )**

50/23

**RESOLUTION: (Veitch/Olive)** that Council writes to the NSW Premier the Hon. Chris Minns MP, the member for Maroubra the Hon. Michael Daley MP, the member for Coogee the Hon. Dr Marjorie O'Neill MP, the member for Heffron the Hon. Ron Hoenig MP, and the Minister for Transport the Hon. Jo Haylen MP as a matter of urgency, requesting that the TfNSW Kamay Ferry Wharves project, approved by NSW Planning Minister 21<sup>st</sup> July, 2022, with final Commonwealth approval under EPBC Referral 2020/8825 16<sup>th</sup> March, 2023, not proceed.

**MOTION: (Veitch/Olive) CARRIED - SEE RESOLUTION.****General Manager's Reports**

Nil.

**Director City Planning Reports****CP2/23 Director City Planning Report - Conflict of Interest Policy for Council-Related Development (F2023/00201)**

51/23

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

- (a) publicly exhibits the attached Randwick City Council's Conflict of Interest Policy – Dealing with Council-related development (the Policy) for a period of 28 days; and
- (b) adopts the Randwick City Council's Conflict of Interest Policy – Dealing with Council-related development as an interim policy during the exhibition period and until final adoption.

**MOTION: (Said/Burst) CARRIED - SEE RESOLUTION.****CP3/23 Director City Planning Report - Public Notification of Voluntary Planning Agreement - 111-125 Anzac Parade & 112 Todman Avenue, Kensington (DA/373/2020) (DA/373/2020)**

Note: Having previously declared an interest, Crs Neilson and Rosenfeld left the chamber and took no part in the debate or voting on the matter.

52/23

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

- a) agree to enter into the Voluntary Planning Agreement in **Attachments 1 and 2** pursuant to Section 7.5 of the Environmental Planning and Assessment Act 1979; and
- b) authorise the General Manager to make minor drafting changes to the draft Voluntary Planning Agreement as required, prior to its execution.

**MOTION: (Hamilton/Said) 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 Veitch
Councillor Pandolfini	Councillor Hay
Councillor Olive	Councillor Luxford
Councillor McCafferty	Councillor Chapple
Councillor Wilson	
Councillor Said	
Councillor Burst	
Councillor D'Souza	
Councillor Parker	
<b>Total (9)</b>	<b>Total (4)</b>

**CP4/23 Director City Planning Report - Public Notification of Voluntary Planning Agreement - 172-180 Anzac Parade & 116R Todman Avenue, Kensington (DA/414/2020) (DA/414/2020)**

Note: Having previously declared an interest, Crs Neilson and Rosenfeld left the chamber and took no part in the debate or voting on the matter.

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

- a) agree to enter into the Voluntary Planning Agreement in **Attachments 1 and 2** pursuant to Section 7.5 of the Environmental Planning and Assessment Act 1979; and
- b) authorise the General Manager to make minor drafting changes to the draft Voluntary Planning Agreement as required, prior to its execution.

**MOTION: (Said/Burst) 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 Olive	Councillor Veitch
Councillor McCafferty	Councillor Hay
Councillor Wilson	Councillor Luxford
Councillor Said	Councillor Chapple
Councillor Burst	
Councillor D'Souza	
Councillor Parker	
<b>Total (8)</b>	<b>Total (5)</b>

**Director City Services Reports****CS6/23 Director City Services Report - Improving Drainage Options on Anzac Parade Between Lawson Street and Hillary Parade, Matraville (F2019/00865)**

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54/23

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

- a) implement the short-term solutions at Anzac Parade and investigate longer term solutions to wider drainage issue;
- b) submits a grant application through the 2023-24 NSW Department of Planning and Environment floodplain management program to commence a detailed investigation and feasibility study of the drainage in Lenthall Street Kensington, immediately east of Southern Cross Drive; and
- c) receive a report detailing further possible options at the earliest opportunity in the event the grant application for the detailed investigation and feasibility study for Lenthall Street is not successful.

**MOTION: (Luxford/Hay) CARRIED - SEE RESOLUTION.****CS7/23 Director City Services Report - Draft Matraville Public Domain Master Plan and Public Exhibition Outcomes (F2021/00234)**

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Note: Having previously declared an interest, Cr D'Souza left the chamber and took no part in the debate or voting on this matter.

55/23

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

- a) Council adopts the draft Matraville Town Centre Public Domain Masterplan and Implementation Plan and; and
- b) key components identified in the Short-Term Plan of the Implementation Plan proceed to Concept Design and added to the draft 2023 -24 capital works program.

**MOTION: (Burst/Said) CARRIED - SEE RESOLUTION.****CS8/23 Director City Services Report - Doncaster Avenue and Ascot Street - Centennial Park to Kingsford Walking and Cycling Improvements Project (K2CP) - Proposed Intersection Intervention (PROJ/10180/1527782/1)**

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56/23

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

- a) endorse the Raised Roundabout Concept Design 1 and Roundabout Concept Design 2 to proceed to final design assessment and detailed design for construction;
- b) note a subsequent report will be brought back to Council with the outcome of the design assessment and Detailed Design prior to moving to construction; and
- c) make representations to the NSW for Transport, regarding financial assistance for the final construction project costs.

**MOTION: (Luxford/Hamilton) CARRIED - SEE RESOLUTION.****CS9/23 Director City Services Report - Arden Street/Dolphin Street - Pedestrian Safety Review (F2019/01152)**

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57/23

**RESOLUTION: (McCafferty/Neilson)** that:

- a) Council officers undertake design investigations into the possibility of upgrading each of the three untreated splitter islands at the Arden Street/Dolphin Street roundabout, to pedestrian refuges; and
- b) the outcomes from this investigation be reported back via the Traffic Committee processes.

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

**CS10/23 Director City Services Report - Cycleways & Bicycle Facilities Advisory Committee - February 2023 (F2018/00158)**

58/23

**RESOLUTION: (Hamilton/Chapple)** that Council receive and note the Minutes of the Cycleways and Bicycle Facilities Advisory Committee Meeting held on 15 February 2023.

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

**CS11/23 Director City Services Report - Heffron Centre - Lease & Licence Finalisation (F2019/10812)**

59/23

**RESOLUTION: (Hamilton/Said)** that Council endorse the inclusion of an additional licence for the "outdoor training area" adjacent to the High Performance Centre in the South Sydney Football Club Lease.

**MOTION: (Hamilton/Said) 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 Olive
Councillor Rosenfeld	
Councillor McCafferty	
Councillor Wilson	
Councillor Said	
Councillor Burst	
Councillor D'Souza	
Councillor Parker	
<b>Total (11)</b>	<b>Total (4)</b>

**Resolved: (Procedural Motion) (Rosenfeld/Said)** that speakers moving forward be limited to two minutes.

## Director Community & Culture Reports

**CC1/23 Director Community & Culture Report - Community Investment Program February 2023 (F2020/00336)**

60/23

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

- a) approve the Community Connect funds allocation of **\$34,989.20** (\$13,330 in-kind, inclusive of one Rapid Response; and \$21,659.20 in cash;) to the recommended projects;
- b) approve the Community Creative funds allocation of **\$55,929** (cash contributions only) to the recommended projects;
- c) note the status of the Mayor's Contingency Fund allocations for 2022-23 as of February 2023;

- (d) enhance the Community Investment Program by providing assistance and feedback to worthy but unsuccessful (or misdirected) applications so they have the opportunity to resubmit later with a better understanding of the requirements;
- e) bring back to Council a review of the Community Investment Program for 2022/23, including but limited to the following:
  - (i) a review of the guidelines of all three facets of the Community Investment Program, with the intention of creating a rules-based policy;
  - (ii) review of the in-kind allocations, including investigating the discounting or waiving of fees and charges of Council's community centres for not-for-profits (and limit the use of Councils commercial centres);
  - (iii) current annualised donations in the Mayor's contingency to be moved into the community donations line and a relevant adjustment made; and
  - (iv) consider the funding of a dedicated Grants officer to be responsible for Policy, Guidelines, Eligibility, Program Objectives, Criteria and Final Acquittal and assisting of applicants any future Community Investment Program; and
- f) hold a briefing on the review before the next Council Meeting.

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

**AMENDMENT: (Olive/Pandolfini)**

- (e) Changes to Community Connect Investment Stream Recommendations - Include Weave Kool Kids Youth Week Program - \$10,000.00. **LOST.**

**AMENDMENT: (Olive/Pandolfini)**

- (e) Changes to Community Creative Program - Reject item (2) Greek Orthodox Community of NSW: A Hodja Called Nasreddin - \$3,000.00. **LOST.**

**CC2/23 Director Community & Culture Report - NOX Night Sculpture Walk 2023 - Funding Allocation Carry Over (F2023/00429)**

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

- a) endorse the distribution of current 2022-23 funding of \$190,000.00 for NOX 2023 to be carried over into the 2023-24 budget toward future arts projects and/or art infrastructure;
- b) refer the matter to the Director Community & Culture and the Arts and Cultural Advisory Committee for consideration at their April meeting; and
- c) receive a report no later than the August 2023 ordinary Council meeting.

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

**CC3/23 Director Community & Culture Report - McKeon Street Plaza - 6 Month Trial Period in Review (F2021/00587)**

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**RESOLUTION: (Rosenfeld/Hamilton) that Council extend the McKeon Street Plaza temporary trial until 30 April 2023 at a cost of \$26,000.00, with a report to come to the April Council meeting with options on the future of the Plaza and outcomes of the business and community consultations.**

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



## Director Corporate Services Reports

### **CO15/23 Director Corporate Services Report - Investment Report - February 2023 (F2016/06527)**

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63/23

**RESOLUTION: (Hamilton/Chapple)** that the Investment Report for February 2023 be received and noted.

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

### **CO16/23 Director Corporate Services Report - Monthly Financial Report as at 28 February 2023 (F2021/00364)**

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64/23

**RESOLUTION: (Hamilton/Chapple)** that the Monthly Financial Report as at 28 February 2023 be received and noted.

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

The meeting was adjourned at 10.27pm and was resumed at 10.32pm.

## Motions Pursuant to Notice

### **NM16/23 Motion Pursuant to Notice - Notice of Motion from Cr Rosenfeld - Resident Parking Scheme at Fenton Avenue Maroubra (F2014/01091)**

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65/23

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

- a) Council request a report with regards to the possibility of installing a residential parking scheme on Fenton Ave Maroubra along the areas where parking has time limits; and
- b) the report will include feedback from impacted residents in the areas mentioned.

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

### **NM17/23 Motion Pursuant to Notice - Notice of Motion from Cr Veitch - Assistance for WIRES at the Randwick Environment Park (F2021/00126)**

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This matter was withdrawn with the consent of Council.

### **NM18/23 Motion Pursuant to Notice - Notice of Motion from Cr Olive - Evaluate the Need for an Additional Position within the Bushland/Bushcare Unit (F2005/00513)**

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66/23

**RESOLUTION: (Olive/Said)** that Council Officers bring a report back to Council evaluating the need for an additional Bushcare Officer or other position within the Bushland/Bushcare Unit.

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

### **NM19/23 Motion Pursuant to Notice - Notice of Motion from Cr Olive - Report Outlining Green Investment Strategies (F2016/06527)**

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67/23

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

- a) Council officers bring a report back to Council outlining strategies that would reduce the dollar proportion of fossil fuel related investments in Council's financial portfolio;
- b) these strategies conform to Section 625 of the Local Government Act 1993, 2010 Investment Policy Guidelines and the 2011 Ministerial Investment Order; and
- c) the report includes aspects such as: risk appetite; council comparisons; socially responsible investments; government bonds versus floating rate notes, private bonds and on call funds;

comparisons between fossil fuel lending and non-fossil fuel lending Authorised Deposit-taking Institutions (ADIs); and level comparisons across fossil fuel lending ADIs.

**MOTION: (Olive/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 (9)</b>	<b>Total (6)</b>

**NM20/23 MOTION: (Hamilton/Chapple) CARRIED - SEE RESOLUTION. (F2012/00347)**

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

- (a) Council investigate ways to improve development application processing times. Further, that Council staff bring back to Council a report on options, improvement initiatives and projected improvements to Council within three months; and
- (b) the report to distinguish between those applications where the applicant does not change their development application, after discussion with Council, and the application is then recommended for refusal.

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

**Questions with Notice**

Nil.

**Petitions**

Nil.

**Confidential Reports**

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

**CP5/23 Confidential - Appointment of Additional Expert Members for the Randwick Local Planning Panel (F2018/00147)**

*This matter is considered to be confidential under Section 10A(2) (a) (c) of the Local Government Act, as it deals with personnel matters concerning particular individuals (other than Councillors); AND information that would, if disclosed, confer a commercial advantage on a person with whom the Council is conducting (or proposes to conduct) business. (This report includes recommendations for expert members on RLPP. This information should not be publicly available until the decision has been made and individuals involved have been notified of the outcome (i.e. offered positions). Further, if relevant parties are aware of the recommendation before the report is considered, they may jeopardise the process by making representations to staff or Councillors seeking special consideration.)*

**RESOLUTION: (Luxford/Hamilton) that Council delegate to the General Manager the authority to appoint:**

- a) three (3) additional expert members (Helena Miller, Graham Brown and David Ryan) to the Randwick Local Planning Panel from 24 April 2023 to 29 February 2024; and
- b) new expert members to the Randwick Local Planning Panel from the list of independent experts approved by the Minister if any of the expert members including the three (3) additional experts are no longer available prior or during the operational period of the Randwick Local Planning Panel from 24 April 2023 to 29 February 2024, to maintain a total of 15 expert members on Council's Planning Panel.

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

**CC5/23 Confidential - Tender for Production Printing Equipment and Services - T2023-17 (F2022/00769)**

*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/Luxford)** that this matter be deferred to a future meeting of Council.

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

**CS12/23 Confidential - JCDeaux - Contract for Provision and Maintenance of Street Furniture - Deed of Variation (F2007/00362)**

*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: (Veitch/Rosenfeld)** that:

- a) Council, under section 55(3)(i) of the *Local Government Act 1993* (NSW) resolves, due to extenuating circumstances in which the supply and maintenance of street furniture did not go out to tender in the immediate period upon expiry of the existing contract, extends the contract under a Deed of Variation to the date of 31 March 2025;
- b) authority be granted to the General Manager to affix the Common Seal of the Council to the deed of Variation;
- c) Council tender for supply and maintenance of street furniture within the 2 year contract extension period;
- d) Media Management Plan processes be developed for use on digital noticeboards;
- e) funding be considered in future operational budgets to undertake a formal feasibility study for the introduction of digital noticeboards; and
- f) Council make a request to JC Deaux for the costs involved for all new bus shelters being constructed with solid opaque roofs and not transparent roofs and existing transparent roofs being replaced with opaque ones, with a report on these costings to come back to Council.

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

**CO17/23 Confidential - Tender for Provision of Linemarking Services - SSROC T2022-03 (F2021/00635)**

*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.*

72/23

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

- a) under Regulation 178(1)(a) of the Local Government (General) Regulation 2021, and subject to contractual negotiations being finalised to the reasonable satisfaction of the General Manager, Complete Linemarking Services, Guidance Road Management, Gumbay Holdings Pty Ltd T/A Avante Linemarking and Workforce Road Services be accepted as the successful tenderer(s) for SSROC T2022-03; 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 Complete Linemarking Services, Guidance Road Management, Gumbay Holdings Pty Ltd T/A Avante Linemarking and Workforce Road Services for a period of three (3) years, with three (3) 1-year extension(s);

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

**CP6/23 Confidential - Purchase of Property for Affordable Housing (F2022/00598)**

*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.*

73/23

**RESOLUTION: (Hamilton/Said) that Council seek to purchase property for the purposes of affordable housing in the Randwick LGA as outlined in Option 1.**

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

The meeting moved back into open session.

**Notice of Rescission Motions**

A rescission motion on item MM8/23 - Mayoral Minute - Artificial Reef - Sydney Dive Wreck was submitted by Crs Olive, Neilson and Pandolfini in accordance with the Code of Meeting Practice and will be dealt with at the April ordinary Council meeting.

There being no further business, His Worship the Mayor, Cr D Parker, declared the meeting closed at 11.27pm.

**The minutes of this meeting were confirmed at the Ordinary Meeting of Randwick City Council held on Tuesday, 18 April 2023.**

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**CHAIRPERSON**