

**MINUTES OF ORDINARY COUNCIL MEETING
HELD ON TUESDAY, 12 DECEMBER 2023 AT 6.05PM**

Present:

The Mayor, Councillor P Veitch (West Ward)

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

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 J Frangoples
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 Said.

Apologies/Granting of Leave of Absences

An apology was received from Cr Hamilton.

RESOLVED: (Rosenfeld/Hay) that the apology received from Cr Hamilton be accepted and leave of absence from the meeting be granted.

Requests to Attend Meeting by Audio-Visual Link

A request to attend the meeting by audio-visual link was received from Crs McCafferty and Parker.

RESOLVED: (Burst/Luxford) that the request from Crs McCafferty and Parker to attend this meeting by audio-visual link be approved.

Confirmation of the Minutes

Confirmation of the Minutes of Extraordinary Council Meeting held on 30 October 2023 and Ordinary Council Meeting held on 28 November 2023

RESOLUTION: (Chapple/Said) that the Minutes of the:

- Extraordinary Council meeting held on Monday 30 October 2023; and
- Ordinary Council meeting held on Tuesday 28 November 2023

be confirmed as a correct record of the proceedings of those meetings.

Declarations of Pecuniary and Non-Pecuniary Interests

- a) Cr Hay declared a significant non pecuniary interest in Item CP51/23 as one of the appointees is known to him. Cr Hay will not take part in the debate or the vote on the matter.
- b) Cr Chapple declared a non-significant non pecuniary interest in Item MM65/23 as the person the subject of the motion was a former teammate of hers at the University of Technology.
- c) Cr Neilson declared a non-significant non pecuniary interest in Item NM86/23 as she is the patron of the Randwick Arts Society and knows the speaker on this matter.
- d) Cr Parker declared a non-significant non pecuniary interest in Item NM84/23 as he is employed in the Attorney General's Office in the NSW State Government. He has had no involvement in 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:

NM86/23 MOTION PURSUANT TO NOTICE - NOTICE OF MOTION FROM CR PANDOLFINI – SANDGATE COTTAGE

For Mr Mark England

NM87/23 MOTION PURSUANT TO NOTICE - NOTICE OF MOTION FROM CR PANDOLFINI - CALL FOR PERMANENT CEASEFIRE IN GAZA

Against Mr Grant Levitas

Resolved: (Procedural Motion) (Said/Rosenfeld) that the items subject of speakers be dealt with as the first items of business.

NM86/23 Motion Pursuant to Notice - Notice of Motion from Cr Pandolfini - Sandgate Cottage (F2023/06336)

RESOLUTION: (Hay/Luxford) that:

- (a) Council awaits a report that will discuss the future of Sandgate Cottage;
- (b) the report should consider the need for an additional art space, acknowledging that Barrett House and Blenheim House are already active and used, with Newmarket Stables in the process of being activated within Randwick; and
- (c) Council also acknowledge the importance of business within Randwick Junction and acknowledge the revenue generated by the rent cannot easily be replaced

MOTION: (Hay/Luxford) CARRIED - SEE RESOLUTION.

MOTION: (Pandolfini/Neilson) that Council prepare a report and note:

- a) Mayor Veitch's successful motion from July 2022 noted Randwick City Council Heritage listed property Sandgate Cottage and June Moore Place at 128 Belmore Road Randwick are under a commercial lease arrangement;
- b) Sandgate Cottage and June Moore Place is leased until 30 September 2025;
- c) to action Mayor Veitch's successful motion requesting we receive a report exploring options to:
 - i. withdraw Sandgate Cottage and June Moore Place from the private rental market at the conclusion of the current lease, and following this;
 - ii. make Sandgate Cottage and June Moore Place a permanent space for community and cultural activities and programs.

- iii. include small office space for Council officers if this allowed for more flexible use of the property.

AMENDMENT: (Hay/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 Hay	Councillor Pandolfini
Councillor Luxford	Councillor Neilson
Councillor Rosenfeld	Councillor Chapple
Councillor Parker	Councillor Olive
Councillor McCafferty	Councillor Wilson
Councillor Said	Councillor Veitch
Councillor Burst	
Councillor D'Souza	
Total (8)	Total (6)

NM87/23 Motion Pursuant to Notice - Notice of Motion from Cr Pandolfini - Call for Permanent Ceasefire in Gaza (F2012/00347)

RESOLUTION: (Hay/Rosenfeld) that Randwick Council:

- a) does not take a position on international conflicts;
- b) acknowledges that discussing this matter inflames community tension; and
- c) should focus on improving the daily lives of the residents within its boundary.

MOTION: (Hay/Rosenfeld) CARRIED – SEE RESOLUTION.

MOTION: (Pandolfini/Olive) that Council:

- a) call on the Australian Government to:
 - i. urge for an immediate and permanent ceasefire and peace negotiations in Gaza, noting hostage and administrative detainees were successfully released during a ceasefire;
 - ii. work with the international community to ensure Palestinians living in Gaza are able to remain in Gaza, and are not forcibly removed outside of the territory;
 - iii. work with the international community to end the humanitarian disaster unfolding in Gaza and its nearly one million Palestinian children, to end the siege on Gaza and to restore access to food, electricity, water, fuel and medicine for Palestinian civilians living in Gaza; and
- b) write to Penny Wong and Anthony Albanese to notify them of this motion.

AMENDMENT: (Hay/Rosenfeld) 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 Hay	Councillor Pandolfini
Councillor Luxford	Councillor Neilson
Councillor Rosenfeld	Councillor Chapple
Councillor Parker	Councillor Olive
Councillor McCafferty	Councillor Veitch
Councillor Wilson	
Councillor Said	
Councillor Burst	
Councillor D'Souza	
Total (9)	Total (5)

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

FOR	AGAINST
Councillor Hay	Councillor Pandolfini
Councillor Luxford	Councillor Neilson
Councillor Rosenfeld	Councillor Chapple
Councillor Parker	Councillor Olive
Councillor McCafferty	Councillor Veitch
Councillor Wilson	
Councillor Said	
Councillor Burst	
Councillor D'Souza	
Total (9)	Total (5)

Note: Cr Parker left the meeting at 7.47pm.

Mayoral Minutes

MM63/23 Mayoral Minute - Oral History Project: Recording La Perouse Elders (F2019/00092)

329/23

RESOLUTION: (Mayor, Cr P Veitch) that Council:

- recognises that there are many Elders of the La Perouse Aboriginal Community who hold profound and culturally significant memories that contribute to the identity of La Perouse, of the LGA and of Australia but is in danger of being lost as community members age
- requests a report back on how Council can explore ways of working with select Elders to record memory in a way that is culturally appropriate, sensitive and accessible for approved dissemination to the wider community, and that the report includes investigation and costing of an Oral History/Memory Project, to come back to Council by March 2024.
- if council officers recommend a recording needs to take place before the final recording comes back in March, then that proceed.

MOTION: (Mayor, Cr P Veitch/) **CARRIED - SEE RESOLUTION.**

MM64/23 Mayoral Minute - Financial Assistance and Donations - October - November 2023 (F2023/06574)

330/23

RESOLUTION: (Mayor, Cr P Veitch) that Council:

- contribute towards the waiver of fees totalling \$925.00 associated with the Coogee United FC who will be hosting a six-side charity event at Heffron Synthetic to raise funds for Stillbirth Foundation Australia being held on Sunday 14 January 2024;
- donate plants from its nursery to Matraville Sports High School to the value of \$1000.00 as a project for their Green Team;
- contribute towards the waiver of fees towards lifeguards totalling \$660.00 associated with Weave Youth and Community Services for their Yarra Bay Event on 20 December 2023; and
- notes that all of the above donations are funded from the 2023-24 Mayor's Contingency Fund.

MOTION: (Mayor, Cr P Veitch/) **CARRIED - SEE RESOLUTION.**

MM65/23 Mayoral Minute - Congratulations to Kellie Nolan from Maroubra Saints Junior Football Club on Winning the 2023 BHP Community Coach of the Year (F2023/06574)

331/23

RESOLUTION: (Mayor, Cr P Veitch) that Council congratulates Kellie Nolan from the Maroubra Saints Junior Football Club on winning the 2023 BHP Community Coach of the Year.

MOTION: (Mayor, Cr P Veitch/) CARRIED - SEE RESOLUTION.

MM66/23 Mayoral Minute - Congratulations to the La Perouse Netball Team - Champions of the 2023 Koori Netball Tournament (F2023/06574)

332/23 **RESOLUTION: (Mayor, Cr P Veitch)** that Council congratulate the La Perouse Netball Team on winning the 2023 Koori Netball Tournament.

MOTION: (Mayor, Cr P Veitch/) CARRIED - SEE RESOLUTION.

MM67/23 Mayoral Minute - 3 December – Supporting Events and Campaigns for International Day of People with Disability (IDPwD) (F2022/00218)

333/23 **RESOLUTION: (Mayor, Cr P Veitch)** that Council notes:

- a) that 3 December is the International Day for People with Disability (IDPwD); and
- b) the events being held and work that is being done by Council to address disability access and inclusion for people with disability.

MOTION: (Mayor, Cr P Veitch/) CARRIED - SEE RESOLUTION.

MM68/23 Mayoral Minute - Passing of Surf Lifesaver Horst Menzel (F2023/06574)

334/23 **RESOLUTION: (Mayor, Cr P Veitch)** that:

- a) Council sends its condolences to the Menzel family on the passing of Horst Menzel; and
- b) a minute's silence be observed as a mark of respect for the late Horst Menzel.

MOTION: (Mayor, Cr P Veitch/) CARRIED - SEE RESOLUTION.

MM69/23 Mayoral Minute - Congratulations to Gujaga Foundation on Institute of Architects Reconciliation Award 2023 (F2023/00126)

335/23 **RESOLUTION: (Mayor, Cr P Veitch)** that Council congratulates the Gujaga Foundation on winning the Australian Institute of Architects Reconciliation Award 2023 and acknowledges the work being done by Gujaga in empowering the La Perouse Aboriginal Community.

MOTION: (Mayor, Cr P Veitch/) CARRIED - SEE RESOLUTION.

Urgent Business

Nil.

General Manager's Reports

Nil

Director City Planning Reports**CP51/23 Director City Planning Report - Expressions of Interest for Community Representatives and Reappointment of Alternate Chair and Expert Members for the Randwick Local Planning Panel (F2018/00147)**

336/23

RESOLUTION: (Chapple/Said) that Council;

- a) nominate the Mayor and one Independent, ALP, Liberal and Greens Councillor to be part of the interview panel with the General Manager to select and appoint the new Community Representatives for the Randwick Local Planning Panel, and advise the NSW Department of Planning and Environment accordingly.
- b) delegate to the General Manager the authority to re-appoint:
 - i. Alternate Chair (Geraldine Hoeben) as approved by the Minister for Planning and Public Spaces to the Randwick Local Planning Panel from 1 March 2024 to 31 May 2024; and
 - ii. Seven (7) current expert members (Kevin Hoffman, Helen Lochhead, Brendan Randles, Garth Paterson, Helena Miller, Graham Brown, and David Ryan) to the Randwick Local Planning Panel from 1 March 2024 to 31 May 2024.
- c) formally thank the panel members including the two chairs, who are not eligible for re-appointment, for their exemplary service in the operation of the Randwick Local Planning Panel since its implementation in March 2018.

MOTION: (Chapple/Said) CARRIED - SEE RESOLUTION.**CP52/23 Director City Planning Report - Classification of Land under the Local Government Act 1993 - 3-7 Lexington Place, Maroubra (F2004/07991)**

337/23

RESOLUTION: (Rosenfeld/Burst) that Council classify 3 – 7 Lexington Place, Maroubra, as operational land in accordance with the provisions of the Local Government Act 1993.**MOTION: (Rosenfeld/Burst) CARRIED - SEE RESOLUTION.****Director City Services Reports****CS59/23 Director City Services Report - Proposed Community Partnership with Randwick Netball Association (F2004/07086)**

338/23

RESOLUTION: (Chapple/Said) that:

- a) Council enters into the "Community Partnership" with the UTS Randwick Sparks Netball Team with the \$15,000 plus GST contribution to come from 2023-24 Operational Plan and Budget – Community and Culture Division;
- b) the General Manager be delegated authority to enter into a Memorandum of Understanding with UTS Randwick Sparks Netball Team; and
- c) this Community Partnership continue under these same conditions into future seasons until resolved otherwise by Council.

MOTION: (Chapple/Said) CARRIED - SEE RESOLUTION.**Director Community & Culture Reports**

Nil.

Director Corporate Services Reports**CO74/23 Director Corporate Services Report - Draft Submission - Local Government Remuneration Tribunal (F2004/06576)**

339/23 **RESOLUTION: (Chapple/Said)** that the 'Draft Submission – Local Government Remuneration Tribunal – 2024 Review – Councillor and Mayoral Allowances' be endorsed.

MOTION: (Chapple/Said) CARRIED - SEE RESOLUTION.

CO75/23 Director Corporate Services Report - Risk Appetite Statement Endorsement (F2013/00252)

340/23 **RESOLUTION: (Burst/Chapple)** that Council endorse the Risk Appetite Statement attached to this report.

MOTION: (Burst/Chapple) CARRIED - SEE RESOLUTION.

Motions Pursuant to Notice**NM83/23 Motion Pursuant to Notice - Notice of Motion from Cr Neilson - Waiving of Fees for Clovelly Senior Citizen's Centre (F2023/00098)**

341/23 **RESOLUTION: (Neilson/Pandolfini)** that Council continue to support the not-for-profit Randwick Organic Buyer's Group (ROBG) by providing a suitable local venue, namely the Clovelly Senior Citizen's Centre for an hour each Monday early evening (5:30pm - 6:30pm) and waiving fees.

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

NM84/23 Motion Pursuant to Notice - Notice of Motion from Cr Chapple - Shark Management Surveys (F2021/00225)

342/23 **RESOLUTION: (Chapple/Neilson)** that:

- a) Council call on the NSW Government to urgently release to all coastal Councils the results of community surveys on shark management and relevant data on target and non-target species caught in nets and by smart buoys; and
- b) the Mayor write to the NSW Premier, Minister for Agriculture & Western NSW and the Minister for the Environment communicating this request.

MOTION: (Chapple/Neilson) CARRIED UNANIMOUSLY - SEE RESOLUTION.

AMENDMENT: (Rosenfeld/Hay) that:

- a) Council call on the NSW Government to urgently release to all coastal Councils the results of community surveys on shark management and relevant data on target and non-target species caught in nets and by smart buoys;
- b) the Mayor write to the NSW Premier, Minister for the Environment and Minister for Agriculture and Western NSW communicating this request; and
- c) it be noted that, at this time, Randwick Council residents support keeping shark nets at the beaches where they are currently used in the LGA. **LOST.**

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

FOR	AGAINST
Councillor Hay	Councillor Pandolfini
Councillor Rosenfeld	Councillor Neilson
Councillor McCafferty	Councillor Luxford
Councillor Burst	Councillor Chapple

Councillor D'Souza

Councillor Olive
Councillor Wilson
Councillor Said
Councillor Veitch

Total (5)

Total (8)

NM85/23 Motion Pursuant to Notice - Notice of Motion from Cr Said - Disc Golf at Cromwell Park (North) Malabar (F2012/00347)

343/23

RESOLUTION: (Said/Burst)) that a report be brought back to Council considering the feasibility of the Malabar Community Disc Golf group's request in making the disc golf course at Cromwell Park (North) Malabar, permanent.

MOTION: (Said/Burst) CARRIED - SEE RESOLUTION.

NM88/23 Motion Pursuant to Notice - Notice of Motion from Cr Parker - Community Garden Grants (F2010/00421)

344/23

RESOLUTION: (Luxford/Said) that, in years where the budget to support the establishment of new community gardens has not been fully expended, Council consider distributing all or a portion of funds remaining to existing community gardens to support their maintenance and ongoing running.

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

Questions with Notice

Nil.

Petitions

Nil.

Confidential Reports

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

CC32/23 Confidential - Community Service Awards 2023-24 (F2024/02438)

This matter is considered to be confidential under Section 10A(2) (a) of the Local Government Act, as it deals with personnel matters concerning particular individuals (other than Councillors). (Personal details of Award recipients for the Community Service Awards)

345/23

RESOLUTION: (Luxford/Said) that Council:

- a) endorses the award recipients outlined in this report in the category of Individual, Group and Achievement Award for People with Disabilities, as selected by the Inclusive Randwick Portfolio Committee, and endorse that these recipients are presented with a medallion and winner certificate.
- b) endorses the award recipient outlined in this report in the category of Youth, as selected by the Inclusive Randwick Portfolio Committee, and endorse that this recipient is presented with a winner certificate.
- c) endorses the special commendation recipients outlined in this report, as selected by the Inclusive Randwick Portfolio Committee, and endorse that these recipients are presented with a special commendation certificate.
- d) endorses that all unsuccessful nominees and nominators will be confidentially notified prior to the award presentation day and sent a certificate of appreciation in recognition of their nomination and community service via post after the awards ceremony.

- e) note the recipient of the Mayor's Award who will be presented with a specially framed certificate.
- f) notes that all award recipients from each category will be kept confidential until publicly announced at the presentation event on 26 January 2024 at the Prince Henry Centre.

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

The meeting moved back into open session.

Notice of Rescission Motions

Nil.

There being no further business, Her Worship the Mayor, Cr P Veitch, declared the meeting closed at 8.24pm.

The minutes of this meeting were confirmed at the Ordinary Meeting of Randwick City Council held on Tuesday, 27 February 2024.

.....
CHAIRPERSON