

## **MINUTES**

of the **Ordinary Meeting** of  
**Bayside Council**  
held in the Rockdale Town Hall, Council Chambers,  
Level 1, 448 Princes Highway, Rockdale  
on **Wednesday 13 March 2019** at **7:14 pm**.

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### **Present**

Councillor Bill Saravinovski, Mayor  
Councillor Joe Awada, Deputy Mayor  
Councillor Liz Barlow  
Councillor Ron Bezic  
Councillor Christina Curry  
Councillor Tarek Ibrahim  
Councillor Petros Kalligas (late arrival)  
Councillor James Macdonald  
Councillor Ed McDougall  
Councillor Scott Morrissey  
Councillor Michael Nagi  
Councillor Vicki Poulos  
Councillor Dorothy Rapisardi  
Councillor Paul Sedrak

### **Also Present**

Meredith Wallace, General Manager  
Michael Mamo, Director City Performance  
Debra Dawson, Director City Life  
Michael McCabe, Director City Futures  
Colin Clissold, Director City Presentation  
Fausto Sut, Manager Governance & Risk  
Karin Targa, Major Projects Unit Director  
Christine Stamper, Head of Communications & Events  
Ian Vong, IT Support Officer  
Taif George, IT Support Officer  
Lauren Thomas, Governance Officer

The Mayor opened the meeting in the Council Chambers, Rockdale Town Hall, Level 1, 448 Princes Highway, Rockdale at 7:14 pm.

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

## **1 Acknowledgement of Traditional Owners**

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

## **2 Opening Prayer**

Father Manual Santiago, Parish Priest at St Thomas More Catholic Church, Brighton Le Sands, opened the meeting in prayer.

## **3 Apologies**

Minute 2019/031

Resolved on the motion of Councillors Nagi and McDougall

That the following apologies be received and leave of absence granted:

Councillor Tsounis

Councillor Kalligas (anticipated late arrival)

## **4 Disclosures of Interest**

Councillor Morrissey declared a Significant Non-Pecuniary Interest in Item 8.6 on the basis that he lives in close proximity to the town centre, and stated he would leave the Chamber for consideration and voting on the matter.

Councillor Rapisardi declared a Pecuniary Interest in Item 8.6 on the basis that she rents in the area, and stated she would the Chamber for consideration and voting on the matter.

## **5 Minutes of Previous Meetings**

### **5.1 Minutes of the Council Meeting - 13 February 2019**

In relation to Item 8.13 of the February Council meeting, Councillor Morrissey advised that he is now unable to attend the 2019 Waste conference as per his nomination at the last Council Meeting and has asked that his name be removed from the list of attendees.

Minute 2019/032

Resolved on the motion of Councillors Nagi and McDougall

That the Minutes of the Council meeting held on 13 February 2019 be confirmed as a true record of proceedings with the following amendment:

In the Minutes it is recorded in Item 8.13 - Nominations to attend Waste Conference 2019 - that Councillor Morrissey will attend the 2019 Waste Conference. Councillor Morrissey has advised that he is now unable to attend the 2019 Waste conference as per his nomination at the last Council Meeting. His name should be removed from the list of attendees.

## **Presentations**

### **A Certificate of Recognition – Mr Stephen Milgate, AM**

A Certificate of Recognition was presented to Mr Stephen Milgate, in recognition of being awarded the Order of Australia Medal for service to the community.

### **B Certificate of Recognition – Ms Carolyn McMahon, OAM**

A Certificate of Recognition was presented to Ms Carolyn McMahon, OAM, in recognition of being awarded the Order of Australia Medal for service to the community.

### **C Certificate of Recognition – James Zhou**

A Certificate of Recognition was presented to James Zhou in recognition of his contribution to the 2019 Lunar New Year Celebrations held in Rockdale Town Hall.

### **D Certificate of Recognition – Australian Sydney Southern Chinese Cultural and Entertainment Centre (ASSCCEC)**

A Certificate of Recognition was presented to the Australian Sydney Southern Chinese Cultural and Entertainment Centre (ASSCCEC) in recognition of their outstanding performances at the 2019 Lunar New Year Extravaganza.

### **E Certificate of Recognition – Bayside Council's Mens Shed**

A Certificate of Recognition was presented to Bayside Council's Mens Shed in recognition of the great work they do providing opportunities for men from all walks of life, skilled and unskilled, to come together to share time with each other, swap yarns and work together on community projects.

### **F The Board of Directors of the Greek Orthodox Community of NSW, Greek Festival of Sydney**

A Certificate of Recognition was presented to the Greek Orthodox Community of NSW congratulating the Greek Festival for its ongoing Annual Cultural event.

## 6 Mayoral Minutes

There were no Mayoral Minutes.

## 7 Public Forum

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

### 8.2 Kyeemagh Public School - State Significant Development (SSD 9391)

Mr John Tsakirios, affected neighbour, spoke against the Officer Recommendation.

Minute 2019/033

Resolved on the motion of Councillors McDougall and Macdonald

1. That Council note that this State Significant Development contributes towards Bayside's target to accommodate 22% of the increase in school-aged children within the Eastern City District.
2. That Council endorses the attached submission in relation to the State Significant Development of Kyeemagh Public School for consideration by the NSW Department of Planning and Environment.
3. That Council write to State Member, Steve Kamper, to make him aware of the local submissions.

### 10.1 Notice of Motion - Anti-Social Behaviour in Kyeemagh Boat Ramp Area

Mr John Korkidas, affected neighbour, spoke for the Officer Recommendation.

Mr Charles Demertsis, affected neighbour, spoke for the Officer Recommendation.

Minute 2019/034

Resolved on the motion of Councillors McDougall and Nagi

THAT:

- 1 Council recognises that, currently, most Bayside foreshore car-parks are closed between the hours of 9:00 pm and 5:00 am and are locked to achieve this.
- 2 Council recognises that the Council car-parking near the former Kyeemagh boat ramp site, which is similarly restricted from 9:00 pm to 5:00 am, is currently not locked at night, creating an anti-social hooning issue in the area.

- 3 Council investigate works to close off this car park by creating a cul-de-sac at the north-west corner of Owen Avenue, Kyeemagh, and the introduction of a gate similar to other Council foreshore car-parks at the other end of the car-park.
- 4 These works be included for consideration by Council in the April 2019 Draft 2019/20 Budget for completion in 2019/20.

## **8 Reports**

### **8.1 Classification of the Arncliffe Youth Centre and Adjoining Open Space being Lot 2 & 3 in DP1214364**

Minute 2019/035

Resolved on the motion of Councillors Ibrahim and Nagi

- 1 That in accordance with Section 34 of the Local Government Act 1993, Council undertakes public notification of its intention to classify Lot 2 and 3 in DP 1214365 as Operational in accordance with Section 32 (2) of the same Act.
- 2 That a further report is submitted to Council post completion of the public notification period.

### **8.3 Wentworth Avenue Intersections Upgrade**

Minute 2019/036

Resolved on the motion of Councillors Morrissey and Curry

- 1 That Council provide approval to submit the 80% detailed design to the RMS for review and approval and proceed with the design development;
- 2 That Council seek State Government funding for a sum of \$6.5M to fund the shortfall required to construct the Wentworth Avenue & Page Street, Wentworth Avenue & Baker Street and Cycleway projects.

### **8.4 Tender - Kingsgrove Town Centre Upgrade**

Minute 2019/037

Resolved on the motion of Councillors Awada and Nagi

- 1 That the attachment/s to this report be withheld from the press and public as they are confidential for the following reason:  
  
With reference to Section 10(A) (2) (d)(i) of the Local Government Act 1993, the attachment relates to commercial information of a confidential nature that would, if disclosed, prejudice the commercial position of the person who supplied it. It is

considered that if the matter were discussed in an open Council Meeting it would, on balance, be contrary to the public interest due to the issue it deals with.

- 2 That, in accordance with Regulation 178 (1)(a) of the Local Government (General) Regulations 2005, Council accept the tender from Sam the Paving Man Pty Ltd for Contract F18/1172 being for the upgrade of the Kingsgrove Town Centre for the amount of \$ 467,707.90 inclusive of GST; and
- 3 That Brocklehurst Lane is added to the construction scope.

## **8.5 Tender - Hillsdale Child Care Centre Outdoor Space**

Minute 2019/038

Resolved on the motion of Councillors Nagi and Curry

1. That the confidential attachment to this report be withheld from the press and public as it is confidential for the following reason:

With reference to Section 10(A) (2) (d)(i) of the Local Government Act 1993, the attachment relates to commercial information of a confidential nature that would, if disclosed, prejudice the commercial position of the person who supplied it. It is considered that if the matter were discussed in an open Council Meeting it would, on balance, be contrary to the public interest due to the issue it deals with.

2. That, in accordance with Regulation 178 (1)(a) of the Local Government (General) Regulations 2005, Council accept the tender from Undercover Pty Ltd for Contract F18/1171 being for the upgrade of the Hillsdale Childcare Centre for the amount of \$338,909.45 exclusive of GST.
3. That the funding balance in the fundraising children's services reserve (\$107,654) be transferred to the Hillsdale Childcare Centre outdoor space project to augment the initial project budget of \$249,417.
4. That if required any remaining shortfall for this project, to a maximum of \$56,000, be funded from the Botany S7.11 Plan from the balance for 'other community facilities'.

## **8.6 Tender - Banksmeadow Town Centre Upgrade**

Minute 2019/039

Resolved on the motion of Councillors Curry and Nagi

- 1 That the confidential attachment to this report be withheld from the press and public as it is confidential for the following reason:

With reference to Section 10(A) (2) (d)(i) of the Local Government Act 1993, the attachment relates to commercial information of a confidential nature that would, if disclosed, prejudice the commercial position of the person who supplied it. It is

considered that if the matter were discussed in an open Council Meeting it would, on balance, be contrary to the public interest due to the issue it deals with.

- 2 That in accordance with Regulation 178(1)(b) of the Local Government (General) Regulations 2005 Council accepts the tender from Sam The Paving Man for the Contract F18/47 being for the construction of Banksmeadow Town Centre Public Domain Development at Botany Road, at Banksmeadow for the amount of \$838,933.29 exclusive of GST.

## **8.7 Tender - SSROC Gross Pollutant Trap Cleaning Contract**

Minute 2019/040

Resolved on the motion of Councillors Nagi and Barlow

- 1 That the attachment/s to this report be withheld from the press and public as they are confidential for the following reason:  
  
With reference to Section 10(A) (2) (d)(i) of the Local Government Act 1993, the attachment relates to commercial information of a confidential nature that would, if disclosed, prejudice the commercial position of the person who supplied it. It is considered that if the matter were discussed in an open Council Meeting it would, on balance, be contrary to the public interest due to the issue it deals with.
- 2 That Council endorses the decision by the SSROC tender evaluation panel to create a panel of contractors, as detailed in the body of this report, for the provision of Cleaning and Inspection of Gross Pollutant Traps and Ancillary Services.

## **8.8 Statutory Financial Report for January 2019**

Minute 2019/041

Resolved on the motion of Councillors Barlow and Awada

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

## **8.9 Presentation of the Bayside Council Audited Financial Reports for 2016/17**

Minute 2019/042

Resolved on the motion of Councillors Barlow and Bezic

That Council receives and notes the presentation of the Audited financial reports Bayside Council for period ended 30 June 2017.

## **9 Minutes of Committees**

### **9.1 Minutes of the Bayside Floodplain Risk Management Committee Meeting - 20 February 2019**

Minute 2019/043

Resolved on the motion of Councillors Barlow and Rapisardi

That the Minutes of the Bayside Floodplain Risk Management Committee meeting held on 20 February 2019 be received and the recommendations therein be adopted.

### **9.2 Minutes of the Sport & Recreation Committee Meeting - 25 February 2019**

Minute 2019/044

Resolved on the motion of Councillors Macdonald and Curry

That the Minutes of the Sport & Recreation Committee meeting held on 25 February 2019 be received and the recommendations therein be adopted.

### **9.3 Minutes of the Risk & Audit Committee Meeting - 28 February 2019**

Minute 2019/045

Resolved on the motion of Councillors Barlow and Awada

That the Minutes of the Risk & Audit Committee meeting held on 28 February 2019 be received and the recommendations therein be adopted.

### **9.4 Minutes of the Bayside Traffic Committee Meeting - 6 March 2019**

Minute 2019/046

Resolved on the motion of Councillors Rapisardi and Nagi

That the Minutes of the Bayside Traffic Committee meeting held on 6 March 2019 be received and the recommendations therein be adopted.

## **10 Notices of Motion**

There was one Notice of Motion which was dealt with earlier in the meeting in Public Forum.



## **11 Questions With Notice**

There were no Questions With Notice.

## **12 Call For Rescission Motions**

There were no Rescission Motions.

The Mayor closed the meeting at 8:10 pm.

Councillor Bill Saravinovski  
**Mayor**

Meredith Wallace  
**General Manager**