

MINUTES

of the **Ordinary Meeting** of
Bayside Council
held in the Rockdale Town Hall, Council Chambers,
Level 1, 448 Princes Highway, Rockdale
on **Wednesday 27 March 2024** at **7:22 pm**

Present

Councillor Bill Saravinovski, Mayor
Councillor Joe Awada, Deputy Mayor
Councillor Liz Barlow
Councillor Christina Curry
Councillor Heidi Lee Douglas
Councillor Ann Fardell
Councillor Mark Hanna
Councillor Jo Jansyn
Councillor Ed McDougall
Councillor Scott Morrissey
(initially via audio-visual link at commencement of meeting, then in Chambers)
Councillor Jennifer Muscat
Councillor Paul Sedrak
Councillor Andrew Tsounis
Councillor Greta Werner

Also Present

Meredith Wallace, General Manager
Guy Hancock, Acting Director City Presentation
Debra Dawson, Director City Life
Peter Barber, Director City Futures
Richard Sheridan, Director City Performance
Warwick Lawrence, Acting Manager Governance & Risk
Josie Hodgson, Acting Manager Property
Hong Nguyen, Manager Environment and Resilience (via audio-visual link)
Lorraine Olmedo, Manager Communication & Engagement
Luke Phillips, Manager Finance
Bryce Spelta, Manager City Infrastructure (via audio-visual link)
Danijel Andric, Chief Information Officer (via audio-visual link)
Karen Barrass, Lead Governance
Sally Fernandez, Rates and Revenue Lead
Andrew Ford, Acting Manager City Projects (via audio-visual link)
Wolfgang Gill, IT Service Management Officer
Rakshya Rawat, IT Service Management Officer
Anne Suann, Governance Officer
Anh Hoang, Governance Officer

1 Opening Meeting

The Mayor opened the meeting in the Council Chambers, Rockdale Town Hall, Level 1, 448 Princes Highway, Rockdale at 7:22 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 YouTube channel, in accordance with Council's Code of Meeting Practice.

2 Acknowledgement of Country

The Mayor affirmed that Bayside Council acknowledges the traditional custodians, the Gadigal and Bidjigal people of the Eora nation, and pays respects Elders past, present and emerging. The people of the Eora nation, their spirits and ancestors will always remain with our waterways and the land, our Mother Earth.

3 Opening Prayer

Reverend Jim Ferguson, from Bexley Baptist Church, Bexley, opened the meeting in prayer.

Presentations

Presentation of Certificate to Mr Jeffrey Tullock

The Mayor, Councillor Saravinovski, presented a Certificate to Mr Jeffrey Tullock, the President of the Bexley Chamber of Commerce, who was accompanied by the Vice President, Yasmina Kovacevic, and a member of the Management Committee, Ahmad Sleitini, recognising and congratulating the Bexley Chamber of Commerce on the occasion of its 100th anniversary.

4 Apologies and Attendance via audio-visual link

Apologies

RESOLUTION

Minute No. 2024/040

Resolved on the motion of Councillors Tsounis and Awada

That the following apology be received:

- Councillor Nagi

Leave of Absence

There were no applications for Leave of Absence received.

Attendance Via Audio-Visual Link**RESOLUTION**

Minute No. 2024/041

Resolved on the motion of Councillors Jansyn and Muscat

That Councillor Morrissey's attendance at tonight's meeting via audio-visual link be granted.

5 Disclosures of Interest**Councillor Saravinovski****12.3 Notice of Motion - Increasing Parking Availability: The Boulevard Brighton Car Park**

Councillor Saravinovski declared a Less than Significant Non-Pecuniary Interest in Item 12.3 on the basis that in the past he has declared a Less than Non-Pecuniary Interest on items in relation to planning matters of the Boulevard Car Park, but as this item is in relation to parking stated he would remain in the meeting for consideration and voting on the matter.

11.3 CPE24.010 - Draft Submission on Explanation of Intended Effect: Changes to Create Low and Mid-Rise Housing

Councillor Saravinovski declared a Less than Significant Non-Pecuniary Interest in Item 11.3 CP24.010 on the basis that he only has an interest in land being his principal place of residence though not impacted, and stated he would remain in the meeting for consideration and voting on the matter.

Councillor Curry**11.3 CPE24.010 - Draft Submission on Explanation of Intended Effect: Changes to Create Low and Mid-Rise Housing**

Councillor Curry declared a Less than Significant Non-Pecuniary Interest in Item 11.3 CP24.010 on the basis that she only has an interest in land being her principal place of residence though not impacted, and stated she would remain in the meeting for consideration and voting on the matter.

Councillor Muscat**11.3 CPE24.010 - Draft Submission on Explanation of Intended Effect: Changes to Create Low and Mid-Rise Housing**

Councillor Muscat declared a Less than Significant Non-Pecuniary Interest in Item 11.3 CP24.010 on the basis that she only has an interest in land being her principal place of residence though not impacted, and stated she would remain in the meeting for consideration and voting on the matter.

11.8 SLPWG24-6.1 – Property Matters Update

Councillor Muscat declared a Less than Significant Non-Pecuniary Interest in Item 11.8 SLPWG24-6.1 on the basis that she is a member of the Botany RSL Sub Branch, and stated she would remain in the Chamber for consideration and voting on the matter.

Councillor Jansyn**11.3 CPE24.010 - Draft Submission on Explanation of Intended Effect: Changes to Create Low and Mid-Rise Housing**

Councillor Jansyn declared a Less than Significant Non-Pecuniary Interest in Item 11.3 CP24.010 on the basis that she only has an interest in land being her principal place of residence though not impacted, and stated she would remain in the meeting for consideration and voting on the matter.

Councillor Werner**11.3 CPE24.010 - Draft Submission on Explanation of Intended Effect: Changes to Create Low and Mid-Rise Housing**

Councillor Werner declared a Less than Significant Non-Pecuniary Interest in Item 11.3 CP24.010 on the basis that she only has an interest in land being her principal place of residence and stated she would remain in the meeting for consideration and voting on the matter.

Councillor Awada**11.3 CPE24.010 - Draft Submission on Explanation of Intended Effect: Changes to Create Low and Mid-Rise Housing**

Councillor Awada declared a Less than Significant Non-Pecuniary Interest in Item 11.3 CP24.010 on the basis that he has property in the Local Government Area, and stated he would remain in the meeting for consideration and voting on the matter.

11.3 CPE24.011 - Planning Proposal Request - 263, 273 & 273A Coward Street, Mascot

Councillor Awada declared that a conflict of duties arises in Item 11.3 CPE24.011 on the basis that he is a delegate on the Sydney Eastern City Planning Panel at this meeting, and stated he would leave the meeting for consideration and voting on the matter.

Councillor Barlow**11.3 CPE24.010 - Draft Submission on Explanation of Intended Effect: Changes to Create Low and Mid-Rise Housing**

Councillor Barlow declared a Less than Significant Non-Pecuniary Interest in Item 11.3 CP24.010 on the basis that she only has an interest in land being her principal place of residence though not impacted, and stated she would remain in the meeting for consideration and voting on the matter.

Councillor Douglas**10.1 Tender - Riverside Drive Smart CCTV Expansion**

Councillor Douglas declared a Less than Significant Non-Pecuniary Interest in Item 10.1 on the basis of perception as she is a Founder of Peaceful Bayside, a group that advocates for safer streets across the whole Bayside LGA, and stated she would remain in the Chamber for consideration and voting on the matter.

11.3 CPE24.010 - Draft Submission on Explanation of Intended Effect: Changes to Create Low and Mid-Rise Housing

Councillor Douglas declared a Less than Significant Non-Pecuniary Interest in Item 11.3 CP24.010 on the basis that she only has an interest in land being her principal place of residence though not impacted, and stated she would remain in the meeting for consideration and voting on the matter.

11.8 SLPWG24-6.1 - Property Matters Update

Councillor Douglas declared a Less than Significant Non-Pecuniary Interest in Item 11.8 SLPWG24-6.1 on the basis that she is a member of The Bay Community Garden, she is a former member of the Fisherman's Club at Muddy Creek and a former 'social member' of Bayside Community Recreation Club, and lives in the vicinity of Barton Park, and stated she would remain in the meeting for consideration and voting on the matter.

6 Minutes of Previous Meetings**6.1 Minutes of the Council Meeting - 28 February 2024**

RESOLUTION

Minute No. 2024/042

Resolved on the motion of Councillors Fardell and Tsounis

That the Minutes of the Council Meeting held on 28 February 2024 be confirmed as a true record of proceedings rewording of Councillor Saravinovski's declaration:

Councillor Saravinovski**Item 11.3 CPE24.002 – Proposed Local 11.3 CPE24.002 Planning Agreement – Cooks Cove Planning Proposal**

Councillor Saravinovski declared a Less than Significant Non-Pecuniary Interest in Item 11.3 CPE24.002 on the basis that he, as Mayor, was briefed on past proposals but has not been briefed on this proposal, and stated he would remain in the meeting for consideration and voting on the matter.

7 Mayoral Minutes

7.1 Supplementary - Mayoral Minute - ANZAC Day

RESOLUTION

Minute No. 2024/043

Resolved on the motion of Councillors Tsounis and McDougall

- 1 That Council notes the ANZAC Day Dawn Services to be held the Bayside area.
- 2 That Council notes the Mascot RSL Sub-Branch Pre-ANZAC Day march taking place on Sunday, 21 April 2024.
- 3 That Council encourages all residents to attend one of these ceremonies.

8 Items by Exception

Procedural Motion

RESOLUTION

Minute No. 2024/044

Resolved on the motion of Councillors Awada and McDougall

That the order of business be altered to allow Council to deal with the remaining items by exception.

Multiple Business Items

RESOLUTION

Minute No. 2024/045

Resolved on the motion of Councillors Awada and McDougall

That the recommendations included in the business paper for the following items be adopted:

- 10.1 Tender - Riverside Drive Smart CCTV Expansion
- 10.5 Australian Local Government Association (ALGA) National General Assembly 2024 - Proposed Motion
- 10.6 Statutory Financial Report - February 2024
- 10.7 Progress Report on Councillor Notices of Motion
- 11.1 Minutes of the City Services Committee Meeting - 6 March 2024

- CS24.005 Changes to NSW BeachWatch Program
- 11.2 Minutes of the Corporate Performance Committee Meeting - 6 March 2024
 - CP24.005 2023/24 Proposed Budget Variations
 - CP24.006 IPART - Review of Council's financial model in NSW
- 11.3 Minutes of the City Planning & Environment Committee Meeting - 13 March 2024
- 11.4 Minutes of the City Works & Assets Committee Meeting - 13 March 2024
 - CWA24.029 Booralee Park playspace renewal concept design
 - CWA24.002 Response to Notice of Motion - Bike Repair Stations
- 11.5 Minutes of the Bayside Traffic Committee Meeting - 13 March 2024
 - BTC24.021 27 Albyn Street, Bexley - Renewal of 21.5-metre Works Zone for 5 weeks
 - BTC24.022 ANZAC March 2024 - Mascot RSL - Botany Road, King Street and Coward Street, Mascot
 - BTC24.023 ANZAC March 2024 - Ramsgate RSL - Chuter Avenue and Ramsgate Road, Ramsgate
 - BTC24.024 Brittain Crescent, Hillsdale - Proposed 10m Statutory No Stopping Restrictions
 - BTC24.025 2 Chalmers Crescent, Mascot - Renewal of 30-metre Works Zone for 27 weeks
 - BTC24.026 Guess Avenue & Bonar Street, Arncliffe - Proposed Give Way control sign and associated linemarking
 - BTC24.027 648-652 Princes Highway, Rockdale - Renewal of 24-metre Works Zone on Chandler Street for 53 weeks
 - BTC24.028 1-3 Queen Street, Arncliffe - Parking arrangements
 - BTC24.029 Rawson Avenue, Bexley - Proposed Timed 'P15' Restrictions
 - BTC24.030 45 The Grand Parade, Brighton Le Sands - Renewal of 15m Works Zone for 30 weeks
 - BTC24.031 Teralba Road and Wycombe Avenue intersection, Brighton Le Sands - Proposed Statutory No Stopping Restrictions
 - BTC24.032 The Boulevarde, Brighton Le Sands - Proposed change to direction of parking for previously unchanged 90 degree angle parking spaces between Crighton Lane and The Grand Parade
 - BTC24.033 Walz Street, Rockdale Ramadan Festival - Proposed temporary changes and closures

- BTC24.034 Update on Outstanding Matters Referred to the Bayside Traffic Committee by the Chair
- BTC24.035 Matters referred to the Bayside Traffic Committee by the Chair
- BTC24.036 General Business
- 11.6 Minutes of the Botany Historical Trust Meeting - 5 February 2024
- 11.7 Minutes of the Bayside Floodplain Risk Management Committee Meeting - 6 March 2024
- 11.9 Minutes of the Lydham Hall Advisory Committee Meeting - 27 February 2024

9 Public Forum

Councillor Morrissey arrived at the commencement of Public Forum at 7:42 pm.

12.6 Notice of Motion - Develop a Business Case for the De-amalgamation of Bayside Council

The following person spoke at the meeting:

- Mr Adam Krslovic, interested resident, speaking for the Motion. (via audio-visual link).

12.9 Notice of Motion - Preserving our Historic Wetlands

The following person spoke at the meeting:

- Ms Amanda Wilson AM, interested resident, speaking for the Motion.

10 Reports to Council

10.1 Tender - Riverside Drive Smart CCTV Expansion

Councillor Douglas had previously declared a Less than Significant Non-Pecuniary Interest.

RESOLUTION

Item Resolved by Exception Minute No. 2024/045

Resolved on the motion of Councillors Awada and McDougall

- 1 That Attachment 1 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 the report be received and noted.
- 3 That in accordance with Regulation 178 (1) (a) of the Local Government (General) Regulations 2005, Council accepts the Tender from Ultimate Security Pty Ltd for the Riverside Drive Smart CCTV Expansion for the amount of \$370,303.51 exclusive of GST.

10.2 Draft Submission on Explanation of Intended Effect: Changes to Create Low and Mid-Rise Housing - Additional Information to item CPE24.010

RESOLUTION

Minute No. 2024/048

Resolved on the motion of Councillors Curry and Morrissey

- 1 That Council endorse the draft submission to the NSW Department of Planning, Housing and Infrastructure in response to the exhibition of the *Explanation of Intended Effect: Changes to Create Low and Mid-Rise Housing*.
- 2 That a copy of Council's submission be forwarded to all Local State Members of Parliament.

10.3 Response to Corporate Performance Committee Questions - 2023/24 Proposed Budget Variations

RESOLUTION

Minute No. 2024/049

Resolved on the motion of Councillors Curry and Morrissey

That Council notes the responses in this report.

10.4 St. George Business Chamber of Commerce Charity Dinner Fundraiser

RESOLUTION

Minute No. 2024/050

Resolved on the motion of Councillors Tsounis and Sedrak

That Councillors Werner (plus one), Saravinovski (plus one), Tsounis (plus one) and Sedrak attend the St George Business Chamber of Commerce charity event on Friday, 5 April 2024.

10.5 Australian Local Government Association (ALGA) National General Assembly 2024 - Proposed Motion

RESOLUTION

Item Resolved by Exception Minute No. 2024/045

Resolved on the motion of Councillors Awada and McDougall

- 1 That the proposed motion included in the body of the report be submitted for the 2024 National General Assembly.
- 2 That Council consider, for submission to the National General Assembly, any other motions put at the Council Meeting.
- 3 That the General Manager or nominee be authorised to make minor editorial amendments to the adopted motions to ensure it meets the required format prior to submission to the National General Assembly.

10.6 Statutory Financial Report - February 2024

RESOLUTION

Item Resolved by Exception Minute No. 2024/045

Resolved on the motion of Councillors Awada and McDougall

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

10.7 Progress Report on Councillor Notices of Motion

RESOLUTION

Item Resolved by Exception Minute No. 2024/045

Resolved on the motion of Councillors Awada and McDougall

That the Progress Report on Councillor Notices of Motion be noted.

11 Minutes and Reports of Committees

11.1 Minutes of the City Services Committee Meeting - 6 March 2024

RESOLUTION

Item Resolved by Exception Minute No. 2024/045

Resolved on the motion of Councillors Awada and McDougall

That the Minutes of the City Services Committee meeting held on 6 March 2024 be received and the recommendations therein be adopted.

11.1 CS24.005 Changes to NSW BeachWatch Program

RESOLUTION

Item Resolved by Exception Minute No. 2024/045

Resolved on the motion of Councillors Awada and McDougall

- 1 That Council supports the Sydney Coastal Councils position to join in a letter to urge NSW Department of Climate Change, Energy, the Environment and Water (DCCEEW) to maintain the NSW BeachWatch program as a fully funded state government program without shifting cost to Councils.
- 2 That Council informs Sydney Coastal Councils Group Committee of its formal position.

11.2 Minutes of the Corporate Performance Committee Meeting - 6 March 2024

RESOLUTION

Item Resolved by Exception Minute No. 2024/045

Resolved on the motion of Councillors Awada and McDougall

That the Minutes of the Corporate Performance Committee meeting held on 6 March 2024 be received and the recommendations therein be adopted.

11.2 CP24.005 2023/24 Proposed Budget Variations

RESOLUTION

Item Resolved by Exception Minute No. 2024/045

Resolved on the motion of Councillors Awada and McDougall

- 1 That the proposed budget review statement by the Responsible Accounting Officer (RAO) be received and noted.
- 2 That in accordance with Clauses 202 and 211 of the Local Government (General) Regulations 2021, the proposed variations to the revised budget detailed in Attachment 1 to this report be received and noted.
- 3 That the proposed budget variations be adopted by Council at its ordinary meeting scheduled for 27 March 2024.
- 4 That matters raised at the committee be taken on notice by officers and responded to prior to the next Ordinary Council Meeting.

11.2 CP24.006 IPART - Review of Council's financial model in NSW

RESOLUTION

Item Resolved by Exception Minute No. 2024/045

Resolved on the motion of Councillors Awada and McDougall

- 1 That Council notes the presentation on the review of the financial model.
- 2 That Council delegates the General Manager to provide feedback to SSROC for the joint council submission to IPART.
- 3 That Council starts implementing the suggested improvements outlined by the Director City Performance immediately and that all quarterly and annual budgets be presented at Committee in the first instance.

11.3 Minutes of the City Planning & Environment Committee Meeting - 13 March 2024

RESOLUTION

Item Resolved by Exception Minute No. 2024/045

Resolved on the motion of Councillors Awada and McDougall

That the Minutes of the City Planning & Environment Committee meeting held on 13 March 2024 be received and the recommendations therein be adopted with the exception of 11.1 CPE24.010, 11.1 CPE24.011 AND 11.1 CPE24.012 which were separately dealt with.

11.3 CPE24.010 Draft Submission on Explanation of Intended Effect: Changes to Create Low and Mid-Rise Housing

Councillors Saravinovski, Curry, Muscat, Jansyn, Werner, Awada, Barlow and Douglas had previously declared a Less than Significant Non-Pecuniary Interest.

RESOLUTION

Minute No. 2024/051

Resolved on the motion of Councillors Saravinovski and Curry

- 1 That Council endorse the draft submission to the NSW Department of Planning, Housing and Infrastructure in response to the exhibition of the *Explanation of Intended Effect: Changes to Create Low and Mid-Rise Housing*.
- 2 That interested Councillors provide any further input into the draft submission to the Director, City Futures by Tuesday 19 March for incorporation into an amended draft submission for consideration by Council at its March 2024 meeting.
- 3 That a copy of Council submission be forwarded to all Local State Members of Parliament.

Division called by Councillors Saravinovski and Curry

For: Councillors Saravinovski, Curry, Morrissey, Muscat, Fardell, Jansyn, Tsounis, Awada, Hanna, Douglas, McDougall and Sedrak

Against: Councillors Werner (abstention) and Barlow (abstention)

The Motion was declared carried.

11.3 CPE24.011 Planning Proposal Request - 263, 273 & 273A Coward Street, Mascot

Councillor Awada had previously declared a conflict of interest on this item, and left the meeting for consideration of, and voting on, this item.

RESOLUTION

Minute No. 2024/052

Resolved on the motion of Councillors Saravinovski and Morrissey

- 1 That the City Planning & Environment Committee notes the advice of the Bayside Local Planning Panel.
- 2 That Council, pursuant to s3.33 of the Environmental Planning and Assessment

Act 1979, the Planning Proposal Request for land known as 263, 273 & 273A Coward Street, Mascot be submitted to the Department of Planning, Housing and Infrastructure for a Gateway Determination.

- 3 That should a Gateway Determination be issued to proceed to public exhibition, a further report be presented to the City Planning and Environment Committee following the exhibition period addressing any submissions received.
- 4 That the Bayside Development Control Plan 2022 be reviewed and updated concurrently with the Planning Proposal post-Gateway, to ensure consistency with the concept scheme and the controls contained in these documents and the Planning Proposal.

Division (Planning Matter)

For: Councillors Saravinovski, Curry, Morrissey, Muscat, Fardell, Jansyn, Tsounis, Werner, Awada, Hanna, Douglas, McDougall and Sedrak

Against: Councillor Barlow (abstention)

The Motion was declared carried.

11.3 CPE24.012 Post Exhibition Report - Planning Proposal to Create Heritage Conservation Areas and supporting DCP Amendment

RESOLUTION

Minute No. 2024/053

Resolved on the motion of Councillors Tsounis and Werner

- 1 That Council notes the submissions received during exhibition of the Planning Proposal and DCP amendment and the analysis of the submissions by the independent heritage consultant.
- 2 That Council approves a change to the status of 1 Brighton Parade, Brighton-Le-Sands from "Contributory" to "Neutral" status in *Appendix 11 – Brighton Le Sands Inventory Sheet* of the Planning Proposal.
- 3 That Council exercises its delegation as Local Plan Making Authority to make the LEP pursuant to Section 3.36(2)(a) of the Environmental Planning and Assessment Act 1979.
- 4 That Council adopts the amendments to Bayside Development Control Plan 2022 and for the DCP amendment to come into effect once the LEP has been made.
- 5 That Council delegates authority to the General Manager (or her delegate) to make any formatting, grammatical, and other minor changes to the Development Control Plan provided these do not change the intent of the amendment.

- 6 That all persons and organisations who made submissions be advised of Council's decision.

Division called by Councillors Tsounis and Werner

For: Councillors Saravinovski, Curry, Morrissey, Muscat, Fardell, Jansyn, Tsounis, Werner, Awada, Barlow, Hanna, Douglas, McDougall and Sedrak

The Motion was declared carried.

11.4 Minutes of the City Works & Assets Committee Meeting - 13 March 2024

RESOLUTION

Item Resolved by Exception Minute No. 2024/045

Resolved on the motion of Councillors Awada and McDougall

That the Minutes of the City Works & Assets Committee meeting held on 13 March 2024 be received and the recommendations therein be adopted.

11.4 CWA24.001 Booralee Park playspace renewal concept design

RESOLUTION

Item Resolved by Exception Minute No. 2024/045

Resolved on the motion of Councillors Awada and McDougall

That the Committee endorses the playspace renewal proposal and proceeds to community engagement.

11.4 CWA24.002 Response to Notice of Motion - Bike Repair Stations

RESOLUTION

Item Resolved by Exception Minute No. 2024/045

Resolved on the motion of Councillors Awada and McDougall

- 1 That Council receives and notes this report.
- 2 That Council, with consideration of bike usage data, pursues grant funding.
- 3 That Council advocates to other bike path owners within the LGA to include facilities such as bike repair stations.

11.5 Minutes of the Bayside Traffic Committee Meeting - 13 March 2024

RESOLUTION

Item Resolved by Exception Minute No. 2024/045

Resolved on the motion of Councillors Awada and McDougall

That the Minutes of the Bayside Traffic Committee meeting held on 13 March 2024 be received and the recommendations therein be adopted.

11.5 BTC24.021 27 Albyn Street, Bexley - Renewal of 21.5-metre Works Zone for 5 weeks

RESOLUTION

Item Resolved by Exception Minute No. 2024/045

Resolved on the motion of Councillors Awada and McDougall

- 1 That approval be given to the installation of a 21.5m 'Works Zone, 7 am – 5 pm, Mon – Fri and 8 am – 1 pm Sat' restriction along the northern kerb line of Albyn Street, for the duration of 5 weeks, subject to relevant conditions.
- 2 That the applicant must ensure that construction vehicles do not queue within Albyn Street or any other local roads in the vicinity especially concrete trucks during the construction period waiting to deliver goods to the site.
- 3 That the existing parking restrictions in Albyn Street not be changed on account of this proposal and two-way traffic flow be maintained in Albyn Street at all times unless separate road occupancy approvals have been obtained through Council's Public Domain and Referrals team.
- 4 That approval not be given to the movement of 'Heavy Rigid Vehicles' due to constraints in the existing road infrastructure and be limited to 'Medium Rigid Vehicle'.
- 5 That the applicant notifies Council six weeks in advance of required extension to the 5 week 'Works Zone'.
- 6 That the applicant notifies the adjacent properties of the approved Work Zone and provides a copy to Council for record.

11.5 BTC24.022 ANZAC March 2024 - Mascot RSL - Botany Road, King Street and Coward Street, Mascot

RESOLUTION

Item Resolved by Exception Minute No. 2024/045

Resolved on the motion of Councillors Awada and McDougall

That the following recommendations be approved by the Bayside Traffic Committee for electronic circulation and approval:

- 1 That the 2024 ANZAC March be designated as a Class 4 Special Event in accordance with the Guide to Traffic and Transport Management for Special Events.
- 2 That Council advise the relevant Police Local Area Commands to note the proposed route and temporary road closures to facilitate the 2024 ANZAC March event.
- 3 That all relevant agencies not present at the meeting be notified by Council's Events Team.
- 4 That the attached TMP be approved for the proposed road closures along the state road network.

11.5 BTC24.023 ANZAC March 2024 - Ramsgate RSL - Chuter Avenue and Ramsgate Road, Ramsgate

RESOLUTION

Item Resolved by Exception Minute No. 2024/045

Resolved on the motion of Councillors Awada and McDougall

That the following recommendations be approved by the Bayside Traffic Committee for electronic circulation and approval:

- 1 That the 2024 ANZAC March be designated as a Class 4 Special Event in accordance with the Guide to Traffic and Transport Management for Special Events.
- 2 That Council advise the relevant Police Local Area Commands to note the proposed route and temporary road closures to facilitate the 2024 ANZAC March event.
- 3 That all relevant agencies not present at the meeting be notified by Council's Events Team.

**11.5 BTC24.024 Brittain Crescent, Hillsdale - Proposed 10m
Statutory No Stopping Restrictions**

RESOLUTION

Item Resolved by Exception Minute No. 2024/045

Resolved on the motion of Councillors Awada and McDougall

That approval be given for the installation of statutory 10m of 'No Stopping' restrictions, in the form of 'Yellow Edge Line Marking', at the following locations:

- Brittain Crescent, Hillsdale – Adjacent to properties No.23 and No.29
- Brittain Crescent, Hillsdale – At the intersection of Podmore Place
- Brittain Crescent, Hillsdale – Adjacent to properties No.31 and No.34

**11.5 BTC24.025 2 Chalmers Crescent, Mascot - Renewal of 30-
metre Works Zone for 27 weeks**

RESOLUTION

Item Resolved by Exception Minute No. 2024/045

Resolved on the motion of Councillors Awada and McDougall

- 1 That approval be given to the installation of a 30m 'Works Zone, 7:00 am – 6:00 pm, Monday – Friday and 8:00 am – 1:00 pm Saturday' restriction along the eastern kerb line of Chalmers Crescent, for a duration of 27 weeks subject to relevant conditions, including (but not limited to):
 - a. Conditions outlined in association with DA-2019/463/A.
 - b. Conditions outlined as part of the Notice of Approval as supplied by Development Services.
- 2 The applicant must ensure that construction vehicles do not queue within Chalmers Crescent or any other local roads in the vicinity especially concrete trucks during the construction period waiting to deliver goods to the site.
- 3 That the existing parking restrictions on the southern and western kerb line of Chalmers Crescent not be changed in view of this proposal and the two-way traffic flow be maintained in Chalmers Crescent at all times unless separate road occupancy approvals have been obtained through Council's Public Domain and Referrals team.
- 4 That the developer and associated sub-contractors notify Council's Traffic and Road Safety Team and Public Domain & Referrals team of any proposed applications through the 'National Heavy Vehicle Regulator' authority.
- 5 That the developer and associated sub-contractors comply with conditions imposed by the 'National Heavy Vehicle Regulator' approved Permits.

- 6 That the applicant notifies Council, six (6) Weeks in advance of required extension to the 27 week 'Works Zone'.

11.5 BTC24.026 Guess Avenue & Bonar Street, Arncliffe - Proposed Give Way control sign and associated linemarking

RESOLUTION

Item Resolved by Exception Minute No. 2024/045

Resolved on the motion of Councillors Awada and McDougall

That approval be given for the installation of a designated 'Give Way' control signage and associated line marking at the intersection of Guess Avenue and Bonar Street, Arncliffe as indicated in the attached Plan.

11.5 BTC24.027 648-652 Princes Highway, Rockdale - Renewal of 24-metre Works Zone on Chandler Street for 53 weeks

RESOLUTION

Item Resolved by Exception Minute No. 2024/045

Resolved on the motion of Councillors Awada and McDougall

- 1 That approval be given to the installation of a 24m 'Works Zone, 7 am – 5 pm, Mon – Fri' restrictions along the northern kerb line of Chandler Street, immediately after the statutory 10m 'No Stopping', for the duration of 53 weeks, subject to relevant conditions.
- 2 That the applicant must ensure that construction vehicles do not queue within Chandler Street or any other local roads in the vicinity especially concrete trucks during the construction period waiting to deliver goods to the site.
- 3 That the existing parking restrictions in Chandler Street not be changed on account of this proposal and two-way traffic flow be maintained in Chandler Street at all times unless separate road occupancy approvals have been obtained through Council's Public Domain and Referrals team.
- 4 That the developer and associated sub-contractors notify Council's Traffic and Road Safety Team of any proposed applications through the 'National Heavy Vehicle Regulator' authority.
- 5 That the developer and associated sub-contractors comply with conditions imposed by the 'National Heavy Vehicle Regulator' approved Permits.
- 6 That all inbound construction vehicles approaching the site must use Princes Highway. All outbound construction vehicles must manoeuvre within the site and

turn right onto Chandler Street and proceed into Princes Highway.

- 7 That the applicant notifies Council 6 Weeks in advance of required extension to the 53 week 'Works Zone'.
- 8 That the applicant notifies the adjacent properties of the approved Work Zone and provides a copy to Council for record.

11.5 BTC24.028 1-3 Queen Street, Arncliffe - Parking arrangements

RESOLUTION

Item Resolved by Exception Minute No. 2024/045

Resolved on the motion of Councillors Awada and McDougall

That approval be given for the proposed '5 Minute Parking' restriction as indicated in the attached plan.

11.5 BTC24.029 Rawson Avenue, Bexley - Proposed Timed 'P15' Restrictions

RESOLUTION

Item Resolved by Exception Minute No. 2024/045

Resolved on the motion of Councillors Awada and McDougall

That approval be given to the proposed conversion of 8-metre unrestricted parking to 'P15 8 am – 9:30 am and 2:30 pm – 4 pm School Days' along the frontage of 15 Rawson Avenue, Bexley, provided the child care centre operator agrees to meeting the cost installing the signs.

11.5 BTC24.030 45 The Grand Parade, Brighton Le Sands - Renewal of 15m Works Zone for 30 weeks

RESOLUTION

Item Resolved by Exception Minute No. 2024/045

Resolved on the motion of Councillors Awada and McDougall

- 1 That endorsement be given for the installation of a 15m 'Works Zone, 7 am - 6 pm, Mon-Fri and 8 am - 1 pm Sat' restrictions along the western kerb line of The Grand Parade, for the duration of 30 weeks subject to relevant DA conditions.
- 2 That the applicant must ensure that construction vehicles do not queue within The Grand Parade or any other local roads in the vicinity during the construction period waiting to deliver goods to the site, especially concrete trucks.

- 3 That traffic flow be maintained along The Grand Parade at all times unless separate road occupancy approvals have been obtained through Council's Public Domain and Referrals team.

11.5 BTC24.031 Teralba Road and Wycombe Avenue intersection, Brighton Le Sands - Proposed Statutory No Stopping Restrictions

RESOLUTION

Item Resolved by Exception Minute No. 2024/045

Resolved on the motion of Councillors Awada and McDougall

- 1 That approval be given for the installation of statutory 10m 'No Stopping – C3 Yellow Edge Lines' on the southern side of Teralba Road, Brighton Le Sands, east and west of its intersection with Wycombe Avenue.
- 2 That approval be given for the installation of statutory 10m 'No Stopping – C3 Yellow Edge Lines' on both sides of Wycombe Avenue, Brighton Le Sands, south of its intersection with Teralba Road.

11.5 BTC24.032 The Boulevarde, Brighton Le Sands - Proposed change to direction of parking for previously unchanged 90 degree angle parking spaces between Crighton Lane and The Grand Parade

RESOLUTION

Item Resolved by Exception Minute No. 2024/045

Resolved on the motion of Councillors Awada and McDougall

That approval be given for the removal of the 'Front to Kerb' parking restriction for the 90-degree angle parking spaces along the northern side of The Boulevarde, Brighton Le Sands outside the open café between Crighton Lane and The Grand Parade.

11.5 BTC24.033 Walz Street, Rockdale Ramadan Festival - Proposed temporary changes and closures

RESOLUTION

Item Resolved by Exception Minute No. 2024/045

Resolved on the motion of Councillors Awada and McDougall

That the proposed street food fair in Walz Street, Rockdale, from 7:00 pm to 11:30 pm,

proposed on Saturday 6 April 2024, be approved to proceed subject to relevant conditions.

11.5 BTC24.034 Update on Outstanding Matters Referred to the Bayside Traffic Committee by the Chair

RESOLUTION

Item Resolved by Exception Minute No. 2024/045

Resolved on the motion of Councillors Awada and McDougall

That the update on outstanding matters referred to the Bayside Traffic Committee by the Chair be noted.

11.5 BTC24.035 Matters referred to the Bayside Traffic Committee by the Chair

RESOLUTION

Item Resolved by Exception Minute No. 2024/045

Resolved on the motion of Councillors Awada and McDougall

That the matters raised by the Chair be received, noted and action taken as necessary.

11.5 BTC24.036 General Business

RESOLUTION

Item Resolved by Exception Minute No. 2024/045

Resolved on the motion of Councillors Awada and McDougall

That the matters raised in General Business be received, noted and action taken as necessary.

11.6 Minutes of the Botany Historical Trust Meeting - 5 February 2024

RESOLUTION

Item Resolved by Exception Minute No. 2024/045

Resolved on the motion of Councillors Awada and McDougall

That the Minutes of the Botany Historical Trust meeting held on 5 February 2024 be

received and the recommendations therein be adopted and the following Committee Recommendation to Council be adopted.

11.6 BHT24-5.1 Planning, Development & Compliance Matters

RESOLUTION

Item Resolved by Exception Minute No. 2024/045

Resolved on the motion of Councillors Awada and McDougall

That Council investigates the age of Mascot Ambulance station and whether there are heritage controls or considerations for the station.

11.7 Minutes of the Bayside Floodplain Risk Management Committee Meeting - 6 March 2024

RESOLUTION

Item Resolved by Exception Minute No. 2024/045

Resolved on the motion of Councillors Awada and McDougall

That the Minutes of the Bayside Floodplain Risk Management Committee meeting held on 6 March 2024 be received and the recommendations therein be adopted.

11.8 Minutes of the Strategic Land & Property Working Group Meeting - 21 February 2024

RESOLUTION

Minute No. 2024/054

Resolved on the motion of Councillors Morrissey and Tsounis

That the Minutes of the Minutes of the Strategic Land & Property Working Group Meeting held on 21 February 2024 be received and the recommendations therein be adopted and the following Committee Recommendations to Council be adopted.

11.8 SLPWG24-6.1 Property Matters Update

Councillors Muscat and Douglas had previously declared a Less than Significant Non-Pecuniary Interest.

RESOLUTION

Minute No. 2024/055

Resolved on the motion of Councillors Morrissey and Tsounis

- 1 Council rescinds the offer to enter into a 20-year lease for 141 Coward Street, Mascot with Windgap.
- 2 Council receives a report via the City Works & Assets Committee on the demolition and future uses of 141 Coward Street Mascot, including its use for public parking, public open space, and to accommodate Council's holding nursery in Robey Street.
- 3 Council takes the required steps to accommodate advertising signs and structures on roadways in the following locations:
 - a. Novotel footbridge, Grand Parade, Brighton Le Sands;
 - b. Wentworth Avenue east of Southern Cross Drive, Eastlakes;
 - c. Foreshore Drive between Hale Street and General Holmes Drive, Botany:including the preparation of a Planning Proposal under Part 3 of the Environmental Planning and Assessment Act 1979 to make *signage* permissible, or as required.
- 4 Council proceed with the demolition and semi-permanent fencing of 72 Laycock Street, Bexley and takes the required steps to allow the land to be sold as residential lots, including the preparation of a Planning Proposal under Part 3 of the Environmental Planning and Assessment Act 1979 to zone the land R2 Low Density Residential and to classify the land as Operational under the Local Government Act 1993.
- 5 Council takes the required steps to accommodate advertising on bus shelters provided by Council, including the preparation of a Planning Proposal under Part 3 of the Environmental Planning and Assessment Act 1979 to make signage permissible, or as required.

11.9 Minutes of the Lydham Hall Advisory Committee Meeting - 27 February 2024

RESOLUTION

Item Resolved by Exception Minute No. 2024/045

Resolved on the motion of Councillors Awada and McDougall

That the Minutes of the Lydham Hall Advisory Committee meeting held on 27 February 2024 be received and the recommendations therein be adopted.

12 Notices of Motion

12.1 Rescission Motion - Notice of Motion - Change to the Code of Meeting Practice

RESOLUTION

Minute No. 2024/056

Resolved on the motion of Councillors Curry and Sedrak

That Council rescinds the following Council resolution relating to Item 12.9 adopted at the Council Meeting held on 28 February 2024:

- 1 *That Council amends Section 15.23 of the Code of Meeting Practice to say "Councillors, Council staff and members of the public must ensure that mobile phones are turned to silent during meetings of Council and Committees of Council. Councillors that need to use their phone for any purpose, eg text, talk or engage in social media activity, must leave the Chamber to do so."*
- 2 *That a further report be prepared for Council following public exhibition of the Code of Meeting Practice.*

12.2 Notice of Motion - Addition to Social Media Policy

RESOLUTION

Minute No. 2024/057

Resolved on the motion of Councillors Curry and Morrissey

That the Social Media Policy include that no Councillor is to post to social media during Council Meetings.

12.3 Notice of Motion - Increasing Parking Availability: The Boulevard Brighton Car Park

RESOLUTION

Minute No. 2024/058

Resolved on the motion of Councillors Sedrak and Tsounis

- 1 That Council writes/lobbies our local and appropriate State Members to assist with the funding required for the redevelopment of the Boulevard Brighton Car Park (long term solution).
- 2 That Council investigates (by June Council Meeting) suitable measures, including a 'paid parking system' with boom gate, to increase parking availability

in the Boulevard Brighton Car Park (short term solution), and the consideration of the impact of such measures on residents and the business community.

12.4 Notice of Motion - Bee Policy

RESOLUTION

Minute No. 2024/059

Resolved on the motion of Councillors Douglas and Barlow

That Council reviews its current Keeping of Animals Policy to ensure it is adequate to deal with emerging community interests around private and public beekeeping, including:

- Comparing the Council's Keeping of Animals Policy to other Councils' Local Orders Policy.
- Considering how to make requirements for beekeeping clear and accessible to local Bayside residents and community groups, including where to find important State Government requirements for keeping bees on private property and Department of Primary Industry requirements for keeping bees on public property.
- Considering ways the Council could provide information about native bees, and native beekeeping including our council-run native bee-keeping program; and how to protect and support both European and native bees.
- Considering whether the development and implementation of a specific Bee Policy is necessary.

Procedural Motion – Adjournment of Meeting

Councillor Saravinovski adjourned the meeting at 9:55 pm in response to a fire alarm and Councillors vacated the Chamber.

The meeting reconvened at 10:20 pm with all Councillors present.

12.5 Notice of Motion - Social and Affordable Housing

RESOLUTION

Minute No. 2024/060

Resolved on the motion of Councillors Werner and Douglas

That Council includes options for participating in new Australian and NSW government programs in the affordable rental housing options paper coming to the June meeting, that support councils and other organisations to deliver social and affordable rental housing and provide recommendations.

12.6 Notice of Motion - Develop a Business Case for the De-amalgamation of Bayside Council

The following person spoke at the meeting:

- Mr Adam Krslovic, interested resident, speaking for the Motion. (via audio-visual link).

MOTION

- 1 That Council resolves to complete a desktop business case and financial modelling internally so that Council can consider giving residents a say on the de-amalgamation of Bayside Council, to enable the re-establishment of the City of Botany Bay and Rockdale City Councils.
- 2 That the report, including a business case and de-amalgamation costings, be brought back to Council no later than the May 2024 meeting. Such a report to include the analysis and data for presentation to the Council without conclusions and recommendations.

Division called by Councillors Curry and Morrissey

For: Councillors Saravinovski, Curry, Morrissey, Muscat, Fardell, Jansyn, Awada, McDougall and Sedrak

Against: Councillors Tsounis, Werner, Barlow, Hanna and Douglas

The Motion was declared carried.

FORESHADOWED MOTION

Foreshadowed Motion moved by Councillors Douglas and Barlow

That Council provides a report into ways to inform and engage the community across Bayside so that Council can provide more information and more consultation to residents about de-amalgamation. The report to include:

- What the process is for de-amalgamation.
- Options for community engagement including deliberative democracy, citizens assembly's or peoples assemblies.

The Foreshadowed Motion lapsed as a result of the Motion being Adopted.

RESOLUTION

Minute No. 2024/046

Resolved on the motion of Councillors Curry and Morrissey

- 1 That Council resolves to complete a desktop business case and financial

modelling internally so that Council can consider giving residents a say on the de-amalgamation of Bayside Council, to enable the re-establishment of the City of Botany Bay and Rockdale City Councils.

- 2 That the report, including a business case and de-amalgamation costings, be brought back to Council no later than the May 2024 meeting. Such a report to include the analysis and data for presentation to the Council without conclusions and recommendations.

12.7 Notice of Motion - Eastlakes Shopping Centre

RESOLUTION

Minute No. 2024/061

Resolved on the motion of Councillors Curry and Morrissey

- 1 That Council directs the drafting of a letter to the owner of the Eastlakes Shopping Centre, urging them to expedite the commencement of works on the approved development and provide a timeline for completion so residents are informed.
- 2 That, in the interim period until substantial progress is made on the development, the owners are mandated to maintain the site to a higher standard in order to mitigate further deterioration and to uphold an acceptable level of aesthetics and functionality.
- 3 That a copy of the letter be shared with The Hon. Ron Hoenig, MP.

12.8 Notice of Motion - Flooding Investigation

RESOLUTION

Minute No. 2024/062

Resolved on the motion of Councillors Morrissey and Muscat

- 1 That Council notes the concern of its residents about the increasing frequency and impact of recurrent flooding.
- 2 That a report be provided to the June 2024 City Works and Assets Committee detailing:
 - progress on the current design and feasibility projects which have been prioritised for implementation in the Bayside Flood Risk Management Plan and
 - the specifications, frequency and forward scheduling of Council's proactive maintenance of drainage assets, including the clearing and cleaning of drainage pits and pipes.

- 3 That the flooding hotspot map be reinstated immediately on Council's website to encourage resident feedback about their experiences of intense rain events and to inform Council's flood mitigation priorities. This be promoted on socials and enews. That results be included in the June report.
- 4 That Council look at areas where claims have been submitted due to property damage caused by recent flooding as a priority and undertake immediate and ongoing action to ensure the drains are maintained and monitored prior to predicted rainfall. That an update be provided to the May Works and Assets Committee of key areas and what has been done.

12.9 Notice of Motion - Preserving our Historic Wetlands

The following person spoke at the meeting:

- Ms Amanda Wilson AM, interested resident, speaking for the Motion.

RESOLUTION

Minute No. 2024/047

Resolved on the motion of Councillors Curry and Jansyn

- 1 That Council urges Sydney Water and the NSW State Government to transfer ownership of the vacant land at 75 Gardeners Road, Eastlakes, back to the community, thereby fulfilling the critical need for vital public open space in the area.
- 2 That Council commences a community campaign for its transformation into public open space.
- 3 That Council writes to the Local and State members and the Minister for Water for their support.

12.10 Notice of Motion - Net Zero Council Operations Strategy

RESOLUTION

Minute No. 2024/063

Resolved on the motion of Councillors Douglas and Werner

- 1 That Council notes that work on a net zero strategy is currently being developed and will be presented to the Council as part of the Environment and Resilience Strategy.
- 2 That Council prioritises adopting a strategy to achieve net zero emissions in Council operations.

12.11 Notice of Motion - Fitness Station at Booralee Park

RESOLUTION

Minute No. 2024/064

Resolved on the motion of Councillors Curry and Muscat

That Council allocates funding in the 2024/2025 budget for the installation of a fitness station and cycle/walking track at Booralee Park, to be incorporated into the design of the new playground.

13 Questions With Notice

13.1 Question with Notice - Waste Services and Cleaning in Hillsdale

Councillor Curry asked the following question:

What cleansing services as well as management of dumped rubbish and street sweeping is currently undertaken in the suburb of Hillsdale?

This has become a concern for residents and I would like a response provided to the April Council Meeting. Could a timetable be provided?

13.2 Question with Notice - F6 Corridor Between AS Tanner Reserve and Scotts Park

Councillor Douglas asked the following question:

Can Council please provide information and mapping about the various tenures/landholders that cover the F6 Corridor between AS Tanner Reserve and Scotts Park?

13.3 Question with Notice - 72 Laycock Street, Bexley North

Councillor Tsounis asked the following question:

- 1 Can details of the process including a timeline be provided for the change in land use to the proposed R2 be provided in a report to Councillors?
- 2 Are there any other options available to Council outside of the R2 zoning similar to the adjoining properties?
- 3 Why is the extent of community consultation required?

14 Conclusion of Meeting

The Mayor closed the meeting at 10:46 pm.

Councillor Bill Saravinovski
Mayor

Meredith Wallace
General Manager