



## Hurstville City Council

### COUNCIL MEETING

### MINUTES OF MEETING

**Wednesday, 19 November 2014**

#### **Present**

##### **Council Members**

His Worship the Mayor, Councillor C Hindi  
Deputy Mayor, Councillor M Stevens  
Councillor V Badalati  
Councillor C Drane  
Councillor R Kastanias  
Councillor N Liu  
Councillor J Mining  
Councillor P Sansom  
Councillor B Thomas  
Councillor C Wu

##### **Council Staff**

General Manager, Mr V Lampe  
Director Administration, Mr J Tripp  
Director Planning & Development, Mr M Watt  
Director Service Delivery, Mr L O'Connor  
Internal Ombudsman, Mr W Park  
Chief Financial Officer, Mr T Caltabiano  
Manager Engineering Services, Mrs M Whitehurst  
Acting Manager Public Relations & Events, Ms A Gregory-Desmond  
Manager Development Assessment, Ms T Christy  
Manager Strategic Planning, Ms C Gregory  
Strategic Planner, Mr K Sanderson  
Senior Traffic Engineer, Ms S Selim  
Manager Corporate Governance & Records, Mrs K Garske  
Governance Officer, Mr A Johnston

#### **Opening**

His Worship the Mayor, Councillor C Hindi opened the meeting at 7.05pm.

Following the National Anthem, the meeting was led in the Opening Prayer by the Reverend Brian Tung.

His Worship the Mayor, Councillor C Hindi stated "Council wishes to acknowledge the traditional custodians of the land on which this meeting is being held as the Bidjigal people of the Eora Nation."

His Worship the Mayor, Councillor C Hindi also made a statement about audio and video recordings of the Council Meeting.

### Apologies

Apologies were received from Councillor J Jacovou and Councillor D Sin.

### Minute No. 520

THAT apologies be received and leave of absence granted for Councillor J Jacovou and Councillor D Sin.

(Moved Councillor B Thomas / Councillor C Drane)

### Mayoral Minute

#### Minute No. 521

Councillors, tonight's Mayoral Minute relates to three items.

1. I propose that Council undertakes an immediate review with the recommendation to upgrade pavers, lighting, garbage bins, landscaping and street furniture along Forest Road in the Hurstville CBD, between Queens Road to Palm Court car park. The revitalisation of Forest Road would see a great improvement for local businesses and people who frequent the shopping precinct and significantly improve the streetscape appearance of Hurstville's vibrant City Centre. I request the General Manager bring a report to Council in early 2015, outlining concept drawings for the proposed works and estimated costs to undertake this project.
2. To help raise much needed funds for medical items for the Special Care Nursery and Paediatric Unit at St George Hospital, I propose Council host a Mayor's Charity Sleep Out event to help this important cause. Also, the event will be a great opportunity to promote community awareness about the life-saving work of the Special Care Nursery and Paediatric Unit who assist babies with specialist neonatal care. The event will be held at Hurstville Oval on Saturday, 7 March 2015, I envisage the overnight sleep out event to feature activities for everyone including; movie screenings of family favourites, a charity barbeque and much more. Entry into the sleep out event will be by donation to be collected on entry to the event. I encourage my fellow Councillors, community members and local businesses to support this event by coming on the night or a making a donation. Finally, I request the General Manager be given delegated authority to organise the charity sleep out event.
3. I am pleased to announce I have appointed Hurstville City Councillor Nancy Liu as Senior Advisor to Mayor of Hurstville City Council on Chinese Affairs. Also, I have appointed Hurstville City Councillor, Christina Wu as Senior Advisor to Mayor of Hurstville City Council on Chinese and Korean Affairs. It is important that Council be at the forefront of Chinese affairs both locally and around our nation in wake of the landmark-free trade agreement between Australia and China recently announced by Prime Minister Tony Abbott. At the 2011 census, 37 per cent of the population of the Hurstville local government area, came from countries where English was not their first language. Of this number, 17 per cent of residents were born in either in mainland China or Hong Kong. (source: Hurstville Community Profile). Overall 25 per cent of the Hurstville population has Chinese heritage. Finally, I feel these advisor roles would

(Report by Director Planning and Development, Mr M Watt)

*THAT in accordance with the provisions of Part 1 of Chapter 4 of the Local Government Act 1993, the matters dealt with in this report be considered in closed Council Meeting (Committee of the Whole) at which the press and public are excluded. In accordance with Section 10A(2) (g) it is considered the matter contains advice concerning litigation, or advice that would otherwise be privileged from production in legal proceedings on the ground of legal professional privilege.*

*THAT in accordance with Section 10D it is considered that if the matter were discussed in an open Council Meeting, it would on balance, be contrary to the public interest as it contains advice concerning litigation, or advice that would otherwise be privileged from production in legal proceedings on the ground of legal professional privilege.*

**COW103-14 1-5 Treacy St Hurstville - Offer to Enter into a Voluntary Planning Agreement (14/1707)**

(Report by Director Planning and Development, Mr M Watt)

*THAT in accordance with the provisions of Part 1 of Chapter 4 of the Local Government Act 1993, the matters dealt with in this report be considered in closed Council Meeting (Committee of the Whole) at which the press and public are excluded. In accordance with Section 10A(2) (diii) it is considered the matter contains commercial information of a confidential nature that would, if disclosed reveal a trade secret.*

*THAT in accordance with Section 10D it is considered that if the matter were discussed in an open Council Meeting, it would on balance, be contrary to the public interest as it contains commercial information of a confidential nature that would, if disclosed reveal a trade secret.*

THAT in accordance with the provisions of Section 11(2) of the Act, the reports and correspondence relating to these matters be withheld from the press and public.

FURTHER THAT Council now resolves itself into a Committee of the Whole (Closed Council) and in accordance with Section 10A of the Local Government Act 1993, Council Staff (other than members of the Executive, the Governance Officer and others at the invitation of the Chairperson) and members of the press and the public be excluded from the Council Chamber during consideration of the items referred to Committee of the Whole.

(Moved Councillor B Thomas / Councillor C Drane)

*His Worship the Mayor Councillor C Hindi called a short recess at 11.17pm.*

*The doors of the Council Chambers were closed following departure of the public and Council staff not required.*

*Committee of the Whole commenced at 11.25pm with all Councillors present with the exception of Councillor N Liu.*

**Consideration of Committee of the Whole Recommendations**

RESOLVED THAT Council pursuant to its powers under Sections 186 and 187 of the Local Government Act, 1993 acquire the land including any minerals known as Nos. 4-6 Dora Street, Hurstville NSW 2220, known on title as Lots 13 and 14 in Deposited Plan 6510

THAT Council make application to the Minister for Approval to give proposed acquisition notices under the Land Acquisition (Just Terms Compensation) Act, 1991 in respect of the said premises 4-6 Dora Street for purposes of civic precinct.

FURTHER THAT the General Manager be authorised to sign all documentation associated with the compulsory acquisitions including the "Notice Of Compulsory Acquisition of Land" and that the notice be published in the NSW Government Gazette.

(Moved Councillor P Sansom / Councillor V Badalati)

**COW101-14 Property Matter - Proposed Retail Shop Lease - 34 MacMahon St Hurstville (12/2129)**

(Report by Property Projects Coordinator, Mr B Morabito)

**Minute No. 562**

RESOLVED THAT Council approves the proposed lease terms including options and conditions as generally detailed in the report.

FURTHER THAT authority is given to the Mayor and/or General Manager to execute all documentation, and where necessary, affix the Common Seal of Council.

(Moved Councillor P Sansom / Councillor C Wu)

*Having declared an interest in the following matter, Councillor J Mining left the Chambers at 11.35pm.*

**COW102-14 84D Roberts Avenue Mortdale - Offer for Costs in Class 4 (LA13/10)**

(Report by Director Planning and Development, Mr M Watt)

**Minute No. 563**

RESOLVED THAT Council instruct its solicitors to accept the Respondent's offer of costs in Class 4.

(Moved Councillor B Thomas / Deputy Mayor Councillor M Stevens)

*It was noted that Councillor J Mining returned to the Chambers at*

**COW103-14 1-5 Treacy St Hurstville - Offer to Enter into a Voluntary Planning Agreement (14/1707)**

(Report by Director Planning and Development, Mr M Watt)

**Minute No. 564**

RESOLVED THAT Council accepts the offer from Gadens Lawyers acting on behalf of GR Capital Group Pty Ltd, the applicant, to enter into a Voluntary Planning Agreement (VPA) as part of the Development Application for 1-5 Treacy Street, Hurstville

(Moved Councillor P Sansom / Councillor V Badalati)

*(NOTE: Subsequent to the meeting a Rescission Motion was lodged with the General Manager. Council will consider the Rescission Motion at the meeting of 10 December 2014.)*

**Open Council**

**Minute No. 565**

RESOLVED THAT the Committee of the Whole revert to Open Council.  
(Moved Councillor B Thomas / Councillor C Drane)

### **Report of the Committee of the Whole**

#### **Minute No. 566**

RESOLVED THAT the Report of the Committee of the Whole, as orally reported to the meeting, be received and that the recommendations be adopted.  
(Moved Councillor B Thomas / Councillor C Drane)

### **Conclusion**

The Meeting was adjourned at 11.40pm to reconvene at 7.00pm on Wednesday 3 December 2014.

Minutes confirmed on Wednesday 10 December 2014.



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Chairperson