

MEETING NOTICE

The **Ordinary Meeting** of **Bayside Council**

will be held in the Rockdale Town Hall Auditorium
Ground Level, 448 Princes Highway, Rockdale
on **Wednesday 14 October 2020** at **7:00 pm**

AGENDA

- 1 ACKNOWLEDGEMENT OF COUNTRY**
- 2 OPENING PRAYER**
- 3 APOLOGIES**
- 4 DISCLOSURES OF INTEREST**
- 5 MINUTES OF PREVIOUS MEETINGS**
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- 6 MAYORAL MINUTES**
 - 6.1 Mayoral Minute - Proposed Relocation of QANTAS HQ21
 - 6.2 Mayoral Minute - Meeting with Minister for Local Government on Rates Harmonisation22
- 7 PUBLIC FORUM**

Members of the public who have applied to speak at the meeting will be invited to address the meeting. Written submissions which are made by members of the public will be provided to Councillors prior to the meeting.

Any item the subject of the Public Forum will be brought forward and considered after the conclusion of the speakers for that item.

The meeting will be live streamed on Council's Facebook page for the benefit of the public.
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The meeting will be video recorded and live streamed to the community via Council's Facebook page, in accordance with Council's Code of Meeting Practice.

Meredith Wallace
General Manager

Council Meeting

14/10/2020

Item No	10.1
Subject	Rescission Motion - Rates Harmonisation
Submitted by	Christina Curry, Councillor Scott Morrissey, Councillor Dorothy Rapisardi, Councillor
File	SF20/4213

Summary

This Motion proposes to rescind the resolution relating to Item 8.6 adopted at the Council Meeting held on 9 September 2020. Should the rescission motion be adopted, an alternate motion is proposed separately in the Business Paper.

Motion

That Council rescinds the following Council resolution relating to Item 8.6 adopted at the Council Meeting held on 9 September 2020:

- 1 That Council notes that the rates harmonisation process is to be fully implemented by 1 July 2021 as required by current NSW Government legislation (Local Government Act 1993).
 - 2 If current legislation is amended prior to 1 July 2021 in relation to the 1-year implementation of rates harmonisation, then Council will consider any alternative multi-year implementation options.
 - 3 That Council approves community consultation for the Harmonisation of rates based on Scenario 2 (as shown in attachment 3) and as outlined in this report.
 - 4 As part of the rates harmonisation process, the Bayside Ordinary rate is to be based on ad-valorem rating structure with a minimum rate of \$768 (plus the IPART rate pegging limit to be determined for the 2021/22 financial year) to commence from 1 July 2021.
 - 5 Unless the current requirements change prior to the end of November 2020, that Council notifies IPART of the intention to apply for a new minimum rate for Bayside.
 - 6 That Council endorse the proposed new rating categories and sub-categories as detailed in this report for community consultation.
 - 7 That community consultation commence on 14 September 2020 for an 8 week period.
 - 8 At the conclusion of the consultation period, a report be submitted back to Council on the outcomes of the community engagement process for Council to make a final determination on the harmonised rating structure to take effect from 1 July 2021.
-

Background

The above Rescission Motion has been lodged by Councillors Curry, Morrissey and Rapisardi in accordance with Section 372 of the Local Government Act and the Council's Code of Meeting Practice.

In the event of this Motion being adopted the Councillors have given notice that it is their intention to move the following Motion:

- 1 That the matter be deferred.
 - 2 That a delegation of impacted Sydney Metropolitan councils be formed and a meeting with the Minister for Local Government be requested.
 - 3 That the delegation proposes to the Minister that rates harmonisation be deferred for 12 months with consideration to be given to the fact that the country is currently in recession as a result of Covid19 and there are rising unemployment and mortgage default rates. The Bayside Council proposed modelling indicates that there will be a significant burden on many ratepayers that is unfair and inequitable in the current economic climate.
 - 4 That Bayside Council seeks support from the Minister to initiate legislative change to allow staged harmonisation to occur over a period of not less than 5 years.
 - 5 That Bayside Council writes to all amalgamated councils requesting that they adopt a similar approach.
 - 6 That an urgent meeting be convened with the President of LGNSW, Cllr Linda Scott.
 - 7 That a motion is prepared for the NSW Local Government conference.
 - 8 That Council writes to OLGNSW, local MPs, Premier and Minister to inform them of this motion.
-

Attachments

Nil

Council Meeting

14/10/2020

Item No	10.2
Subject	Notice of Motion - Rates Harmonisation
Submitted by	Christina Curry, Councillor Scott Morrissey, Councillor Dorothy Rapisardi, Councillor
File	SF20/4213

Summary

This Motion was submitted by Councillors Curry, Morrissey and Rapisardi and is to be considered should the Rescission Motion on the same subject, listed elsewhere in the Business Paper, be adopted. Should the Rescission Motion not be adopted then this Notice of Motion lapses.

Motion

- 1 That the matter be deferred.
 - 2 That a delegation of impacted Sydney Metropolitan councils be formed and a meeting with the Minister for Local Government be requested.
 - 3 That the delegation proposes to the Minister that rates harmonisation be deferred for 12 months with consideration to be given to the fact that the country is currently in recession as a result of Covid19 and there are rising unemployment and mortgage default rates. The Bayside Council proposed modelling indicates that there will be a significant burden on many ratepayers that is unfair and inequitable in the current economic climate.
 - 4 That Bayside Council seeks support from the Minister to initiate legislative change to allow staged harmonisation to occur over a period of not less than 5 years.
 - 5 That Bayside Council writes to all amalgamated councils requesting that they adopt a similar approach.
 - 6 That an urgent meeting be convened with the President of LGNSW, Cllr Linda Scott.
 - 7 That a motion is prepared for the NSW Local Government conference.
 - 8 That Council writes to OLGNSW, local MPs, Premier and Minister to inform them of this motion.
-

Background

Supporting Statement by Councillors

Due to the decision by Council on 9 September 2020 to increase the rates of residents within the former City of Botany Bay Council area by 32% we now request that this matter be brought back to Council for further consideration. We do this on the basis of the adverse

publicity that this decision has brought to Bayside Council and the adverse financial impact it will have on residents of the former City of Botany Bay Council area.

That the foreshadowed motion put by Councillors Curry and Morrissey be considered as the alternative Motion.

Councillors Curry, Morrissey and Rapisardi have foreshadowed that they intend to move the above Motion should the following Rescission Motion (in relation to Item 8.6 adopted at the Council Meeting held on 9 September 2020) be adopted:

That Council rescinds the following Council resolution relating to Item 8.6 adopted at the Council Meeting held on 9 September 2020:

- 1 That Council notes that the rates harmonisation process is to be fully implemented by 1 July 2021 as required by current NSW Government legislation (Local Government Act 1993).
- 2 If current legislation is amended prior to 1 July 2021 in relation to the 1-year implementation of rates harmonisation, then Council will consider any alternative multi-year implementation options.
- 3 That Council approves community consultation for the Harmonisation of rates based on Scenario 2 (as shown in attachment 3) and as outlined in this report.
- 4 As part of the rates harmonisation process, the Bayside Ordinary rate is to be based on ad-valorem rating structure with a minimum rate of \$768 (plus the IPART rate pegging limit to be determined for the 2021/22 financial year) to commence from 1 July 2021.
- 5 Unless the current requirements change prior to the end of November 2020, that Council notifies IPART of the intention to apply for a new minimum rate for Bayside.
- 6 That Council endorse the proposed new rating categories and sub-categories as detailed in this report for community consultation.
- 7 That community consultation commence on 14 September 2020 for an 8 week period.
- 8 At the conclusion of the consultation period, a report be submitted back to Council on the outcomes of the community engagement process for Council to make a final determination on the harmonised rating structure to take effect from 1 July 2021.

Comment by General Manager:

This Notice of Motion is in order and can be dealt with.

Attachments

Nil

MINUTES

of the **Ordinary Meeting** of
Bayside Council
held in the Rockdale Town Hall Auditorium,
Ground Level, 448 Princes Highway, Rockdale
on **Wednesday 14 October 2020** at **7.04 pm**

Present

Councillor Joe Awada, Mayor
Councillor James Macdonald, Deputy Mayor
Councillor Liz Barlow
Councillor Ron Bezic
Councillor Christina Curry
Councillor Tarek Ibrahim
Councillor Petros Kalligas
Councillor Ed McDougall
Councillor Scott Morrissey
Councillor Michael Nagi
Councillor Vicki Poulos
Councillor Dorothy Rapisardi
Councillor Paul Sedrak
Councillor Andrew Tsounis

Also present

Meredith Wallace, General Manager
Michael Mamo, Director City Performance
Debra Dawson, Director City Life
Colin Clissold, Director City Presentation
Peter Barber, Director City Futures
Fausto Sut, Manager Governance & Risk
Joe Logiacco, Manager Waste & Cleansing
Jeremy Morgan, Manager City Infrastructure
Jourdan DiLeo, Manager Property
Rodney Sanjivi, Acting Manager Finance
Karin Targa, Major Projects Director
Suhradam Patel, IT Technical Support Officer
Anne Suann, Governance Officer

The Mayor opened the meeting in the Rockdale Town Hall Auditorium, Ground Level, 448 Princes Highway, Rockdale at 7.04 pm.

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

- 2 That the matter be the subject of a General Manager Briefing Session to outline alternate options to address the high cost and loss of car parking spaces.
- 3 That the Local Area Police Commander be invited to the General Manager Briefing Session and Council write to the Local Area Police Commander to indicate that Council is examining this issue.

Division called by Councillors Ibrahim and Awada

For: Councillors Curry, Morrissey, Nagi, Rapisardi, Kalligas, Tsounis, Barlow, Bezic, Macdonald, McDougall and Poulos

Against: Councillors Ibrahim and Awada

Abstained: Councillor Sedrak

The Motion was declared carried.

8.15 Petition - Outlining concerns with anti-social behaviour and criminal activity in Sanoni Avenue, Sandringham

The following person spoke at the meeting:

- Larry Mangan, affected neighbour, speaking for the Officer Recommendation, addressed the Council.

RESOLUTION

Minute 2020/214

Resolved on the motion of Councillors Macdonald and Tsounis

- 1 That Council notes receipt of the attached petition signed by 50 residents, meeting the mandatory criteria outlined in section 2.2 of Council's Petition Policy.
- 2 That a written response be provided to the head petitioner advising of the resolutions related to this report and that the head petitioner be advised of the actions that Council is taking to reduce anti-social behaviour (car-hooning) and criminal activity in the area.
- 3 That this matter be referred to a General Manager Briefing Session.

10.1 Rescission Motion - Rates Harmonisation

The following people spoke at the meeting:

- Anne Fenton, interested resident, speaking for the Motion, addressed the Council.

- Michael Stewart, interested resident, speaking for the Motion, addressed the Council.
- Sophie Jacob, interested resident, speaking for the Motion, addressed the Council.
- John Muscat, interested resident, speaking for the Motion, addressed the Council.
- Jo Jansyn, interested resident, speaking for the Motion, addressed the Council.

At 11.00 pm, during discussion of this item, the following Procedural Motion was put.

PROCEDURAL MOTION

Minute 2020/215

Resolved on the motion of Councillors Tsounis and Barlow

That the time of the meeting be extended.

RESOLUTION

Minute 2020/216

Resolved on the motion of Councillors Curry and Morrissey

That Council rescinds the following Council resolution relating to Item 8.6 adopted at the Council Meeting held on 9 September 2020:

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- 6 That Council endorse the proposed new rating categories and sub-categories as detailed in this report for community consultation.

- 7 That community consultation commence on 14 September 2020 for an 8 week period.
- 8 At the conclusion of the consultation period, a report be submitted back to Council on the outcomes of the community engagement process for Council to make a final determination on the harmonised rating structure to take effect from 1 July 2021.

Division called by Councillors Curry and Morrissey

For: Councillors Curry, Morrissey, Ibrahim, Rapisardi, McDougall and Awada

Against: Councillors Sedrak, Nagi, Kalligas, Tsounis, Barlow, Bezic, Macdonald and Poulos

The Motion was declared lost.

10.2 Notice of Motion - Rates Harmonisation

In view of the Rescission Motion being lost, this Motion lapsed.

8 Reports

8.1 Draft Financial Reserves Policy

RESOLUTION

Minute 2020/217

Resolved on the motion of Councillors Rapisardi and Bezic

That Council adopts the attached draft Financial Reserves Policy.

8.2 Draft General Purpose Financial Statements and Statement by Councillors and Management for the year ended 30 June 2020

RESOLUTION

Minute 2020/218

Resolved on the motion of Councillors Macdonald and Poulos

That the Mayor, Councillor Barlow, General Manager and Responsible Accounting Officer sign the Statement by Councillors and Management on the General Purpose Financial Statements for the year ended 30 June 2020.