



Willoughby City Council

ORDINARY COUNCIL

MINUTES

23 October 2023

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**Minutes of an ordinary Council meeting
held on Monday, 23 October 2023
at the Council Chamber, Chatswood commencing at 7:00pm**

ATTENDANCE:

Councillors

Tanya Taylor (Her Worship the Mayor)
Brendon Zhu (Deputy Mayor)
Georgie Roussac
Nic Wright
Anna Greco
Roy McCullagh
John Moratelli
Hugh Eriksson
Robert Samuel
Angelo Rozos
Sarkis Mouradian
Craig Campbell
Jam Xia

Officers

Debra Just (Chief Executive Officer)
Samantha Connor (Acting Customer & Corporate Director)
Linda Perrine (Community, Culture & Leisure Director)
Hugh Phemister (Planning and Infrastructure Director)
Busola Martins (Governance Lead)
Mitchell Noble (Head of Planning)
Angela Casey (Culture & Leisure Manager)
Michael Cashin (Community Life Manager))
Adam Booth (Council & Corporate Support Officer)
Celine Chui (Risk Specialist)
Ervin Lay (Corporate Performance Manager)
Harry Huang (Parking Facility Engineer)
Jason Racchi (Acting Chief Information Officer)

1 OPEN MEETING**2 ACKNOWLEDGEMENT OF COUNTRY**

Willoughby City Council acknowledges the Traditional Owners of the lands on which we meet today, the Gamaragal People, and their connections to land, waters, and community. We pay our respects to their Elders past and present, and extend that respect to all Aboriginal and Torres Strait Islander people, including those who may be in attendance today.

3 REFLECTION OR PRAYER**4 APOLOGIES AND APPLICATIONS FOR A LEAVE OF ABSENCE OR ATTENDANCE BY AUDIO VISUAL LINK BY COUNCILLORS**

Nil.

5 CONFIRMATION OF MINUTES

That the Minutes of the Ordinary Meeting of Council held 25 September 2023, copies of which have been circulated to each member of Council, be confirmed.

MOVED COUNCILLOR CAMPBELL / SECONDED COUNCILLOR ZHU

CARRIED

Voting

For the Motion: Councillors Taylor, Campbell, Eriksson, Greco, McCullagh, Moratelli, Mouradian, Roussac, Rozos, Samuel, Wright, Xia and Zhu

Against: Nil.

6 DISCLOSURES OF INTERESTS

In accordance with Part 16 of the Code of Meeting Practice, all Councillors must disclose and manage any conflicts of interest they may have in matters being considered at the meeting.

- Councillor Zhu declared a non-pecuniary less than significant interest in item 13.4 Notice of Motion 29/2023 - Request for Report on Usefulness of Promoting Awareness and Possible Subsidisation of E-Bike Subscription Services. Councillor Zhu chose to stay in the meeting and take part in any discussion and voting on this item.

"I volunteer for an organisation called Electric Riders Australia which aims to promote the usage of electric personal mobility devices such as e-scooters and electric skateboards. I am not involved with any e-bike businesses."

- Councillor Xia declared a non-pecuniary less than significant interest in item 12.1 Investment Report for Month of September 2023. Councillor Xia chose to stay in the meeting and take part in any discussion and voting on this item.

“I am an employee of Westpac with council holds investment with. I do not have any influence or control over the investment held by Council at Westpac, I will remain in the Chamber as it is a non-pecuniary less than significant interest.”

- Councillor Eriksson declared a pecuniary interest in item 12.2 Legal Matters Report – October 2023. Councillor Eriksson chose to leave the meeting and take no part in the discussion and voting on this item.

“One of the matters listed relates to a property that I have an indirect financial interest in. I have a future financial interest in a property indirectly impacted by the matter listed for hearing. I will leave the room for that one item.”

- Councillor Greco declared a non-pecuniary less than significant interest in item 12.12 Planning Proposal - 43 Donnelly Road, Naremburn. Councillor Greco chose to leave the meeting and take no part in the discussion and voting on this item.

“I am a parishioner of St Leonards Church Naremburn. I will be leaving the Chamber because of a perceived conflict since I am practicing Catholic at the church on site.”

- Councillor Wright declared a non-pecuniary less than significant interest in item 12.1 Investment Report for Month of September 2023. Councillor Wright chose to stay in the meeting and take part in any discussion and voting on this item.

“I am an employee of Westpac. One report is for noting only and I have no control over individual investments.”

7 PETITIONS

7.1 PETITION FOR NOTING - SUPPORT OF MR & MRS DU OF CASTLECRAG POST OFFICE

MOTION

That Council:

1. Note the petition received in support of the owners of Castlecrag Post Office.
2. Refer the matter to the Economic Development Officer.

MOVED COUNCILLOR ERIKSSON / SECONDED COUNCILLOR MORATELLI

CARRIED

Voting

For the Motion: Councillors Taylor, Campbell, Eriksson, Greco, McCullagh, Moratelli, Mouradian, Roussac, Rozos, Samuel, Wright, Xia and Zhu.

Against: Nil.

PROCEDURAL MOTION – BRING FORWARD AN ITEM ON THE AGENDA

That standing orders be set aside and item 11 be brought forward.

MOVED COUNCILLOR WRIGHT / SECONDED COUNCILLOR ZHU

CARRIED

Voting

For the Motion: Councillors Taylor, Campbell, Eriksson, Greco, McCullagh, Moratelli, Mouradian, Roussac, Rozos, Samuel, Wright, Xia and Zhu

Against: Nil.

11 MATTERS BY EXCEPTION

At this stage the Mayor invited Councillors to nominate the items they wish Council to consider separately and these matters will then be dealt with in the order so nominated.

- 9.1 Mayoral Minute 10/2023 - Recognition of Service of Councillors Eriksson, Rozos and Wright
- 10 Chief Executive Officer's Late Report
- 8 Open and Public Forum
- 13.4 Notice of Motion 29/2023 - Request for Report on Usefulness of Promoting Awareness and Possible Subsidisation of E-Bike Subscription Services
- 12.11 Public Exhibition of Draft Community Participation Plan
- 12.12 Planning Proposal - 43 Donnelly Road, Naremburn
- 12.20 Public Exhibition - Public Spaces & Recreation Strategy
- 12.21 Grants for the Community Program 2023/24 Applications - September
- 12.2 Legal Matters Report - October 2023
- 12.14 WCC Property Report - October 2023
- 13.1 Notice of Motion 26/2023 - A pilot for green grass on Our Natural Turf Ovals
- 12.3 Petitions Bi-Annual Report
- 12.5 Council Meeting Schedule 2024
- 13.3 Notice of Motion 28/2023 - Potential closure of Australia Post Outlets
- 15.1 Confidential - Chief Executive Officer's Performance Review

MOTION

That the staff recommendations for the following items be adopted en bloc:

- 12.1 Investment Report for Month of September 2023
- 12.4 Disclosures of Councillors and Designated Persons Return Forms - 2022/2023
- 12.6 Appoint Officer Representative to the Dougherty Apartments Board
- 12.7 Risk Management Report
- 12.8 Audit, Risk & Improvement Committee - Independent External Member Tenure
- 12.9 Draft Minutes - Audit, Risk and Improvement Committee - Meeting Held 20 September 2023
- 12.10 On-Street parking Revenue
- 12.13 Development Assessment Report - Quarter 1 (1 July to 30 September 2023)
- 12.15 Outcome of Public Exhibition and Adoption of OH Reid Reserve Action Plan 2023
- 12.16 Outcome of Public Exhibition and Adoption of Broomham, Forsyth and Killingsworth Parks Reserve Action Plan 2023

- 12.17 Draft Minutes - Active & Integrated Advisory Committee Meeting held 06 September 2023
- 12.18 Draft Minutes - Bicentennial Reserve and Flat Rock Gully Advisory Committee Meetings held 17 May 2023 and 20 September 2023
- 12.19 Draft Minutes - Built and Cultural Heritage Advisory Committee held 12 September 2023
- 12.22 Draft Minutes - Cultural and Creative Arts Advisory Committee held 21 August 2023
- 13.2 Notice of Motion 27/2023 - Letter to Hon. John Graham MLC, Minister for Jobs and Tourism

MOVED COUNCILLOR ERIKSSON / SECONDED COUNCILLOR ZHU

CARRIED

Voting

For the Motion: Councillors Taylor, Campbell, Eriksson, Greco, McCullagh, Moratelli, Mouradian, Roussac, Rozos, Samuel, Wright, Xia and Zhu

Against: Nil.

9 MAYORAL MINUTE

9.1 MAYORAL MINUTE 10/2023 - RECOGNITION OF SERVICE OF COUNCILLORS ERIKSSON, ROZOS AND WRIGHT

MOTION

That council acknowledge and thank Councillor Eriksson, Councillor Rozos and Councillor Wright for their contribution to the City of Willoughby and Local Government in NSW for over 10 years.

MOVED COUNCILLOR TAYLOR

CARRIED

Voting

For the Motion: Councillors Taylor, Campbell, Eriksson, Greco, McCullagh, Moratelli, Mouradian, Roussac, Rozos, Samuel, Wright, Xia and Zhu.

Against: Nil.

URGENT MOTION

MOTION

That Council give delegation to the CEO so that the CEO may make minor amendments to Advisory Committee minutes, that do not alter the intent.

MOVED COUNCILLOR WRIGHT / SECONDED COUNCILLOR MORATELLI

CARRIED

Voting

For the Motion: Councillors Taylor, Campbell, Eriksson, Greco, McCullagh, Moratelli, Mouradian, Roussac, Rozos, Samuel, Wright, Xia and Zhu

Against: Nil.

10 CHIEF EXECUTIVE OFFICER'S LATE REPORT

Nil.

8 OPEN AND PUBLIC FORUM

Open Forum allows members of the public to address Council for a maximum of three (3) minutes on any issues (but not on an item on the Minutes).

- Nil.

Public Forum allows members of the public to address Council for a maximum of three (3) minutes on an issue on the Minutes.

- **Item 13.4, Notice Of Motion 29/2023 - Request For Report On Usefulness Of Promoting Awareness And Possible Subsidisation Of E-Bike Subscription Services**

Ms Carolyn New addressed Council in favour of the Councillor's Motion.

13.4 NOTICE OF MOTION 29/2023 - REQUEST FOR REPORT ON USEFULNESS OF PROMOTING AWARENESS AND POSSIBLE SUBSIDISATION OF E-BIKE SUBSCRIPTION SERVICES**MOTION**

That Council request the CEO to provide a report to Council's November meeting responding to the Active and Integrated Transport Advisory Committee's desire to increase the number of parents getting their children to Willoughby Public School by bicycle by evaluating the usefulness and practicality of:

- (a) raising awareness of suitable e-cargo bike subscription services; and
- (b) providing a subsidy to the uptake of such services

taking into account the work done by the Advisory Committee in relation to a trial of a subsidised version of the e-cargo bike subscription service offered by Lug + Carrie.

MOVED COUNCILLOR MORATELLI / SECONDED COUNCILLOR MCCULLAGH

CARRIED

Voting

For the Motion: Councillors Taylor, Campbell, Eriksson, Greco, McCullagh, Moratelli, Mouradian, Roussac, Rozos, Samuel, Wright, Xia and Zhu.

Against: Nil.

Note:

1. *Councillor Moratelli accepted Councillor Wright's amendment that the word "require" be amended to "request", and the amendment became the motion.*

REPORTS TO COUNCIL AND NOTICES OF MOTION**12.11 PUBLIC EXHIBITION OF DRAFT COMMUNITY PARTICIPATION PLAN****MOTION**

That Council:

- 1. Endorse the public exhibition of the revised Community Participation Plan for at least 28 days, subject to the inclusion of the following on Page 32 for Category D:**

“development that is defined as regionally significant under the State Environmental Planning Policy (Planning Systems) 2021.”
- 2. Receive a further report on the outcomes of the public exhibition at the December 2023 Council meeting if there are less than ten submissions, or the February 2024 Council meeting if there are ten or more submissions.**
- 3. Authorise the Chief Executive Officer to make any necessary amendments to the documents which do not alter the intent or result in material changes to these documents in preparation for public exhibition, including the graphic design of the draft Community Participation Plan.**

MOVED COUNCILLOR XIA / SECONDED COUNCILLOR MCCULLAGH

CARRIED

Voting

For the Motion: Councillors Taylor, Campbell, Eriksson, Greco, McCullagh, Moratelli, Mouradian, Roussac, Rozos, Samuel, Wright, Xia and Zhu.

Against: Nil.

Note:

- Councillor Xia accepted Councillor Zhu's amendment to include the following words at the end of paragraph 1:*

“, subject to the inclusion of the following on Page 32 for Category D:

“development that is defined as regionally significant under the State Environmental Planning Policy (Planning Systems) 2021.” “

The amendment became the motion.

12.12 PLANNING PROPOSAL - 43 DONNELLY ROAD, NAREMBURN**MOTION**

That Council:

1. Upon consideration of a report prepared by Vanessa Holtham, heritage architect, titled '43 Donnelly Road, Naremburn Heritage Assessment', the Presbytery and School Buildings located at 43 Donnelly Road, Naremburn (Lot 1 in Deposited Plan 115889, Lot A in Deposited Plan 341975 and Lot 1 in Deposited Plan 320984) form, with the St Leonard's Catholic Church, a complex of buildings that are of local heritage significance such that the Council proceed with the Planning Proposal to list the complex of buildings as a local heritage item.
2. Council place on Schedule 5 of the *Willoughby Local Environmental Plan 2012* the complex of buildings located at 43 Donnelly Road, Naremburn (Lot 1 in Deposited Plan 115889, Lot A in Deposited Plan 341975 and Lot 1 in Deposited Plan 320984), by:
 - a. Forwarding the Planning Proposal to the Minister administering the *Environmental Planning and Assessment Act 1979* for a Gateway Determination under section 3.34 of the Act.
 - b. Endorsing the Planning Proposal for public exhibition which is to be undertaken in accordance with the requirements of any Gateway Determination from the Minister; and
 - c. Requesting that the Minister nominate Council as the local plan-making authority pursuant to section 3.31 of the Act and delegate to the Head of Planning authority to make, as required, minor amendments to the Planning Proposal which do not alter its policy intent.
3. Council notes a further report will be provided to Council after the public exhibition of the Planning Proposal.

MOVED COUNCILLOR WRIGHT / SECONDED COUNCILLOR ROUSSAC

CARRIED

Voting

For the Motion: Councillors Taylor, Campbell, Eriksson, McCullagh, Moratelli, Mouradian, Roussac, Samuel, Wright, Xia and Zhu.

Against: Councillor Rozos.

Absent: Councillor Greco.

Note:

1. Councillor Greco declared an interest in this item and left the meeting at 7.42 pm.

12.20 PUBLIC EXHIBITION - PUBLIC SPACES & RECREATION STRATEGY**MOTION**

That Council:

1. Endorse the public exhibition of the new *Public Spaces and Recreation Strategy 2023*.
2. On Page 17 of the Strategy, the wording to describe gaps in access to public spaces within 200m walking distance in the suburbs of Chatswood, Artarmon, North Willoughby, Willoughby, Roseville and Northbridge be changed from "minor" to "notable."
3. Add an additional recommendation 2.7 - Seek to gain agreement at Council on the level of contributions from developers, rates and other revenue to support the building up of reserves to acquire public land in areas of agreed deficit not otherwise provided for, to support this and subsequent public spaces strategies.
4. Receive a report in March 2024 on the outcome of the public exhibition of the new *Public Spaces and Recreation Strategy 2023*.

MOVED COUNCILLOR SAMUEL / SECONDED COUNCILLOR XIA

CARRIED

Voting

For the Amendment: Councillors Taylor, Campbell, Eriksson, Greco, Moratelli, Mouradian, Roussac, Rozos, Samuel, Wright, Xia and Zhu.

Against: Councillor McCullagh.

Note:

1. *The Officer's Recommendation not being moved, Councillor Samuel proposed a motion.*
2. *Councillor Greco returned to the meeting at 7:55 pm.*

12.21 GRANTS FOR THE COMMUNITY PROGRAM 2023/24 APPLICATIONS - SEPTEMBER**MOTION**

That Council endorse the distribution of funds through the 2023/24 Grants for the Community Program - Category 1 as follows:

- | | |
|-----------------------|---------|
| • Flat Rock Brew Café | \$7,500 |
| • Cremorne Synagogue | \$5,670 |
| • Be The Future | \$4,240 |

MOVED COUNCILLOR XIA / SECONDED COUNCILLOR WRIGHT

CARRIED

Voting

For the Motion: Councillors Taylor, Campbell, Eriksson, Greco, McCullagh, Moratelli, Mouradian, Roussac, Rozos, Samuel, Wright, Xia and Zhu.

Against: Nil.

PROCEDURAL MOTION – MOVE INTO CLOSED SESSION

That Council move into closed session.

MOVED COUNCILLOR ZHU / SECONDED COUNCILLOR MORATELLI

CARRIED

Voting

For the Motion: Councillors Taylor, Campbell, Eriksson, Greco, Mouradian, McCullagh, Moratelli, Rozos, Samuel, Wright, Xia and Zhu

Against: Nil.

Absent: Councillor Roussac.

Notes:

1. Council moved into closed session at 8:10 pm.
 2. Councillor Roussac left the meeting at 8:10 pm.
-

12.2 LEGAL MATTERS REPORTS - OCTOBER 2023**MOTION**

That Council note the legal matters report for July – September 2023.

MOVED COUNCILLOR CAMPBELL / SECONDED COUNCILLOR WRIGHT

CARRIED

Voting

For the Motion: Councillors Taylor, Campbell, Greco, McCullagh, Moratelli, Mouradian, Roussac, Rozos, Samuel, Wright, Xia and Zhu.

Against: Nil.

Absent: Councillor Eriksson.

Note:

1. Councillor Eriksson declared an interest in this item and left the meeting at 8:10 pm.
 2. Councillor Roussac returned to the meeting at 8:11 pm.
-

12.14 WCC PROPERTY REPORT - OCTOBER 2023**MOTION**

That Council note the property lease portfolio report, including the information contained in Confidential Attachment 2.

MOVED COUNCILLOR CAMPBELL / SECONDED COUNCILLOR MOURADIAN

CARRIED

Voting

For the Motion: Councillors Taylor, Campbell, Eriksson, Greco, McCullagh, Moratelli, Mouradian, Roussac, Rozos, Samuel, Wright, Xia and Zhu.

Against: Nil.

Note:

1. Councillor Eriksson returned to the meeting at 8:21 pm.
2. Councillors Roussac, McCullagh, Moratelli and Samuel left the meeting at 8:21 pm.
3. Councillor Roussac returned to the meeting at 8:23 pm.
4. Councillors Samuel and Moratelli returned to the meeting at 8:24 pm.
5. Councillor McCullagh returned to the meeting at 8:23 pm.

PROCEDURAL MOTION – MOVE INTO OPEN SESSION

That Council move into open session.

MOVED COUNCILLOR WRIGHT / SECONDED COUNCILLOR ROUSSAC

CARRIED

Voting

For the Motion: Councillors Taylor, Campbell, Eriksson, Greco, McCullagh, Moratelli, Mouradian, Roussac, Rozos, Samuel, Wright, Xia and Zhu

Against: Nil.

Notes:

1. Council moved into open session at 8:31 pm.
2. The Chair reported the resolutions adopted in closed session.

13.1 NOTICE OF MOTION 26/2023 - A PILOT FOR GREEN GRASS ON OUR NATURAL TURF OVALS**MOTION**

That Council:

1. **As part of the 2023/4 QBR2 review, consider allocating any identified General Funds savings from the approved 2023/24 Projects and Capital Works Program to fund a pilot project to oversow rye grass at Willoughby Oval number one, in time for the 2024 winter season.**
2. **Should funding for a pilot in 2023/4 not be available, consider a budget bid as part of the 2024/25 Operational Plan, to fund a pilot project to oversow rye grass at Willoughby Oval number one.**
3. **Delegate to Officers to undertake engagement with relevant stakeholders to enable a clear understanding of the proposal and impacts.**
4. **Delegate to Officers to enter into discussions with winter season hirers of the relevant grounds to determine the feasibility of developing a cost sharing model for the oversowing of rye grass, to be applied in a fair and defensible fashion.**
5. **Note that if the pilot project is resolved to progress in the current 2023/24 year, the action to undertake consultation with regional sporting groups as resolved by Council on 27 March 2023 will be delayed to enable stakeholder consultation to be undertaken this financial year.**

MOVED COUNCILLOR SAMUEL / SECONDED COUNCILLOR ROZOS

CARRIED

Voting

For the Motion: Councillors Taylor, Campbell, Eriksson, Greco, McCullagh, Moratelli, Mouradian, Roussac, Rozos, Samuel, Wright, Xia and Zhu.

Against: Nil.

PROCEDURAL MOTION – MOTION BE PUT

That the motion be put.

MOVED COUNCILLOR MCCULLAGH / SECONDED COUNCILLOR MOURADIAN

CARRIED

Voting

For the Motion: Councillors Taylor, Campbell, Eriksson, Greco, McCullagh, Moratelli, Mouradian, Roussac, Rozos, Samuel, Wright, Xia and Zhu

Against: Nil.

12.3 PETITIONS BI-ANNUAL REPORT**MOTION**

That Council receive and note the report regarding the status of petitions presented for the period April – September 2023.

MOVED COUNCILLOR MOURADIAN / SECONDED COUNCILLOR ZHU

CARRIED

Voting

For the Motion: Councillors Taylor, Campbell, Eriksson, Greco, McCullagh, Moratelli, Mouradian, Roussac, Rozos, Samuel, Wright, Xia and Zhu.

Against: Nil.

12.5 COUNCIL MEETING SCHEDULE 2024**MOTION**

That Council:

1. **Adopt the following schedule for Council meetings during 2024, prior to the local government elections, to be held in Council Chambers or virtually (online) or a combination of both, commencing at 7:00pm on the following dates:**

Monday 26 February

Monday 25 March

Monday 29 April

Monday 27 May

Monday 24 June

Monday 22 July

Monday 12 August

2. **Note council will not be in recess for July 2024, and the August 2024 meeting of Council is the last meeting prior to the commencement of the caretaker period.**
3. **Note that the Chief Executive Officer is responsible for arranging Councillor briefing sessions, in accordance with the *Code of Meeting Practice 2022*, and that Councillor briefing sessions will be held on Mondays as advised by the Chief Executive.**

MOVED COUNCILLOR GRECO / SECONDED COUNCILLOR MCCULLAGH

CARRIED

Voting

For the Motion: Councillors Taylor, Campbell, Greco, McCullagh, Moratelli, Wright, Xia and Zhu.

Against: Councillors Roussac, Eriksson, Samuel, Mouradian and Rozos.

Note:

1. *The Officer's Recommendation not being moved, Councillor Greco proposed a motion.*
2. *Council went into recess at 9:05 pm and returned at 9:11 pm.*

3. *Councillor Wright proposed an amendment that “7:00 pm” be amended to “6:00 pm”. The amendment lapsed for want of a seconder.*
4. *Councillors Samuel and Rozos proposed a foreshadowed motion:
“That Council:*
 1. *Adopt the following schedule for Council meetings during 2024, prior to the local government elections, to be held in Council Chambers or virtually (online) or a combination of both, commencing at 7:00pm on the following dates:*

Monday 26 February
Monday 25 March
Monday 29 April
Monday 27 May
Monday 24 June
Monday 12 August
 2. *Note that the Chief Executive Officer is responsible for arranging Councillor briefing sessions, in accordance with the Code of Meeting Practice 2022, and that Councillor briefing sessions will be held on Mondays as advised by the Chief Executive.”*

The foreshadowed motion was not debated as the original motion carried.

13.3 NOTICE OF MOTION 28/2023 - POTENTIAL CLOSURE OF AUSTRALIA POST OUTLETS

MOTION

That Council:

1. **Write to the Federal Minister for Communications, Urban Infrastructure, Cities and the Arts expressing our concern about the pending closure of Australia Post Offices, and the uncertainty faced by the remaining Australia Post outlets in our LGA, and the concern this is causing our residents and local businesses.**
2. **Request the Minister to safeguard the uninterrupted provision of current Post Office services, either at their present location or in a nearby and easily accessible alternative, to effectively meet the demands of the local residents.**

MOVED COUNCILLOR MCCULLAGH / SECONDED COUNCILLOR GRECO

CARRIED

Voting

For the Motion: Councillors Taylor, Campbell, Eriksson, Greco, McCullagh, Moratelli, Mouradian, Roussac, Rozos, Samuel, Wright, Xia and Zhu.

Against:

Absent:

Note:

1. *Councillor McCullagh accepted Councillor Greco’s amendment to include paragraph 2 and the amendment became the motion.*

15 CONFIDENTIAL MATTERS

In accordance with the *Local Government Act 1993*, and the *Local Government (General) Regulation 2005*, in the opinion of the Chief Executive Officer, the following business is confidential as referred to in Section 10A(2) of the Act, and should be dealt with in a Confidential Session of the Council meeting closed to the press and public.

The resolutions made by the Council in closed session be made public after the conclusion of the closed session and such resolutions be recorded in the Minutes of the Council meeting.

The Chair asked the Governance, Risk and Compliance Manager whether there were any public representations relating to the confidential items listed. There were no public representations.

In accordance with the requirements of section 10A(2) of the *Local Government Act 1993* as addressed below, Council resolve to close the meeting to the public to consider and discuss:

- **15.1 – Confidential - Chief Executive Officer's Performance Review** – the following business is confidential in accordance with Section 10A (2)(a) of the *Local Government Act 1993*, which permits the meeting to be closed to the public for business relating to the following:
 - (a) personnel matters concerning particular individuals (other than councillors).

PROCEDURAL MOTION – MOVE INTO CLOSED SESSION

That Council move into closed session.

MOVED COUNCILLOR ERIKSSON / SECONDED COUNCILLOR MORATELLI

CARRIED

Voting

For the Motion: Councillors Taylor, Campbell, Eriksson, Greco, McCullagh, Moratelli, Mouradian, Roussac, Rozos, Samuel, Wright, Xia and Zhu

Against: Nil.

Note:

1. Council moved into closed session at 9:20 pm.

15.1 CONFIDENTIAL CHIEF EXECUTIVE OFFICER'S PERFORMANCE REVIEW**MOTION**

That Council note the CEO's Performance Review Panel's report.

MOVED COUNCILLOR WRIGHT / SECONDED COUNCILLOR ZHU

CARRIED

Voting

For the Motion: Councillors Taylor, Campbell, Eriksson, Greco, McCullagh, Moratelli, Mouradian, Roussac, Rozos, Samuel, Wright, Xia and Zhu.

Against: Nil.

PROCEDURAL MOTION – MOVE INTO OPEN SESSION

That Council move into open session.

MOVED COUNCILLOR MORATELLI / SECONDED COUNCILLOR WRIGHT

CARRIED

Voting

For the Motion: Councillors Taylor, Campbell, Eriksson, Greco, McCullagh, Moratelli, Mouradian, Roussac, Rozos, Samuel, Wright, Xia and Zhu

Against: Nil.

Notes:

1. Council moved into open session at 9:59 pm.
2. The Chair reported the resolutions adopted in closed session.

COUNCIL RESOLUTIONS ADOPTED EN BLOC**12.1 INVESTMENT REPORT FOR MONTH OF SEPTEMBER 2023****RESOLUTION**

That Council receive the Statement of Bank Balances and Investment Holdings as at 30 September 2023.

MOVED COUNCILLOR ERIKSSON / SECONDED COUNCILLOR ZHU

ADOPTED EN BLOC

**12.4 DISCLOSURES OF COUNCILLORS AND DESIGNATED PERSONS
RETURN FORMS - 2022/2023****RESOLUTION**

That Council note the tabling of Disclosures of Pecuniary Interest and Other Matters Returns by Councillors and designated persons for the 12 months ending 30 June 2023.

MOVED COUNCILLOR ERIKSSON / SECONDED COUNCILLOR ZHU

ADOPTED EN BLOC

**12.6 APPOINT OFFICER REPRESENTATIVE TO THE DOUGHERTY
APARTMENTS BOARD****RESOLUTION**

That Council endorse the appointment of the Council's Community, Culture and Leisure Director to the Dougherty Apartments Board for the duration of the current Council term.

MOVED COUNCILLOR ERIKSSON / SECONDED COUNCILLOR ZHU

ADOPTED EN BLOC

12.7 RISK MANAGEMENT REPORT**RESOLUTION**

That Council:

1. Adopt the updated *Risk Management Policy 2023* at Attachment 2.
2. Note the updated *Risk Management Policy 2023* replaces the previous version of that policy.
3. Adopt the *Risk Appetite Statements 2023* at Attachment 3.

MOVED COUNCILLOR ERIKSSON / SECONDED COUNCILLOR ZHU

ADOPTED EN BLOC

12.8 AUDIT, RISK & IMPROVEMENT COMMITTEE - INDEPENDENT EXTERNAL MEMBER TENURE**RESOLUTION**

That Council extend the appointments of the following independent external members of the Audit, Risk and Improvement Committee to 30 March 2025:

1. Elizabeth Gavey (Chair);
2. Christopher Davies (Member); and
3. Robert Lagaida (Member).

MOVED COUNCILLOR ERIKSSON / SECONDED COUNCILLOR ZHU

ADOPTED EN BLOC

12.9 DRAFT MINUTES - AUDIT, RISK AND IMPROVEMENT COMMITTEE - MEETING HELD 20 SEPTEMBER 2023**RESOLUTION**

That Council note the draft minutes of the Audit, Risk and Improvement Committee meeting held on 20 September 2023.

MOVED COUNCILLOR ERIKSSON / SECONDED COUNCILLOR ZHU

ADOPTED EN BLOC

12.10 ON-STREET PARKING REVENUE**RESOLUTION**

That Council:

1. Adopt an increase in parking rates in high-demand paid parking areas of Artarmon and St Leonards from \$5.40 per hour to \$6.50 per hour.
2. Adopt an increase in parking rates in high-demand paid parking areas of Chatswood from \$6.60 per hour to \$8.00 per hour.
3. Note that funding will be sought in the 2024/2025 operational plan and budget allocation process to undertake traffic impact studies to inform the review of Council's parking rates and framework.
4. Note that a review and update of the *Street Parking Strategy* will be undertaken in 2024/2025 to align it with recent planning changes.

MOVED COUNCILLOR ERIKSSON / SECONDED COUNCILLOR ZHU

ADOPTED EN BLOC

12.13 DEVELOPMENT ASSESSMENT REPORT - QUARTER 1 (1 JULY TO 30 SEPTEMBER 2023)**RESOLUTION**

That Council:

1. Note the variations to development standards and development applications determined under delegated authority during quarter 1 (1 July to 30 September 2023).
2. Note the current development applications list as at 03 October 2023.

MOVED COUNCILLOR ERIKSSON / SECONDED COUNCILLOR ZHU

ADOPTED EN BLOC

12.15 OUTCOME OF PUBLIC EXHIBITION AND ADOPTION OF OH REID RESERVE ACTION PLAN 2023**RESOLUTION**

That Council:

1. Adopt the *O.H Reid Reserve Action Plan 2023* as amended and attached to this report at Attachment 2.
2. Rescind the *O.H Reid Reserve Action Plan 2018*
3. Write to everyone that provided a submission to thank and notify them of the outcomes of the exhibition.
4. Delegate authority to the Chief Executive Officer to make minor amendments to the *O.H Reid Reserve Action Plan 2023* which do not alter the intent.

MOVED COUNCILLOR ERIKSSON / SECONDED COUNCILLOR ZHU

ADOPTED EN BLOC

12.16 OUTCOME OF PUBLIC EXHIBITION AND ADOPTION OF BROOMHAM, FORSYTH AND KILLINGSWORTH PARKS RESERVE ACTION PLAN 2023 2023**RESOLUTION**

That Council:

1. Adopt the Broomham, Forsyth and Killingsworth Parks Reserve Action Plan 2023 as amended and attached to this report at Attachment 2.
2. Rescind the Broomham, Forsyth and Killingsworth Parks Reserve Action Plan 2018
3. Write to everyone that provided a submission to thank and notify them of the outcomes of the exhibition.
4. Delegate authority to the Chief Executive Officer to make minor amendments to the Broomham, Forsyth and Killingsworth Parks Reserve Action Plan 2023 which do not alter the intent.

MOVED COUNCILLOR ERIKSSON / SECONDED COUNCILLOR ZHU

ADOPTED EN BLOC

12.17 DRAFT MINUTES - ACTIVE & INTEGRATED ADVISORY COMMITTEE MEETING HELD 06 SEPTEMBER 2023**RESOLUTION**

That Council receive and note the draft minutes of the meeting of the Active and Integrated Transport Advisory Committee held on 6 September 2023.

MOVED COUNCILLOR ERIKSSON / SECONDED COUNCILLOR ZHU

ADOPTED EN BLOC

12.18 MINUTES AND DRAFT MINUTES - BICENTENNIAL RESERVE AND FLAT ROCK GULLY ADVISORY COMMITTEE MEETINGS HELD 17 MAY 2023 AND 20 SEPTEMBER 2023**RESOLUTION**

That Council receive and note the minutes of the meeting of the Bicentennial Reserve and Flat Rock Gully Advisory Committee held on 17 May 2023 and draft minutes of the meeting held on 20 September 2023.

MOVED COUNCILLOR ERIKSSON / SECONDED COUNCILLOR ZHU

ADOPTED EN BLOC

12.19 DRAFT MINUTES - BUILT AND CULTURAL HERITAGE ADVISORY COMMITTEE HELD 12 SEPTEMBER 2023**RESOLUTION**

That Council receive and note the draft minutes of the meeting of the Built and Cultural Heritage Advisory Committee held on 12 September 2023.

MOVED COUNCILLOR ERIKSSON / SECONDED COUNCILLOR ZHU

ADOPTED EN BLOC

12.22 DRAFT MINUTES - CULTURAL AND CREATIVE ARTS ADVISORY COMMITTEE HELD 21 AUGUST 2023**RESOLUTION**

That Council receive and note the draft minutes of the meeting of the Cultural and Creative Arts Advisory Committee held on 21 August 2023.

MOVED COUNCILLOR ERIKSSON / SECONDED COUNCILLOR ZHU

ADOPTED EN BLOC

13.2 NOTICE OF MOTION 27/2023 - LETTER TO HON. JOHN GRAHAM MLC, MINISTER FOR JOBS AND TOURISM**RESOLUTION**

That Council:

1. Recognise the NSW Government's commitment for NSW to be the premier visitor economy in the Asia-Pacific Region and the role of world-class sporting events to support the hospitality industry.
2. Write to the Hon. John Graham MLC, Minister for Jobs and Tourism, calling on the NSW Government to prepare a business case to host the Australian Formula E World Championship race in NSW.

MOVED COUNCILLOR ERIKSSON / SECONDED COUNCILLOR ZHU

ADOPTED EN BLOC

16 CONCLUSION OF THE MEETING

The meeting concluded at 10:00 pm.

I have authorised a stamp bearing my signature to be affixed to the pages of the Minutes of the (INSERT WHICH MEETING) held on (DATE). I confirm that Council has adopted these Minutes as a true and accurate record of the meeting.

Mayor Tanya Taylor