



northern
beaches
council

MINUTES

ORDINARY COUNCIL MEETING

held at the Civic Centre, Dee Why on

WEDNESDAY 29 DECEMBER 2021

**Minutes of an Ordinary Council Meeting
held on Wednesday 29 December 2021
at the Civic Centre, Dee Why
Commencing at 10:01am**

Councillor Rory Amon
Councillor Candy Bingham
Councillor Bianca Crvelin (Remote)
Councillor Vincent De Luca OAM
Councillor Michael Gencher
Councillor Kristyn Glanville
Councillor Sarah Grattan
Councillor Sue Heins
Councillor Miranda Korzy
Councillor Jose Menano-Pires
Councillor Michael Regan
Councillor Ruth Robins
Councillor Georgia Ryburn
Councillor Stuart Sprott
Councillor David Walton

Officers

Ray Brownlee PSM	Chief Executive Officer
Jeff Smith	Director Corporate and Legal
David Kerr	Director Community and Belonging
Todd Dickinson	Director Environment and Sustainability
Louise Kerr	Director Planning and Place
Jorde Frangoples	Director Transport and Assets
Karen Twitchett	Director Workforce and Technology
Lesley Milbourne	Manager Governance
Katie Kirwan	Senior Advisor Governance
Claudia Brodtke	Senior Advisor Governance
Brendan Smith	Information Management Technology Officer
Dinesh Mishra	Information Management Technology Officer

Notes

The meeting commenced at 10.02 am and concluded at 10.42am

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1.0 ACKNOWLEDGEMENT OF COUNTRY

NOTE: The Chief Executive Officer acknowledged the traditional custodians of the land on which the meeting gathered, and paid respect to Elders past and present

2.0 TAKING OF OATHS AND AFFIRMATIONS

NOTE 1: Councillor Amon took an Oath of Office

NOTE 2: Councillor Bingham took an Affirmation of Office

NOTE 3: Councillor Crvelin took an Oath of Office on 23 December

NOTE 4: Councillor De Luca took an Oath of Office

NOTE 5: Councillor Gencher took an Oath of Office

NOTE 6: Councillor Glanville took an Affirmation of Office

NOTE 7: Councillor Grattan took an Affirmation of Office

NOTE 8: Councillor Heins took an Affirmation of Office

NOTE 9: Councillor Korzy took an Oath of Office

NOTE 10: Councillor Menano-Pires took an Oath of Office

NOTE 11: Councillor Regan took an Oath of Office

NOTE 12: Councillor Robins took an Affirmation of Office

NOTE 13: Councillor Ryburn took an Oath of Office

NOTE 14: Councillor Sprott took an Affirmation of Office

NOTE 15: Councillor Walton took an Oath of Office

3.0 APOLOGIES AND APPLICATIONS FOR LEAVE OF ABSENCE AND REMOTE ATTENDANCE

APPLICATION FOR REMOTE ATTENDANCE

349/21 **RESOLVED**

Cr Regan / Cr Amon

That in accordance with the Guide for Remote Attendance at Council Meetings by a Councillor, Councillor Crvelin be granted permission to attend the meeting remotely due to carer responsibilities.

VOTING

FOR: Cr Amon, Cr Bingham, Cr De Luca, Cr Gencher, Cr Glanville, Cr Grattan, Cr Heins, Cr Korzy, Cr Menano-Pires, Cr Regan, Cr Robins, Cr Ryburn, Cr Sprott and Cr Walton

ABSENT: Cr Crvelin

CARRIED

4.0 CHIEF EXECUTIVE OFFICER'S DIVISION REPORTS

4.1 ELECTION OF MAYOR

NOTE 1: Councillor Crvelin joined the meeting at 10:12am

NOTE 2: The Returning Officer advised valid nominations for the Office of Mayor were received and accepted by Councillors Crvelin and Regan

NOTE 3: The Returning Officer declared Councillor Regan as Mayor for the term of office resolved by Council

NOTE 4: Councillor Regan assumed the Chair

350/21 **RESOLVED**

Cr Menano-Pires / Cr Amon

That Council:

1. Elect the Mayor by open voting (show of hands) for the term of office in accordance with Clause 3, Schedule 7 of the Local Government (General) Regulation 2021.
2. Elect the Mayor for the term of office for the December 2021 – September 2023 Mayoral term in accordance with Section 290(1)(b) of the Local Government Act 1993.

VOTING

FOR: Unanimous

CARRIED

4.2 ELECTION OF DEPUTY MAYOR

NOTE 1: The Returning Officer advised a valid nomination for the office of Deputy Mayor was received and accepted by Councillor Bingham.

NOTE 2: The Returning Officer declared Councillor Bingham as Deputy Mayor for the term of office resolved by Council.

351/21 RESOLVED

Cr Grattan / Cr Menano-Pires

That Council:

1. Elect a Deputy Mayor in accordance with Clause 3, Schedule 7 of the Local Government (General) Regulation 2021, for the term of office until the ordinary Council meeting of September 2022.
2. Resolve that should there be more than one candidate nominated for election as Deputy Mayor, the election of Deputy Mayor proceed by open voting (show of hands) in accordance with Clause 3, Schedule 7 of the Local Government (General) Regulation 2021.

VOTING

FOR: Unanimous

CARRIED

4.3 COUNCILLORS WELCOME AND INAUGURAL SPEECHES

352/21 RESOLVED

Cr Regan / Cr Amon

That this item be deferred to the February 2022 ordinary meeting of Council.

VOTING

FOR: Unanimous

CARRIED

5.0 DISCLOSURES OF INTEREST

Nil

6.0 PUBLIC FORUM AND PUBLIC ADDRESS

Nil

7.0 ITEMS RESOLVED BY EXCEPTION

Nil

9.0 CORPORATE AND LEGAL DIVISION REPORTS

9.1 DELEGATED AUTHORITY TO MAYOR OVER NEW YEAR RECESS 2021/2022

353/21 **RESOLVED**

Cr Grattan / Cr Bingham

That:

1. Council, pursuant and subject to the limitations of section 377 of the Local Government Act 1993, delegate all of its functions to the Mayor during the 2021-22 recess being the period from 30 December 2021 to 31 January 2022 inclusive.
2. A report be provided to the 22 February 2022 Council meeting outlining how the delegated authority was exercised.

VOTING

FOR: Cr Amon, Cr Bingham, Cr Gencher, Cr Glanville, Cr Grattan, Cr Heins, Cr Korzy, Cr Menano-Pires, Cr Regan and Cr Robins

AGAINST: Cr Crvelin, Cr De Luca, Cr Ryburn, Cr Sprott and Cr Walton

CARRIED

9.2 VOTING DELEGATES FOR SPECIAL LOCAL GOVERNMENT NSW CONFERENCE

354/21 **RESOLVED**

Cr Regan / Cr Bingham

That Council:

1. Nominate the following councillors to attend and be voting delegates for the Local Government NSW (LGNSW) Special Conference:
 - A. Councillor Korzy
 - B. Councillor Gencher
 - C. Councillor Robins
 - D. Councillor Amon
 - E. Councillor Bingham
 - F. Councillor Walton
 - G. Councillor De Luca
 - H. Councillor Regan

- I. Councillor Menano-Pires
- J. Councillor Ryburn
2. That Northern Beaches Council submit the following motion to the LGNSW Special Conference:
 - A. That LGNSW formally expresses its concerns to the Minister for Local Government, The Hon. Wendy Tuckerman MP, for the way in which the 2021 NSW Local Government Election was conducted. Specifically but not limited to:
 - a. Inconsistent and incorrect information on how to vote above and below the line given by officials.
 - b. Inconsistent application of rules at pre poll and election day polling booths.
 - c. The significant changes to the electoral rules and processes and communication of these changes.
 - d. Lack of transparent health advice justifying the measures implemented:
 - I. no 'How to Vote' cards handed out within 100m of a booth
 - II. setting up corflutes before 7am and not touching them until after 7pm.
 - e. i -Vote technical issues including its failure on election day; technical issues with the online NOMS process of nominations
 - f. Consistent technical failures during pre-poll.
 - B. Requests the Minister to conduct an urgent and independent review of the recent election:
 - a. To ascertain the experiences of councils and candidates during the election, particularly their concerns around staffing, process, technology, and communication.
 - b. Consider the best practices of other jurisdictions in conducting elections, including during the pandemic.
 - c. Produce recommendations or suggestions on how to improve the election processes moving forward, including during pandemics.
 - C. Refers the resolution to the NSW Joint Standing Committee on Electoral Matters.
3. That Northern Beaches Council submit the following motion to the LGNSW Special Conference:
 - A. That LGNSW calls upon and writes to the New South Wales Government to allow Councils, in conjunction with the New South Wales Electoral Commission, to conduct referendums, if a Council has resolved so, on the day of the State Election for such matters prescribed by the Local Government Act, eg. demergers and popularly elected Mayors.

VOTING**FOR:** Unanimous**CARRIED**

9.3 METHOD TO FILL CASUAL VACANCIES

355/21 **RESOLVED**

Cr Regan / Cr Heins

That Council declare that any casual vacancy in the office of a councillor that occurs within 18 months after the date of the last ordinary election of councillors for the area is to be filled by a countback of votes cast at the last election held for that office.

VOTING

FOR: Unanimous

CARRIED

The meeting concluded at 10:42am

This is the final page of the minutes comprising 9 pages numbered 1 to 9 of the Ordinary Council Meeting held on Wednesday 29 December 2021 and confirmed on Tuesday 22 February 2022

Mayor

Chief Executive Officer