



northern  
beaches  
council

# MINUTES

## EXTRAORDINARY COUNCIL MEETING

held on

**TUESDAY 5 MAY 2020**

**Minutes of an Extraordinary Meeting of Council  
held on Tuesday 5 May 2020  
Commencing at 6:00pm**

**ATTENDANCE (by remote audio visual link):**

**Councillors**

Michael Regan (Mayor)  
Candy Bingham (Deputy Mayor)  
Rory Amon  
Pat Daley OAM  
Vincent De Luca OAM  
Kylie Ferguson  
Sarah Grattan  
Roslyn Harrison  
Sue Heins  
Alex McTaggart  
Penny Philpott  
Stuart Sprott  
David Walton  
Natalie Warren  
Ian White

**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
Eskil Julliard	General Counsel
Sonya Gallery	Executive Manager Governance and Risk
Sarah Dunstan	Manager Governance
Sherryn McPherson	Coordinator Governance

**Notes**

The meeting commenced at 6:00pm and concluded at 6:46pm.

## 1.0 ACKNOWLEDGEMENT OF COUNTRY

*NOTE: The Mayor acknowledged the traditional custodians of the land on which the meeting gathered, and paid respect to Elders past and present.*

## 2.0 APOLOGIES AND APPLICATIONS FOR LEAVE OF ABSENCE

Nil

## 3.0 DISCLOSURES OF INTEREST

Nil

## 4.0 NOTICES OF RESCISSION

### 4.1 NOTICE OF RESCISSION NO 01/2020 - PUBLIC EXHIBITION OF THE DRAFT DELIVERY PROGRAM 2020-2024, OPERATIONAL PLAN AND BUDGET 2020/21 AND FORECAST FINANCIAL IMPACT OF COVID-19 PANDEMIC

*NOTE: Councillor McTaggart left the meeting at 6:31pm and returned at 6:33pm.*

#### PROCEDURAL MOTION – MOTION BE PUT

087/20 RESOLVED

**Cr White / Cr Bingham**

That the motion be now put.

#### VOTING

**FOR:** Cr White, Cr Philpott, Cr Grattan, Cr Heins, Cr Bingham, Cr Harrison, Cr Warren and Cr Regan

**AGAINST:** Cr Daley, Cr Amon, Cr McTaggart, Cr De Luca, Cr Ferguson, Cr Walton and Cr Sprott

**CARRIED**

#### MOTION

**Cr Amon / Cr De Luca**

That Council rescind resolution 80/20 - Item 8.1 Public Exhibition of the Draft Delivery Program 2020/2024, Operational Plan and budget 2020/21 and Forecast Financial Impact of COVID-19 Pandemic, being:

*That Council:*

1. *Notes the draft Delivery Program 2020-2024 and Operational Plan 2020/21, incorporates adjustments for supporting our community and economy during the COVID pandemic including:*
  - A. *\$4.3 million in financial assistance to all ratepayers through a subsidy under Section 356 of the Local Government Act 1993 of the equivalent of 50% of the 2020/21 increase in rates and domestic waste charges.*

- B. *\$0.7 million to defer changes to fees and other charges to 1 October 2020.*
- C. *deferring the due date of the 2020/21 first instalment rates notice from 31 August to 30 September 2020.*
2. *Place the draft Delivery Program 2020-2024 and Operational Plan 2020/21 (including the Budget, Fees and Charges and rates and domestic waste charges s356 subsidy proposal) on public exhibition for a minimum of 28 days and a report on the outcomes of the public exhibition be presented back to Council.*
3. *Where an existing Council lessee/licensee/occupier can provide evidence with supporting documentation that they are experiencing financial hardship and cannot make payments to Council as a result of Government regulation to manage the spread of COVID-19, Council's Chief Executive Officer be given authority and discretion to:*
  - A. *Waive, discount or defer annual rentals/fees for up to six months, commencing with a three month waiver, discount or deferral, that is subject to change in the event that government assistance is provided or changes are made to the government enforced closure rules.*
  - B. *Extend, by agreement, any existing lease/licence/occupancy agreement of a current Council lessee/licensee/occupier by six months where an existing agreement was due to expire within the next 18 months from the date of this resolution.*
  - C. *Enter into a direct arrangement (rather than invite tenders where required) for the extension of any agreement outlined in item B above in accordance with Section 55(3)(i) of the Local Government Act 1993 due to the extenuating circumstances as a result of the COVID-19 Pandemic.*
4. *Establish two new internally restricted reserves for 'plant and fleet replacement' and 'Kimbriki landfill remediation'.*
5. *Note the 2019/20 financial impact forecast of responding to the COVID-19 pandemic.*
6. *Applies to the Commonwealth Bank of Australia for an overdraft increase to an amount of \$5 million for a period of 12 months.*
7. *Note Councillors are invited to participate in the Workplace Giving Program, an initiative of Council staff to financially support local charities during the COVID-19 pandemic, with the option to contribute to one of ten charities operating on the Northern Beaches by either donating an amount equal to an increase in Councillor fees, or by the nomination of a discretionary amount.*
8. *Note Councillors acknowledge the outstanding work and commitment of the Chief Executive Officer and the Executive Team, and all members of staff, during recent events of extraordinary drought, bushfires, severe storms and now the COVID-19 pandemic.*
9. *Delegates authority to the Chief Executive Officer to do all things necessary in order to give effect to this resolution.*
10. *Note the announcement by the Minister for Local Government regarding the NSW Government's \$395 million economic stimulus package for Councils and that:*
  - A. *Council make all necessary investigations and do all things to obtain maximum benefit from the package.*
  - B. *Council staff make any amendments to the draft Delivery Program to reflect any benefit to be obtained from the package.*
11. *Thank the Minister for Local Government for the State Government's effort and contribution to supporting local councils at this time.*

**VOTING**

**FOR:** Cr Daley, Cr Amon, Cr De Luca, Cr Walton and Cr Sprott

**AGAINST:** Cr White, Cr Philpott, Cr Grattan, Cr Heins, Cr McTaggart, Cr Bingham, Cr Ferguson, Cr Harrison, Cr Warren and Cr Regan

**LOST**

*The meeting concluded at 6:46pm*

This is the final page of the minutes comprising 5 pages  
numbered 1 to 5 of the Extraordinary Council Meeting  
held on Tuesday 5 May 2020 and confirmed on Tuesday 26 May 2020

---

Mayor

---

Chief Executive Officer