



MINUTES

The Minutes of the Council held at the
Council Chambers, North Sydney
at 6:30 PM on Monday 14 August 2023.



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1. Opening Meeting

Statement of ethical obligations

Councillors are reminded of the oath or affirmation taken upon commencement of office that they will undertake the duties of the office of councillor in the best interests of the people of North Sydney and the North Sydney Council and that they will faithfully and impartially carry out the functions, powers, authorities and discretions vested in them under the [Local Government Act 1993](#) or any other Act to the best of their ability and judgment.

Councillors are also reminded of their obligations under the Code of Conduct to disclose and appropriately manage conflicts of interest.

At the commencement of business (6:30 pm) those present were: The Mayor, and Councillors Beregi, Bourke, Gibson, Lamb, Lepouris, Mutton, Santer, Spenceley, and Welch.

The meeting was opened by the Mayor.

2. Acknowledgement of Country

RECOGNITION OF THE CAMMERAYGAL PEOPLE

We respectfully acknowledge the Traditional Custodians of the land and waters of North Sydney local government area, the Cammeraygal people.

The Acknowledgement of Country was read by Councillor Welch.

3. Apologies and applications for leaves of absence or attendance by audio-visual link by councillors

It was moved by Councillor Beregi and seconded by Councillor Mutton:

1. THAT Council grant permission for Councillor Spenceley to attend remotely for the following reason: travel.

The Motion was put and **Carried**.

Voting was as follows:

For/Against 9 / 0

For: Councillor Baker, Councillor Beregi, Councillor Bourke, Councillor Gibson, Councillor Lamb, Councillor Lepouris, Councillor Mutton, Councillor Santer and Councillor Welch

Against: Nil

Absent: Nil

228. RESOLVED:

1. THAT Council grant permission for Councillor Spenceley to attend remotely for the following reason: travel.

4. Confirmation of Minutes

THAT THE MINUTES of the 3786th Council Meeting held on Monday 24 July 2023 be taken as read and confirmed.

The Motion was moved by Councillor Santer and seconded by Councillor Gibson.

The Motion was put and **Carried**.

Voting was as follows:

For/Against 10 / 0

For: Councillor Baker, Councillor Beregi, Councillor Bourke, Councillor Gibson, Councillor Lamb, Councillor Lepouris, Councillor Mutton, Councillor Santer, Councillor Spenceley and Councillor Welch

Against: Nil

Absent: Nil

229. RESOLVED:

1. THAT THE MINUTES of the previous 3786th Council Meeting held on Monday 24 July 2023 be taken as read and confirmed.

5. Disclosures of Interest

There were no Disclosures of Interest.

6. Public Forum

A Motion was moved by Councillor Beregi and seconded by Councillor Lamb:

1. THAT the Public Forum be opened, and that the following items be considered as part of the Public Forum:

- Item 10.1: Planning Proposal 2/23 - 601 Pacific Highway St Leonards
- Item 10.2: Planning Proposal 5/23 - 115 - 125 Holt Avenue Cremorne

The Motion was put and **Carried**.

Voting was as follows:

For/Against 10 / 0

For: Councillor Baker, Councillor Beregi, Councillor Bourke, Councillor Gibson, Councillor Lamb, Councillor Lepouris, Councillor Mutton, Councillor Santer, Councillor Spenceley and Councillor Welch

Against: Nil

Absent: Nil

230. RESOLVED:

1. THAT the Public Forum be opened, and that the following items be considered as part of the Public Forum:

- Item 10.1: Planning Proposal 2/23 - 601 Pacific Highway St Leonards
- Item 10.2: Planning Proposal 5/23 - 115 - 125 Holt Avenue Cremorne

7. Items Considered by Exception

Nil

8. Mayoral Minutes

Nil

9. Reports of Committees

9.1. Audit, Risk and Improvement Committee Minutes - 28 July 2023

AUTHOR: Ian Curry, Manager Council & Committee Services

PURPOSE:

The purpose of this report is to enable Council to consider the Minutes of this Committee as required under the Audit, Risk and Improvement Committee Charter.

- This report presents the recommendations of the last meeting of the Audit, Risk and Improvement Committee held on 28 July 2023 for Council adoption. The minutes are attached for information.
- There are no items from the meeting for Council determination.

RECOMMENDATION:

1. THAT the Minutes of the Audit, Risk and Improvement Committee meeting held on 28 July 2023 be adopted in accordance with the Audit, Risk and Improvement Committee Charter.

The Motion was moved by Councillor Beregi and seconded by Councillor Santer.

The Motion was put and **Carried**.

Voting was as follows:

For/Against 10 / 0

For: Councillor Baker, Councillor Beregi, Councillor Bourke, Councillor Gibson, Councillor Lamb, Councillor Lepouris, Councillor Mutton, Councillor Santer, Councillor Spenceley and Councillor Welch

Against: Nil

Absent: Nil

231. RESOLVED:

1. THAT the Minutes of the Audit, Risk and Improvement Committee meeting held on 28 July 2023 be adopted in accordance with the Audit, Risk and Improvement Committee Charter.

10. Reports to Council

10.1. Planning Proposal 2/23 - 601 Pacific Highway St Leonards

AUTHOR: Katerina Papas, Senior Strategic Planner

PURPOSE:

The purpose of this report is to present to Council the assessment report of Planning Proposal No. 2/23 for 601 Pacific Highway St Leonards which seeks to amend North Sydney Local Environmental Plan 2013, following its consideration by the North Sydney Local Planning Panel on 19 July 2023.

- On 19 January 2023, Council received a Planning Proposal to amend North Sydney Local Environmental Plan 2013 (NSLEP 2013) as it relates to 601 Pacific Highway St Leonards.
- The subject site is located within the area covered by the St Leonards and Crows Nest 2036 Plan (2036 Plan), adopted by the Department of Planning and Environment in August 2020. It is accompanied by a Ministerial Direction under section 9.1 of the Environmental Planning and Assessment Act 1979 that requires Planning Proposals to be consistent with the 2036 Plan.
- The Planning Proposal seeks to increase the maximum building height control for the site from 49m to RL276.5 (equivalent to 189m) and establish a maximum floor space ratio control (FSR) of 20:1. The Planning Proposal does not propose to amend the land use zone, which is currently E2 – Commercial Centre under NSLEP 2013.
- The intent of the Planning Proposal is to facilitate the delivery of a 42-storey commercial building with a part five and part six-storey podium and 36-storey tower above. The indicative concept design includes 56,348 sqm of commercial office floor space; 408 sqm of retail floor space; and 128 car spaces over four basement levels.

- On 19 July 2023, the North Sydney Local Planning Panel (NSLPP) considered the Planning Proposal and agreed with the recommendations of a report prepared by Element Environment (on behalf of Council). The report found the requested maximum building height of RL276.5 (189m) to be excessive for the number of storeys envisaged under the 2036 Plan for the site, which would result in a greater level of impact (overshadowing and visual) than necessary.
- The Panel concurred with the recommendations of the report, that the Planning Proposal and supporting concept design should be amended to a maximum building height of RL 259 (equivalent to 171m) for 42 storeys and a maximum street wall (podium) height of 20.5m for 4 to 5 storeys. Subject to these amendments, the Panel recommended that the Planning Proposal be supported to proceed to a Gateway Determination.
- The Panel noted, however, that the Planning Proposal is not accompanied by a Voluntary Planning Agreement (VPA) to deliver public benefits, and that the State Government's current Special Infrastructure Contribution (SIC) does not apply to commercial development.
- The Panel recommended the applicant be invited to consider making an offer to deliver public/community benefits via a VPA with Council, in addition to the applicable section 7.11 local infrastructure contributions which will be levied with any future Development Application (DA) approval for the site and the State Government's proposed Residential and Productivity Contribution, which will replace the existing SIC.

RECOMMENDATION:

- 1. THAT** the Planning Proposal, including the accompanying indicative concept scheme, be amended to Council's satisfaction addressing the recommendations of the detailed assessment report undertaken by Element Environment (on behalf of Council). Specifically, the maximum building height be amended to RL259 (equivalent to 171m) and a maximum street wall (podium) height of 20.5m for 4 to 5 storeys.
- 2. THAT** the applicant be invited to consider making an offer to deliver public/community benefits via a Voluntary Planning Agreement (VPA) with Council, and that the outcome be reported to Council.
- 3. THAT** upon completion of Recommendation 1 and 2, the Planning Proposal be forwarded to the Department of Planning and Environment in accordance with section 3.34 of the Environmental Planning and Assessment Act 1979 to seek a Gateway Determination.
- 4. THAT** upon receipt of a Gateway Determination, the Planning Proposal and any associated draft VPA be exhibited concurrently.
- 5. THAT** the outcomes of any public exhibition be reported to Council.

This item was brought forward as part of the Public Forum (see page 5).

The following person spoke on this item as part of the Public Forum:

- Graeme Collins (Stocklands)

A Motion was moved by Councillor Beregi and seconded by Councillor Gibson:

- 1. THAT** the Planning Proposal, including the accompanying indicative concept scheme, be amended to Council's satisfaction addressing the recommendations of the detailed assessment report undertaken by Element Environment (on behalf of Council). Specifically, the maximum building height be amended to RL259 (equivalent to 171m) and a maximum street wall (podium) height of 20.5m for 4 to 5 storeys.
- 2. THAT** the applicant be invited to consider making an offer to deliver public/community benefits via a Voluntary Planning Agreement (VPA) with Council, and that the outcome be reported to Council.
- 3. THAT** upon completion of Recommendations 1 and 2, the report return to Council complete with the offer of any Voluntary Planning Agreement put forward by the Proponent, prior to being forwarded to the Department of Planning and Environment.

The Motion was put and **Carried**.

Voting was as follows:

For/Against 9 / 1

For: Councillor Baker, Councillor Beregi, Councillor Bourke, Councillor Gibson, Councillor Lamb, Councillor Mutton, Councillor Santer, Councillor Spenceley and Councillor Welch

Against: Councillor Lepouris

Absent: Nil

232. RESOLVED:

- 1. THAT** the Planning Proposal, including the accompanying indicative concept scheme, be amended to Council's satisfaction addressing the recommendations of the detailed assessment report undertaken by Element Environment (on behalf of Council). Specifically, the maximum building height be amended to RL259 (equivalent to 171m) and a maximum street wall (podium) height of 20.5m for 4 to 5 storeys.
- 2. THAT** the applicant be invited to consider making an offer to deliver public/community benefits via a Voluntary Planning Agreement (VPA) with Council, and that the outcome be reported to Council.
- 3. THAT** upon completion of Recommendations 1 and 2, the report return to Council complete with the offer of any Voluntary Planning Agreement put forward by the Proponent, prior to being forwarded to the Department of Planning and Environment.

10.2. Planning Proposal 5/23: 115 - 125 Holt Avenue Cremorne

AUTHOR: Amita Maharjan, Strategic Planner

PURPOSE:

The purpose of this report is to advise Council of the recommendations of the North Sydney Local Planning Panel (NSLPP) on Planning Proposal 5/23 applying to properties at 115 - 125

Holt Avenue Cremorne and to seek Council's endorsement of the Planning Proposal to progress it to Gateway Determination.

- Planning Proposal 5/23 (PP 5/23) proposes to amend the North Sydney Local Environmental Plan (NSLEP) 2013 by identifying and listing six new local heritage items in Holt Avenue, Cremorne in Council's Heritage Schedule.
- The Planning Proposal is supported by a revised heritage assessment undertaken by an independent heritage consultant, GML Heritage. The assessment demonstrates that the subject sites meet the threshold for local heritage listing, consistent with the criteria set out by the NSW Heritage Office.
- The Planning Proposal is generally consistent with the applicable state and local plans and policies. A minor inconsistency with the Local Planning Direction- 6.1 Residential Zones (previously Ministerial Direction) is considered justified as detailed in the report considered by the NSLPP on 19 July 2023.
- The Planning Proposal appropriately responds to matters previously raised by the Department of Planning & Environment (DPE), the Independent Planning Commission, and (the Commission) the North Sydney Local Planning Panel (the Panel) in regard to a previous Planning Proposal (PP 7/22) applying to the subject sites.
- Having considered the detailed report prepared by GML on the heritage significance of the subject items, strategic merit consideration of the proposal, the response to the matters raised by the Commission, Gateway Determination, and the Panel on the previous PP, Council Officers are satisfied that the Planning Proposal has addressed all outstanding matters for it to progress to Gateway Determination.
- The Council-issued Interim Heritage Order (IHO) on the subject sites has already expired. The current IHO was issued by the Minister for Environment and Heritage on 2 March 2023. The IHO is effective for a period of 12 months from its issue date. In order to provide permanent protection, inclusion of these items within the NSLEP 2013 is required. The Planning Proposal is the appropriate process to achieve this.
- Council has been made aware that the owner of 115 - 119 Holt Avenue has lodged an appeal (Class 4 proceedings) within the Land and Environment Court against the IHO issued by the Minister. At the date of preparation of this report no hearing dates had been set.

RECOMMENDATION:

1. THAT Council note the recommendations of the North Sydney Local Planning Panel Meeting of 19 July 2023 on Planning Proposal PP 5/23.

2. THAT Council endorse the Planning Proposal to amend the North Sydney Local Environmental Plan 2013 such that the properties at 115, 117, 119, 121, 123 & 125 Holt Avenue, Cremorne are identified as local heritage items through their listing within Schedule 5 – Environmental Heritage and identification on the Heritage Map.

- 3. THAT** Council resolve to forward the Planning Proposal to the Department of Planning and Environment to seek a Gateway Determination.
- 4. THAT** upon receipt of a Gateway Determination, the Planning Proposal be publicly exhibited.
- 5. THAT** the outcomes of any public exhibition be reported to Council.

This item was brought forward as part of the Public Forum (see page 5).

The following people spoke on this item as part of the Public Forum:

- Catherine Clarke (on behalf of the Harrison-Bennett precinct)
- Fiona Gracie (on behalf of Cremorne Conservation Group)
- Sarah Kok (Cremorne resident)
- Ben Salon (Solicitor acting for the owner of the properties)
- John Oultram (Heritage Consultant, on behalf of the Owner)

The Motion was moved by Councillor Beregi and seconded by Councillor Welch.

The Motion was put and **Carried**.

Voting was as follows:

For/Against 8 / 2

For: Councillor Baker, Councillor Beregi, Councillor Bourke, Councillor Lamb, Councillor Mutton, Councillor Santer, Councillor Spenceley and Councillor Welch

Against: Councillor Gibson and Councillor Lepouris

Absent: Nil

233. RESOLVED:

- 1. THAT** Council note the recommendations of the North Sydney Local Planning Panel Meeting of 19 July 2023 on Planning Proposal PP 5/23.
- 2. THAT** Council endorse the Planning Proposal to amend the North Sydney Local Environmental Plan 2013 such that the properties at 115, 117, 119, 121, 123 & 125 Holt Avenue, Cremorne are identified as local heritage items through their listing within Schedule 5 – Environmental Heritage and identification on the Heritage Map.
- 3. THAT** Council resolve to forward the Planning Proposal to the Department of Planning and Environment to seek a Gateway Determination.
- 4. THAT** upon receipt of a Gateway Determination, the Planning Proposal be publicly exhibited.
- 5. THAT** the outcomes of any public exhibition be reported to Council.

10.3. Changes to Precinct Committees

AUTHOR: Jenny Gleeson, Manager Corporate Planning and Engagement

PURPOSE:

The purpose of this report is to advise Council of the merger of the Harrison and Bennett Precinct Committees (now known as Harrison-Bennett Precinct) and the name change of Registry Precinct Committee (now known as Anzac Park Precinct). The report also details other potential mergers/boundary changes currently under consideration.

- On 25 July 2022, Council resolved that it recognises: (a) the principle that the question of mergers or amalgamations between Precincts or their dissolution are matters for the Precincts themselves to determine; and (b) that Council will provide administrative support for any such mergers, amalgamations, or dissolutions.
- Registry Precinct resolved to explore a name change in January 2023 to improve association with the local area. On the Precinct Committee's behalf, Council staff prepared an application to the Department of Veterans Affairs (DVA), which determines the use of the word 'Anzac'. DVA approved the Registry Precinct Committee's application on 14 June 2023. The Precinct resolved to formally change its name to Anzac Park Precinct on 28 June 2023.
- Harrison-Bennett Precincts have formally merged. A trial merger was in operation from August 2020 when Bennett Precinct entered recess following the resignation of its office bearers. On 2 March 2023, following a seven-month consultation period, Harrison Precinct Committee resolved to formally merge with the Bennett Precinct area. The new name of Harrison-Bennett Precinct was resolved on 6 July 2023.
- This merger reduces the total number of Precinct areas to 23, with 16 active, and seven Committees remaining inactive - Anderson, Bradfield, Bridgeview, CBD, Hayes, Kurraba, and The Plateau.

RECOMMENDATION:

1. THAT Council notes the amalgamation of Harrison and Bennett Precincts to form one precinct known as 'Harrison-Bennett Precinct' and the name change of Registry Precinct to 'Anzac Park Precinct'.

The Motion was moved by Councillor Welch and seconded by Councillor Beregi.

The Motion was put and **Carried**.

Voting was as follows:

For/Against 10 / 0

For: Councillor Baker, Councillor Beregi, Councillor Bourke, Councillor Gibson, Councillor Lamb, Councillor Lepouris, Councillor Mutton, Councillor Santer, Councillor Spenceley and Councillor Welch

Against: Nil

Absent: Nil

234. RESOLVED:

1. THAT Council notes the amalgamation of Harrison and Bennett Precincts to form one precinct known as 'Harrison-Bennett Precinct' and the name change of Registry Precinct to 'Anzac Park Precinct'.

10.4. Provision of Expenses and Facilities to Councillors

AUTHOR: Ian Curry, Manager Council & Committee Services

PURPOSE:

The purpose of this report is to advise Council on the expenses and facilities provided to Councillors, in accordance with the Councillors Expenses and Facilities Policy.

- In the adopted Councillor Expenses and Facilities Policy, there is a provision for a report to Council regarding expenses and facilities to councillors to be publicly tabled at a Council meeting every six months and published in full on Council's website.
- This is the first report being provided in accordance with that provision.
- The expenses and facilities provided to Councillors for the period 1 January to 30 June 2023 are summarised in the attached table.

RECOMMENDATION:

1. THAT, in accordance with clause 16.2 of the Councillor Expenses and Facilities Policy, the report be received.

The Motion was moved by Councillor Santer and seconded by Councillor Beregi.

The Motion was put and **Carried**.

Voting was as follows:

For/Against 10 / 0

For: Councillor Baker, Councillor Beregi, Councillor Bourke, Councillor Gibson, Councillor Lamb, Councillor Lepouris, Councillor Mutton, Councillor Santer, Councillor Spenceley and Councillor Welch

Against: Nil

Absent: Nil

235. RESOLVED:

1. THAT, in accordance with clause 16.2 of the Councillor Expenses and Facilities Policy, the report be received.

10.5. Economic Development Strategy

AUTHOR: Jenny Gleeson, Manager Corporate Planning and Engagement

PURPOSE:

The purpose of this report is to seek Council's approval to reprioritise the operational budget for economic development from the adopted 2023/24 budget towards the preparation of a new revision of Councils' Economic Development Strategy.

- It is proposed that the operational budget of approximately \$116K allocated in the 2023/24 budget for 'business engagement' be redirected (as one-off non-recurrent funds) for the purposes of preparation of a new revision of the Economic Development Strategy
- To inform our operational priorities, it is critical that we have a clear direction and goals through a well-informed strategy. Council's current Economic Development Strategy was adopted in 2016 and has therefore not take into consideration significant changes, challenges, and opportunities in the current and emerging economic environment.
- The preparation of an Economic Development Strategy will involve engagement with local businesses.
- Council will continue to engage with and support local businesses through its strategic planning activities, and events and activations initiatives as the strategy work takes place.
- The Economic Development Strategy will be one of seven key strategies that will inform the development of the new Delivery Plan in 2024/25. Other key strategies being developed this financial year include Arts and Culture, Open Space and Recreation and Integrated Transport.

RECOMMENDATION:

1. THAT Council endorse the redirection of \$116K in the 2023/24 operational budget for business engagement towards the preparation of a new revision of the Economic Development Strategy.

The Motion was moved by Councillor Santer and seconded by Councillor Beregi.

The Motion was put and **Carried**.

Voting was as follows:

For/Against 10 / 0

For: Councillor Baker, Councillor Beregi, Councillor Bourke, Councillor Gibson, Councillor Lamb, Councillor Lepouris, Councillor Mutton, Councillor Santer, Councillor Spenceley and Councillor Welch

Against: Nil

Absent: Nil

236. RESOLVED:

1. THAT Council endorse the redirection of \$116K in the 2023/24 operational budget for business engagement towards the preparation of a new revision of the Economic Development Strategy.

10.6. Establishment of North Sydney Disability Inclusion Committee

AUTHOR: Camelia Tobia, Access and Inclusion Coordinator

PURPOSE:

The purpose of this report is to seek endorsement from Council to establish a Disability Inclusion Committee as recommended in the North Sydney Disability Inclusion Action Plan (2022-2026).

Council endorsed the *North Sydney Disability Inclusion Action Plan* in October 2022.

- The establishment of a Disability Inclusion Committee is identified as an action Council would commit to in year one of the implementation of the DIAP. *Action 4.4.1 - Establish a disability inclusion advisory group to provide strategic advice to Council.*
- The purpose of the North Sydney Disability Inclusion Committee is to assist Council in achieving improved access and inclusion of services and infrastructure across North Sydney by drawing on the individual skills and experience of people with a lived experience of disability.
- Terms of Reference have been developed outlining the aims and to inform the scope of the Committee.

RECOMMENDATION:

1. THAT Council endorse the establishment of the North Sydney Disability Inclusion Committee.

2. THAT Council adopt the Terms of Reference of the North Sydney Disability Inclusion Committee.

3. THAT Council select a Councillor as Chair of the North Sydney Disability Inclusion Committee.

A Motion was moved by Councillor Welch and seconded by Councillor Gibson:

- 1. THAT** Council endorse the establishment of the North Sydney Disability Inclusion Committee.
- 2. THAT** Council adopt the Terms of Reference of the North Sydney Disability Inclusion Committee.
- 3. THAT** Council endorse Councillor Beregi as Chair of the North Sydney Disability Inclusion Committee.

The Motion was put and **Carried**.

Voting was as follows:

For/Against 10 / 0

For: Councillor Baker, Councillor Beregi, Councillor Bourke, Councillor Gibson, Councillor Lamb, Councillor Lepouris, Councillor Mutton, Councillor Santer, Councillor Spenceley and Councillor Welch

Against: Nil

Absent: Nil

237. RESOLVED:

- 1. THAT** Council endorse the establishment of the North Sydney Disability Inclusion Committee.
- 2. THAT** Council adopt the Terms of Reference of the North Sydney Disability Inclusion Committee.
- 3. THAT** Council endorse Councillor Beregi as Chair of the North Sydney Disability Inclusion Committee.

10.7. Code of Conduct Investigation Report

AUTHOR: Shane Sullivan, Executive Manager

PURPOSE:

The purpose of this report is for Council to consider a matter in accordance with the Procedures for the Administration of the Model Code of Conduct for Local Councils.

- Should Council wish to discuss this report it is noted that the attached confidential documents include information about alleged contraventions of any code of conduct requirements applicable under section 440 of the Local Government Act and as such must be considered in closed session.

RECOMMENDATION:

- 1. THAT** Council resolves that the identified attachment to this report is to be treated as confidential in accordance with section 11(3) of the Local Government Act for the following reason under section 10A(2) of the Local Government Act:

(i) alleged contraventions of any code of conduct requirements applicable under section 440 of the Local Government Act.

A Motion was moved by Councillor Spenceley and seconded by Councillor Santer:

1. THAT Council move in to Closed Session to consider the item.

The Motion was put and **Carried**.

Voting was as follows:

For/Against 10 / 0

For: Councillor Baker, Councillor Beregi, Councillor Bourke, Councillor Gibson, Councillor Lamb, Councillor Lepouris, Councillor Mutton, Councillor Santer, Councillor Spenceley and Councillor Welch

Against: Nil

Absent: Nil

238. RESOLVED:

1. THAT Council move in to Closed Session to consider the item.

The meeting moved in to Closed Session at 7.21pm and all staff left the meeting with the exception of the General Manager and the Executive Manager.

Councillor Lepouris retired from the meeting at 7.24pm.

Open Council resumed at 7.50pm.

The Mayor advised that Council had made the following resolution in Closed Session:

239. RESOLVED:

1. THAT Council formally censure Councillor Lepouris for the breach under section 440G of the Local Government Act 1993 for the following conduct:

(i). Failing to appropriately identify and declare a pecuniary interest during and/or prior to the Council Meeting of 26 April 2023, when he identified his interest in 'Item 10.11 'Issue of Owner's Consent to Coles for development of Grosvenor Lane Carpark' as 'less than significant/non-pecuniary'.

(ii). Failing to appropriately identify and declare a pecuniary interest during and/or before the Council Meeting of 8 May 2023, when he participated in the consideration and vote relating to a motion to rescind 'Issue of Owner's Consent to Coles for development of Grosvenor Lane Carpark'.

11. Notices of Motion

Nil

12. Matters of Urgency

Councillor Welch sought leave under 9.3(b) of the Code of Meeting Practice to raise the following matter of urgency:

1. **THAT** Council acknowledge the significant contribution of the late Professor Mary-Louise McLaws AO to epidemiology, medical research, infection prevention and health administration.
2. **THAT** Council consult with her husband, Mr Richard Flook, in respect of the location of a tree to be planted in her memory and that following such consultation the tree be planted with a plaque identifying the reason for the planting.
3. **THAT** Council write to Mr Richard Flook and the Flook family expressing deep sympathy and condolences on the passing of Professor Mary-Louise McLaws AO and include a copy of this resolution.

The Mayor accepted the matter as urgent.

The Motion was moved by Councillor Welch and seconded by Councillor Beregi.

The Motion was put and **Carried**.

Voting was as follows:

For/Against 9 / 0

For: Councillor Baker, Councillor Beregi, Councillor Bourke, Councillor Gibson, Councillor Lamb, Councillor Mutton, Councillor Santer, Councillor Spenceley and Councillor Welch

Against: Nil

Absent: Councillor Lepouris

239. RESOLVED:

1. **THAT** Council acknowledge the significant contribution of the late Professor Mary-Louise McLaws AO to epidemiology, medical research, infection prevention and health administration.
2. **THAT** Council consult with her husband, Mr Richard Flook, in respect of the location of a tree to be planted in her memory and that following such consultation the tree be planted with a plaque identifying the reason for the planting.
3. **THAT** Council write to Mr Richard Flook and the Flook family expressing deep sympathy and condolences on the passing of Professor Mary-Louise McLaws AO and include a copy of this resolution.

13. Closure

The Meeting concluded at 7:53 pm.