



WAVERLEY
COUNCIL

**MINUTES OF THE EXTRAORDINARY COUNCIL MEETING
HELD AT WAVERLEY COUNCIL CHAMBERS
ON TUESDAY, 29 MARCH 2016**

Present:

Councillor Sally Betts (Mayor) (Chair)	Hunter Ward
Councillor Tony Kay (Deputy Mayor)	Waverley Ward
Councillor Angela Burrill	Lawson Ward
Councillor Andrew Cusack	Lawson Ward
Councillor Leon Goltsman	Hunter Ward
Councillor Miriam Guttman-Jones	Hunter Ward
Councillor Bill Mouroukas	Waverley Ward
Councillor Ingrid Strewé	Waverley Ward
Councillor John Wakefield	Bondi Ward
Councillor Dominic Wy Kanak	Bondi Ward

Staff in attendance:

Arthur Kyron	General Manager
Cathy Henderson	Director, Waverley Life

At the commencement of proceedings at 6.30 pm, those present were as listed above, with the exception of Cr Wakefield, who arrived at 6.45 pm.

PRAYER AND ACKNOWLEDGEMENT OF INDIGENOUS HERITAGE

The Mayor read the following Opening Prayer and Acknowledgement of Indigenous Heritage:

God, we pray for wisdom to govern with justice and equity. That we may see clearly and speak the truth and that we work together in harmony and mutual respect. May our actions demonstrate courage and leadership so that in all our works thy will be done. Amen.

Waverley Council respectfully acknowledges our Indigenous heritage and recognises the ongoing Aboriginal traditional custodianship of the land which forms our Local Government Area.

1. Apologies/Leaves of Absence

Apologies were received and accepted from Crs Clayton and Masselos.

2. Declarations of Pecuniary and Non-Pecuniary Interests

The Chair called for declarations of interest and none were received.

3. Addresses to Council by Members of the Public

There were no addresses to Council.

4. Closed Session**CM/4/16.03E2 Closed Session**

Before the motion to close the meeting was put, the Chair provided an opportunity for members of the public to make representations as to whether this part of the meeting should be closed. None were received.

MOTION / DECISION

Mover: Cr Betts

Seconder: Cr Kay

That:

1. Council moves into closed session to deal with the matters listed below, which are classified as confidential under the provisions of section 10A (2) of the *Local Government Act 1993* for the reasons specified:

CM/4.1/16.03E2 CONFIDENTIAL REPORT – Prospect for Affordable Housing Purchase

This matter is considered to be confidential in accordance with section 10A(2)(c) of the *Local Government Act*, and Council is satisfied that discussion of the matter in an open meeting would, on balance, be contrary to the public interest as it deals with information that would, if disclosed, confer a commercial advantage on a person with whom the Council is conducting (or

proposes to conduct) business.

2. Pursuant to section 10A(1), 10(2) and 10A(3) of the *Local Government Act 1993*, the media and public be excluded from the meeting on the basis that the business to be considered is classified confidential under the provisions of section 10A(2) of the *Local Government Act 1993*.
3. The correspondence and reports relevant to the subject business be withheld from the media and public as provided by section 11(2) of the *Local Government Act 1993*.

Cr Kanak requested that it be recorded in the minutes that he voted against the Motion.

At 6.31 pm, Council moved into closed session.

**CM/4.1/16.03E2 CONFIDENTIAL REPORT – Prospect for Affordable Housing Purchase
(A14/0349)**

MOTION / DECISION

Mover: Cr Kay
Seconder: Cr Betts

That Council:

1. Treats this report as confidential in accordance with section 11(3) of the *Local Government Act 1993*, as it relates to a matter specified in section 10A(2)(c) of the *Local Government Act 1993*. The report contains information that would, if disclosed, confer a commercial advantage on a person with whom the Council is conducting (or proposes to conduct) business.
2. Commits to an extension of the Memorandum of Understanding with Bridge Housing until 31 April 2016 to facilitate the joint purchase of the property mentioned in section 3 of the confidential report.
3. Authorises the General Manager to complete all necessary arrangements to purchase as tenants in common with Bridge Housing Limited the property mentioned in section 3 of the confidential report, provided that:
 - (a) The maximum sum, offer or bid to purchase the property mentioned in section 3 of the confidential report be the sum referred to in section 6 of the confidential report but amended to replace 10 per cent with 15 per cent.
 - (b) Due diligence reports, including legal advice, are acceptable to the General Manager and Mayor.
 - (c) The purchase agreement complies with the Memorandum of Understanding.
 - (d) Bridge Housing Limited has agreed to the purchase.
4. Authorises the Bridge Housing Development Director to bid and/or make an offer on behalf of Council as joint purchaser of the property up to an amount agreed between Bridge Housing, the General Manager and the Mayor which is no higher than the amount referred to in clause 3 above, and that the General Manager provides the necessary documentation to the agent to facilitate this.

Cr Kanak requested that it be recorded in the minutes that he voted against the Motion.

5. Resuming in Open Session

CM/5/16.03E2 Resuming in Open Session

MOTION / DECISION

Mover: Cr Betts

Seconder: Cr Kay

That Council resumes in open session.

At 6.54 pm, Council resumed in open session.

Resolutions from closed session made public

In accordance with clause 253 of the Local Government (General) Regulation 2005, when the meeting resumed in open session the Chair announced the resolutions made by Council, including the names of the movers and seconders, while the meeting was closed to members of the public and the media.

6. Meeting Closure

THE MEETING CLOSED AT 6.56 PM.

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SIGNED AND CONFIRMED
MAYOR
19 APRIL 2016