



WAVERLEY  
COUNCIL

**MINUTES OF THE WAVERLEY EXTRAORDINARY COUNCIL MEETING  
HELD AT WAVERLEY COUNCIL CHAMBERS  
ON SATURDAY, 30 APRIL 2016**

**Present:**

Councillor Sally Betts (Mayor) (Chair)	Hunter Ward
Councillor Tony Kay (Deputy Mayor)	Waverley Ward
Councillor Angela Burrill	Lawson Ward
Councillor Joy Clayton	Bondi Ward
Councillor Andrew Cusack	Lawson Ward
Councillor Leon Goltsman	Hunter Ward
Councillor Miriam Guttman-Jones	Hunter Ward
Councillor Paula Masselos	Lawson 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:**

Peter Brown	General Manager
Cathy Henderson	Director, Waverley Life
Jane Worthy	Internal Ombudsman

*At the commencement of proceedings at 8.00 am, those present were as listed above, with the exception of Cr Wakefield, who arrived at 8.02 am.*

**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.*

AT THIS STAGE IN THE PROCEEDINGS, THE FOLLOWING MOTION WAS MOVED:

**MOTION**

Mover: Cr Wy Kanak  
Seconder: Cr Masselos

That:

1. Council allows the meeting to be recorded by members of the public because of the high public interest and for transparency.
2. The Mayor provides a verbal explanation as to why she does not support the recording of the meeting.

THE MOTION WAS PUT AND DECLARED LOST.

**Division**

**For the Motion:** Crs Guttman-Jones, Masselos, Strewé, Wakefield and Wy Kanak.

**Against the Motion:** Crs Betts, Burrill, Clayton, Cusack, Kay, Goltsman and Mouroukas.

**1. Apologies/Leaves of Absence**

There were no apologies.

**2. Declarations of Pecuniary and Non-Pecuniary Interests**

The Chair called for declarations of interest and the following were received:

- 2.1 Cr Wy Kanak declared a less than significant non-pecuniary interest in Item CM/4.1/16.04E – Rescission Motion – Council Meeting 19 April 2016 – CM/7.4/16.04 – Bondi Pavilion Upgrade and Conservation Project, and informed the meeting that he uses the Pavilion.
- 2.2 Cr Strewé declared a less than significant non-pecuniary interest in Item CM/4.1/16.04E – Rescission Motion – Council Meeting 19 April 2016 – CM/7.4/16.04 – Bondi Pavilion Upgrade and Conservation Project, and informed the meeting that she uses the Pavilion.

- 2.3 Cr Masselos declared a less than significant non-pecuniary interest in Item CM/4.1/16.04E – Rescission Motion – Council Meeting 19 April 2016 – CM/7.4/16.04 – Bondi Pavilion Upgrade and Conservation Project, and informed the meeting that she uses the Pavilion.
- 2.4 Cr Clayton declared a less than significant non-pecuniary interest in Item CM/4.1/16.04E – Rescission Motion – Council Meeting 19 April 2016 – CM/7.4/16.04 – Bondi Pavilion Upgrade and Conservation Project, and informed the meeting that she uses the Pavilion.

### 3. Addresses to Council by Members of the Public

- 3.1 Professor J Knowles – Item CM/4.1/16.04E – Rescission Motion – Council Meeting 19 April 2016 – CM/7.4/16.04 – Bondi Pavilion Upgrade and Conservation Project.
- 3.2 L Kulakauskas (on behalf of Bondi Beach Precinct) – Item CM/4.1/16.04E – Rescission Motion – Council Meeting 19 April 2016 – CM/7.4/16.04 – Bondi Pavilion Upgrade and Conservation Project.
- 3.3 P Winkler – Item CM/4.1/16.04E – Rescission Motion – Council Meeting 19 April 2016 – CM/7.4/16.04 – Bondi Pavilion Upgrade and Conservation Project.
- 3.4 J Thompson (by video) – Item CM/4.1/16.04E – Rescission Motion – Council Meeting 19 April 2016 – CM/7.4/16.04 – Bondi Pavilion Upgrade and Conservation Project.

### 4. Notices of Motion

#### **CM/4.1/16.04E                      Rescission Motion – Council Meeting 19 April 2016 – CM/7.4/16.04 – Bondi Pavilion Upgrade and Conservation Project (A15/0272)**

*Cr Wy Kanak declared a less than significant non-pecuniary interest in this item, and informed the meeting that he uses the Pavilion.*

*Cr Strewe declared a less than significant non-pecuniary interest in this item, and informed the meeting that she uses the Pavilion.*

*Cr Masselos declared a less than significant non-pecuniary interest in this item, and informed the meeting that she uses the Pavilion.*

*Cr Clayton declared a less than significant non-pecuniary interest in this item, and informed the meeting that she uses the Pavilion.*

AT THIS STAGE IN THE PROCEEDINGS, CR WY KANAK MOVED A MOTION, SECONDED BY CR MASSELOS, THAT CLAUSE 11.15 OF COUNCIL'S CODE OF MEETING PRACTICE ('MOVING THAT A MOTION OR AMENDMENT BE NOW PUT') NOT APPLY TO THIS ITEM.

THE MOTION WAS PUT AND DECLARED LOST ON THE CASTING VOTE OF THE MAYOR.

#### **Division**

**For the Motion:**                      Crs Clayton, Guttman-Jones, Masselos, Strewe, Wakefield and Wy Kanak.

**Against the Motion:**              Crs Betts, Burrill, Cusack, Kay, Goltsman and Mouroukas.

Notice of Motion submitted by Crs Masselos, Strewé and Wakefield.

**MOTION**

Mover: Cr Wakefield

Seconder: Cr Masselos

That the Rescission Motion be adopted.

**BACKGROUND**

The Bondi Pavilion Upgrade and Conservation Project matter was last considered by Council at its meeting on 19 April 2016. Subsequent to the meeting, the following Notice of Rescission was submitted by Crs Masselos, Strewé and Wakefield:

'We the undersigned Councillors wish to rescind the Council decision passing Agenda item CM/7.4/16.04 Bondi Pavilion Upgrade and Conservation Project taken at the 19 April Council Meeting. Councillors Masselos, Strewé and Wakefield.'

**AMENDMENT (WITHDRAWN)**

Mover: Cr Wy Kanak

Seconder:

That the Rescission Motion be taken as lodged in accordance with Council's Code of Meeting Practice.

AT THIS STAGE IN THE PROCEEDINGS, CR GOLTSMAN MOVED THAT THE MOTION BE NOW PUT, WHICH WAS DECLARED CARRIED.

**Division****For the Motion:** Crs Betts, Burrill, Clayton, Cusack, Kay, Goltsman and Mouroukas.**Against the Motion:** Crs Guttman-Jones, Masselos, Strewé, Wakefield and Wy Kanak.

THE MOTION WAS THEN PUT AND DECLARED LOST ON THE CASTING VOTE OF THE MAYOR.

**Division****For the Motion:** Crs Clayton, Guttman-Jones, Masselos, Strewé, Wakefield and Wy Kanak.**Against the Motion:** Crs Betts, Burrill, Cusack, Kay, Goltsman and Mouroukas.**5. Meeting Closure**

**THE MEETING CLOSED AT 9.31 AM.**

.....  
**SIGNED AND CONFIRMED**  
**MAYOR**  
**17 MAY 2016**