



Council Chambers
3 October 2024

An Extraordinary Meeting of Council will be held on Cammeraygal lands at the Council Chambers, North Sydney at **6:00pm** on Tuesday 8 October 2024. The agenda is as follows.

THERESE COLE
CHIEF EXECUTIVE OFFICER

North Sydney Council is an Open Government Council. The records of Council are available for public viewing in accordance with this policy, with the only exception being made for certain confidential documents such as legal advice, matters required by legislation not to be divulged, and staff matters.

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- 1. Opening of Meeting**
 - 2. Acknowledgement of Country**
 - 3. Apologies and applications for leaves of absence or attendance by audio-visual link by councillors**
 - 4. Disclosures of Interests**
 - 5. Public Forum**
 - 6. Reports to Council**
 - 10.1. Election of Mayor
 - 10.2. Election of Deputy Mayor
 - 10.3. Using Countbacks to fill Casual Vacancies
 - 10.4. Council Meeting Schedule 2024/25
 - 10.5. 2024 Local Government NSW Annual Conference - Delegates and Motions
 - 10.6. Appointment of Council representatives on Council committees and external bodies
 - 7. Notices of Motion/Questions with Notice**

Nil
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8. Matters of Urgency

Raised by Councillors

9 Closure of Meeting

In the spirit of open, accessible, and transparent government, the Council meetings of North Sydney Council will be streamed live via Council's website. By speaking at a Council meeting, members of the public agree to being recorded and must ensure their speech to the Council is respectful and use appropriate language. A person who uses defamatory, discriminatory, or offensive language may be exposed to liability for which Council takes no responsibility. Any part of the meeting that is held in Closed Session will not be recorded.

TO: Councillors Antonini, Baker, Beregi, Carr, Holding, Hoy, Keen, Santer, Spenceley, and Welch

EXTRAORDINARY MEETING OF COUNCIL TO BE HELD ON TUESDAY 8 OCTOBER 2024

1. OPENING MEETING

2. ACKNOWLEDGEMENT OF COUNTRY

3. APOLOGIES AND APPLICATIONS FOR LEAVES OF ABSENCE OR ATTENDANCE BY AUDIO-VISUAL LINK BY COUNCILLORS

4. DISCLOSURES OF INTEREST

5. PUBLIC FORUM

6. REPORTS TO COUNCIL

10.1. Election of Mayor

Report of Ian Curry, Manager Governance

The purpose of this report is to facilitate the election of the Mayor for the period 8 October 2024 to 30 September 2026, in accordance with section 230 of the Local Government Act NSW 1993 (the Act).

- The term for the position of the Mayor elected by Councillors is two years (October 2024- September 2026).

- The returning officer is to be the Chief Executive Officer, or a person appointed by the Chief Executive Officer.

- Nominations must be in writing, in accordance with clause 2 of Schedule 7 of the Local

Government (General) Regulation 2005 (The Schedule), a copy of which is attached.

- Nominations must be provided to the Chief Executive Officer (via Governance, or directly) prior to the commencement of the election. Councillors are encouraged to submit nominations in advance to ensure their validity is confirmed prior to the election. Schedule 7 governs the election of a Mayor or Deputy Mayor by councillors.

RECOMMENDATION:

1. THAT an election be held to elect a Mayor for the period 8 October 2024 to 30 September 2026.

2. THAT Council determine the method of voting.

3. THAT the Coordinator General, Planning Delivery and Local Government and the Secretary and Chief Executive Officer of Local Government New South Wales be advised of the election result.

10.2. Election of Deputy Mayor

Report of Ian Curry, Manager Governance

The purpose of this report is to facilitate an election for the position of Deputy Mayor, in accordance with Council's Deputy Mayor Policy. In accordance with the Local Government (General) Regulation 2005, the Chief Executive Officer is the Returning Officer.

- Council's Deputy Mayor Policy and Section 231 of the Local Government Act 1993 states that Council may elect a Deputy Mayor. The Policy provides that the Deputy Mayor will be appointed for a period from 1 October to 30 September. However, the legislation provides that the Deputy Mayor may be elected for the Mayoral term, or a shorter term.

- Nominations must be in writing, in accordance with clause 2 of Schedule 7 of the Local Government (General) Regulation 2005 (The Schedule), a copy of which is attached to the previous report.

- Nominations must be provided to the Chief Executive Officer (via Governance, or directly) prior to the commencement of the election. Councillors are encouraged to submit nominations in advance to ensure their validity is confirmed prior to the election. Schedule 7 governs the election of a Mayor, or Deputy Mayor, by councillors.

RECOMMENDATION:

1. THAT Council resolve to appoint a Councillor to be the Deputy Mayor in accordance with section 231(1) of the Local Government Act 1993.

2. THAT an election be held to elect a Deputy Mayor for the period 8 October 2024 to 30 September 2025.

3. THAT Council determine the method of voting as open voting in accordance with Council's Deputy Mayor Policy.

4. THAT the Coordinator General, Planning Delivery and Local Government and the Secretary and Chief Executive Officer of Local Government New South Wales be advised of the election result.

10.3. Using Countbacks to fill Casual Vacancies

Report of Ian Curry, Manager Governance

To propose that Council exercise the option of using a countback of votes cast at the last ordinary election to fill casual vacancies occurring in the offices of Councillors in the first 18 months after the election.

- Following the December 2021 Local Government Elections, for the first time Councils had the option of using a countback of votes cast at the ordinary election to fill casual vacancies occurring in the offices of Councillors in the first 18 months after the election.

- This will allow Councils to use a countback to fill vacancies at a lower cost than the cost of holding a by-election.

- If Council does not resolve to take advantage of this provision at the first meeting after the election, it will be required to fill any casual vacancy through a by-election.
- The Office of Local Government (OLG) has provided wording for a recommendation should Council wish to exercise this option.

RECOMMENDATION:

1. THAT Council, pursuant to section 291A(1)(b) of the Local Government Act 1993, declare that casual vacancies occurring in the office of a Councillor within 18 months after the last ordinary election of Councillors for the Council on 14 September 2024, are to be filled by a countback of votes cast at that election for the office in accordance with section 291A of the Act and directs the Chief Executive Officer to notify the Electoral Commissioner for NSW of Council's decision within 7 days of this decision.

10.4. Council Meeting Schedule 2024/25

Report of Ian Curry, Manager Governance

The purpose of this report is to determine a schedule of Council Meeting dates for 2024/24.

- The Local Government Act prescribes that Councils are required to meet at least 10 times each year, each time in a different month.
- In June 2022, Council adopted a fortnightly schedule for Council meetings.
- This report proposes a schedule of Council meetings to September 2025 and a change of start time to 7.00pm.

RECOMMENDATION:

1. THAT Council adopts the attached Council Meeting schedule for 2024/25 and note the change of start time from 6.30pm to 7.00pm.

2. THAT Council notes the attached planned Agenda publication dates for Council Meetings in 2024/25.

10.5. 2024 Local Government NSW Annual Conference - Delegates and Motions

Report of Ian Curry, Manager Governance

The purpose of this report is to outline the process for submitting Motions for consideration at the Local Government NSW (LGNSW) Annual Conference.

- The Local Government NSW (LGNSW) Annual Conference is taking place from 17 to 19 November 2024, at Tamworth Regional Entertainment and Conference Centre, and will feature a range of keynote speakers, workshops, training sessions, and more.
- As the main policy-making event for the NSW local government sector, the Annual Conference is an opportunity to help set the advocacy agenda for the year ahead. Motions passed at the Conference become Resolutions, which LGNSW actions on behalf of its members, as part of its advocacy program.
- This is the follow-up to a report submitted to Council in June 2024

RECOMMENDATION:

1. THAT Council nominates five voting delegates for the 2024 LGNSW Conference at Tamworth Regional Entertainment and Conference Centre.

2.THAT other councillors interested in attending the conference as non-voting delegates advise the Chief Executive Officer as soon as practicable, noting that no further registrations will be made following Monday 14 October 2024.

3. THAT Councillors submit suggested issues for Council's consideration as Motions to the LGNSW Annual Conference.

10.6. Appointment of Council representatives on Council committees and external bodies

Report of Ian Curry, Manager Governance

To appoint Councillors as representatives on groups or committees external to the Council, as well as two committees required through legislated guidelines.

North Sydney Council holds positions on or participates in groups or committees external to the Council, as well as two committees required through legislated guidelines.

The following committees and other bodies require Council to nominate representatives:

- Northern Suburbs Regional Organisation of Councils (NSROC) - The Mayor, one representative, and one alternate;
- Shorelink Committee (Library Network) - one representative and one alternate; and
- Sydney Coastal Councils Group - two representatives
- Audit Risk and Improvement Committee - one representative
- Access and Inclusion Committee - one representative (Chair)

RECOMMENDATION:

1.THAT Council appoint to the Northern Sydney Regional Organisation of Councils (NSROC) as representatives the Mayor, and Councillor _____ and Councillor _____ (alternate) and _____ (alternate) as its representative for the term until September 2026.

2.THAT Council appoint to the Shorelink Committee (Library Network) Councillor _____ and Councillor _____ (alternate) for this term of Council.

3.THAT Council appoint to the Sydney Coastal Councils Group Councillor _____ as delegate and Councillor _____ as Executive representative for this term of Council.

4.THAT Council appoint to the Audit Risk and Improvement Committee Councillor _____ for this term of Council.

5.THAT Council appoint to the Access and Inclusion Committee Councillor _____ for this term of Council.

6. THAT Council write to the external bodies to inform them of Council's representatives.

6. NOTICES OF MOTION

Nil

12. MATTERS OF URGENCY

13. CLOSURE
