

# **EXTRAORDINARY COUNCIL MEETING**

## **MINUTES**

Held in the Council Chambers, City of Canada Bay Civic Centre, Drummoyne

**Wednesday, 20 December 2023**

Unconfirmed

## **Minutes of an Extraordinary Council Meeting**

**Held on Wednesday 20 December 2023**

**At the Council Chambers, City of Canada Bay Civic Centre, Drummoyne**

**Commencing at 5:31 PM**

### **Present:**

Cr Bazouni	Councillor
Cr Cordaro	Councillor
Cr Di Pasqua	Councillor
Cr Ferguson	Councillor
Cr Jago	Councillor
Cr Little	Councillor
Cr Megna	Councillor
Cr Ruggeri	Councillor

### **Officers in attendance:**

Mr J Clark	General Manager
Ms M Cologna	Director Environment and Planning
Mr E Hutchings	Director Corporate Services and Strategy
Mr G Schuettrumpf	Director City Assets
Mr P Edney	Acting Director Community, Culture and Leisure
Ms M Lee	Manager Governance and Customer Services

### **NOTES**

The meeting commenced at 5.31pm and concluded at 5.51pm.

## Table of Contents

<b>1</b>	<b>ACKNOWLEDGEMENT OF COUNTRY.....</b>	<b>4</b>
<b>2</b>	<b>APOLOGIES AND APPLICATIONS FOR LEAVE OF ABSENCE BY COUNCILLORS.....</b>	<b>4</b>
<b>3</b>	<b>DISCLOSURES OF INTERESTS .....</b>	<b>4</b>
<b>4</b>	<b>CORPORATE SERVICES AND STRATEGY DIRECTORATE REPORTS.....</b>	<b>4</b>
	Item 4.1 Operation Tolosa .....	4
	Item 4.2 Vacancy in the Office of Mayor .....	5

## 1 ACKNOWLEDGEMENT OF COUNTRY

The City of Canada Bay acknowledges the Wangal clan, one of the 29 tribes of the Eora nation and the traditional custodians of this land.

The City's Council pays respect to Elders past and present and extends this respect to all Aboriginal people living in or visiting the City of Canada Bay.

## 2 APOLOGIES AND APPLICATIONS FOR LEAVE OF ABSENCE BY COUNCILLORS

### APOLOGIES

Nil

## 3 DISCLOSURES OF INTERESTS

Nil

## 4 CORPORATE SERVICES AND STRATEGY DIRECTORATE REPORTS

### ITEM 4.1 OPERATION TOLOSA

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#### RESOLVED 286/23

Moved: Cr Megna

Seconded: Cr Jago

That:

1. The tabling of the Independent Commission Against Corruption (ICAC) report of its investigation titled 'Operation Tolosa' be noted.
2. It be noted that the Operation Tolosa report did not include:
  - (a) Any findings against any past or present Council Official, being Councillors and staff, except for Angelo Tsirekas
  - (b) Any recommendations in relation to Council's Governance framework or systems.
3. It be noted that on 13 December 2023, the Governor of New South Wales dismissed Angelo Tsirekas from civic office and disqualified him from holding civic office for a period of five years, with this dismissal being effective immediately and the period of disqualification commencing on that day.

**CARRIED**

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**ITEM 4.2 VACANCY IN THE OFFICE OF MAYOR**

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**MOTION**

Moved: Cr Bazouni

Seconded: Cr Di Pasqua

That:

1. Council nominates Councillor Megna for the Governor of NSW to appoint to the vacant office of Mayor for the remainder of the current term of Council in accordance with Section 294(3) of the Local Government Act 1993.
  2. Council writes to the Minister of Local Government advising of the outcome of 1 above and seeks his assistance in referring the nomination to the Governor of NSW.
  3. Upon a Councillor being appointed to the vacant office of Mayor pursuant to 1 above, Council make application to the Minister for Local Government, in accordance with Section 294(2) of the Local Government Act 1993, to dispense with the requirement to fill the casual vacancy of Councillor.
  4. Deputy Mayor Joseph Cordaro be paid the Mayoral fee, effective from 10 November 2023 until such time a new Mayor is appointed by the Governor of NSW.
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**AMENDMENT**

Moved: Cr Di Pasqua

Seconded: Cr Jago

That a vote be conducted to nominate a Councillor for the Governor of NSW to appoint to the vacant office of Mayor for the remainder of the current term of Council in accordance with Section 294(3) of the Local Government Act 1993.

**CARRIED**

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*Note: The Amendment was Carried and became the Motion.*

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**RESOLVED 287/23**

Moved: Cr Di Pasqua

Seconded: Cr Jago

That a vote be conducted to nominate a Councillor for the Governor of NSW to appoint to the vacant office of Mayor for the remainder of the current term of Council in accordance with Section 294(3) of the Local Government Act 1993.

**CARRIED**

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*Note: It was noted that, if required, the Director Corporate Services and Strategy would undertake the role of Returning Officer to conduct the vote to determine the Councillor*

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*nomination to be forwarded to the Governor of NSW for recommendation of appointment to the vacant office of Mayor for the remainder of the current term of Council.*

*The Director of Corporate Services and Strategy advised that if there was more than one (1) Councillor nominated, the Council must resolve whether the election will be by:*

- *Open Voting (show of hands)*
- *Ordinary Ballot*
- *Preferential Ballot*

*It was confirmed that there would be more than one (1) Councillor nominated and therefore determination of the method of voting was required.*

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**RESOLVED 288/23**

Moved: Cr Di Pasqua

Seconded: Cr Jago

That the Vote be conducted by the Open Voting (show of hands) method.

**CARRIED**

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*Note: The Returning Officer invited nominations of candidates for the vote for a Councillor to be nominated to the Governor for the vacant office of the Mayor for the remainder of the current term of Council.*

*The Returning Officer announced that nominations had been received for Councillor Little and Councillor Megna, and called for further nominations.*

*On there being no further nominations and as there were two nominations received, a vote took place through the open voting method (show of hands.)*

*As a result of the vote for each Councillor (in order of receipt of their nomination i.e. Councillor Little followed by Councillor Megna), Councillor Little received three (3) votes and Councillor Megna received five (5) votes. Accordingly, Councillor Megna was confirmed as the councillor to be nominated to the Governor for the vacant office of Mayor for the remainder of the current term of Council.*

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**RESOLVED 289/23**

Moved: Cr Jago

Seconded: Cr Ruggeri

That:

1. Council nominates Councillor Megna for the Governor of NSW to appoint to the vacant office of Mayor for the remainder of the current term of Council in accordance with Section 294(3) of the Local Government Act 1993.
  2. Council writes to the Minister of Local Government advising of the outcome of 1 above and seeks his assistance in referring the nomination to the Governor of NSW.
  3. Upon a Councillor being appointed to the vacant office of Mayor pursuant to 1 above, Council make application to the Minister for Local Government, in accordance with Section 294(2) of the Local Government Act 1993, to dispense with the requirement to fill the casual vacancy of Councillor.
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4. Deputy Mayor Joseph Cordaro be paid the Mayoral fee, effective from 10 November 2023 until such time a new Mayor is appointed by the Governor of NSW.

**CARRIED**

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The meeting concluded at 5.51pm.

This is the final page of the minutes comprising 7 pages numbered 1 to 7 of the Extraordinary Council Meeting held on Wednesday 20 December 2023 and confirmed on Tuesday 20 February 2024.

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Mayor

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General Manager