



WAVERLEY  
COUNCIL

**MINUTES OF THE OPERATIONS AND COMMUNITY SERVICES COMMITTEE MEETING  
HELD BY VIDEO CONFERENCE ON TUESDAY, 1 SEPTEMBER 2020**

**Present:**

Councillor George Copeland (Chair)	Waverley Ward
Councillor Paula Masselos (Mayor)	Lawson Ward
Councillor Elaine Keenan (Deputy Mayor)	Lawson Ward
Councillor Sally Betts	Hunter Ward
Councillor Angela Burrill	Lawson Ward
Councillor Leon Goltsman	Bondi Ward
Councillor Tony Kay	Waverley Ward
Councillor Steven Lewis	Hunter Ward
Councillor Will Nemes	Hunter Ward
Councillor Marjorie O'Neill	Waverley Ward
Councillor John Wakefield	Bondi Ward
Councillor Dominic Wy Kanak	Bondi Ward

**Staff in attendance:**

Ross McLeod	General Manager
John Clark	Director, Customer Service and Organisation Improvement
Peter Monks	Director, Planning, Environment and Regulatory
Emily Scott	Director, Community, Assets and Operations
Karen Mobbs	General Counsel
Darren Smith	Chief Financial Officer
Al Johnston	Acting Manager, Governance

*At the commencement of proceedings at 7.04 pm, those present were as listed above, with the exception of Cr Betts, who arrived at 7.06 pm, and Cr Burrill, who arrived at 7.07 pm.*

*At 8.16 pm, Cr Masselos left the meeting and did not return.*

**PRAYER AND ACKNOWLEDGEMENT OF INDIGENOUS HERITAGE**

The Chair 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**

There were no apologies.

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

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

**3. Addresses by Members of the Public**

There were no addresses by members of the public.

**4. Confirmation of Minutes**

**OC/4.1/20.09 Confirmation of Minutes - Operations and Community Services Committee Meeting - 7 July 2020 (SF20/43)**

**MOTION / DECISION**

Mover: Cr Copeland  
Seconder: Cr Lewis

That the minutes of the Operations and Community Services Committee Meeting held on 7 July 2020 be received and noted, and that such minutes be confirmed as a true record of the proceedings of that meeting.

## 5. Reports

### OC/5.1/20.09 Bondi Rescue - Proposal for Future Seasons (A20/0420)

#### MOTION

Mover: Cr Wakefield

Seconder: Cr Goltsman

That Council:

1. Agrees in principle to the request from Cordell Jigsaw Zapruder (CJZ) to film Season 16 of Bondi Rescue during the 2020–21 summer season.
2. Subject to finalisation of the agreement between CJZ and Council's lifeguards for an additional payment to Council's lifeguards for promotional services, authorises the General Manager to negotiate and enter into a contract on behalf of Council with CJZ for the filming of Season 16 of Bondi Rescue on the following terms:
  - (a) CJZ will pay Council a minimum fee of \$115,000 plus 5% of net profits for the series (Season 16).
  - (b) Filming will last for a total of 10 weeks between 1 December and 30 April, with an option to allow ad hoc filming of additional lifeguard-related events by written agreement.
  - (c) Options for Seasons 17 (2021-22) and 18 (2022-23) to be included in the agreement.
3. Applies income from the contract arrangement to activities that broadly improve public safety, lifeguard services or risk management in relation to Waverley's beaches and coastal parks.

THE MOVER OF THE MOTION THEN ACCEPTED THE ADDITION OF A NEW CLAUSE 4.

THE MOTION AS AMENDED WAS THEN PUT AND DECLARED CARRIED UNANIMOUSLY.

#### UNANIMOUS DECISION:

That Council:

1. Agrees in principle to the request from Cordell Jigsaw Zapruder (CJZ) to film Season 16 of Bondi Rescue during the 2020–21 summer season.
2. Subject to finalisation of the agreement between CJZ and Council's lifeguards for an additional payment to Council's lifeguards for promotional services, authorises the General Manager to negotiate and enter into a contract on behalf of Council with CJZ for the filming of Season 16 of Bondi Rescue on the following terms:
  - (a) CJZ will pay Council a minimum fee of \$115,000 plus 5% of net profits for the series (Season 16).
  - (b) Filming will last for a total of 10 weeks between 1 December and 30 April, with an option to allow ad hoc filming of additional lifeguard-related events by written agreement.
  - (c) Options for Seasons 17 (2021-22) and 18 (2022-23) to be included in the agreement.
3. Applies income from the contract arrangement to activities that broadly improve public safety, lifeguard services or risk management in relation to Waverley's beaches and coastal parks.

4. Notes that the new agreement between CJZ and Council will include contractual arrangements about limited and identified filming at Tamarama and Bronte beaches.

**OC/5.2/20.09 Bondi Pavilion Ceramic Wall Tile Artwork - Deaccession (A15/0272)****MOTION / DECISION**

Mover: Cr Wakefield  
Seconder: Cr Keenan

That Council:

1. Adopts the recommendation of the Waverley Public Art Committee that the two tiled ceramic wall artworks contained in the North and South foyer walls of the Bondi Pavilion be deaccessioned.
2. Notes the deaccession is compliant with the Waverley Art Collection Acquisition and Deaccessioning Guidelines.
3. Authorises staff to notify both the original artists who created the work of the deaccession and the builders to initiate the process of the works removal, as outlined in the report.

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

**OC/5.3/20.09 North Bondi Kids Pool Artwork - Commissioning Process (A18/0752)****MOTION**

Mover: Cr Wy Kanak  
Seconder: Cr Wakefield

That Council endorses the open market 'submission of interest' process for the commissioning of the North Bondi Kids Pool Wall Artwork, as detailed in this report, with an additional call to the First Nations community asserting a current connection to country to propose artwork for the North Bondi Kids Pool Wall symbolic of this contemporary connection.

THE MOVER OF THE MOTION THEN ACCEPTED AN AMENDMENT TO THE MOTION SUCH THAT MOTION NOW READS AS FOLLOWS:

That Council endorses the open market 'submission of interest' process for the commissioning of the North Bondi Kids Pool Wall Artwork, as detailed in this report. The process will include a call to the First Nations community asserting a current connection to country to propose artwork for the North Bondi Kids Pool Wall symbolic of this contemporary connection.

**AMENDMENT**

Mover: Cr Goltsman  
Seconder: Cr Bets

That the Motion be amended to read as follows:

'That Council endorses the open market "submission of interest" process for the commissioning of the North Bondi Kids Pool Wall Artwork, as detailed in this report.'

THE AMENDMENT WAS PUT AND DECLARED LOST

**Division****For the Amendment:** Crs Betts, Burrill, Kay, Goltsman and Nemesh.**Against the Amendment:** Crs Copeland, Keenan, Lewis, Masselos, O'Neill, Wakefield and Wy Kanak.

THE MOVER OF THE MOTION THEN ACCEPTED THE ADDITION OF A NEW CLAUSE AND AMENDMENTS TO THE MOTION.

THE MOTION AS AMENDED WAS THEN PUT AND DECLARED CARRIED.

**DECISION:**

That Council:

1. Endorses the open market 'submission of interest' process for the commissioning of the North Bondi Kids Pool Wall Artwork, as detailed in this report.
2. Includes in this process a call to the First Nations community who have a current connection to country to propose artwork for the North Bondi Kids Pool Wall symbolic of this contemporary connection.
3. Notes that the budget for this public artwork is \$300,000.

**Division****For the Motion:** Crs Burrill, Copeland, Goltsman, Kay, Keenan, Lewis, Masselos, Nemesh, O'Neill, Wakefield and Wy Kanak.**Against the Motion:** Cr Betts.**6. Urgent Business****OC/6.1/20.09 Coronavirus (COVID-19) (A20/0245)**

*The Chair ruled that this matter was urgent.*

**MOTION / DECISION**

Mover: Cr Wakefield

Secunder: Cr Goltsman

That Council deals with this matter as an item of urgent business.

**Division****For the Motion:** Crs Betts, Burrill, Copeland, Goltsman, Kay, Lewis, Nemesh, O'Neill, Wakefield and Wy Kanak.**Against the Motion:** Cr Keenan.

*Cr Masselos was not present for the vote on this item.*

**MOTION**

Mover: Cr Wakefield

Secunder: Cr Goltsman

That Council:

1. Notes that Waverley has had both the largest number and the highest rate of COVID-19 infections in NSW.

2. Notes that at 2.57 per 1,000, Waverley has an infection rate more than three times the next highest being Sydney City.
3. Notes State Government public health orders relating to large public crowd gatherings have been withdrawn and that this inhibits Council's ability to limit crowds on its beaches
4. Calls on the State Government to provide more resources to educate, monitor and, if necessary, enforce COVID-related regulations.
5. Seeks legal advice assessing Council's powers under public health provisions of the *Local Government Act* to require staff in retail premises within its jurisdiction to wear coverings/face masks.
6. Calls on the State government to reinstate public gathering restrictions, with particular reference to beach and park visitation.
7. Approaches the Minister for Transport and Transport NSW to request a co-ordinated approach to buses entering Waverley during peak beach visitation times.
8. Requests the State Government protect the public-transport-using residents of Waverley by mandating all passengers and drivers on public buses and trains traversing the local government area of Waverley wear face coverings, making masks widely and freely available at public transport hubs.

THE MOVER OF THE MOTION THEN ACCEPTED AMENDMENTS TO CLAUSES 1 AND 8.

THE MOTION AS AMENDED WAS THEN PUT AND DECLARED CARRIED.

**DECISION:**

That Council:

1. Notes that, whilst Waverley has a low rate of cases currently, it has both the largest number and the highest rate of COVID-19 infections in NSW.
2. Notes that at 2.57 per 1,000, Waverley has an infection rate more than three times the next highest being Sydney City.
3. Notes State Government public health orders relating to large public crowd gatherings have been withdrawn and that this inhibits Council's ability to limit crowds on its beaches
4. Calls on the State Government to provide more resources to educate, monitor and, if necessary, enforce COVID-related regulations.
5. Seeks legal advice assessing Council's powers under public health provisions of the *Local Government Act* to require staff in retail premises within its jurisdiction to wear coverings/face masks.
6. Calls on the State government to reinstate public gathering restrictions, with particular reference to beach and park visitation.
7. Approaches the Minister for Transport and Transport NSW to request a co-ordinated approach to buses entering Waverley during peak beach visitation times.
8. Requests the State Government protect public transport users by mandating all passengers and drivers on public buses, trains and ferries wear face coverings, making masks widely and freely

available at public transport hubs.

**Division**

**For the Motion:** Crs Betts, Burrill, Copeland, Goltsman, Kay, Lewis, Nemes, O'Neill, Wakefield and Wy Kanak.

**Against the Motion:** Cr Keenan.

*At 8.16 pm, during the consideration of this item, Cr Masselos left the meeting and did not return.*

**7. Meeting Closure**

**THE MEETING CLOSED AT 8.51 PM.**

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**SIGNED AND CONFIRMED**  
**CHAIR**  
**3 NOVEMBER 2020**