



WAVERLEY
COUNCIL

**MINUTES OF THE WAVERLEY COUNCIL MEETING
HELD BY VIDEO CONFERENCE/AT WAVERLEY COUNCIL CHAMBERS,
CNR PAUL STREET AND BONDI ROAD, BONDI JUNCTION ON TUESDAY, 16 FEBRUARY 2021**

Present:

Councillor Paula Masselos (Mayor) (Chair)	Lawson Ward
Councillor Elaine Keenan (Deputy Mayor)	Lawson Ward
Councillor Sally Betts	Hunter Ward
Councillor Angela Burrill	Lawson Ward
Councillor George Copeland	Waverley Ward
Councillor Leon Goltsman	Bondi Ward
Councillor Tony Kay	Waverley Ward
Councillor Steven Lewis	Hunter Ward
Councillor Will Nemesh	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
Evan Hutchings	Executive Manager, Governance and Projects

At the commencement of proceedings at 7.01 pm, those present were as listed above, with the exception of Cr Wakefield, who arrived at 7.15 pm, and Cr O'Neill, who arrived at 7.50 pm during item CM/6.2/21.02.

PRAYER AND ACKNOWLEDGEMENT OF INDIGENOUS HERITAGE

The General Manager read the following Opening Prayer:

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.

The Mayor read the following Acknowledgement of Indigenous Heritage:

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 the following were received:

- 2.1 Cr Betts declared a less than significant non-pecuniary interest in item CM/11.1/21.02 – CONFIDENTIAL REPORT – Bronte House Lease – Post-exhibition and informed the meeting that she had been contacted by one of the tenderers.
- 2.2 Cr Kay declared a less than significant non-pecuniary interest in item CM/11.1/21.02 – CONFIDENTIAL REPORT – Bronte House Lease – Post-exhibition and informed the meeting that he had been contacted by one of the tenderers.
- 2.3 Cr Goltsman declared a less than significant non-pecuniary interest in item CM/11.1/21.02 – CONFIDENTIAL REPORT – Bronte House Lease – Post-exhibition and informed the meeting that he had been contacted by one of the tenderers.
- 2.4 Cr Wy Kanak declared a less than significant non-pecuniary interest in item CM/11.1/21.02 – CONFIDENTIAL REPORT – Bronte House Lease – Post-exhibition and informed the meeting that he had been contacted by one of the tenderers.
- 2.5 Cr Copeland declared a less than significant non-pecuniary interest in item CM/11.1/21.02 – CONFIDENTIAL REPORT – Bronte House Lease – Post-exhibition and informed the meeting that he had been contacted by one of the tenderers.
- 2.6 Cr Masselos declared a less than significant non-pecuniary interest in item CM/11.1/21.02 – CONFIDENTIAL REPORT – Bronte House Lease – Post-exhibition and informed the meeting that she had been contacted by one of the tenderers.
- 2.7 Cr Keenan declared a less than significant non-pecuniary interest in item CM/11.1/21.02 – CONFIDENTIAL REPORT – Bronte House Lease – Post-exhibition and informed the meeting that she had been contacted by one of the tenderers.

3. Obituaries

John Lewis
Finn Hocking
Sonya Richards
Adam Bowen
Roz Davie

Council rose for a minute's silence for the souls of people generally who have died in our Local Government Area.

4. Addresses by Members of the Public

- 4.1 G Suttor – CM/7.12/21.02 – Bronte Cutting Safety Upgrade.
- 4.2 T Maunsell – CM/8.3/21.02 – Parking for Motorbikes and Scooters.
- 4.3 I Finch – CM/8.3/21.02 – Parking for Motorbikes and Scooters.
- 4.4 C Foster – CM/8.6/21.02 – Racism Not Welcome Campaign.
- 4.5 A resident – CM/8.7/21.02 – Race to Zero Campaign.
- 4.6 H Narulla – CM/8.7/21.02 – Race to Zero Campaign.
- 4.7 B Doherty and K Doherty – CM/8.7/21.02 – Race to Zero Campaign.
- 4.8 T Kaldor and D Beiglari – CM/8.7/21.02 – Race to Zero Campaign.
- 4.9 P Pether – CM/11.1/21.02 – CONFIDENTIAL REPORT – Bronte House Lease – Post-exhibition.
- 4.10 L Mitchell – CM/11.1/21.02 – CONFIDENTIAL REPORT – Bronte House Lease – Post-exhibition.

ITEMS BY EXCEPTION

MOTION / UNANIMOUS DECISION

Mover: Cr Masselos
Seconder: Cr Lewis

That the recommendations for the following items be adopted as recommended in the business paper:

- CM/5.1/21.02 Confirmation of Minutes - Council Meeting - 8 December 2020.
- CM/5.2/21.02 Confirmation of Minutes - Extraordinary Council Meeting - 21 December 2020.
- CM/7.4/21.02 Status of Mayoral Minutes and Notices of Motion.
- CM/7.5/21.02 Councillor Expenses and Facilities - Six-monthly Report.
- CM/7.6/21.02 Audit, Risk and Improvement Committee - Annual Report 2020.

- CM/7.8/21.02 Petition - Mackenzie Street Basketball Ring.
- CM/7.10/21.02 Youth Week 2021.
- CM/7.11/21.02 Cultural Advisory Committee - Additional Membership.

5. Confirmation and Adoption of Minutes

CM/5.1/21.02 Confirmation of Minutes - Council Meeting - 8 December 2020 (SF20/42)

MOTION / UNANIMOUS DECISION

Mover: Cr Masselos
Seconder: Cr Lewis

That the minutes of the Council Meeting held on 8 December 2020 be received and noted, and that such minutes be confirmed as a true record of the proceedings of that meeting.

CM/5.2/21.02 Confirmation of Minutes - Extraordinary Council Meeting - 21 December 2020 (SF20/42)

MOTION / UNANIMOUS DECISION

Mover: Cr Masselos
Seconder: Cr Lewis

That the minutes of the Council Meeting held on 21 December 2020 be received and noted, and that such minutes be confirmed as a true record of the proceedings of that meeting.

6. Mayoral Minutes

CM/6.1/21.02 CONFIDENTIAL MAYORAL MINUTE - Appointment of Acting General Manager and Recruitment of New General Manager (A17/0616)

Council moved into closed session to deal with this item (see CM/11.2/21.02 below).

CM/6.2/21.02 Bondi Junction Cycleway - West Oxford Street (A14/0193)

MOTION / DECISION

Mover: Cr Masselos

That Council:

1. Notes that:

- (a) The Bondi Junction Cycleway project, which incorporates Oxford Street between St James Road and Denison Street (Separable Portion 6), is a Transport for NSW initiative that Council is delivering. The project aims to install a connected cycleway from Centennial Park to Bondi Beach and to improve connections for cycling, walking and access to public transport.
- (b) Council is also taking this opportunity undertake a streetscape upgrade, which includes

greening and beautifying the footpaths and community spaces and making places more appealing, as part of the Bondi Junction Cycleway and Streetscape upgrade.

- (c) This project is being delivered as part of the Australian and NSW governments' commitment to stimulating the economy by funding infrastructure improvements (Australian Government: Infrastructure Investment Program – Pinch Points Program, with a requirement to complete the works by June 2021).
 - (d) During these upgrade works, residents, businesses and the community may experience some disruption to their daily activities and undertakings.
2. As a matter of urgency, institutes the following project implementation and support initiatives, including but not limited to:
- (a) Measures to address project contractors parking in loading zones and side streets. This may include instituting 1/2P from 6.00 am–5.00 pm in Leswell Street and Nelson Street and investigating angle parking in Ruthven Street.
 - (b) Waiving footpath seating fees from the beginning of November 2020 until Separable Portion 6 is completed.
 - (c) Investigate further dust reduction measures that may be possible to try further reduce impacts upon affected businesses.
 - (d) Trial a safety officer at the Oxford Street and Nelson Street crossing to help improve pedestrian safety for the duration of the project by alerting pedestrians to any potential pedestrian and vehicle conflicts, and to take note and cross safely in accordance with the signalised directions.
 - (e) Request a greater police engagement at the intersection of Oxford Street and Nelson Street to enforce compliance with the road rules by vehicular drivers and cyclists.
 - (f) Investigate options for widening the parking bays on both sides of Oxford Street Between Leswell Street and Denison Street.

THE MOVER OF THE MOTION THEN ACCEPTED THE ADDITION OF A NEW CLAUSE 1(g) AND 3.

THE MOTION AS AMENDED WAS THEN PUT AND DECLARED CARRIED.

DECISION:

That Council:

- 1. Notes that:
 - (a) The Bondi Junction Cycleway project, which incorporates Oxford Street between St James Road and Denison Street (Separable Portion 6), is a Transport for NSW initiative that Council is delivering. The project aims to install a connected cycleway from Centennial Park to Bondi Beach and to improve connections for cycling, walking and access to public transport.
 - (b) Council is also taking this opportunity undertake a streetscape upgrade, which includes greening and beautifying the footpaths and community spaces and making places more appealing, as part of the Bondi Junction Cycleway and Streetscape upgrade.

- (c) This project is being delivered as part of the Australian and NSW governments' commitment to stimulating the economy by funding infrastructure improvements (Australian Government: Infrastructure Investment Program – Pinch Points Program, with a requirement to complete the works by June 2021).
 - (d) During these upgrade works, residents, businesses and the community may experience some disruption to their daily activities and undertakings.
2. As a matter of urgency, institutes the following project implementation and support initiatives, including but not limited to:
- (a) Measures to address project contractors parking in loading zones and side streets. This may include instituting 1/2P from 6.00 am–5.00 pm in Leswell Street and Nelson Street and investigating angle parking in Ruthven Street.
 - (b) Waiving footpath seating fees from the beginning of November 2020 until Separable Portion 6 is completed.
 - (c) Investigate further dust reduction measures that may be possible to try further reduce impacts upon affected businesses.
 - (d) Trial a safety officer at the Oxford Street and Nelson Street crossing to help improve pedestrian safety for the duration of the project by alerting pedestrians to any potential pedestrian and vehicle conflicts, and to take note and cross safely in accordance with the signalised directions.
 - (e) Request a greater police engagement at the intersection of Oxford Street and Nelson Street to enforce compliance with the road rules by vehicular drivers and cyclists.
 - (f) Investigate options for widening the parking bays on both sides of Oxford Street Between Leswell Street and Denison Street.
 - (g) Investigate installing an additional 'no right-hand turn' sign on Leswell Street.
3. Notes that there will be small revenue losses from footpath dining income and that these will be accommodated within the existing budget.

CM/6.3/21.02 Waverley Jobs for the 21st Century (A18/0225)

MOTION / UNANIMOUS DECISION

Mover: Cr Masselos

That Council:

1. Notes:
- (a) The recent Bondi Junction Planning Proposal that aims to help protect Waverley's commercial floor space.
 - (b) That many commercial areas abut residential areas and have impacts upon our residents and community.
 - (c) That for Waverley to retain Bondi Junction's status as a strategic centre it must have a

minimum of 10,000 local jobs.

- (d) The work to date concerning innovation and economic development aimed at positioning Waverley as the place for 21st century jobs.
 - (e) The planned jobs innovation summit planned for April 2021.
2. Progresses a preliminary discussion paper that:
- (a) Investigates job creation strategies for jobs of the future that will be able to accommodate 21st century needs.
 - (b) Identifies suitable anchor businesses and types of commercial buildings that may be required in the medium to longer term to accommodate these jobs.
 - (c) Considers how existing commercial areas that abut residential areas impact our residents, the community and amenity.
 - (d) Identifies key strategic elements to be addressed in a comprehensive and integrated strategic plan that provides a coherent roadmap, including Council's role from economic development and planning perspectives, for achieving outcomes.
 - (e) Builds upon the outcomes of the Innovation Summit and other relevant work being undertaken by the Economic Development team.
 - (f) Places the Waverley local government area at the forefront of this work.
3. Continues to fund participation in the Property Council Office Market Report for Bondi Junction for a further two years to 2023.
4. Officers identify a budget allocation from Council budgets as well as potential grants that may be available to pursue work in this area.
5. Officers report back to the April Council meeting with an action plan and timetable for the development of this discussion paper including a consultation process and stakeholder engagement list.

Background

Bondi Junction has enjoyed its regional significance as a commercial centre for many years and plays an important role providing space for the Eastern Suburbs office market. In recent years, however, the role of Bondi Junction in servicing the surrounding area as a regional centre has been diminished through the conversion of previous retail and office uses to mixed use residential buildings.

Bondi Junction has a supply of approximately 92,000 sqm of residential floor space, but a loss of approximately 9,000 sqm of commercial floor space. The loss has repercussions on the broader local economy in relation to jobs and diversity of businesses. Councillor motions have attempted to help part of the problem in the absence of a single strategic direction that responds to loss of built commercial office space, impact on local jobs and, more recently, innovation. In light of a significant and permanent shift in working patterns due to COVID-19, it would be a sensible approach to co-ordinate these aspects with clear strategic goals and actions that protect and reverse further deterioration of commercial activity in Bondi Junction and strengthen its role in the regional economy while aligning with future needs of the community.

The Office Market Report (OMR) produced annually by the Property Council of Australia provides a breakdown of office market conditions across Australia. Waverley Council commissioned the Property Council of Australia to measure, analyse and publish information about Bondi Junction for a three-year period beginning from 2019 to 2021. While Bondi Junction vacancy rates for office floor space are low, it is vital that Bondi Junction is recognised as a significant commercial centre and employment generator. Having included Bondi Junction in the OMR, Bondi Junction will provide a competitive option amongst commercial office space in Sydney.

Key findings of the inaugural survey of the Bondi Junction office market include:

- Almost 90,000 sqm of office space was identified across 31 buildings within the precinct.
- Bondi Junction recorded a vacancy rate of 2.4 per cent, considerably lower than the Australian Non-CBD vacancy rate of 9.1 per cent.
- The Bondi Junction vacancy rate is also lower than all major NSW office markets - Parramatta (3.0 per cent), Sydney CBD (4.1 per cent), Macquarie Park (4.8 per cent) and North Shore (6.5 per cent).

Currently, Waverley's strategic direction for Bondi Junction fails to co-ordinate physical floor space with jobs and innovation. Proposed changes to the latest Local Environmental Plan (currently under review by the Department of Planning) seek to protect Bondi Junction's commercial role by requiring additional commercial floorspace in future developments, via planning controls, to align with the vision of Bondi Junction as the primary Strategic Centre in the Eastern Suburbs and to meet our employment targets as set by the Greater Sydney Commission. Future direction has also been highlighted in the Local Strategic Planning Statement (March 2020), recommending that Bondi Junction focus on opportunities relating to innovation and jobs with a focus on health-related uses.

7. Reports

CM/7.1/21.02 Q2 Budget Review - December 2020 (A03/0346)

MOTION

Mover: Cr Masselos
Seconder: Cr Keenan

That Council:

1. Notes that the Chief Financial Officer, as the responsible accounting officer, advises that the projected financial position of Council is satisfactory.
2. Notes the financial impact of the COVID-19 Pandemic on the 2020–21 budget.
3. Adopts the variations to the 2020-21 Operating and Capital budgets in accordance with Attachments 1, 2 and 3 of the report.

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. Notes that the Chief Financial Officer, as the responsible accounting officer, advises that the projected financial position of Council is satisfactory.

2. Notes the financial impact of the COVID-19 Pandemic on the 2020–21 budget.
3. Adopts the variations to the 2020-21 Operating and Capital budgets in accordance with Attachments 1, 2 and 3 of the report.
4. Notes that the financial position impacted by the revaluation of Council’s Eastgate and Hollywood car parks is a one-off occurrence and resulted from advice on contemporary methods for valuing such assets. Its impact was not on operating expenses for income but solely on non-cash assets, during the year ending 30 June 2020.

Division

For the Motion: Crs Betts, Burrill, Copeland, Goltsman, Kay, Keenan, Lewis, Masselos, Nemesh, O’Neill, Wakefield and Wy Kanak.

Against the Motion: Nil.

CM/7.2/21.02 Delivery Program 2018-22 - Six-monthly Progress Report (A19/0364)**MOTION / DECISION**

Mover: Cr Masselos
Seconder: Cr Keenan

That Council receives and notes the progress report on the Delivery Program 2018–2022.

CM/7.3/21.02 Investment Portfolio Report - November 2020 to January 2021 (A03/2211)**MOTION / DECISION**

Mover: Cr Lewis
Seconder: Cr Copeland

That Council:

1. Receives and notes the Investment Summary Report for November and December 2020 and January 2021 attached to the report.
2. Notes that all investments have been made in accordance with the requirements of section 625 of the *Local Government Act 1993* and directions from the Minister for Local Government, including Ministerial Investment Orders, and Council’s Investment Policy.

Cr Keenan was not present for the consideration and vote on this item.

CM/7.4/21.02 Status of Mayoral Minutes and Notices of Motion (SF18/691)**MOTION / UNANIMOUS DECISION**

Mover: Cr Masselos
Seconder: Cr Lewis

That Council receives and notes the report on the status of mayoral minutes and notices of motion adopted by Council from September 2012 to December 2020.

CM/7.5/21.02 Councillor Expenses and Facilities - Six-monthly Report (SF18/2204)**MOTION / UNANIMOUS DECISION**

Mover: Cr Masselos

Seconder: Cr Lewis

That Council receives and notes the six-monthly report on Councillor expenses and facilities for the period 1 July 2020 to 31 December 2020 attached to the report.

CM/7.6/21.02 Audit, Risk and Improvement Committee - Annual Report 2020 (SF19/1093)**MOTION / UNANIMOUS DECISION**

Mover: Cr Masselos

Seconder: Cr Lewis

That Council receives and notes the Audit, Risk and Improvement Committee's Annual Report to Council for 2020 attached to the report.

CM/7.7/21.02 Audit, Risk and Improvement Committee Meeting - 15 October 2020 - Minutes (SF20/986)**MOTION**

Mover: Cr Lewis

Seconder: Cr Copeland

That Council notes the minutes of the Audit, Risk and Improvement Committee meeting held on 15 October 2020 attached to the report.

THE MOVER OF THE MOTION THEN ACCEPTED THE ADDITION OF A NEW CLAUSE 2.

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

UNANIMOUS DECISION:

That Council notes:

1. The minutes of the Audit, Risk and Improvement Committee meeting held on 15 October 2020 attached to the report.
2. That, overall, the Audit, Risk and Improvement Committee expresses confidence in the Long Term Financial Plan 5.2 as a good road map into the future.

CM/7.8/21.02 Petition - Mackenzie Street Basketball Ring (A03/0738)**MOTION / UNANIMOUS DECISION**

Mover: Cr Masselos

Seconder: Cr Lewis

That Council:

1. Refers the petition to keep the Mackenzie Street basketball ring to the Director, Planning, Environment and Regulatory, for appropriate action.

2. Officers report back to Council on the action taken on the petition.

CM/7.9/21.02 Bondi Night Market Trial (A20/0361)

MOTION

Mover: Cr Wy Kanak
Seconder: Cr Wakefield

That Council:

1. Trials the Bondi Night Market concept across two weekends in April 2021.
2. In accordance with clause 413J of the *Local Government (General) Regulation 2005*, amends the \$0 (fee waiver) COVID-19 Small Business Support category in Council's Fees and Charges to add the following fees to apply to the Bondi Night Market trial:
 - (a) Venue hire.
 - (b) Parking.
 - (c) Waste and resource recovery.
3. Waives the fees associated with the use of Bondi Park, Park Drive South parking spaces, waste and resource recovery services for the event.
4. Notes that the Bondi Community Market does trade in April, covering 11 am to 8 pm on Saturdays, Sundays and public holidays.
5. Officers incorporate the Roscoe Street Carl Jeppesen Place Bondi Community Market operations into the Bondi Night Market proposal, with further discussions to take place with the Bondi Community Market organisation as a member of the Bondi and Districts Chamber of Commerce before the details of the proposal are finalised.
6. Officers approach WAYS to incorporate the provision of a youth music entertainment background talent show within the final details for the event.

THE MOVER OF THE MOTION THEN ACCEPTED AMENDMENTS TO CLAUSES 5 AND 6.

THE MOTION AS AMENDED WAS THEN PUT AND DECLARED CARRIED.

DECISION:

That Council:

1. Trials the Bondi Night Market concept across two weekends in April 2021.
2. In accordance with clause 413J of the *Local Government (General) Regulation 2005*, amends the \$0 (fee waiver) COVID-19 Small Business Support category in Council's Fees and Charges to add the following fees to apply to the Bondi Night Market trial:
 - (a) Venue hire.

- (b) Parking.
 - (c) Waste and resource recovery.
3. Waives the fees associated with the use of Bondi Park, Park Drive South parking spaces, waste and resource recovery services for the event.
 4. Notes that the Bondi Community Market does trade in April covering 11am to 8pm on Saturdays, Sundays and Public Holidays.
 5. Officers approach the event organisers to require them to incorporate the Roscoe Street Carl Jeppesen Place Bondi Community Market operations into the Bondi Night Market proposal, with further discussions to take place with the Bondi Community Market organisation as a member of the Bondi and Districts Chamber of Commerce before the details of the proposal are finalised.
 6. Officers approach the event organisers to consider WAYS to provide a youth music entertainment background talent show within the final details for the event.

CM/7.10/21.02 Youth Week 2021 (A03/2784)

MOTION / UNANIMOUS DECISION

Mover: Cr Masselos

Seconder: Cr Lewis

That Council:

1. Under section 356 of the *Local Government Act*, grants up to \$6,300 in financial assistance to WAYS Youth and Family to run activities that involve and benefit a diverse group of young people for Youth Week 2021.
2. Notes that:
 - (a) Youth Week activities are developed in collaboration with a diverse range of young people in accordance with the funding agreement.
 - (b) The format for Youth Week is revised for a program of events across both the Waverley and Woollahra local government areas.
 - (c) Partnership opportunities are explored in order to enhance opportunities for youth engagement that facilitate expression of ideas and creativity, address concerns and enable connection to community and resources
 - (d) The Youth Week program will be subject to monitoring of the COVID-19 situation and the current NSW Public Health Orders.

CM/7.11/21.02 Cultural Advisory Committee - Additional Membership (A19/0092)**MOTION / UNANIMOUS DECISION**

Mover: Cr Masselos

Seconder: Cr Lewis

That Council appoints Dean Kelly, senior elder in the La Perouse community, to the Cultural Advisory Committee as its eleventh member, for a term of two years, concluding early 2023.

CM/7.12/21.02 Bronte Cutting Safety Upgrade (A20/0015)**MOTION / DECISION**

Mover: Cr Masselos

Seconder: Cr Keenan

That Council:

1. Receives and notes the summary of community feedback attached to the report.
2. Endorses the recommended changes to the concept design proposal set out in the report, including:
 - (a) Investigating options and the design of existing speed bumps to allow a gap to improve cyclist accessibility along Calga Place.
 - (b) Undertaking tube counts to monitor speed along Calga Place to determine if additional traffic calming treatments are required to slow traffic.
 - (c) Investigating and determining whether a pedestrian crossing at the steps from Bronte Road is warranted.
 - (d) Not proceeding with any lighting along Calga Place.
3. Proceeds to detailed design of the footpath, with a report to be considered by the Waverley Traffic Committee before proceeding to procurement for the construction phase.

G Suttor addressed the meeting.

CM/7.13/21.02 Air Fresheners in Council Buildings (A20/0274)**MOTION / UNANIMOUS DECISION**

Mover: Cr Kay

Seconder: Cr Betts

That Council:

1. Notes the completion of the investigation into the use of air fresheners in the publicly accessible toilets within Council-owned buildings.
2. Notes the actions arising from the investigation that have been implemented to address the health concerns of some members of the community in relation to the use of air fresheners in public spaces.
3. Authorises the provision of one automatic-air-freshener-free publicly accessible toilet within the Waverley Library building.

4. Installs advisory signage at the entrance to each of the following five publicly accessible Council buildings indicating the location of the air-freshener-free publicly accessible toilet. These buildings are the Waverley Library, Mill Hill Centre, School of Arts, Council Chambers, and the Margaret Whitlam Centre.

Crs Burrill and Wakefield were not present for the vote on this item.

CM/7.14/21.02 Tender Evaluation - Boot Factory Adaptive Reuse and Mill Hill Building Upgrade Project (SF20/5154)

MOTION / UNANIMOUS DECISION

Mover: Cr Masselos

Seconder: Cr Keenan

That Council:

1. Treats the Tender Evaluation Matrix attached to the 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)(d)(i) of the *Local Government Act 1993*. The matrix contains commercial information of a confidential nature that would, if disclosed, prejudice the commercial position of the person who supplied it.
2. Declines to accept any of the tenders for the Boot Factory Adaptive Reuse project in accordance with clause 178(1)(b) of the *Local Government (General) Regulation 2005*.
3. Declines to invite fresh tenders or applications as referred to in clause 178(3)(b)-(d) of the *Local Government (General) Regulation 2005*.
4. In accordance with clause 178(3)(e) of the of the *Local Government (General) Regulation 2005*, authorises the General Manager to enter into direct negotiations with the top-three-ranked tenderers as shown in the Tender Evaluation Matrix to agree contract terms.
5. Authorises the General Manager, or delegated representative, to finalise and agree terms to enter into a contract on behalf of Council, within the Council approved budget, with the preferred tenderer following negotiations.
6. Notifies unsuccessful tenderers of the decision in accordance with clause 179 of the *Local Government (General) Regulation 2005*.

Cr Burrill was not present for the consideration and vote on this item.

8. Notices of Motions

CM/8.1/21.02 Recognition of Local Identities (A02/0276)

MOTION / DECISION

Mover: Cr Lewis

Seconder: Cr Wakefield

That:

1. That Council officers investigate and report back on the erection of permanent information boards at

sites, locations and parks which are named after local identities or persons who have a connection to the Waverley local government area.

2. The investigation is to include the sites, locations and parks that do not currently have an information board to identify the person after which they are named, as well as the proposed design, content, and costings for the erection of such information boards.
3. The information to be displayed would include a short summary of the person after which the site, location or park is named and any other relevant information.

Cr Burrill was not present for the consideration and vote on this item.

CM/8.2/21.02 Development Application at 53-57 Beaumont Street, Rose Bay (DA-9/2021)

MOTION / UNANIMOUS DECISION

Mover: Cr Lewis

Seconder: Cr Masselos

That Council:

1. Notes that a development application, DA-9/2021, has been lodged for the demolition of three houses at 53 to 57 Beaumont Street, Rose Bay, and for the construction of 'Seniors Housing Development' containing 11 self-contained units and basement parking comprising eight three-bedroom apartments and three four-bedroom apartments with basement parking for 20 vehicles.
2. Further notes that the proposed development has been submitted under the State Environmental Planning Policy (Housing for Seniors or People with a Disability) 2004, which allows for multi-unit type development that would otherwise be prohibited under our Waverley LEP. The proposed development also:
 - (a) Exceeds many of Council's development controls including the floor space ratio and height limit for the site.
 - (b) Will result in the loss of existing established dwelling houses for another large multi-unit development that is only allowable due to the SEPP.
 - (c) Has attracted a large number of objections from the local community.
 - (d) Will result in an increase traffic movement and congestion in what is a narrow street with existing traffic problems.
 - (e) Will adversely impact on parking in Beaumont Street.
 - (f) Will adversely impact on the neighbour's privacy due to the proposed height of the development.
3. Directs the Mayor to write to the Minister for Planning and Public Spaces expressing Council's strong opposition to the provisions of the SEPP that allow for this type of development in low-density residential areas and asking that the SEPP be reviewed and amended to ensure this type of residential accommodation is of a more appropriate scale and height that is representative of the surrounding area.
4. Writes to the objectors and adjacent owners and informs them of this resolution.

Division

For the Motion: Crs Betts, Copeland, Goltsman, Kay, Keenan, Lewis, Masselos, Nemesh, O'Neill, Wakefield and Wy Kanak.

Against the Motion: Nil.

Cr Burrill was not present for the consideration and vote on this item.

CM/8.3/21.02 Parking for Motorbikes and Scooters (A02/0638)**MOTION**

Mover: Cr Keenan

Seconder: Cr Wy Kanak

That Council:

1. Officers develop a motorbike/scooter parking strategy and action plan that will review current motorbike/scooter parking networks and identify opportunities to continue to support motorbikes/scooters as an alternate form of travel.
2. Investigates the introduction of free parking within metered areas across the local government area for scooters and motorbikes, including options for but not limited to:
 - (a) Ways of promoting household motorbike parking permits to increase take-up and include unit owners/renters.
 - (b) Reduced costs for parking for motorbikes.
 - (c) Reduced costs for fines for motor bike infringements.
 - (d) Trialling the free motorbike parking option for 12 months to consider impact on revenue.
3. Introduces a moratorium (by showing discretion) not to fine motor bikes in metered areas for motor bikes and scooters until the report is provided back to Council.
4. Officers report back to Council by June 2021.

THE MOVER OF THE MOTION THEN ACCEPTED AMENDMENTS TO CLAUSE 3 AND THE ADDITION OF A NEW CLAUSE 5 AS FOLLOWS:

3. Officers be encouraged to show discretion when considering infringing motor bikes in metered areas for motor bikes and scooters until the report is provided back to Council.
5. Investigates new areas particularly within Bondi Junction and Bondi Beach and North Bondi to see where additional motorbike parking spaces can be included.

AMENDMENT 1

Mover: Cr Goltsman

Seconder: Cr Burrill

That clause 3 be deleted.

THE AMENDMENT WAS PUT AND DECLARED LOST.

Division

For the Amendment: Crs Betts, Burrill, Goltsman, Kay and Nemesh.

Against the Amendment: Crs Copeland, Keenan, Lewis, Masselos, O'Neill, Wakefield and Wy Kanak.

THE MOVER OF THE MOTION THEN ACCEPTED AMENDMENTS TO CLAUSES 3 AND 5 SUCH THAT THEY NOW READ AS FOLLOWS:

3. Requests officers to show discretion when considering infringing motor bikes in metered areas for motor bikes and scooters until the report is provided back to Council.
5. Investigates new areas across Waverley, particularly within Bondi Junction, Bondi Beach and North Bondi, to see where additional motorbike parking spaces can be included.

AMENDMENT 2

Mover: Cr Goltsman

Seconder: Cr Kay

That the following clause be added to the Motion:

'Notes that riders of scooters and motorbikes may still receive parking infringements.'

THE AMENDMENT WAS PUT AND DECLARED LOST ON THE CASTING VOTE OF THE CHAIR.

Division

For the Amendment: Crs Betts, Burrill, Goltsman, Kay, Nemesh and Wakefield.

Against the Amendment: Crs Copeland, Keenan, Lewis, Masselos, O'Neill and Wy Kanak.

AT THIS STAGE IN THE PROCEEDINGS, A PROCEDURAL MOTION THAT THE MOTION BE NOW PUT, MOVED BY CR LEWIS, WAS PUT AND DECLARED CARRIED ON THE CASTING VOTE OF THE CHAIR.

THE MOTION AS AMENDED WAS THEN PUT AND DECLARED CARRIED.

DECISION:

That Council:

1. Officers develop a motorbike/scooter parking strategy and action plan that will review current motorbike/scooter parking networks and identify opportunities to continue to support motorbikes/scooters as an alternate form of travel.
2. Investigates the introduction of free parking within metered areas across the local government area for scooters and motorbikes, including options for but not limited to:
 - (a) Ways of promoting household motorbike parking permits to increase take-up and include unit owners/renters.
 - (b) Reduced costs for parking for motorbikes.
 - (c) Reduced costs for fines for motor bike infringements.
 - (d) Trialling the free motorbike parking option for 12 months to consider impact on revenue.
3. Requests officers to show discretion when considering infringing motor bikes in metered areas for motor bikes and scooters until the report is provided back to Council.
4. Investigates new areas across Waverley, particularly within Bondi Junction, Bondi Beach and North

Bondi, to see where additional motorbike parking spaces can be included.

5. Officers report back to Council by June 2021.

Division

For the Motion: Crs Copeland, Keenan, Lewis, Masselos, Nemesh, O'Neill, Wakefield and Wy Kanak.

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

T Maunsell and I Finch addressed the meeting.

At 10.02 pm, following the vote on this item, the meeting adjourned for a short break.

At 10.10 pm, the meeting resumed.

CM/8.4/21.02 Dark Skies (A21/0060)

MOTION

Mover: Cr Copeland
 Seconder: Cr Wy Kanak

That Council:

1. Develops a Dark Sky policy suitable for implementation in its own works and on private land.
2. Considers joining the International Dark Sky Association and establishing a Dark Sky Reserve along its coastal margins and in its parks.

THE MOVER OF THE MOTION THEN ACCEPTED THE ADDITION OF A NEW CLAUSE 3 SUCH THAT THE MOTION NOW READS AS FOLLOWS

That Council:

1. Develops a Dark Sky policy suitable for implementation in its own works and on private land.
2. Considers joining the International Dark Sky Association and establishing a Dark Sky Reserve along its coastal margins and in its parks.
3. Considers the inclusion of dedicated dark sky actions in the upcoming Environmental Action Plan.

AMENDMENT 1 (LAPSED)

Mover: Cr Goltsman

That clause 1 be deleted.

THE AMENDMENT LAPSED DUE TO THE ABSENCE OF A SECONDER.

AMENDMENT 2 (LAPSED)

Mover: Cr Goltsman

That clause 3 be deleted.

THE AMENDMENT LAPSED DUE TO THE ABSENCE OF A SECONDER.

THE MOVER OF THE MOTION THEN ACCEPTED AN AMENDMENT TO CLAUSE 1 SUCH THAT IT NOW READS

AS FOLLOWS:

'Identifies dark sky principles and strategies to be included in an updated Creative Lighting Strategy for our own works and on private land.'

AMENDMENT 3

Mover: Cr Goltsman
Seconder: Cr Betts

That clause 1 be amended to read as follows:

'Identifies dark sky principles and strategies to be included in an updated Creative Lighting Strategy for our own works.'

THE AMENDMENT WAS PUT AND DECLARED LOST.

Division

For the Amendment: Crs Betts, Goltsman and Kay.

Against the Amendment: Crs Copeland, Keenan, Lewis, Masselos, O'Neill and Wy Kanak.

THE MOTION AS AMENDED WAS THEN PUT AND DECLARED CARRIED.

DECISION:

That Council:

1. Identifies dark sky principles and strategies to be included in an updated Creative Lighting Strategy for our own works and on private land.
2. Considers joining the International Dark Sky Association and establishing a Dark Sky Reserve along its coastal margins and in its parks.
3. Considers the inclusion of dark skies actions to the upcoming Environmental Action Plan.

Crs Burrill, Nemesh and Wakefield were not present for the consideration and vote on this item.

CM/8.5/21.02 Artificial Reef (A05/1443)

MOTION / DECISION

Mover: Cr Masselos
Seconder: Cr Lewis

That Council provides a letter of support to the Gordons Bay Scuba Diving Club for the NSW Government to investigate the creation of an artificial reef near Coogee utilising an ex-Navy or similar vessel.

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

Crs Burrill and Wakefield were not present for the vote on this item.

CM/8.6/21.02 Racism Not Welcome Campaign (A02/0447)**MOTION**

Mover: Cr Wy Kanak

Seconder: Cr Copeland

That:

1. Councils refer the 'RacismNOTWelcome' campaign package to the Multicultural Advisory Committee (MAC) for discussion and guidance on ways to implement the 'RacismNOTWelcome' street sign and associated campaign in the Waverley local government area.
2. In assisting the MAC, Council and its officers undertake any liaison with Inner West Council that can facilitate Waverley's involvement in the 'RacismNOTWelcome' campaign.

THE MOVER OF THE MOTION THEN ACCEPTED THE ADDITION OF A NEW CLAUSE 3.

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

UNANIMOUS DECISION:

That:

1. Councils refer the 'RacismNOTWelcome' campaign package to the Multicultural Advisory Committee (MAC) for discussion and guidance on ways to implement the 'RacismNOTWelcome' street sign and associated campaign in the Waverley local government area.
2. In assisting the MAC, Council and its officers undertake any liaison with Inner West Council that can facilitate Waverley's involvement in the 'RacismNOTWelcome' campaign.
3. A report come back to Council with recommended actions.

*C Foster addressed the meeting.***CM/8.7/21.02 Race to Zero Campaign (A09/1017)****MOTION / UNANIMOUS DECISION**

Mover: Cr Wy Kanak

Seconder: Cr Copeland

That Council:

1. Prepares a report on Council joining Race to Zero, a United Nations Framework Convention on Climate Change (UNFCCC) campaign, at the earliest feasible possibility. This report is to include:
 - (a) The feasibility of aligning the Council's current climate and sustainability targets to the Race to Zero Starting Line criteria.
 - (b) Opportunities for Council to strengthen its overall and interim net zero targets, other commitments, and actions, in line with requirements for keeping global warming to 1.5 degrees Celsius, including going carbon neutral as a priority action in 2021.
 - (c) Any additional costings for actions required to meet these criteria.

- (d) Discussion on relevant partner organisation (High Level Champion) who can assess the Council's application to join the Race to Zero.
2. Notes that the Race to Zero:
- (a) Builds upon climate emergency declarations, and represents 434 cities, 23 regions, 1,397 businesses, 74 of the world's biggest investors and 569 universities, which, including 120 countries committed to achieving net zero carbon emissions by 2050 at the latest, covers nearly 25% of global CO2 emissions and over 50% of global GDP.
 - (b) Is a global campaign to rally leadership and support from businesses, cities, regions, and investors for a healthy, resilient, zero carbon recovery that prevents future threats, creates decent jobs, and unlocks inclusive, sustainable growth.
 - (c) Is building momentum around the shift to a decarbonised economy ahead of COP26.
3. Refers this resolution and background information to Council's Environmental Sustainability Advisory Committee for discussion and to Council officers for consideration in the next revision of Council's Environmental Action Plan.

Crs Kay and Nemesh were not present for the vote on this item.

H Narulla, B Doherty and K Doherty, T Kaldor and D Beiglari and a resident addressed the meeting.

9. Questions with Notice

There were no questions with notice

10. Urgent Business

There were no items of urgent business.

11. Closed Session

CM/11/21.02 **Closed Session**

MOTION / UNANIMOUS DECISION

Mover: Cr Masselos
 Seconder: Cr Copeland

That:

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

CM/11.1/21.02 CONFIDENTIAL REPORT - Bronte House Lease - Post-exhibition

This matter is considered to be confidential in accordance with section 10A(2)(d)(i) 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 commercial information of a confidential nature that would, if disclosed, prejudice the commercial position of the person who supplied it.

CM/11.2/21.02 **CONFIDENTIAL MAYORAL MINUTE - Appointment of Acting General Manager and Recruitment of New General Manager**

This matter is considered to be confidential in accordance with section 10A(2)(a) (d)(i) 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 personnel matters concerning particular individuals (other than councillors) and commercial information of a confidential nature that would, if disclosed, prejudice the commercial position of the person who supplied it.

2. Pursuant to sections 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 as confidential under 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 Burrill was not present for the consideration and vote on this item.

At 11.18 pm, Council moved into closed session.

CM/11.1/21.02 **CONFIDENTIAL REPORT - Bronte House Lease - Post-exhibition (A02/0250-06)**

Cr Betts declared a less than significant non-pecuniary interest in this item and informed the meeting that she had been contacted by one of the tenderers.

Cr Kay declared a less than significant non-pecuniary interest in this item and informed the meeting that he had been contacted by one of the tenderers.

Cr Goltsman declared a less than significant non-pecuniary interest in this item and informed the meeting that he had been contacted by one of the tenderers.

Cr Wy Kanak declared a less than significant non-pecuniary interest in this item and informed the meeting that he had been contacted by one of the tenderers.

Cr Copeland declared a less than significant non-pecuniary interest in this item and informed the meeting that he had been contacted by one of the tenderers.

Cr Masselos declared a less than significant non-pecuniary interest in this item and informed the meeting that she had been contacted by one of the tenderers.

Cr Keenan declared a less than significant non-pecuniary interest in this item and informed the meeting that she had been contacted by one of the tenderers.

MOTION / UNANIMOUS DECISION

Mover: Cr Masselos
 Seconder: Cr Lewis

That Council:

1. Treats the 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)(d)(i) of the *Local Government Act 1993*. The report contains advice that would otherwise be privileged from production in legal proceedings on the ground of legal professional privilege.
2. In accordance with section 47(4) of the *Local Government Act 1993*, has considered all submissions duly made to it in relation to the notification and exhibition of Council's proposal to grant a five-year lease of Bronte House.
3. Under clause 178(1)(a) of the *Local Government (General) Regulation 2005*, accepts the tender submitted by Wesley and Anna Van Der Gardner for the lease of Bronte House, which, having regard to all of the circumstances, appears to Council to be the most advantageous.
4. Grants a five-year lease of Bronte House to the successful tenderer, Wesley and Anna Van der Gardner.
5. Authorises the General Manager to take all necessary steps to finalise and execute the lease with the successful tenderer.

Division

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

Against the Motion: Nil.

Cr Nemesh was not present for the vote on this item.

P Pether and L Mitchell addressed the meeting.

CM/11.2/21.02 CONFIDENTIAL MAYORAL MINUTE - Appointment of Acting General Manager and Recruitment of New General Manager (A17/0616)

MOTION

Mover: Cr Masselos

Seconder: Cr Lewis

That Council:

1. Treats this mayoral minute and attachment as confidential in accordance with section 11(3) of the *Local Government Act 1993*, as it relates to matters specified in sections 10A(2)(a) and 10A(2)(d)(i) of the *Local Government Act 1993*. In particular, the mayoral minute contains personnel matters concerning particular individuals (other than councillors) and commercial information of a confidential nature that would, if disclosed, prejudice the commercial position of the person who provided it, respectively.
2. Engages Blackadder Associates to immediately commence the recruitment process for the position of General Manager as detailed in their proposal.
3. Appoints a selection panel of the Mayor, Councillor Masselos, Deputy Mayor, Councillor Keenan, and Councillors Lewis, Wy Kanak and Cr Betts to manage the recruitment process.

4. Appoints Emily Scott as Acting General Manager under section 336(1) of the *Local Government Act 1993* from 5 pm on 26 February 2021 for a period of six weeks.
5. Appoints John Clark to act as General Manager if Emily Scott is sick or otherwise absent from work on leave or business for the duration of her appointment as Acting General Manager specified in clause 4 above, with such appointment to cease upon the return to work of Emily Scott or by other resolution of Council.
6. Appoints John Clark as Acting General Manager under section 336(1) of the *Local Government Act 1993* from 5 pm on 9 April 2021 for a period of up to six weeks until such time as a new permanent appointee to the position of General Manager commences employment with Council in the role.
7. Appoints Emily Scott to act as General Manager if John Clark is sick or otherwise absent from work on leave or business for the duration of his appointment as Acting General Manager specified in clause 6 above, with such appointment to cease upon the return to work of John Clark as the Acting General Manager or by other resolution of Council.
8. Appoints Darren Smith to act as General Manager if John Clark or Emily Scott are sick or otherwise absent from work on leave or business for the periods specified in clauses 4 and 6 above respectively, with such appointment to cease upon their return to work as Acting General Manager or by other resolution of Council.
9. In the event that a new permanent appointee to the position of General Manager does not commence employment with Council prior to 21 May 2021, Emily Scott be appointed as Acting General Manager under section 336(1) of the *Local Government Act 1993* from 5 pm on 21 May 2021 until such time as a new permanent appointee to the position of General Manager commences employment with Council in the role.
10. Appoints John Clark to act as General Manager if Emily Scott is sick or otherwise absent from work on leave or business for the duration of her appointment as Acting General Manager specified in clause 9 above, with such appointment to cease upon the return to work of Emily Scott or by other resolution of Council.
11. Grants all persons acting as General Manager pursuant to this resolution all functions, delegations and sub-delegations issued to the General Manager by Council at its meeting on 8 December 2020.
12. At the conclusion of the selection process, considers a report from the Executive Manager, Human Resources, Risk and Safety, and the Executive Manager, Governance and Projects, endorsed by the selection panel, recommending the appointment of a General Manager.

AMENDMENT

Mover: Cr Betts

Seconder: Cr Kay

That the motion be amended to read as follows:

That Council:

1. Treats this mayoral minute and attachment as confidential in accordance with section 11(3) of the *Local Government Act 1993*, as it relates to matters specified in sections 10A(2)(a) and 10A(2)(d)(i) of the *Local Government Act 1993*. In particular, the mayoral minute contains personnel matters concerning particular individuals (other than councillors) and commercial information of a confidential nature that would, if disclosed, prejudice the commercial position of the person who provided it, respectively.

2. Engages Blackadder Associates to commence the recruitment process for the position of General Manager in July 2021 but leaves the final selection to the incoming Council after the 4 September election.
3. Appoints a selection panel of the Mayor, Councillor Masselos, Deputy Mayor, Councillor Keenan, and Councillors Betts, Lewis and Wy Kanak to manage the recruitment process.
4. In order to provide continuity for the balance of the term, appoints Emily Scott as Acting General Manager under section 336(1) of the *Local Government Act 1993* from 5 pm on 26 February 2021 for a period of fifteen weeks.
5. Appoints John Clark to act as General Manager if Emily Scott is sick or otherwise absent from work on leave or business for the duration of her appointment as Acting General Manager, with such appointment to cease upon the return to work of Emily Scott or by other resolution of Council.
6. In order to provide continuity for the balance of the term, appoints John Clark as Acting General Manager under section 336(1) of the *Local Government Act 1993* from 5 pm on 11 June 2021 until the date on which the new permanent appointee commences employment.
7. Appoints Emily Scott to act as General Manager if John Clark is sick or otherwise absent from work on leave or business, with such appointment to cease upon the return to work of John Clark as the Acting General Manager or by other resolution of Council.
8. Appoints Darren Smith to act as General Manager if John Clark or Emily Scott are sick or otherwise absent from work on leave or business, with such appointment to cease upon their return to work as Acting General Manager or by other resolution of Council.
9. In view of Council's regular Committee and Council meeting schedule no longer being impacted by COVID-19, grants all persons acting as General Manager pursuant to this resolution all functions, delegations and sub-delegations issued to the General Manager by Council at its meeting on 8 December 2020, subject to the following amendments:
 - (a) Authority for the General Manager to accept tenders up to \$250,000.
 - (b) Authority for the General Manager to approve procurement exemption up to \$50,000.
 - (c) Removal of the authority for the General Manager to approve debt write-off and rates and charges write-off.
10. At the conclusion of the selection process, considers a report from the Executive Manager, Human Resources, Risk and Safety, and the Executive Manager, Governance and Projects, endorsed by the selection panel, recommending the appointment of a General Manager.

THE AMENDMENT WAS PUT AND DECLARED LOST.

THE MOTION WAS THEN PUT AND DECLARED CARRIED.

DECISION:

That Council:

1. Treats this mayoral minute and attachment as confidential in accordance with section 11(3) of the *Local Government Act 1993*, as it relates to matters specified in sections 10A(2)(a) and 10A(2)(d)(i) of the *Local Government Act 1993*. In particular, the mayoral minute contains personnel matters

concerning particular individuals (other than councillors) and commercial information of a confidential nature that would, if disclosed, prejudice the commercial position of the person who provided it, respectively.

2. Engages Blackadder Associates to immediately commence the recruitment process for the position of General Manager as detailed in their proposal.
3. Appoints a selection panel of the Mayor, Councillor Masselos, Deputy Mayor, Councillor Keenan, and Councillors Lewis, Wy Kanak and Cr Betts to manage the recruitment process.
4. Appoints Emily Scott as Acting General Manager under section 336(1) of the *Local Government Act 1993* from 5 pm on 26 February 2021 for a period of six weeks.
5. Appoints John Clark to act as General Manager if Emily Scott is sick or otherwise absent from work on leave or business for the duration of her appointment as Acting General Manager specified in clause 4 above, with such appointment to cease upon the return to work of Emily Scott or by other resolution of Council.
6. Appoints John Clark as Acting General Manager under section 336(1) of the *Local Government Act 1993* from 5 pm on 9 April 2021 for a period of up to six weeks until such time as a new permanent appointee to the position of General Manager commences employment with Council in the role.
7. Appoints Emily Scott to act as General Manager if John Clark is sick or otherwise absent from work on leave or business for the duration of his appointment as Acting General Manager specified in clause 6 above, with such appointment to cease upon the return to work of John Clark as the Acting General Manager or by other resolution of Council.
8. Appoints Darren Smith to act as General Manager if John Clark or Emily Scott are sick or otherwise absent from work on leave or business for the periods specified in clauses 4 and 6 above respectively, with such appointment to cease upon their return to work as Acting General Manager or by other resolution of Council.
9. In the event that a new permanent appointee to the position of General Manager does not commence employment with Council prior to 21 May 2021, Emily Scott be appointed as Acting General Manager under section 336(1) of the *Local Government Act 1993* from 5 pm on 21 May 2021 until such time as a new permanent appointee to the position of General Manager commences employment with Council in the role.
10. Appoints John Clark to act as General Manager if Emily Scott is sick or otherwise absent from work on leave or business for the duration of her appointment as Acting General Manager specified in clause 9 above, with such appointment to cease upon the return to work of Emily Scott or by other resolution of Council.
11. Grants all persons acting as General Manager pursuant to this resolution all functions, delegations and sub-delegations issued to the General Manager by Council at its meeting on 8 December 2020.
12. At the conclusion of the selection process, considers a report from the Executive Manager, Human Resources, Risk and Safety, and the Executive Manager, Governance and Projects, endorsed by the selection panel, recommending the appointment of a General Manager.

Cr Burrill was not present for the consideration and vote on this item.

Following the vote on this item, a procedural motion to extend the meeting by 30 minutes, moved by Cr Lewis and seconded by Cr Goltsman, was put and declared carried.

12. Resuming in Open Session

CM/12/21.02 Resuming in Open Session

MOTION / DECISION

Mover: Cr Masselos

Seconder: Cr Lewis

That Council resumes in open session.

At 12.33 pm, Council resumed in open session.

Resolutions from closed session made public

In accordance with clause 14.21 of the Waverley Code of Meeting Practice, when the meeting resumed in open session the chair announced the resolutions made by Council while the meeting was closed to members of the public and the media.

13. Meeting Closure

THE MEETING CLOSED AT 12.40 AM.

.....
SIGNED AND CONFIRMED
MAYOR
16 MARCH 2021