



W A V E R L E Y
C O U N C I L

COUNCIL MEETING

A meeting of WAVERLEY COUNCIL will be held at Waverley Council Chambers,
Cnr Paul Street and Bondi Road, Bondi Junction at:

7.00 PM, TUESDAY 22 JUNE 2021

A handwritten signature in black ink, appearing to read 'Emily Scott'.

Emily Scott
General Manager

Waverley Council
PO Box 9
Bondi Junction NSW 1355
DX 12006 Bondi Junction
Tel. 9083 8000
E-mail: info@waverley.nsw.gov.au

Live Streaming of Meetings

This meeting is streamed live via the internet and an audio-visual recording of the meeting will be publicly available on Council's website.

By attending this meeting, you consent to your image and/or voice being live streamed and publicly available.

AGENDA

PRAYER AND ACKNOWLEDGEMENT OF INDIGENOUS HERITAGE

The General Manager will 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 will 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	
2. Declarations of Pecuniary and Non-Pecuniary Interests	
3. Obituaries	6
4. Addresses by Members of the Public	
5. Confirmation and Adoption of Minutes	
CM/5.1/21.06 Confirmation of Minutes - Council Meeting - 25 May 2021	7
CM/5.2/21.06 Confirmation of Minutes - Extraordinary Council Meeting - 1 June 2021	36
CM/5.3/21.06 Adoption of Minutes - Waverley Traffic Committee Meeting - 27 May 2021	41
6. Mayoral Minutes	56
7. Reports	
CM/7.1/21.06 Operational Plan 2021-22 including Budget, Pricing Policy, Fees and Charges 2021-22 and Long Term Financial Plan 5.3	57
CM/7.2/21.06 Audit, Risk and Improvement Committee Meeting - 18 March 2021 - Minutes	71
CM/7.3/21.06 Councillors' Fees - Local Government Remuneration Tribunal Determination 2021	84
CM/7.4/21.06 Investment Policy - Review	102
CM/7.5/21.06 Investment Portfolio Report - May 2021	122
CM/7.6/21.06 Rates and Charges Policy - Review	144
CM/7.7/21.06 Trade Debtors - Debt Write Off	172

CM/7.8/21.06	Use of Contractors Supporting Adani	176
CM/7.9/21.06	Housing Advisory Committee - Membership.....	180
CM/7.10/21.06	High Impact Events 2021-22	182
CM/7.11/21.06	Sydney WorldPride 2023 - Bondi Beach Party	194
CM/7.12/21.06	Bondi Park, Beach and Pavilion Plan of Management - Adoption.....	200
CM/7.13/21.06	Bondi Pavilion Restoration and Conservation Project - Quarterly Report.....	206
CM/7.14/21.06	Beach Volleyball - Community Feedback.....	229
CM/7.15/21.06	Charing Cross Streetscape Upgrade - Community Consultation Outcomes.....	236
CM/7.16/21.06	Clifftop Walkway Upgrade	291
CM/7.17/21.06	27 Beaumont Street, Rose Bay - 'P Disability Only' Zone	309
CM/7.18/21.06	Waverley Park Cafe - Lease - Exhibition.....	313
CM/7.19/21.06	Tender Evaluation - Car Park Access Infrastructure Upgrade.....	316

8. Notices of Motions

CM/8.1/21.06	Playground Maintenance Service Standards	322
CM/8.2/21.06	Tower Cranes on Private Property	324
CM/8.3/21.06	Metered Parking and Footpath Seating.....	326
CM/8.4/21.06	Rodney Reserve - Landslip	328
CM/8.5/21.06	Kerb and Gutter Replacement Works - Dover Heights	330
CM/8.6/21.06	CSIRO Radio Astronomy Facility, Rodney Reserve - State Heritage Listing	332
CM/8.7/21.06	Biodegradable Dog Litter Bags.....	333
CM/8.8/21.06	Unceded Aboriginal Sovereignty.....	334

9. Questions with Notice

Nil

10. Urgent Business..... 337

11. Closed Session 338

The following matters are proposed to be dealt with in closed session and have been distributed to Councillors separately with the agenda:

CM/11.1/21.06 CONFIDENTIAL REPORT - Commercial Waste - Fees and Charges 2021-22

CM/11.2/21.06 CONFIDENTIAL REPORT - Bondi Beach Mobile Vending Licensees - Financial Assistance

CM/11.3/21.06 CONFIDENTIAL REPORT - Bondi Surf Club Conservation and Upgrade and Bronte Surf Club and Community Facilities Upgrade - Heads of Agreement

CM/11.4/21.06 CONFIDENTIAL REPORT - 194-214 Oxford Street and 2 Nelson Street, Bondi Junction - Use of Council Land

CM/11.5/21.06 CONFIDENTIAL REPORT - 1 Bondi Road, Bondi Junction - Lease

12. Resuming in Open Session 340

13. Meeting Closure

OBITUARIES CM/3/21.06

Subject: Obituaries
Author: Emily Scott, General Manager



The Mayor will ask Councillors for any obituaries.

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

CONFIRMATION AND ADOPTION OF MINUTES CM/5.1/21.06



WAVERLEY
COUNCIL

Subject: Confirmation of Minutes - Council Meeting - 25 May 2021

TRIM No: SF21/279

Author: Richard Coelho, Governance Officer

RECOMMENDATION:

That the minutes of the Council Meeting held on 25 May 2021 be received and noted, and that such minutes be confirmed as a true record of the proceedings of that meeting.

Introduction/Background

The minutes of the Council meeting must be submitted to Council for confirmation, in accordance with section 375 of the *Local Government Act 1993*.

Attachments

1. Council Meeting Minutes - 25 May 2021 .



**MINUTES OF THE WAVERLEY COUNCIL MEETING
HELD AT WAVERLEY COUNCIL CHAMBERS, CNR PAUL STREET AND BONDI ROAD, BONDI JUNCTION ON
TUESDAY, 25 MAY 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 John Wakefield	Bondi Ward
Councillor Dominic Wy Kanak	Bondi Ward

Staff in attendance:

Emily Scott	Acting General Manager
Sharon Cassidy	Acting Director, Community, Assets and Operations
John Clark	Director, Customer Service and Organisation Improvement
Tony Pavlovic	Director, Planning, Environment and Regulatory
Karen Mobbs	General Counsel
Darren Smith	Chief Financial Officer
Evan Hutchings	Executive Manager, Governance and Risk

At the commencement of proceedings at 7.00 pm, those present were as listed above.

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 none were received.

3. Obituaries

Arone Raymond Meeks

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 M Bowman – CM/7.5/21.05 – Petition – Fairy Wrens.

ITEMS BY EXCEPTION**MOTION / UNANIMOUS DECISION**

Mover: Cr Masselos

Seconder: Cr Keenan

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

CM/5.1/21.05 Confirmation of Minutes - Council Meeting - 20 April 2021.

CM/7.2/21.05 Investment Portfolio Report - April 2021.

CM/7.3/21.05 Status of Mayoral Minutes and Notices of Motion.

CM/7.4/21.05	Precinct Committees - Motions.
CM/7.5/21.05	Petition - Fairy Wrens.
CM/7.6/21.05	Audit, Risk and Improvement Committee Meeting - 10 December 2020 - Minutes.
CM/7.8/21.05	Waverley Artist Studios - Appointments - 2021-2022.
CM/7.9/21.05	Access and Inclusion Advisory Panel - Membership.
CM/7.10/21.05	Reconciliation Action Plan (RAP) Advisory Committee - Membership.
CM/7.11/21.05	Pauline Menczer, World Surfing Champion - Recognition.
CM/7.13/21.05	Small Grants Program 2020-21 - Round 2.
CM/7.14/21.05	Affordable Housing Rent Relief - Further Extension.
CM/7.15/21.05	Venue Hire Grant Application - Seaside Scavenge Festival.
CM/7.18/21.05	Tender Evaluation - Minor Maintenance Services.

5. Confirmation and Adoption of Minutes

CM/5.1/21.05 Confirmation of Minutes - Council Meeting - 20 April 2021 (SF21/279)

MOTION / UNANIMOUS DECISION

Mover: Cr Masselos
Seconder: Cr Keenan

That the minutes of the Council Meeting held on 20 April 2021 be received and noted, and that such minutes be confirmed as a true record of the proceedings of that meeting.

CM/5.2/21.05 Adoption of Minutes - Waverley Traffic Committee Meeting - 22 April 2021 (SF21/282)

MOTION / DECISION

Mover: Cr Masselos
Seconder: Cr Kay

That Part 1 of the minutes of the Waverley Traffic Committee Meeting held on 22 April 2021 be received and noted, and that the recommendations contained therein be adopted.

Save and except the following:

TC/V.03/21.04 – 31 Hall Street, Bondi Beach – Relocation of '1/4 P' Zone from Jacques Street to Hall Street.

TC/V.07/21.04 – 27 Beaumont Street, Rose Bay – 'P Disability Only' Zone.

And that these items be dealt with separately below.

**CM/5.2.1/21.05 Adoption of Minutes - Waverley Traffic Committee Meeting - 22 April 2021 -
TC/V.03/21.04 - 31 Hall Street, Bondi Beach - Relocation of '1/4 P' Zone from
Jacques Street to Hall Street (A20/0281)**

This item was saved and excepted by Cr Masselos.

MOTION

Mover: Cr Wakefield
Seconder: Cr Wy Kanak

That Council:

1. Installs a 9.5 metre restricted parking zone in Hall Street immediately to the north-west of the motor bike zone fronting 27 Hall Street with the following restrictions:
 - (a) Mail Zone 6 am–5 pm, 3P Meter Registration 5 pm–9 pm, Monday–Friday.
 - (b) 1P Meter Registration 8 am–6 pm, 3P 6 pm–9 pm, Saturday–Sunday.
2. Installs 12 metres of '2P 8 am–6 pm Meter Registration Permit Holders Excepted Area 8' parking in Jaques Avenue outside 20–24 Hall Street, Bondi Beach.
3. Removes 'No Parking' signposted restrictions currently across the driveway to the old Australia Post office in Jaques Avenue.

THE MOVER OF THE MOTION THEN ACCEPTED AN AMENDMENT TO CLAUSE 1(a).

THE MOTION AS AMENDED WAS THEN PUT AND DECLARED CARRIED.

DECISION:

That Council:

1. Installs a 9.5 metre restricted parking zone in Hall Street immediately to the north-west of the motor bike zone fronting 27 Hall Street with the following restrictions:
 - (a) Mail Zone 6 am–5 pm, 3P Meter Registration 5 pm–9 pm, Monday–Friday, with the mail zone to be monitored by Council officers and Australia Post be requested to provide a more limited time.
 - (b) 1P Meter Registration 8 am–6 pm, 3P 6 pm–9 pm, Saturday–Sunday.
2. Installs 12 metres of '2P 8 am–6 pm Meter Registration Permit Holders Excepted Area 8' parking in Jaques Avenue outside 20–24 Hall Street, Bondi Beach.
3. Removes 'No Parking' signposted restrictions currently across the driveway to the old Australia Post office in Jaques Avenue.

**CM/5.2.2/21.05 Adoption of Minutes - Waverley Traffic Committee Meeting - 22 April 2021 -
TC/V.07/21.04 - 27 Beaumont Street, Rose Bay - 'P Disability Only' Zone
(A20/0534)**

This item was saved and excepted by Cr Nemesh.

MOTION (WITHDRAWN)

Mover: Cr Nemesh
Seconder: Cr Betts

That Council installs a 5.4 metre long 'P Disability Only' parking zone outside 25 Beaumont Street, Rose Bay.

FORESHADOWED MOTION

Mover: Cr Wakefield

That:

1. This item be deferred for urgent clarification of where it can be moved to and if there are any further impacts.
2. A report come back to the June Council meeting.

THE MOVER OF THE MOTION THEN WITHDREW THE MOTION.

THE FORESHADOWED MOTION NOW BECAME THE MOTION AND WAS MOVED AS FOLLOWS:

MOTION

Mover: Cr Wakefield
Seconder: Cr Nemesh

That:

1. This item be deferred for urgent clarification of where it can be moved to and if there are any further impacts.
2. A report come back to the June Council meeting.

THE MOVER OF THE MOTION THEN ACCEPTED AMENDMENTS CLAUSE 1.

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

UNANIMOUS DECISION:

That:

1. This item be deferred for urgent clarification to seek advice to determine if the 'P Disability Only' zone would benefit from being moved and where to, and if there are any further impacts.
2. A report come back to the June Council meeting.

6. Mayoral Minutes

CM/6.1/21.05 **CONFIDENTIAL MAYORAL MINUTE - Appointment of General Manager (A17/0616)**

Council moved into closed session to deal with this item (see CM/11.1/21.05 below).

CM/6.2/21.05 **Cancelled Bus Routes in the Eastern Suburbs (A03/0189)**

MOTION

Mover: Cr Masselos

That Council:

1. Notes:

- (a) The development of Transport for NSW's new integrated transport network in Sydney's south-east, which will be introduced in late 2021.
- (b) That 25 five bus routes will be withdrawn, 23 bus routes will be modified and 11 new bus routes introduced.
- (c) That the promised reinstatement of the 378 did not eventuate.
- (d) That these changes impact the suburbs of Waverley, Bondi Junction and Queens Park in particular.
- (e) Concerns from schools in the Eastern Suburbs about the proposed reduction in bus services coupled with the already limited service availability for local school students.

2. Directs the Mayor to write to the Premier for NSW, the Hon Gladys Berejiklian MP; the Minister for Transport, the Hon Andrew Constance MP; the Member for Vaucluse, the Hon Gabriel Upton MP; the Member for Coogee, Dr Marjorie O'Neill MP; and the Member for Wentworth, Dave Sharma MP:

- (a) Affirming Council's support for public transport.
- (b) Advising that as one of Australia's most densely populated local government areas, Waverley residents rely very heavily on, and use, public transport.
- (c) Requesting that the cuts to the Eastern Suburbs bus services do not proceed.

3. Makes a submission to the consultation presently being undertaken by State Transit, which closes on 18 June, advocating for the importance of public transport and requesting that the proposed cutting of the 25 bus routes not proceed.

4. Develops and implements a communications strategy to promote this community consultation to the broader community and to the precincts as a matter of urgency.

Background

Waverley Council has expressed support for public transport on many occasions. Waverley is one of the most densely populated local government areas in Australia with resultant high levels of traffic congestion. Waverley also has a very high level of public transport patronage, including bus and rail. Public buses are

also versatile and can be scheduled to go wherever there is a demand is, rather than having a fixed route that rely on people being driven to these nodal points.

Media reports cite that in a bid to improve connections to the CBD and South East Light Rail the government has announced a plan to slash a number of bus services across Sydney's Eastern suburbs. Under the plan, 25 bus services will be cut, 23 modified and 11 new routes introduced. The Transport Minister was cited as saying that cutting services will better connect bus routes with 'turn up and go' light rail services and create a more integrated network across the city's east. While there is an understanding that these cuts have been designed to push people on to the light rail, the proposed cuts significantly impact many communities and commuters that are not near the light rail and who would not access the light rail in order to commute to the CBD.

As the community has expressed significant concerns about these cuts, Council must advocate on behalf of its residents and workers by writing to the Premier and Minister but also participating on the online consultation which closes on 18th June. The survey is at: [mysydney.nsw.gov.au/Have Your Say On The South East Bus Changes](https://mysydney.nsw.gov.au/Have_Your_Say_On_The_South_East_Bus_Changes).

I also note that community concerns will be expressed at a rally on 30 May at High Cross Park, Randwick, at 11 am.

The bus routes being cut are: 300, 301, 302, 309X, 310X, 314, 316, 317, 338, 353, 357, 372, 373, 376, 377, 391, 393, 394, 395, 400, 400N, L94, X40, X93, X99

The bus routes being modified: 303, 304, 307, 309, 313, 320, 339, 339X 343, 348, 355, 363=2, 370, 373X, 364, 374X, 377X, 392, 397, 399, 418, 420, 420N

THE MOVER OF THE MOTION THEN ACCEPTED AMENDMENTS TO THE MOTION AND THE ADDITION OF A NEW CLAUSE SUCH THAT THE MOTION NOW READS AS FOLLOWS:

That Council:

1. Notes:

- (a) The development of Transport for NSW's new integrated transport network in Sydney's south-east, which will be introduced in late 2021.
- (b) That 25 bus routes will be withdrawn, 23 bus routes will be modified and 11 new bus routes introduced.
- (c) That the bus routes being cut are: 300, 301, 302, 309X, 310X, 314, 316, 317, 338, 353, 357, 372, 373, 376, 377, 391, 393, 394, 395, 400, 400N, L94, X40, X93 and X99.
- (d) That the bus routes being modified are: 303, 304, 307, 309, 313, 320, 339, 339X, 343, 348, 355, 363, 362, 370, 373X, 364, 374X, 377X, 392, 397, 399, 418, 420 and 420N.
- (e) That the following routes from Bondi Junction are not impacted by the changes: 200, 326, 327, 328, 333, 380, 381, 386, 387, 388.
- (f) That the following routes will only have stand changes at Bondi Junction station: 328, 355, 360.
- (g) That route 357 from Bondi Junction is replaced by new route 356.
- (h) That route 353 from Bondi Junction is replaced by new route 350.

- (i) That the promised reinstatement of the 378 did not eventuate.
 - (j) That these changes impact the suburbs of Waverley, Bondi Junction and Queens Park in particular.
 - (k) Concerns from schools in the Eastern Suburbs about the proposed reduction in bus services coupled with the already limited service availability for local school students.
2. Requests further information from Transport for NSW on route 389 and invites a representative to provide a Councillor briefing prior to the end of the consultation period and allowing sufficient time for a Council submission.
3. Directs the Mayor to write to the Premier for NSW, the Hon Gladys Berejiklian MP; the Minister for Transport, the Hon Andrew Constance MP; the Member for Vaucluse, the Hon Gabriel Upton MP; the Member for Coogee, Dr Marjorie O'Neill MP; and the Member for Wentworth, Dave Sharma MP:
- (a) Affirming Council's support for public transport.
 - (b) Advising that as one of Australia's most densely populated local government areas, Waverley residents rely very heavily on, and, use public transport.
 - (c) Acknowledging the additional frequency and services on routes 313, 352, 362, 379 and new route 390X.
 - (d) Requesting that the cuts to the Eastern Suburbs bus services do not proceed.
 - (e) Calling on Transport for NSW to consider further extending the 362 service to Edgecliff station and increasing availability year-round to provide another public transport option for visitors to and from Bondi Beach and Bondi to City commuters.
4. Makes a submission to the consultation presently being undertaken by State Transit, which closes on 18 June, advocating for the importance of public transport and requesting that the proposed cutting of the 25 bus routes not proceed.
5. Develops and implements a communications strategy to promote this community consultation to the broader community and to the precincts as a matter of urgency.

AMENDMENT

Mover: Cr Burrill

Seconder: Cr Kay

That:

1. Clause 3(d) be amended to read as follows:

'Requesting that adequate capacity is ensured on bus routes for Waverley residents, especially at peak times.'

2. Clause 4 be amended to read as follows:

'Makes a submission to the consultation presently being undertaken by State Transit, which closes 18 June, advocating for the importance of public transport and requesting that adequate capacity is ensured on bus routes for Waverley residents, especially at peak times.'

FORESHADOWED AMENDMENT

Mover: Cr Wakefield

That the following clause be added to the motion:

‘Urgently requests that its officers be given access to the ministerial briefing papers that established the consultation, all resultant data and analysis and a statement by the State Government of its intention in the medium- to long-term for public transport in the Eastern Suburbs.’

THE AMENDMENT WAS THEN PUT AND DECLARED CARRIED.

Division:

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

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

THE MOVER OF THE MOTION THEN ACCEPTED THE ADDITION OF A NEW CLAUSE 6.

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

UNANIMOUS DECISION:

That Council:

1. Notes:

- (a) The development of Transport for NSW’s new integrated transport network in Sydney’s south-east, which will be introduced in late 2021.
- (b) That 25 bus routes will be withdrawn, 23 bus routes will be modified and 11 new bus routes introduced.
- (c) That the bus routes being cut are: 300, 301, 302, 309X, 310X, 314, 316, 317, 338, 353, 357, 372, 373, 376, 377, 391, 393, 394, 395, 400, 400N, L94, X40, X93 and X99.
- (d) That the bus routes being modified are: 303, 304, 307, 309, 313, 320, 339, 339X, 343, 348, 355, 363, 362, 370, 373X, 364, 374X, 377X, 392, 397, 399, 418, 420 and 420N.
- (e) That the following routes from Bondi Junction are not impacted by the changes: 200, 326, 327, 328, 333, 380, 381, 386, 387, 388.
- (f) That the following routes will only have stand changes at Bondi Junction station: 328, 355, 360.
- (g) That route 357 from Bondi Junction is replaced by new route 356.
- (h) That route 353 from Bondi Junction is replaced by new route 350.
- (i) That the promised reinstatement of the 378 did not eventuate.
- (j) That these changes impact the suburbs of Waverley, Bondi Junction and Queens Park in particular.
- (k) Concerns from schools in the Eastern Suburbs about the proposed reduction in bus services coupled with the already limited service availability for local school students.

2. Requests further information from Transport for NSW on route 389 and invites a representative to provide a Councillor briefing prior to the end of the consultation period and allowing sufficient time

for a Council submission.

3. Directs the Mayor to write to the Premier for NSW, the Hon Gladys Berejiklian MP; the Minister for Transport, the Hon Andrew Constance MP; the Member for Vaucluse, the Hon Gabriel Upton MP; the Member for Coogee, Dr Marjorie O'Neill MP; and the Member for Wentworth, Dave Sharma MP:
 - (a) Affirming Council's support for public transport.
 - (b) Advising that as one of Australia's most densely populated local government areas, Waverley residents rely very heavily on, and use, public transport.
 - (c) Acknowledging the additional frequency and services on routes 313, 352, 362, 379 and new route 390X.
 - (d) Requesting that adequate capacity is ensured on bus routes for Waverley residents, especially at peak times.
 - (e) Calling on Transport for NSW to consider further extending the 362 service to Edgecliff station and increasing availability year-round to provide another public transport option for visitors to and from Bondi Beach and Bondi to City commuters.
4. Makes a submission to the consultation presently being undertaken by State Transit, which closes on 18 June, advocating for the importance of public transport and requesting that adequate capacity is ensured on bus routes for Waverley residents, especially at peak times.
5. Develops and implements a communications strategy to promote this community consultation to the broader community and to the precincts as a matter of urgency.
6. Urgently requests:
 - (a) That its officers be given access to the ministerial briefing papers that established the consultation, all resultant data and analysis and a statement by the State Government of its immediate intention in the medium- to long-term for public transport in the Eastern Suburbs.
 - (b) That any intended workshops with Council be undertaken as a matter of urgency.

CM/6.3/21.05 Protecting Our Marine Diversity (A07/0323)

MOTION

Mover: Cr Masselos

That Council:

1. Notes:
 - (a) That Waverley's coastline and beaches support a range of marine biodiversity, recreational activities, and extensive visitation.
 - (b) That this area includes part of the Bronte to Coogee Aquatic Reserve and is part of the South Bondi Intertidal Protected Area.
 - (c) Pressures from urban development and human use, as well as climate change, mean Council must carefully manage our coastal assets to protect and improve the health of the marine

environment.

2. Recognises that:

- (a) Crayweed (*Phyllospora comosa*) forests disappeared along the Sydney coast and specifically in Waverley because of sewage pollution from the North Bondi outfall.
- (b) Operation Crayweed has restored crayweed at North Bondi and there are plans to plant further crayweed in the water off Marks Park.

3. Supports the extension of Operation Crayweed to the Mark Park site.

Background

Waverley's coastline and beaches are a major focal point for the community and the area broadly. Our coastline and beaches support a range of marine biodiversity, recreational activities, and extensive visitation. The area includes part of the Bronte to Coogee Aquatic Reserve as well as the South Bondi Intertidal Protected Area.

Waverley manages the coastline through the Coastal Risk Management Policy, the Plans of Management for our Beaches and Parks and through the active management by Council staff and projects. There are also a range of other stakeholders such as the NSW Government through their management of the marine estate and fisheries, Sydney Water and local community groups involved with caring for and improving our beaches and marine biodiversity.

However, pressures from urban development and human use (e.g. the effects of pollution from urban runoff, stormwater and sewage discharge) as well as key threatening processes including climate change, mean our coastal assets need to be carefully managed to protect and improve the health of the Marine Environment wherever possible. In 2018/19, Council undertook with Randwick and Woollahra Councils the first stage of an Open Coast Coastal Management Program, and, through this process, Council will be better supported to prepare and manage our coastline into the future. Waverley Council is also participating in the preparation of the Sydney Harbour Coastal Management Program with Sydney Coastal Councils Group due to the impact that stormwater runoff from our area has on Sydney Harbour. Council has actively supported Sydney Water to fix the legacy issue of untreated effluent flowing into Vaucluse and Diamond Bay continuously.

The local community and scientists are key caretakers of our marine environment and Operation Crayweed which has restored crayweed (*Phyllospora comosa*) at North Bondi after it disappeared because of pollution from the North Bondi ocean outfall is one example where Council is providing support to improve the marine environment. Seaside Scavenge is another local group ensuring that the local community values and doesn't pollute our local marine environment.

This mayoral minute seeks to capture this support that is already occurring and ensure that next financial year and into the future that our marine environment is a key priority of Council's activities, recognising the importance it has for our local community.

THE MOVER OF THE MOTION THEN ACCEPTED AN AMENDMENT TO CLAUSE 1(c).

THE MOTION AS AMENDED WAS THEN PUT AND DECLARED CARRIED.

DECISION:

That Council:

1. Notes:
 - (a) That Waverley's coastline and beaches support a range of marine biodiversity, recreational activities, and extensive visitation.
 - (b) That this area includes part of the Bronte to Coogee Aquatic Reserve and is part of the South Bondi Intertidal Protected Area.
 - (c) Pressures from urban development and human use as well as climate change means Council must carefully manage our coastal assets to protect and improve the health of the Marine Environment in consultation and connection with the sovereign assertions of First Nations custodianship.
2. Recognises that:
 - (a) Crayweed (*Phyllospora canosa*) forests disappeared along the Sydney Coast and specifically in Waverley because of sewage pollution from the North Bondi outfall.
 - (b) Operation Crayweed has restored crayweed at North Bondi and there are plans to plant further Crayweed in the water off Marks Park.
3. Supports the extension of Operation Crayweed to the Mark Park site.

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

CM/6.4/21.05 Net Zero Carbon Emissions 2030 Target (A09/1017)

MOTION

Mover: Cr Masselos

That Council:

1. Notes that Council:
 - (a) Has declared a climate and biodiversity emergency.
 - (b) Is a signatory to the National Climate Emergency, which was launched at the National Climate Emergency Summit in 2020.
 - (c) Has substantial programs to help mitigate carbon emissions and address climate change which focus on the community.
2. Recognises that:
 - (a) There is a need to advance and accelerate mobilisations to address the climate emergency and support the restoration of a safe climate.
 - (b) In the wake of an unprecedented year of bush fires, floods and pestilence, Council has a leadership role in developing and implementing locally based solutions to mitigate and reduce carbon.
3. Investigates:

- (a) Declaring new targets for the reduction of carbon emissions by becoming net zero by 2030 so that Council will have a 100% reduction on scope 1 and 2 greenhouse gas emissions based on 2003/2004 levels.
- (b) This target becoming a key priority of Council's activities and incorporated into the draft 2021–22 Operational Plan that is currently on exhibition, and that the next Environmental Action Plan and the Long Term Financial Plan budgets are updated accordingly to achieve this.

Background

In 2019, Council declared a climate and biodiversity emergency acknowledging that urgent collaborative action at all levels of government is necessary to protect our environment and community for future generations. In 2020, Council exceeded its 30% greenhouse gas emission targets set 10 years earlier and is on track to reach the current target of a 70% reduction by 2030 and net zero/carbon neutral by 2050. Based on recent analysis of the need to keep global emissions within the 2-degree increase carbon budget, it is imperative that emissions are reduced sooner than the 2050. It appears that the climate is on track for a high emissions outcome. Council, through the work that we have already done and the options available to us, will be able to feasibly and cost effectively achieve the 2030 target. Through the purchase of 100% renewable energy by 2030, which has already been endorsed by Council, the phasing out of gas and the rapid transition to electric vehicles powered by renewable energy, Council will be able to have net zero carbon emissions in 2030.

Not keeping climate change within a 2-degree limit will have catastrophic consequences of Australia and our planet. Extreme bushfires will become increasingly frequent, prolonged dry periods will impact agriculture, flora and fauna and for our coastline the impact of rising sea levels will change our beaches, coast and result in significant damage. Council and other local governments in Australia have the ability to lead and progress our path to net zero urgently so that the planet can remain within our 2-degree climate budget and achieve a low emissions pathway.

Climate College, University of Melbourne

<https://www.climatecollege.unimelb.edu.au/files/site1/docs/%5Bmi7%3Ami7uid%5D/Climate%20Targets%20Panel%20Report%20-%20March%202021.pdf>

National Centre for Climate Restoration, Australia

<https://www.breakthroughonline.org.au/briefings>

THE MOVER OF THE MOTION THEN ACCEPTED THE ADDITION OF A NEW CLAUSE 1(d).

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

UNANIMOUS DECISION:

That Council:

1. Notes that Council:

- (a) Has declared a climate and biodiversity emergency.
- (b) Is a signatory to the National Climate Emergency, which was launched at the National Climate Emergency Summit in 2020.
- (c) Has substantial programs to help mitigate carbon emissions and address climate change which focus on the community.

(d) Has resolved to receive a report on joining the United Nations Race to Zero campaign.

2. Recognises that:

- (a) There is a need to advance and accelerate mobilisations to address the climate emergency and support the restoration of a safe climate.
- (b) In the wake of an unprecedented year of bush fires, floods and pestilence, Council has a leadership role in developing and implementing locally based solutions to mitigate and reduce carbon.

3. Investigates:

- (a) Declaring new targets for the reduction of carbon emissions by becoming net zero by 2030 so that Council will have a 100% reduction on scope 1 and 2 greenhouse gas emissions based on 2003/2004 levels.
- (b) This target becoming a key priority of Council's activities and incorporated into the draft 2021-22 Operational Plan that is currently on exhibition, and that the next Environmental Action Plan and the Long Term Financial Plan budgets are updated accordingly to achieve this.

7. Reports

CM/7.1/21.05 Q3 Budget Review - March 2021 (A03/0346)

MOTION / UNANIMOUS DECISION

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.
4. Under section 356 of the *Local Government Act 1993*, grants \$5,000 to Sculpture by the Sea Incorporated for its Access and Inclusion Program.

CM/7.2/21.05 Investment Portfolio Report - April 2021 (A03/2211)

MOTION / UNANIMOUS DECISION

Mover: Cr Masselos
Seconder: Cr Keenan

That Council:

1. Receives and notes the Investment Summary Report for April 2021 attached to the report.
2. Notes that the Chief Financial Officer, as the responsible accounting officer, advises 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.

CM/7.3/21.05 Status of Mayoral Minutes and Notices of Motion (SF18/691)

MOTION / UNANIMOUS DECISION

Mover: Cr Masselos
Seconder: Cr Keenan

That Council receives and notes the report on the status of mayoral minutes and notices of motion adopted by Council from September 2012 to March 2021.

CM/7.4/21.05 Precinct Committees - Motions (A04/0038)

MOTION / UNANIMOUS DECISION

Mover: Cr Masselos
Seconder: Cr Keenan

That Council:

1. Receives and notes the list of Precinct Motions from August 2020–April 2021 attached to the report.
2. Notes the continued operation of expanded, public Precinct meetings during the COVID-19 restrictions via online platforms.
3. Notes the continued engagement of the Precincts and the Combined Precincts' group in consultations on Council's strategic projects, programs and proposed plans, via online platforms.
4. Notes the decision of the Combined Precincts' group to continue to meet online and to extend the term of current Precinct Executive Committees until such time face-to-face Precinct meetings are resumed and Annual General Meetings can be held.

CM/7.5/21.05 Petition - Fairy Wrens (A14/0106)

MOTION / UNANIMOUS DECISION

Mover: Cr Masselos
Seconder: Cr Keenan

That Council:

1. Refers the petition requesting action to avoid the extinction of fairy wrens to the Director, Planning, Environment and Regulatory, for consideration.
2. Officers report back to Council on the action taken on the petition.

M Bowman addressed the meeting.

CM/7.6/21.05 Audit, Risk and Improvement Committee Meeting - 10 December 2020 - Minutes (SF21/529)

MOTION / UNANIMOUS DECISION

Mover: Cr Masselos
Seconder: Cr Keenan

That Council notes the minutes of the Audit, Risk and Improvement Committee Meeting held on 10 December 2020 attached to the report.

CM/7.7/21.05 Community Engagement Policy and Strategy and Community Participation Plan - Adoption (A21/0029)

MOTION

Mover: Cr Masselos
Seconder: Cr Keenan

That Council adopts:

1. The Community Engagement Policy attached to the report (Attachment 2).
2. The Community Engagement Strategy attached to the report (Attachment 3).
3. The Community Participation Plan (Amendment 2) attached to the report (Attachment 4).

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 adopts:

1. The Community Engagement Policy attached to the report (Attachment 2).
2. The Community Engagement Strategy attached to the report (Attachment 3).
3. The Community Participation Plan (Amendment 2) attached to the report (Attachment 4).
4. A staff training process to ensure that all officers are fully briefed and understand the strategy.

CM/7.8/21.05 Waverley Artist Studios - Appointments - 2021-2022 (A20/0106)

MOTION / UNANIMOUS DECISION

Mover: Cr Masselos
Seconder: Cr Keenan

That Council:

1. Offers the following artists a placement in the Waverley Artist Studios for the period September 2021–August 2022:
 - (a) Jonathan Jones.

- (b) Damian Dillon.
 - (c) Tina Havelock Stevens.
 - (d) Sarah Contos.
 - (e) Genevieve Felix-Reynolds.
2. Offers the following artists a reserve placement in the Waverley Artist Studios for the period September 2021–August 2022:
- (a) Murat Urali.
 - (b) Penelope Cain.
 - (c) Tom Keukenmeester.

CM/7.9/21.05 Access and Inclusion Advisory Panel - Membership (A21/0096)

MOTION / UNANIMOUS DECISION

Mover: Cr Masselos
Seconder: Cr Keenan

That Council:

1. Appoints the following community members to the Access and Inclusion Advisory Panel for the period June 2021 to September 2023:
- (a) Danny Hui.
 - (b) Andre Cioban.
 - (c) Aydan Costello.
 - (d) Ben Alexander.
 - (e) Ben Whitehorn.
 - (f) Rachel Lazarov.
 - (g) Petra Pattinson.
 - (h) Zoe Dunn.
2. Offers the unsuccessful applicants a reserve place on the Panel.

CM/7.10/21.05 Reconciliation Action Plan (RAP) Advisory Committee - Membership (A14/0173)**MOTION / UNANIMOUS DECISION**

Mover: Cr Masselos

Seconder: Cr Keenan

That Council appoints the following individuals to the Reconciliation Action Plan (RAP) Advisory Committee for a two-year term from June 2021 to June 2023:

1. Chris Bonney.
2. Peter Cooley.
3. Walangari Karntawarra.
4. Michael Mahoney.
5. Barbara Simms.
6. Sally Walker.

CM/7.11/21.05 Pauline Menczer, World Surfing Champion - Recognition (A20/0106)**MOTION / UNANIMOUS DECISION**

Mover: Cr Masselos

Seconder: Cr Keenan

That Council:

1. Notes the inclusion of the story of Pauline Menczer within the Bondi Story Room.
2. Notes the planned mural featuring Pauline Menczer on the Bondi Seawall.
3. Further investigates and progresses planning for a statue commemoration of Pauline Menczer, including working with the project initiators on processes outlined in the Art Collection Acquisition and Deaccessioning Guidelines.
4. Officers report back to Council outlining progress on funding and time frames for a statue commemoration of Pauline Menczer.

CM/7.12/21.05 Head On Photography Festival 2021 (A20/0361)**MOTION / UNANIMOUS DECISION**

Mover: Cr Goltsman

Seconder: Cr Nemesh

That Council:

1. Approves the high-impact event proposal for Head On Photo Festival on Bondi Beach promenade and in north and south Bondi Park.
2. Notes that all aspects of the event remain subject to any applicable NSW Public Health Order in force at the relevant time.

CM/7.13/21.05 Small Grants Program 2020-21 - Round 2 (A20/0492)**MOTION / UNANIMOUS DECISION**

Mover: Cr Masselos
Seconder: Cr Keenan

That Council, under the Small Grants Program 2020–21 (Round 2), grants \$46,531 to the individuals and organisations as detailed in Table 1 of the report, subject to any conditions specified in Attachment 1 of the report.

CM/7.14/21.05 Affordable Housing Rent Relief - Further Extension (A09/0354)**MOTION / UNANIMOUS DECISION**

Mover: Cr Masselos
Seconder: Cr Keenan

That Council:

1. Extends the temporary variation to its Affordable Housing Tenancy Policy applicable from 29 March 2021 to 1 October 2021, to allow its appointed Housing Manager, Bridge Housing, to continue to offer tenants whose income is affected by the COVID-19 pandemic rent calculated at 30% of their income.
2. Notes that officers will make an internal submission on the draft 2021–22 budget.

CM/7.15/21.05 Venue Hire Grant Application - Seaside Scavenge Festival (A20/0561)**MOTION / UNANIMOUS DECISION**

Mover: Cr Masselos
Seconder: Cr Keenan

That Council, under section 356 of the *Local Government Act 1993* and the Venue Hire Grants Program 2020–21, grants \$1,478.75 (excluding GST) in financial assistance to Seaside Scavenge Ltd for venue hire for its Seaside Festival event at Bronte Park from 11 am–3 pm on Sunday, 27 June 2021.

CM/7.16/21.05 Voluntary Planning Agreement - 278-282 Birrell Street, Bondi (DA-187/2020/A)**MOTION / DECISION**

Mover: Cr Masselos
Seconder: Cr Copeland

That Council

1. Endorses the draft Planning Agreement attached to the report applying to land at 278–282 Birrell Street, Bondi, with the draft Planning Agreement offering a total monetary contribution of \$1,735,300 to Waverley's Affordable Housing Program, in accordance with Council's Planning Agreement Policy 2014.
2. Authorises the Mayor and General Manager to sign and execute the agreement and affix the Council seal to the documentation.

Division:

For the Motion: Crs Betts, Burrill, Copeland, Goltsman, Kay, Lewis, Masselos, Nemesh and Wakefield.

Against the Motion: Crs Keenan and Wy Kanak.

CM/7.17/21.05 Shops 2, 3 and 4, Bondi Pavilion - Lease - Exhibition (A20/0223)**MOTION / DECISION**

Mover: Cr Wakefield

Seconder: Cr Wy Kanak

That Council:

1. In accordance with section 47 of the *Local Government Act 1993*, publicly notifies and exhibits Council's proposal to grant a lease greater than five years in relation to each of Shops 2, 3 and 4 at Bondi Pavilion for a minimum of 28 days, with the notification and exhibition commencing no earlier than 27 May 2021.
2. Notes that, in accordance with section 47 of the *Local Government Act 1993*, a report will be prepared for Council at the end of the exhibition and notification period should any submissions to the proposals be received.

At 9.09 pm, following the vote on this item, the meeting adjourned for a short break.

At 9.17 pm, the meeting resumed.

CM/7.18/21.05 Tender Evaluation - Minor Maintenance Services (A20/0512)**MOTION / UNANIMOUS DECISION**

Mover: Cr Masselos

Seconder: Cr Keenan

That Council:

1. Treats the attachments to the report as confidential in accordance with section 11(3) of the *Local Government Act 1993*, as they relate to a matter specified in section 10A(2)(d)(i) of the *Local Government Act 1993*. The attachments contain commercial information of a confidential nature that would, if disclosed, prejudice the commercial position of the person(s) who supplied it.
2. Under clause 178(1)(a) of the *Local Government (General) Regulation 2005*, accepts the tender from Facilities Fix Pty Ltd for the supply of minor maintenance services as per the schedule of rates attached to the report for a period of two years, with three one-year options at Council's sole discretion.
3. Authorises the General Manager, or delegated representative, to enter into contract on behalf of Council with Facilities Fix Pty Ltd.
4. Notifies unsuccessful tenderers of the decision in accordance with clause 179 of the *Local Government (General) Regulation 2005*.

8. Notices of Motions**CM/8.1/21.05 40 km/h Pedestrian Zone - Bondi Beach (A18/0579)****MOTION**

Mover: Cr Wakefield

Seconder: Cr Lewis

That Council:

1. Commences plans to extend the current 40 km/h pedestrian zone in Bondi Beach to cover the area:
 - (a) Up to but not inclusive of Bondi Road.
 - (b) Up to but not inclusive of Wellington Street.
 - (c) Up to but not inclusive of Blair Street.
 - (d) Inclusive of the Ben Buckler streets of Hastings Parade, Bay Street, Brighton Boulevard and Ramsgate Avenue.
2. Contacts Transport for New South Wales at the appropriate time to seek support and funding for this project.

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

THE MOTION AS AMENDED WAS THEN PUT AND DECLARED CARRIED.

DECISION:

That Council:

1. Commences plans to extend the current 40 km/h pedestrian zone in Bondi Beach to cover the area:
 - (a) Up to but not inclusive of Bondi Road.
 - (b) Up to but not inclusive of Wellington Street.
 - (c) Up to and including a section of Blair Street at an appropriate location.
 - (d) Inclusive of the Ben Buckler streets of Hastings Parade, Bay Street, Brighton Boulevard and Ramsgate Avenue.
2. Contacts Transport for New South Wales at the appropriate time to seek support and funding for this project.
3. Notes that a local area traffic management study is planned to commence in the second half of 2021.

CM/8.2/21.05 Intersection Improvements - Bondi and North Bondi (A03/0042-04)**MOTION / UNANIMOUS DECISION**

Mover: Cr Wakefield

Seconder: Cr Lewis

That Council:

1. Recognises the importance of public bus transport for residents of the Eastern Suburbs.
2. Prepares designs for the intersection of O'Brien/Hall and Glenayr, Bondi, and for the intersection of Mitchell/Hardy and Murrivierie, North Bondi, to improve:
 - (a) Bus transit through the respective intersections.
 - (b) Pedestrian safety outcomes.
 - (c) Traffic calming.
 - (d) And increase footpath space for outdoor seating for adjacent shops where appropriate.

CM/8.3/21.05 Synthetic Turf (A20/0386)**MOTION**

Mover: Cr Copeland

Seconder: Cr Keenan

That Council:

1. Notes:
 - (a) The preliminary research by Dr Scott Wilson from Macquarie University and the Australian Microplastics Assessment Project (AUSMAP) conducted for the Northern Beaches Council AUSMAP survey that synthetic turf is a source of microplastics in waterways and bushland.
 - (b) The concern among the local community about the detrimental environmental impacts of plastics in our oceans.
 - (c) The Departmental Inquiry initiated by NSW Planning Minister Rob Stokes 'to investigate sustainable alternatives to synthetic grass amid growing concerns about its environmental and health impacts' referred to in the Sydney Morning Herald on 14 March 2021.
2. Prepares a report that identifies:
 - (a) The amount of annual refill (replacement of crumbed rubber layer) that is required for the synthetic grass on Waverley Oval.
 - (b) Whether stormwater runoff is being monitored for leaching of microplastics near the field.
 - (c) The effects of the heat impacts of the synthetic turf on Waverley Oval during the hot summer months.
3. Places a moratorium on synthetic grass for any new sporting field within the Waverley local government area until the report is presented to Council and Minister Stokes Departmental report is

finalised.

AMENDMENT

Mover: Cr Goltsman

Seconder: Cr Betts

That clause 3 be amended to read as follows:

‘Places a pause on synthetic grass for any new sporting field within the Waverley local government area until the report is presented to Council and Minister Stokes Departmental report is finalised.’

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, Wakefield and Wy Kanak.

THE MOTION WAS THEN PUT AND DECLARED CARRIED.

DECISION:

That Council:

1. Notes:

- (a) The preliminary research by Dr Scott Wilson from Macquarie University and the Australian Microplastics Assessment Project (AUSMAP) conducted for the Northern Beaches Council AUSMAP survey that synthetic turf is a source of microplastics in waterways and bushland.
- (b) The concern among the local community about the detrimental environmental impacts of plastics in our oceans.
- (c) The Departmental Inquiry initiated by NSW Planning Minister Rob Stokes ‘to investigate sustainable alternatives to synthetic grass amid growing concerns about its environmental and health impacts’ referred to in the Sydney Morning Herald on 14 March 2021.

2. Prepares a report that identifies:

- (a) The amount of annual refill (replacement of crumbed rubber layer) that is required for the synthetic grass on Waverley Oval.
- (b) Whether stormwater runoff is being monitored for leaching of microplastics near the field.
- (c) The effects of the heat impacts of the synthetic turf on Waverley Oval during the hot summer months.

3. Places a moratorium on synthetic grass for any new sporting field within the Waverley local government area until the report is presented to Council and Minister Stokes Departmental report is finalised.

Division:

For the Motion: Crs Copeland, Keenan, Lewis, Masselos, Wakefield and Wy Kanak.

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

9. Questions with Notice**CM/9.1/21.05 Use of Contractors Supporting Adani (A20/0453)****QUESTION**

The following questions were submitted by Cr Copeland:

1. When will the further report identified in clause 1 of resolution CM/7.10/21.03 be completed for Council's consideration, and, if it is not yet completed, at what stage is the preparation and what are the barriers or matters that are slowing or preventing its completion?
2. Have any draft documents been completed?
3. What coal and fossil fuel projects other than the Adani Coal Project have been identified?

General Manager's answers

Response to question 1:

Council staff are planning to provide the report at the 22 June Council meeting. A first draft has been completed; however, it required further research and work to respond to the said resolution.

In regards to barriers, as the procurement function is a small team they have competing operational tasks as well as the requirement to participate in other Council improvement initiatives such as the ICT requirement planning meetings.

The preparation and presentation of the report will be completed for the June Council meeting. The timing of the implementation of any changes will be outlined in said report.

Response to question 2:

Not yet. We will provide details of completion times in the report.

Response to question 3:

Council staff do not intend to provide an exhaustive list of coal and fossil fuel projects. The intention is that the changes to procurement policy, procedures, documents and any associated document to effect clause 1 of the resolution, would be equally applicable to suppliers of other such coal and fossil fuel projects.

Darren Smith
Chief Financial Officer

10. Urgent Business**CM/10.1/21.05 National General Assembly of Local Government - Attendance by Councillors (A13/0314)**

The Chair ruled that this matter was urgent.

MOTION

Mover: Cr Masselos

Seconder: Cr Keenan

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

MOTION

Mover: Cr Masselos

Seconder: Cr Keenan

That Council:

1. Nominates interested Councillors to attend the 2021 National General Assembly of Local Government to be held at the National Convention Centre in Canberra from Sunday, 20 June, to Wednesday, 23 June 2021, and determines the method of attendance.
2. Meets the applicable registration fee, and travel, accommodation, meal and incidental expenses, in accordance with its Councillor Expenses and Facilities Policy for those Councillors nominated to attend the Assembly.
3. Determines the voting delegate in the event that more than one Councillor is nominated to attend the Assembly.

THE MOVER OF THE MOTION THEN ACCEPTED AMENDMENTS TO CLAUSES 1 AND 3.

THE MOTION AS AMENDED WAS THEN PUT AND DECLARED CARRIED.

DECISION:

That Council:

1. Nominates the Deputy Mayor, Cr Keenan, Cr Betts and Cr Wy Kanak to attend the 2021 National General Assembly of Local Government to be held at the National Convention Centre in Canberra from Sunday, 20 June, to Wednesday, 23 June 2021, with Crs Keenan and Betts to attend in person and Cr Wy Kanak to attend remotely.
2. Meets the applicable registration fee, and travel, accommodation, meal and incidental expenses, in accordance with its Councillor Expenses and Facilities Policy for those Councillors nominated to attend the Assembly.
3. Nominates the Deputy Mayor, Cr Keenan to be the voting delegate.

11. Closed Session**CM/11/21.05 Closed Session****MOTION / UNANIMOUS DECISION**

Mover: Cr Masselos

Seconder: Cr Nemesh

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* for the reasons specified:

CM/11.1/21.05 CONFIDENTIAL MAYORAL MINUTE - Appointment of 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*, 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*.
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*.

At 10.28 pm, Council moved into closed session.

CM/11.1/21.05 CONFIDENTIAL MAYORAL MINUTE - Appointment of General Manager (A17/0616)**MOTION / UNANIMOUS DECISION**

Mover: Cr Masselos

Seconder: Cr Lewis

That:

1. Council treats the mayoral minute 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)(a) and 10A(2)(d)(i) of the *Local Government Act 1993*. The mayoral minute contains personnel matters concerning particular individuals (other than Councillors) as well as commercial information of a confidential nature that would, if disclosed, prejudice the commercial position of the person who supplied it.
2. Council receives and notes the report by the recruitment consultant, Stephen Blackadder, dated 17 May 2021 attached to the mayoral minute, on the recruitment and selection of a new General Manager.
3. The preferred candidate selected by the Panel after interviews conducted on 11 and 13 May 2021 be offered the position of General Manager effective Wednesday, 2 June 2021, and the Mayor and Deputy Mayor, in consultation with the recruitment consultant, be authorised to negotiate and

finalise the appointment based on the following terms and conditions, with the Council seal to be affixed to the contract:

- (a) A five-year performance-based contract in accordance with the standard contract of employment as required by the Office of Local Government for General Managers in NSW.
 - (b) A total remuneration package of \$370,000, being the total value of all components of remuneration offered, including salary, superannuation, the private use value of the Council-provided motor vehicle under a novated lease or leaseback arrangement and any other benefits negotiated with the successful candidate.
 - (c) The policies of the Council that grant an entitlement to the employee relating to the private use of the Council motor vehicle and the incidental private use of the Council-provided mobile phone and laptop computer be included in Schedule A of the contract.
- 4. Following written acceptance of the offer from the preferred candidate, an Extraordinary Meeting of Council be held to formalise the Instrument of Delegation.
 - 5. Council establishes a Committee made up of Councillors Masselos, Betts and Keenan to develop and negotiate a performance agreement with the General Manager within three months of appointment.
 - 6. In view of the forthcoming local government elections in September 2021, a Performance Review Committee be appointed early in the next term of Council to undertake the General Manager's annual performance reviews.
 - 7. No public announcement of the name of the successful candidate be made until such time as the Mayor has obtained a written acceptance of the offer from the preferred candidate.
 - 8. Council maintains the confidentiality of the documents and considerations in respect of the General Manager recruitment process.

S Blackadder (recruitment consultant) was present for the duration of this item and addressed the meeting.

12. Resuming in Open Session

CM/12/21.05 Resuming in Open Session

MOTION / DECISION

Mover: Cr Lewis
Seconder: Cr Keenan

That Council resumes in open session.

At 10.44 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 10.47 PM.

.....
SIGNED AND CONFIRMED
MAYOR
22 JUNE 2021

CONFIRMATION AND ADOPTION OF MINUTES CM/5.2/21.06



Subject: Confirmation of Minutes - Extraordinary Council Meeting -
1 June 2021

TRIM No: SF21/279

Author: Richard Coelho, Governance Officer

RECOMMENDATION:

That the minutes of the Extraordinary Council Meeting held on 1 June 2021 be received and noted, and that such minutes be confirmed as a true record of the proceedings of that meeting.

Introduction/Background

The minutes of the Council meeting must be submitted to Council for confirmation, in accordance with section 375 of the *Local Government Act 1993*.

Attachments

1. Extraordinary Council Meeting Minutes - 1 June 2021 .



**MINUTES OF THE WAVERLEY EXTRAORDINARY COUNCIL MEETING
HELD AT WAVERLEY COUNCIL CHAMBERS, CNR PAUL STREET AND BONDI ROAD, BONDI JUNCTION ON
TUESDAY, 1 JUNE 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 John Wakefield	Bondi Ward
Councillor Dominic Wy Kanak	Bondi Ward

Staff in attendance:

Emily Scott	Acting General Manager
Sharon Cassidy	Acting Director, Community, Assets and Operations
John Clark	Director, Customer Service and Organisation Improvement
Tony Pavlovic	Director, Planning, Environment and Regulatory
Karen Mobbs	General Counsel
Darren Smith	Chief Financial Officer
Evan Hutchings	Executive Manager, Governance and Risk

At the commencement of proceedings at 6.32 pm, those present were as listed above.

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 none were received.

3. Addresses by Members of the Public

There were no addresses by members of the public.

4. Reports**CM/4.1/21.06E General Manager's Delegations (SF21/9)**

The Executive Manager, Governance and Risk, advised that the report, in error, stated that the most recent Instrument of Delegation had financial limitations on the authority to accept tenders. The Instrument did not contain these limitations.

MOTION

Mover: Cr Masselos
Seconder: Cr Lewis

That:

1. Council delegates/sub-delegates to the General Manager the functions in accordance with the Instrument of Delegation to the General Manager attached to the report.
2. Council authorises the Mayor and Deputy Mayor to affix the Council Seal to the Instrument of Delegation to the General Manager.
3. John Clark be appointed to act as the General Manager if the General Manager is sick or otherwise absent from work on leave or business, with such appointment to cease upon the return to work of

the General Manager or by other resolution of the Council.

4. Should John Clark be unable or unwilling to act as General Manager at any time, Karen Mobbs be appointed to act as the General Manager if the General manager is sick or otherwise absent from work on leave or business, with such appointment to cease upon the return to work of the General Manager or by other resolution of the Council.
5. Any person acting as General Manager pursuant to this resolution has all the functions, delegations and sub-delegations given to the General Manager by Council.
6. The General Manager reports to Councillors monthly by email on tenders accepted under delegation and any procurement exemptions approved.

THE MOVER OF THE MOTION THEN ACCEPTED AMENDMENTS TO CLAUSE 1.

THE MOTION AS AMENDED WAS THEN PUT AND DECLARED CARRIED.

DECISION:

That:

1. Council delegates/sub-delegates to the General Manager the functions in accordance with the Instrument of Delegation to the General Manager attached to the report, subject to the following amendments:
 - (a) The limitation in Part A of Schedule 1 relating to the *Local Government Act 1993*, s 377(1)(i), being amended to read as follows:

‘Authority to accept tenders where the proposed contract is not for services currently provided by members of staff of the Council with a total contract value (incl GST) of up to:

 - \$2.5 million during the Council end of year recess (i.e. from the day following the last Council meeting of the calendar year until the first Council or Committee meeting of the following year); and
 - \$500,000 for the rest of the year.

This function cannot be sub-delegated by the General Manager.

The General Manager must report to Councillors on a monthly basis by email outlining all tenders accepted.’
 - (b) The limitation in Part B of Schedule 1 relating to procurement exemptions being amended to read as follows:

‘Authority to approve purchases with fewer than the required quotes called for in the Purchasing Procedure up to \$150,000.

The General Manager must report to Councillors on a monthly basis by email outlining all exemptions approved under this delegation.’
2. Council authorises the Mayor and Deputy Mayor to affix the Council Seal to the Instrument of Delegation to the General Manager.
3. John Clark be appointed to act as the General Manager if the General Manager is sick or otherwise

absent from work on leave or business, with such appointment to cease upon the return to work of the General Manager or by other resolution of the Council.

4. Should John Clark be unable or unwilling to act as General Manager at any time, Karen Mobbs be appointed to act as the General Manager if the General manager is sick or otherwise absent from work on leave or business, with such appointment to cease upon the return to work of the General Manager or by other resolution of the Council.
5. Any person acting as General Manager pursuant to this resolution has all the functions, delegations and sub-delegations given to the General Manager by Council.
6. The General Manager reports to Councillors monthly by email on tenders accepted under delegation and any procurement exemptions approved.

5. Meeting Closure

THE MEETING CLOSED AT 6.50 PM.

.....
SIGNED AND CONFIRMED
MAYOR
22 JUNE 2021

CONFIRMATION AND ADOPTION OF MINUTES CM/5.3/21.06



Subject: Adoption of Minutes - Waverley Traffic Committee Meeting - 27 May 2021

TRIM No: SF21/282

Author: Richard Coelho, Governance Officer

RECOMMENDATION:

That Part 1 of the minutes of the Waverley Traffic Committee Meeting held on 27 May 2021 be received and noted, and that the recommendations contained therein be adopted.

Introduction/Background

The Waverley Traffic Committee (WTC) is not a committee of Council. The WTC operates under delegation from Transport for NSW (TfNSW), an agency of the NSW Government. It is advisory-only and has no decision-making powers.

The purpose of the WTC is to make recommendations and provide advice to Council on the technical aspects of proposals to regulate traffic on local roads in Waverley. The recommendations of the WTC must be adopted by Council before they can be implemented.

Part 1 of the minutes of WTC meetings must be submitted to Council for adoption in accordance with clause 18 of the Waverley Traffic Committee Charter.

Council has the opportunity to 'save and except' any of the recommendations listed in Part 1 of the minutes for further consideration in accordance with clause 18.1 of the Charter.

Attachments

1. Waverley Traffic Committee Minutes - 27 May 2021 .

**MINUTES OF THE WAVERLEY TRAFFIC COMMITTEE
MEETING HELD BY VIDEO CONFERENCE ON
THURSDAY, 27 MAY 2021**



Voting Members Present:

Cr P Masselos	Waverley Council – Chair
Mr R Autar	Transport for NSW – Traffic Engineering Officer
S/Cst A Birchansky	NSW Police – Eastern Suburbs Police Area Command – Traffic Services
Mr M Kennedy	Representing Marjorie O’Neill, MP, Member for Coogee
Ms J Zin	Representing Gabrielle Upton, MP, Member for Vacluse

Also Present:

Mr B Gidiess	State Transit – Traffic and Services Manager (Eastern Region)
Cr T Kay	Waverley Council – Alternate Chair
Mr C Hutcheson	Waverley Council – Service Manager, Traffic and Transport
M Almuhanha	Waverley Council – Senior Traffic Engineer

At the commencement of proceedings at 10.00 am, those present were as listed above.

At 11.14 am, Mr M Kennedy left the meeting and did not return.

Apologies

Apologies were received and accepted from Mr P Pearce (representing Marjorie O’Neill, MP, Member for Coogee).

Declarations of Pecuniary and Non-Pecuniary Interests

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

Adoption of Previous Minutes by Council - 22 April 2021

The recommendations contained in Part 1 – Matters Proposing that Council Exercise its Delegated Functions – of the minutes of the Waverley Traffic Committee Meeting held on 22 April 2021 were adopted by Council at its meeting on 25 May 2021 with the following changes:

1. TC/V.03/21.04 – 31 Hall Street, Bondi Beach – Relocation of '1/4 P' Zone from Jacques Street to Hall Street.

Council adopted the recommendation of the Traffic Committee subject to it being amended to read as follows:

That Council:

1. Installs a 9.5 metre restricted parking zone in Hall Street immediately to the north-west of the motor bike zone fronting 27 Hall Street with the following restrictions:
 - (a) Mail Zone 6 am–5 pm, 3P Meter Registration 5 pm–9 pm, Monday–Friday, with the mail zone to be monitored by Council officers and Australia Post be requested to provide a more limited time.
 - (b) 1P Meter Registration 8 am–6 pm, 3P 6 pm–9 pm, Saturday–Sunday.
 2. Installs 12 metres of '2P 8 am–6 pm Meter Registration Permit Holders Excepted Area 8' parking in Jaques Avenue outside 20–24 Hall Street, Bondi Beach.
 3. Removes 'No Parking' signposted restrictions currently across the driveway to the old Australia Post office in Jaques Avenue.
2. TC/V.07/21.04 – 27 Beaumont Street, Rose Bay – 'P Disability Only' Zone.

Council did not adopt the recommendation of the Traffic Committee and made the following decision:

That:

1. This item be deferred for urgent clarification to seek advice to determine if the 'P Disability Only' zone would benefit from being moved and where to, and if there are any further impacts.
2. A report come back to the June Council meeting.

ITEMS BY EXCEPTION

The following items on the agenda were dealt with together and the Council Officer's Proposal for each item was unanimously supported by the Committee:

- | | |
|---------------|--|
| TC/C.04/21.05 | Queens Park Road, Queens Park - Bus Zone Modifications. |
| TC/C.05/21.05 | 7 Brae Street, Bronte - 'P Disability Only' Zone - Review. |
| TC/C.06/21.05 | Mason Lane, Bondi - 'No Parking' Zones. |

TC/C.07/21.05	Albert Street and St Thomas Street Intersection, Bronte - 'No Stopping' Zones.
TC/C.08/21.05	Turner Street, Bronte - 'No Stopping' Zone - Removal.
TC/C.09/21.05	Brown Street and Palmerston Avenue Intersection, Bronte - 'No Stopping' Zone - Review.
TC/C.10/21.05	191 Birrell Street, Waverley - 'No Stopping' Zone.
TC/C.11/21.05	278-282 Birrell Street, Bondi - Construction Zone.
TC/C.12/21.05	13 Calga Avenue, Bronte - Construction Zone.
TC/C.13/21.05	55 Hewlett Street, Bronte - Construction Zone.
TC/V.02/21.05	43-45 Hall Street, Bondi Beach - Partial Road Closure for Tower Crane Installation.
TC/V.04/21.05	Ethel Street and Kimberley Street Intersection, Vaucluse - 'No Stopping' Zones.
TC/V.05/21.05	Diamond Bay Road and Isabel Avenue Intersection, Vaucluse - 'No Stopping' Zone - Review.
TC/V.06/21.05	Warners Avenue, Bondi Beach - 15 Minute Parking.
TC/V.07/21.05	55 Murrivier Road North Bondi - 'P Disability Only' Zone.
TC/V.08/21.05	68 Blair Street, North Bondi - 'P Disability Only' Zone - Removal.
TC/V.09/21.05	114 Warners Avenue, Bondi Beach - Construction Zone.

PART 1 – MATTERS PROPOSING THAT COUNCIL EXERCISE ITS DELEGATED FUNCTIONS

NOTE: The matters listed under this part of the agenda propose that Council either does or does not exercise the traffic related functions delegated to it by TfNSW. The recommendations made by the Committee under this part of the agenda will be submitted to Council for adoption.

TC/C STATE ELECTORATE OF COOGEE

TC/C.01/21.05 40 km/h Speed Limit Changes - Traffic Control Devices - Park Parade and Dickson Street at Birrell Street, Bondi (A18/0579)

COUNCIL OFFICER'S PROPOSAL:

That Council:

1. Installs a centre line marking with kerb extensions at the intersection of Park Parade and Birrell Street, Bondi, as shown in Figure 9 of the report.
2. Installs a pedestrian refuge island with kerb extensions at the intersection of Dickson Street and Birrell Street, Bondi, as shown in Figure 10 of the report.

3. Installs 'Do not queue across intersection' signs at the intersections of Birrell Street with Park Parade and Dickson Street.
4. Delegates authority to the Executive Manager, Infrastructure Services, to modify the designs should on-site circumstances warrant changes.

WTC RECOMMENDATION (UNANIMOUS SUPPORT):

That the Council Officer's Proposal be adopted subject to the addition of new clauses such that the recommendation now reads as follows:

That Council:

1. Installs a centre line marking with kerb extensions at the intersection of Park Parade and Birrell Street, Bondi, as shown in Figure 9 of the report.
2. Installs a pedestrian refuge island with kerb extensions at the intersection of Dickson Street and Birrell Street, Bondi, as shown in Figure 10 of the report.
3. Installs 'Do not queue across intersection' signs at the intersections of Birrell Street with Park Parade and Dickson Street.
4. Installs a no right turn, 7.30 am to 9.30 am, from Park Parade into Birrell Street for a trial of 12 months.
5. Delegates authority to the Executive Manager, Infrastructure Services, to modify the designs should on-site circumstances warrant changes.
6. Investigates the installation of a no right turn, 7.30 am to 9.30 am, from Dickson Street into Birrell Street, and officers report back to the next Traffic Committee meeting.
7. Undertakes a local area traffic study to develop a more comprehensive long-term solution to traffic issues at this location.

Voting members present for this item: Representative of the Member for Coogee, NSW Police representative, TfNSW representative and Waverley Council representative (Chair).

TC/C.02/21.05 Boonara Avenue, Bondi - Right Turn Ban into Bondi Road (A21/0178)

COUNCIL OFFICER'S PROPOSAL:

That Council:

1. Does not support banning the right turn from Boonara Avenue into Bondi Road, Bondi.
2. Does not support the alternative option of banning the right turn from Boonara Avenue plus the through movement from Boonara Avenue to Castlefield Street.
3. Does not support alternative options of banning the right turn out of Boonara Avenue plus Imperial Avenue.

4. Advises residents who were surveyed of the decision.

WTC RECOMMENDATION (UNANIMOUS SUPPORT):

That:

1. The Council Officer's Proposal not be adopted.
2. Council supports banning the right turn from Boonara Avenue and Imperial Avenue into Bondi Road, Bondi.
3. Council refers the banning of right turns to Transport for NSW (TfNSW) for investigation and action, requesting that TfNSW considers the ban for a trial period of 12 months.
4. Council advises residents who were surveyed of the decision.

Voting members present for this item: Representative of the Member for Coogee, NSW Police representative, TfNSW representative and Waverley Council representative (Chair).

B Everingham addressed the meeting.

TC/C.03/21.05 York Road and Darley Road Intersection, Queens Park - Slip Lane Closure (A21/0105)

COUNCIL OFFICER'S PROPOSAL:

That Council:

1. Supports the removal of the left turn slip lane from Darley Road eastbound into York Road northbound, Queens Park, subject to Transport for NSW (TfNSW) approval.
2. Refers the concept plan attached to the report (Attachment 1) to TfNSW for assessment.
3. Advises Randwick Council of the proposal.

WTC RECOMMENDATION (UNANIMOUS SUPPORT):

That the Council Officer's Proposal be adopted subject to amendments to clauses 2 and 3 such that the recommendation now reads as follows:

That Council:

1. Supports the removal of the left turn slip lane from Darley Road eastbound into York Road northbound, Queens Park, subject to Transport for NSW (TfNSW) approval.
2. Refers the concept plan attached to the report (Attachment 1) to TfNSW for assessment, requesting that TfNSW considers:
 - (a) Buses turning left from Darley Road into York Road, noting that approximately 40–50 buses turn left from Darley Road into York Road between 7 am and 9 am on weekdays.
 - (b) Modifications to traffic light phasing.

3. Refers the concept plan and traffic analysis to Randwick Council for its consideration and approval.

Voting members present for this item: Representative of the Member for Coogee, NSW Police representative, TfNSW representative and Waverley Council representative (Chair).

TC/C.04/21.05 Queens Park Road, Queens Park - Bus Zone Modifications (SF21/1704)

COUNCIL OFFICER'S PROPOSAL:

That Council:

1. Removes the existing bus zone, tombstone (bus stop sign) and tactile ground surface indicators.
2. Installs a 18.5 metre bus zone east of the existing 'No Stopping' restriction.
3. Installs a J-stem pole, tombstone and tactile ground surface indicators 12.5 metres east of the existing 'No Stopping' restriction.

WTC RECOMMENDATION (UNANIMOUS SUPPORT):

That the Council Officer's Proposal be adopted.

Voting members present for this item: Representative of the Member for Coogee, NSW Police representative, TfNSW representative and Waverley Council representative (Chair).

TC/C.05/21.05 7 Brae Street, Bronte - 'P Disability Only' Zone - Review (A20/0534)

COUNCIL OFFICER'S PROPOSAL:

That Council reduces the length of the existing 'P Disability Only' parking zone in front of 7 Brae Street, Bronte, by 7 metres from 13 metres to 6 metres.

WTC RECOMMENDATION (UNANIMOUS SUPPORT):

That the Council Officer's Proposal be adopted.

Voting members present for this item: Representative of the Member for Coogee, NSW Police representative, TfNSW representative and Waverley Council representative (Chair).

TC/C.06/21.05 Mason Lane, Bondi - 'No Parking' Zones (SF21/1703)

COUNCIL OFFICER'S PROPOSAL:

That Council installs:

1. A 23 metre 'No Parking' zone on the northern side of Mason Lane (east), Bondi.

2. A 20 metre 'No Parking' zone on the northern side of Mason Lane (west), Bondi.

WTC RECOMMENDATION (UNANIMOUS SUPPORT):

That the Council Officer's Proposal be adopted.

Voting members present for this item: Representative of the Member for Coogee, NSW Police representative, TfNSW representative and Waverley Council representative (Chair).

TC/C.07/21.05 Albert Street and St Thomas Street Intersection, Bronte - 'No Stopping' Zones (A14/0145)

COUNCIL OFFICER'S PROPOSAL:

That Council:

1. Installs a 'No Stopping' zone at the intersection of St Thomas Street and Albert Street for:
 - (a) 8 metres on the western side of St Thomas Street, north of Albert Street.
 - (b) 8 metres on the northern side of Albert Street, west of St Thomas Street.
2. Installs unbroken yellow C3 lines along the 'No Stopping' zone.

WTC RECOMMENDATION (UNANIMOUS SUPPORT):

That the Council Officer's Proposal be adopted.

Voting members present for this item: Representative of the Member for Coogee, NSW Police representative, TfNSW representative and Waverley Council representative (Chair).

TC/C.08/21.05 Turner Street, Bronte - 'No Stopping' Zone - Removal (A02/0637)

COUNCIL OFFICER'S PROPOSAL:

That Council removes the 7 metre 'No Stopping' zone at the access to 24 Darling Street in Turner Street, Bronte.

WTC RECOMMENDATION (UNANIMOUS SUPPORT):

That the Council Officer's Proposal be adopted.

Voting members present for this item: Representative of the Member for Coogee, NSW Police representative, TfNSW representative and Waverley Council representative (Chair).

TC/C.09/21.05 Brown Street and Palmerston Avenue Intersection, Bronte - 'No Stopping' Zone - Review (A14/0145)

COUNCIL OFFICER'S PROPOSAL:

That Council reduces the length of the 'No Stopping' restrictions on the south-east corner of the intersection of Brown Street and Palmerston Avenue, Bronte, to 10 metres.

WTC RECOMMENDATION (UNANIMOUS SUPPORT):

That the Council Officer's Proposal be adopted.

Voting members present for this item: Representative of the Member for Coogee, NSW Police representative, TfNSW representative and Waverley Council representative (Chair).

TC/C.10/21.05 191 Birrell Street, Waverley - 'No Stopping' Zone (SF21/1701)

COUNCIL OFFICER'S PROPOSAL:

That Council installs a 10 metre 'No Stopping' zone on the eastern side of Langlee Avenue adjacent to 191 Birrell Street, Waverley.

WTC RECOMMENDATION (UNANIMOUS SUPPORT):

That the Council Officer's Proposal be adopted.

Voting members present for this item: Representative of the Member for Coogee, NSW Police representative, TfNSW representative and Waverley Council representative (Chair).

TC/C.11/21.05 278-282 Birrell Street, Bondi - Construction Zone (A03/2514-04)

COUNCIL OFFICER'S PROPOSAL:

That Council:

1. Installs a 30 metre 'No Parking 7 am–5 pm Mon–Fri, 8 am–3 pm Saturday Council Authorised Vehicles Excepted' construction zone along the frontage of 278–282 Birrell Street, Bondi.
2. Delegates authority to the Executive Manager, Infrastructure Services, to adjust the length and duration of, or remove, the construction zone, as necessary.

WTC RECOMMENDATION (UNANIMOUS SUPPORT):

That the Council Officer's Proposal be adopted.

Voting members present for this item: Representative of the Member for Coogee, NSW Police representative, TfNSW representative and Waverley Council representative (Chair).

TC/C.12/21.05 13 Calga Avenue, Bronte - Construction Zone (A03/2514-04)**COUNCIL OFFICER'S PROPOSAL:**

That Council:

1. Installs a 15 metre 'No Parking 7 am–5 pm Mon–Fri, 8 am–3 pm Saturday Council Authorised Vehicles Excepted' construction zone along the frontage of 13 Calga Avenue, Bronte.
2. Delegates authority to the Executive Manager, Infrastructure Services, to adjust the length and duration of, or remove, the construction zone, as necessary.

WTC RECOMMENDATION (UNANIMOUS SUPPORT):

That the Council Officer's Proposal be adopted.

Voting members present for this item: Representative of the Member for Coogee, NSW Police representative, TfNSW representative and Waverley Council representative (Chair).

TC/C.13/21.05 55 Hewlett Street, Bronte - Construction Zone (A03/2514-04)**COUNCIL OFFICER'S PROPOSAL:**

That Council:

1. Installs a 9 metre 'No Parking 7 am–5 pm Mon–Fri, 8 am–3 pm Saturday Council Authorised Vehicles Excepted' construction zone along the frontage of 55 Hewlett Street, Bronte.
2. Delegates authority to the Executive Manager, Infrastructure Services, to adjust the length and duration of, or remove, the construction zone, as necessary.

WTC RECOMMENDATION (UNANIMOUS SUPPORT):

That the Council Officer's Proposal be adopted.

Voting members present for this item: Representative of the Member for Coogee, NSW Police representative, TfNSW representative and Waverley Council representative (Chair).

TC/V STATE ELECTORATE OF VAUCLUSE**TC/V.01/21.05 Bondi Festival Ferris Wheel and Ice Rink - Special Event (A20/0172)****COUNCIL OFFICER'S PROPOSAL:**

That Council:

1. Approves the temporary traffic and parking changes for the Bondi Festival at Queen Elizabeth Drive and Park Drive South, Bondi Beach, as outlined in the Traffic Control Plans shown in Figures 2 and Figure 3 of the report, subject to the event organisers:

- (a) Obtaining NSW Police approval.
 - (b) Notifying the State Transit Authority, NSW Ambulance Service and NSW Fire and Rescue (Bondi, Woollahra and Randwick fire stations) seven days prior to the event.
 - (c) Notifying local residents and businesses seven days prior to the event.
 - (d) Considering all other impacts on the surrounding environment.
2. Issues a schedule of conditions, with any additional conditions to be imposed by NSW Police and Transport for NSW.
3. Delegates authority to the Executive Manager, Infrastructure Services, to modify the Traffic Control Plans should on-site circumstances warrant changes.

WTC RECOMMENDATION (UNANIMOUS SUPPORT):

That the Council Officer's Proposal be adopted.

Voting members present for this item: Representative of the Member for Vacluse, NSW Police representative, TfNSW representative and Waverley Council representative (Chair).

TC/V.02/21.05 43-45 Hall Street, Bondi Beach - Partial Road Closure for Tower Crane Installation (A02/0617-07)

COUNCIL OFFICER'S PROPOSAL:

That Council:

1. Approves the temporary partial closure of Hall Street, Bondi Beach, between Consett Avenue and Jaques Avenue, from 6.00 am to 6.00 pm on Monday, 28 June 2021, subject to the applicant:
- (a) Obtaining approval from NSW Police.
 - (b) Notifying the State Transit Authority, NSW Ambulance Service and NSW Fire and Rescue.
 - (c) Notifying affected residents and businesses of the changes in traffic in writing prior to implementation of the road and footpath closure.
 - (d) Using traffic controllers accredited by Transport for NSW.
 - (e) Covering all costs associated with closing the road, including traffic control and permit fees.
2. Delegates authority to the Executive Manager, Infrastructure Services to adjust the length and duration of the partial road closure, or approve any backup date and times, if required.

WTC RECOMMENDATION (UNANIMOUS SUPPORT):

That the Council Officer's Proposal be adopted.

Voting members present for this item: Representative of the Member for Vacluse, NSW Police representative, TfNSW representative and Waverley Council representative (Chair).

TC/V.03/21.05 Murriverie Road, North Bondi - Bus Stop Improvements (A20/0076)**COUNCIL OFFICER'S PROPOSAL:**

That Council:

1. Approves the location and time restrictions for bus stops and bus zones as set out in the report at the following locations in Murriverie Road, North Bondi
 - (a) Intersection of Murriverie Road and Shaw Street.
 - (b) Intersection of Old South Head Road and Murriverie Road.
 - (c) Adjacent to Justus Street.
 - (d) Opposite Justus Street.
 - (e) Adjacent to Nancy Street.
 - (f) Opposite Nancy Street.
 - (g) Adjacent to Hardy Street.
2. Notifies the residents of Murriverie Road between Old South Head Road and Midelton Avenue of the changes to parking arrangements.

WTC RECOMMENDATION (UNANIMOUS SUPPORT):

That the Council Officer's Proposal be adopted subject to the addition of a new clause 3 such that the recommendation now reads as follows:

That Council:

1. Approves the location and time restrictions for bus stops and bus zones as set out in the report at the following locations in Murriverie Road, North Bondi
 - (a) Intersection of Murriverie Road and Shaw Street.
 - (b) Intersection of Old South Head Road and Murriverie Road.
 - (c) Adjacent to Justus Street.
 - (d) Opposite Justus Street.
 - (e) Adjacent to Nancy Street.
 - (f) Opposite Nancy Street.
 - (g) Adjacent to Hardy Street.
2. Notifies the residents of Murriverie Road between Old South Head Road and Midelton Avenue of the changes to parking arrangements.

3. Officers investigate simplifying the signage wording.

Voting members present for this item: Representative of the Member for Vacluse, NSW Police representative, TfNSW representative and Waverley Council representative (Chair).

TC/V.04/21.05 Ethel Street and Kimberley Street Intersection, Vacluse - 'No Stopping' Zones (SF21/1707)

COUNCIL OFFICER'S PROPOSAL:

That Council installs 10 metre 'No Stopping' zones on the south-eastern and south-western corners of the intersection of Ethel Street and Kimberley Street, Vacluse.

WTC RECOMMENDATION (UNANIMOUS SUPPORT):

That the Council Officer's Proposal be adopted.

Voting members present for this item: Representative of the Member for Vacluse, NSW Police representative, TfNSW representative and Waverley Council representative (Chair).

TC/V.05/21.05 Diamond Bay Road and Isabel Avenue Intersection, Vacluse - 'No Stopping' Zone - Review (A14/0145)

COUNCIL OFFICER'S PROPOSAL:

That Council reduces the length of the 'No Stopping' zone on the inner bend of the connection of Diamond Bay Road to Isabel Avenue, Vacluse, from 26 metres to 19 metres, as shown in Figure 2 of the report.

WTC RECOMMENDATION (UNANIMOUS SUPPORT):

That the Council Officer's Proposal be adopted.

Voting members present for this item: Representative of the Member for Vacluse, NSW Police representative, TfNSW representative and Waverley Council representative (Chair).

TC/V.06/21.05 Warners Avenue, Bondi Beach - 15 Minute Parking (A03/0042-04)

COUNCIL OFFICER'S PROPOSAL:

That Council converts the existing 14 metres of '2P, 8 am–10 pm, Permit Holders Excepted, Area B' parking restriction on the southern kerb line of Warners Avenue east of Glenayr Avenue, Bondi Beach, to 'P 15 mins, 8 am–2 pm' and '2P 2 pm–10 pm, Permit Holders Excepted, Area B', as shown in Figure 1 of the report.

WTC RECOMMENDATION (UNANIMOUS SUPPORT):

That the Council Officer's Proposal be adopted.

Voting members present for this item: Representative of the Member for Vacluse, NSW Police representative, TfNSW representative and Waverley Council representative (Chair).

TC/V.07/21.05 55 Murrivier Road North Bondi - 'P Disability Only' Zone (A20/0534)

COUNCIL OFFICER'S PROPOSAL:

That Council installs a 5.4 metre 'P Disability Only' parking zone outside 53 Murrivier Road, North Bondi.

WTC RECOMMENDATION (UNANIMOUS SUPPORT):

That the Council Officer's Proposal be adopted.

Voting members present for this item: Representative of the Member for Vacluse, NSW Police representative, TfNSW representative and Waverley Council representative (Chair).

TC/V.08/21.05 68 Blair Street, North Bondi - 'P Disability Only' Zone - Removal (A20/0534)

COUNCIL OFFICER'S PROPOSAL:

That Council removes the 6 metre 'P Disability Only' parking zone outside 68 Blair Street, North Bondi.

WTC RECOMMENDATION (UNANIMOUS SUPPORT):

That the Council Officer's Proposal be adopted.

Voting members present for this item: Representative of the Member for Vacluse, NSW Police representative, TfNSW representative and Waverley Council representative (Chair).

TC/V.09/21.05 114 Warners Avenue, Bondi Beach - Construction Zone (A03/2514-04)

COUNCIL OFFICER'S PROPOSAL:

That Council:

1. Installs a 10 metre 'No Parking 7 am–5 pm Mon–Fri, 8 am–3 pm Saturday Council Authorised Vehicles Excepted' construction zone along the frontage of 114 Warners Avenue, Bondi Beach.
2. Delegates authority to the Executive Manager, Infrastructure Services, to adjust the length and duration of, or remove, the construction zone, as necessary.

WTC RECOMMENDATION (UNANIMOUS SUPPORT):

That the Council Officer's Proposal be adopted.

Voting members present for this item: Representative of the Member for Vacluse, NSW Police representative, TfNSW representative and Waverley Council representative (Chair).

TC/CV ELECTORATES OF COOGEE AND VAUCLUSE**TC/CV.01/21.05 Guide for Assessment of Motor Bike Parking between Driveways (A21/0065)****COUNCIL OFFICER'S PROPOSAL:**

That Council:

1. Endorses the process in the report for the assessment of motor bike parking zones between driveways.
2. Endorses the customised single sign 'Motor Bikes Only Between Driveways' for motor bike parking between driveways for a 12-month trial.
3. Endorses the 'Motor Bike Parking Warrants' attached to the report.

WTC RECOMMENDATION (UNANIMOUS SUPPORT):

That the Council Officer's Proposal be adopted subject to the addition of a new clause 4 such that the recommendation now reads as follows:

That Council:

1. Endorses the process in the report for the assessment of motor bike parking zones between driveways.
2. Endorses the customised single sign 'Motor Bikes Only Between Driveways' for motor bike parking between driveways for a 12-month trial.
3. Endorses the 'Motor Bike Parking Warrants' attached to the report.
4. Further consults Transport for NSW regarding line marking and signage.

Voting members present for this item: Representative of the Member for Vacluse, NSW Police representative, TfNSW representative and Waverley Council representative (Chair).

The representative of the Member for Coogee was not present for the vote on this item.

THE MEETING CLOSED AT 11.25 AM.

.....
SIGNED AND CONFIRMED
MAYOR
22 JUNE 2021

:

MAYORAL MINUTES CM/6/21.06

Subject: Mayoral Minutes

Author: Mayor of Waverley, Cr Paula Masselos



Mayoral minutes are permissible at Waverley Council meetings under the Waverley Code of Meeting Practice. Clauses 9.7–9.11 of the Code state:

Subject to clause 9.10, if the mayor is the chair at a meeting of the council, the mayor may, by minute signed by the mayor, put to the meeting without notice any matter or topic that is within the jurisdiction of the council, or of which the council has official knowledge.

A mayoral minute, when put to a meeting, takes precedence over all business on the council's agenda for the meeting. The chair (but only if the chair is the mayor) may move the adoption of a mayoral minute without the motion being seconded.

A recommendation made in a mayoral minute put by the mayor is, so far as it is adopted by the council, a resolution of the council.

A mayoral minute must not be used to put without notice matters that are routine and not urgent, or matters for which proper notice should be given because of their complexity. For the purpose of this clause, a matter will be urgent where it requires a decision by the council before the next scheduled ordinary meeting of the council.

Where a mayoral minute makes a recommendation which, if adopted, would require the expenditure of funds on works and/or services other than those already provided for in the council's current adopted operational plan, it must identify the source of funding for the expenditure that is the subject of the recommendation. If the mayoral minute does not identify a funding source, the council must defer consideration of the matter, pending a report from the general manager on the availability of funds for implementing the recommendation if adopted.

REPORT

CM/7.1/21.06



Subject: Operational Plan 2021-22 including Budget, Pricing Policy, Fees and Charges 2021-22 and Long Term Financial Plan 5.3

TRIM No: A21/0034

Author: Teena Su, Executive Manager, Finance
Sneha Sabu, Co-ordinator, Corporate Planning and Reporting

Director: Darren Smith, Chief Financial Officer

RECOMMENDATION:

That Council:

1. Receives and notes the community and internal submissions made in relation to the Operational Plan 2021–22, Pricing Policy, Fees and Charges 2021–22, Budget and Capital Works 2021–22 and Long-Term Financial Plan 5.2, as set out in Attachment 1 of the report.
2. Adopts the Operational Plan 2021–22 attached to the report (Attachment 2), including the Rating Structure for 2021–22 on page 67 and the changes to the Budget set out in Table 2 of the report. In accordance with sections 497, 516, 518, 529(2)(d), 534, 535 and 548(3) of the *Local Government Act* (the Act), the following rates and charges be set for every parcel of rateable land within the local government area for the period 1 July 2021 to 30 June 2022:
 - (i) An ordinary rate of 0.116144 cents in the dollar subject to a minimum rate in accordance with section 548(3) of the Act per assessment on all rateable land categorised Residential in accordance with section 516 of the Act and subcategorised Ordinary in accordance with section 529(2)(b) of the Act.
 - (ii) An ordinary rate of 0.503543 cents in the dollar on all rateable land categorised Business in accordance with section 518 of the Act and subcategorised Ordinary in accordance with section 529 (2)(d) of the Act.
 - (iii) An ordinary rate of 0.831943 cents in the dollar on all rateable land categorised Business in accordance with section 518 of the Act and subcategorised Bondi Junction in accordance with section 529(2)(d) of the Act.
3. Adopts the Pricing Policy, Fees and Charges 2021–22 attached to the report (Attachment 3).
4. Sets the Domestic Waste Management Service Charge at \$588 per service per annum for the financial year 2021–22 in accordance with section 496 of the Act.
5. Sets the Stormwater Management Service Charge, as contained on page 70 of the Operational Plan 2021–22 and in accordance with section 496A of the Act, for the financial year 2021–22 as follows:

Stormwater Management Service Charge		
Category	Unit	Fee or

		Charge
Residential property	per property	25.00
Residential strata property	per property	12.50
Business property	per 350 m2 (or part thereof)	25.00
Business strata property	per 350 m2 (or part thereof) levied equally to strata unit entitlement with a minimum of \$5	25.00

6. Receives and notes the Long-Term Financial Plan (LTFP 5.3) for an 11-year period from 2021–21 to 2031–2032 including the Income Statement, Balance Sheet, Statement of Cash Flow, Reserve Balances, Assumptions and Sensitivity Analysis, as set out in Attachment 5 of the report.

1. Executive Summary

At its meeting on 20 April 2021, Council resolved to exhibit the draft Operational Plan 2021–22, including the Budget and Statement of Revenue Policy, Stormwater Management Service Charge, Pricing Policy, Fees and Charges 2021–22 and Long-Term Financial Plan 5.3 for a period of 28 days.

A total of 19 submissions were received from members of the Waverley community during the public exhibition period. Multiple submissions received had sub-sections that corresponded to multiple documents that were exhibited. A total of 26 (including Council resolutions from 25 May 2021) internal submissions were received. These submissions are set out in Attachment 1.

The revised 2021–22 draft budget projects a small surplus of \$4,000 after a thorough assessment of the external and internal submissions, with a total revenue of \$161 million, including a capital income of \$21.9 million. It also projects a total expenditure budget (excluding depreciation) of \$185.8 million, including capital works program of \$63.4 million. The budget provides for the application of reserves funds of \$24.8 million.

The 2021–22 Operating Performance Ratio is revised to be 0.03%, which meets the Office of Local Government's Fit for the Future benchmark of 0.0%. Refer to the revised draft budget section of this report for detail.

2. Introduction/Background

The Integrated Planning and Reporting (IP&R) Framework consists of an inter-related hierarchy of plans which aim to ensure a more sustainable local government sector. Waverley Council has in place a hierarchy of integrated plans consisting of a Community Strategic Plan (Waverley Community Strategic Plan 2018–2029), a Delivery Program (Delivery Program 2018–22) and an Operational Plan.

Every year, Council is required to develop an Operational Plan (which is a sub-plan of the Delivery Program) setting out the specific activities (services and projects) it will undertake in that year. The Council is also required to prepare an annual budget and update its Long-Term Financial Plan.

The Operational Plan 2021–22 sets out the key activities (deliverables), actions, budgets and performance measures Council will employ during the 2021–22 financial year. The Operational Plan includes Stormwater Management Service charge and the Statement of Revenue Policy which sets out Council's rating policy. Accompanying this plan is the Pricing Policy and Schedule of Fees and Charges 2021–22 which sets out the fees and charges Council is proposing to levy over the coming financial year.



Figure 1. IP&R framework.

3. Relevant Council Resolutions

Meeting and date	Item No.	Resolution
Council 20 April 2021	CM/7.1/21.04	<p>That:</p> <ol style="list-style-type: none"> 1. Council publicly exhibits for 28 days: <ol style="list-style-type: none"> (a) The draft Operational Plan 2021–22 including the Budget and Statement of Revenue Policy attached to the report (Attachment 1). (b) The proposed Rating Structure for 2021–22 contained on page 67 of the draft Operational Plan 2021–22 together with the proposed Pricing Policy and Schedule of Fees and Charges 2021–22. In accordance with sections 497, 516, 518, 529 (2)(d), 534, 535 and 548(3) of the Local Government Act (the Act), it is proposed that the following rates and charges be set for every parcel of rateable land within the local government area for the period 1 July 2021 to 30 June 2022: <ol style="list-style-type: none"> (i) An ordinary rate of 0.116114 cents in the dollar subject to a minimum rate in accordance with section 548(3) of the Act per assessment on all rateable land categorised Residential in accordance with section 516 of the Act and subcategorised Ordinary in accordance with section 529(2)(b) of the Act. (ii) An ordinary rate of 0.503543 cents in the dollar

		<p>on all rateable land categorised Business in accordance with section 518 of the Act and subcategorised Ordinary in accordance with section 529 (2)(d) of the Act.</p> <p>(iii) An ordinary rate of 0.831943 cents in the dollar on all rateable land categorised Business in accordance with section 518 of the Act and subcategorised Bondi Junction in accordance with section 529(2)(d) of the Act</p> <p>(c) The draft Pricing Policy, Fees and Charges 2021–22 attached to the report (Attachment 2).</p> <p>(d) The proposed Domestic Waste Management Service Charge being set at \$588 per service per annum for the financial year 2021–22 in accordance with section 496 of the Act.</p> <p>(e) The proposed Stormwater Management Service Charge contained on page 70 of the draft Operational Plan 2021–22 in accordance with section 496A of the Act for the financial year 2021–22 as follows:</p> <table border="1"> <thead> <tr> <th colspan="3">Stormwater Management Service Charge</th></tr> <tr> <th>Category</th><th>Unit</th><th>Fee or Charge</th></tr> </thead> <tbody> <tr> <td>Residential property</td><td>per property</td><td>25.00</td></tr> <tr> <td>Residential strata property</td><td>per property</td><td>12.50</td></tr> <tr> <td>Business property</td><td>per 350 m2 (or part thereof)</td><td>25.00</td></tr> <tr> <td>Business strata property</td><td>per 350 m2 (or part thereof) levied equally to strata unit entitlement with a minimum of \$5</td><td>25.00</td></tr> </tbody> </table>	Stormwater Management Service Charge			Category	Unit	Fee or Charge	Residential property	per property	25.00	Residential strata property	per property	12.50	Business property	per 350 m2 (or part thereof)	25.00	Business strata property	per 350 m2 (or part thereof) levied equally to strata unit entitlement with a minimum of \$5	25.00
Stormwater Management Service Charge																				
Category	Unit	Fee or Charge																		
Residential property	per property	25.00																		
Residential strata property	per property	12.50																		
Business property	per 350 m2 (or part thereof)	25.00																		
Business strata property	per 350 m2 (or part thereof) levied equally to strata unit entitlement with a minimum of \$5	25.00																		
		<p>2. Notes that the Long Term Financial Plan (LTFP):</p> <p>(a) Will be reviewed annually in line with the Operational Plan and Annual Budget development.</p> <p>(b) Sets out the projects and initiatives that Council intends to invest in and the associated resource requirements for the next 10 years. It considers and utilises a range of options for achieving balanced budgets over the life of LTFP 5.3 likely including realising efficiencies and cost reductions within Council operations, applying reserve funds earlier than forecast in LTFP 5, reducing or rescheduling the capital</p>																		

		<p>expenditure program and increasing revenue to fund specific programs and initiatives.</p> <ol style="list-style-type: none"> 3. Council authorises the Acting General Manager to make any necessary editorial and content changes to the draft Operational Plan, 2021–22 Budget and LTFP documentation for public exhibition in order to give effect to Council's resolution. 4. Council officers submit a further report to Council following the exhibition period. 5. Council officers investigate the inclusion of the South Bondi Toilets in LTFP 5.3 and report back on funding options when the budget and LTFP are considered in June 2021.
Council 25 May 2021	CM/6.4/21.05	<p>That Council:</p> <ol style="list-style-type: none"> 1. Notes that Council: <ol style="list-style-type: none"> (a) Has declared a climate and biodiversity emergency. (b) Is a signatory to the National Climate Emergency, which was launched at the National Climate Emergency Summit in 2020. (c) Has substantial programs to help mitigate carbon emissions and address climate change which focus on the community. (d) Has resolved to receive a report on joining the United Nations Race to Zero campaign. 2. Recognises that: <ol style="list-style-type: none"> (a) There is a need to advance and accelerate mobilisations to address the climate emergency and support the restoration of a safe climate. (b) In the wake of an unprecedented year of bush fires, floods and pestilence, Council has a leadership role in developing and implementing locally based solutions to mitigate and reduce carbon. 3. Investigates: <ol style="list-style-type: none"> (a) Declaring new targets for the reduction of carbon emissions by becoming net zero by 2030 so that Council will have a 100% reduction on scope 1 and 2 greenhouse gas emissions based on 2003/2004 levels. (b) This target becoming a key priority of Council's activities and incorporated into the draft 2021-22 Operational Plan that is currently on exhibition, and

		that the next EAP and the Long Term Financial Plan budgets are updated accordingly to achieve this.
--	--	---

4. Discussion

Operational Plan (Attachment 1)

In accordance with section 406 of the *Local Government Act*, the Office of Local Government (OLG) has published Guidelines and a Manual to support the administration of integrated planning and reporting. The Community Strategic Plan Waverley Community Strategic Plan 2018–2029, the Delivery Program 2018–2022 and the Operational Plan 2021–22 were developed in accordance with the OLG Guidelines and Manual.

The OLG suggests that the Operational Plan be defined as a sub-plan of the Delivery Program that spells out the 'actions' to be undertaken in a particular year. The IPR manual also requires that actions identified in the Delivery Program be carried through to the Operational Plan. Waverley Council's Operational Plan 2021–22; carries forward the 'deliverables' from the Delivery Program and includes the action required to 'deliver' on what we said we would.

The Operational Plan is also required to include a budget for the year and Statement of Revenue Policy. This includes rating information and the proposed Pricing Policy and Schedule of Fees and Charges 2021–22, which are based on the budget prepared for Council.

On 20 April 2021, Council resolved to place the Draft Operational Plan 2021-22 including Budget, Pricing Policy, Fees and Charges 2021-22 and Long Term Financial Plan on public exhibition for a period of 28 days.

The following table summarises the number of external and internal submissions received during the exhibition period.

Table 1. External and internal submissions.

Table 1 - Submissions	Total received	Fees & Charges Schedule	Operating Plan & Operating Budget & LTFP	Capital Works Budget
External Submissions	19 (including one late submission)	10	6	3
Internal Submissions	31 (including Council resolutions on 25 May 2021)	5	7	19
Total	50	15	13	22

External submissions received were primarily concerned with the increase in childcare and family day care fees and approaches to Bondi Pavilion operation post construction.

The public exhibition of these documents commenced on 26 April 2021 and concluded on 23 May 2021. A public notice was placed on the Council website with electronic versions of the documents available in the 'Have your Say' section of the website including links from the Integrated Planning and Reporting section of the website. Email notifications were sent to precincts informing them about the public exhibition. Additionally, there were social media posts on Facebook. Implications of community, administrative and budget submissions received are marked up in the Operational Plan 2021-22 including Budget and Capital Works, Pricing Policy, Fees and Charges 2021–22 and Long Term Financial Plan 5.3.

2021–22 Draft Pricing Policy, Fees and Charges (Attachment 3)

15 submissions have been received (Attachment 1):

- 10 external submissions received:
 - One related to the carshare scheme.
 - One related to childcare fee.
 - Seven related to family day care administration levy fee.
 - One related to the Waverley School of the Arts community hall and surrounding residential parking zone.

Staff and ELT have reviewed and considered these submissions. Following the review, it is recommended to reduce the family day care administration levy fee to \$1.50 per hour/child from the original draft \$1.65 per hour/child to further support to both the families and the educators. The recommended level is lower than the current 2020–21 adopted fee of \$1.60 per hour/child.

- Five internal submissions were received from Council staff:
 - Events – Administrative changes to better reflect on the application of the fees structure.
 - Events open space hire – Administrative typo correction.
 - Roadway use permits – Change the urgency assessment turnover from two working days to five working days.
 - Categories – Added another scenario where fees may be waived or reduced to further support community recognition and community fundraising initiatives.
 - Rating Structure in the Operational Plan – Administrative correction for the residential ordinary rate of 0.116144 cents in the dollar, from 0.116114 cents in the dollar.

Revised Draft Budget (Attachment 4)

As mentioned above, Council received a total of 50 submissions, some with financial implications. Table 2 summarises the impact on the budget and LTFP 5.3 forecasts:

Table 2. Submissions with budget change recommendations.

Budget category	Item	Submission - internal or external	2021/22 Budget Implication \$	LTFP subsequent year Implication \$	Additional comment
Operating	Family Day Care Admin. Levy income	External	(15,000)	CPI on 2021/22 change	
Operating	Affordable Housing Rent Relief	Council resolution on 25 May 2021	(8,112)	0	
Operating & Capital	Fleet transition to EV by 2030	Council resolution on 25 May 2021 – related to net zero carbon emissions by 2030 target	0	(2,803,403)	Assumes Electric Vehicle charge infrastructure network will be widely available by

Budget category	Item	Submission - internal or external	2021/22 Budget Implication \$	LTFP subsequent year Implication \$	Additional comment
					2030.
Capital	Traffic Calming for Barracluff Avenue	External	(200,000)		
Capital	Permanent closure of Rickard Avenue	External	(150,000)		
Capital	Bondi Pavilion amphitheatre	External		(200,000)	Feasibility and concept design.
Capital	Bondi Skate Park Amenities	Council resolution on 20 April 2021 – related to South Bondi toilets		(5,000,000)	Funding sources for this project as follows: \$1,250,000 grant, \$3,732,500 from general fund and \$17,500 from VPA reserve.
Capital	Rowe Street Project	Internal	(462,400)	6,456,000	Multi-year project, \$44k of expense in the 2 nd year, and the land sale anticipates occurring in 2022/23 at \$6.5m.
Capital	Bronte Surf Life Saving Club & Community Facilities Upgrade	Internal		(100,000)	Multi-year project with funding allocation amended to match updated program timetable
Capital	Waverley Park Indoor Cricket Nets Facility	Internal		(51,574)	Multi-year project with funding allocation amended to match updated program timetable
Capital	Coastal Walk & Clifftop	Internal		1,800,000	Revised

Budget category	Item	Submission - internal or external	2021/22 Budget Implication \$	LTFP subsequent year Implication \$	Additional comment
	Upgrades				project cost from \$3.8m to \$2m.
Capital	Bondi Pavilion Conservation and Restoration Project	Internal	(550,000)	0	Multi-year project with funding allocation amended to match updated program timetable
Capital	2A Edmund St (Social housing) Redevelopment	Internal	1,250,000	(1,250,000)	Multi-year project with funding allocation amended to match updated program timetable
Capital	Eastern Avenue and Diamond Bay Boardwalk	Internal	(595,000)	(1,593,100)	Funded by public spaces legacy grant and Sydney water contribution
Capital	Belgrave Street Reserve Park and Playground Upgrade	Internal	(35,000)	0	Bring forward SAMP5 Park & Playground program fund from LTFP.
Capital	Onslow Street Reserve Park and Playground Upgrade	Internal	(55,000)	0	Bring forward SAMP5 Park & Playground program fund from LTFP.
Capital	SAMP5 Park & Playground Renewal and Upgrades	Internal		90,000	Used as a funding source for Belgrave St and Onslow St works.
Capital	Waverley Park Playground & Fitness Station Upgrade	Internal	(250,000)	(1,481,000)	Funded by public spaces legacy grant money

Budget category	Item	Submission - internal or external	2021/22 Budget Implication \$	LTFP subsequent year Implication \$	Additional comment
Capital	Bondi Junction Cycleway and Streetscape Upgrade - separable portions 4 & 5	Internal	(1,296,002)	0	Funded by TfNSW grant money
Capital	Charing Cross Streetscape Upgrade	Internal	1,300,000	(1,300,000)	Multi-year project with funding allocation amended to match updated program timetable
Capital	SAMP5 Roads Renewal Program	Internal	(1,383,331)	(759,000)	Additional funding received from the Local Road community infrastructure grant to cover Glenayr Ave.
Capital	SAMP5 Footpath Renewal Program	Internal	(410,456)	150,000	Multi-year project with funding allocation amended to match updated program timetable
Capital	Speed Zone Implementation(40Km/H)	Internal	(650,000)	0	Funded by TfNSW grant money.

After incorporating the above changes, the revised 2021–22 budget projects an operating income of \$139.1 million, which represents a \$23,000 reduction compared to the April draft budget. Operating expenses remain unchanged as per the April estimate. Therefore, the operating result, before depreciation, is \$22 million. Capital income is revised to \$21.9 million from \$17.9 million, representing an increase of \$4.1 million. This increase reflects the Public Space Legacy Grant and Transport for NSW (TfNSW) grant and Sydney Water contribution to the capital works program projects. The capital expense budget is revised to \$68.3 million from \$64.8 million. As a result of the changes to the operating and capital budget, the requirement of reserves fund for the 2021–22 program has been reduced by \$584,000 to \$24.8 million compared to the April forecast of \$25.4 million.

The following table provides a high-level comparison between the revised draft budget to the original draft budget, which was presented to the April 2021 council meeting:

Table 3. Comparison of revised draft budget with original draft budget.

Budget Statement - \$'000	Revised Draft Budget 2021/22 Jun 21	Original Draft Budget 2021/22 Ap 21	\$ change on Draft Budget 2021/22	% change on Draft Budget 2021/22
Operating Revenue				
Rates & Annual Charges	67,507	67,507	-	0.0%
Investment Income	859	859	-	0.0%
User Charges	45,582	45,597	(15)	0.0%
Other Revenues	19,645	19,653	(8)	0.0%
Grants Subsidies & Contributions - Operational	5,509	5,509	-	0.0%
Total Operating Revenue	139,102	139,125	(23)	0.0%
Operating Expense				
Employee Costs	(70,420)	(70,420)	-	0.0%
Materials & Contracts	(22,590)	(22,590)	-	0.0%
Operating Expenses	(22,863)	(22,863)	-	0.0%
Rates & Annual Charges	(1,135)	(1,135)	-	0.0%
Borrowing Expenses	(65)	(65)	-	0.0%
Total Operating Expense	(117,073)	(117,073)	-	0.0%
Operating Surplus (excl. Depreciation)	22,028	22,052	(23)	-0.1%
Capital Income				
Proceeds from Assets Disposal	975	975	-	0.0%
Grants Subsidies & Contributions - Capital	20,961	16,882	4,079	24.2%
Total Capital Income	21,936	17,857	4,079	22.8%
Capital Expense				
Capital Works Program	(63,426)	(59,939)	(3,487)	5.8%
Other Capital Expense	(4,864)	(4,864)	-	0.0%
Total Capital Expense	(68,291)	(64,804)	(3,487)	5.4%
Net Capital Income/(Expense)	(46,355)	(46,947)	592	-1.3%
Loan Repayment - Principle	(447)	(447)	-	0.0%
Total Net Revenue/(Expense)	(24,774)	(25,343)	569	-2.2%
Reserves transfer (to)/from	24,778	25,361	(584)	-2.3%
Net Budget Surplus/(Deficit)	4	19	(15)	-79.3%

Note: depreciation is excluded from the budget figure.

The following figures outlined where Council's income comes from and how Council allocates expenses:

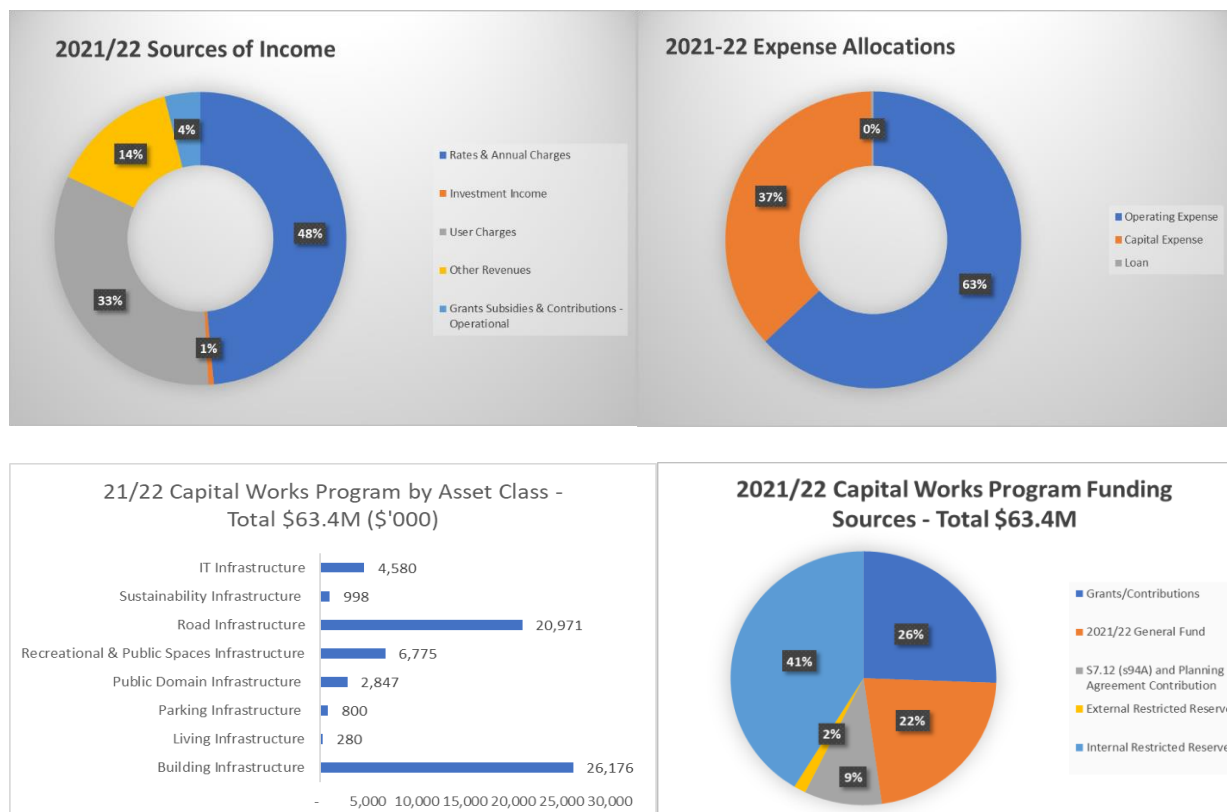


Figure 2. Sources of income and expenses.

Net zero carbon emissions by 2030 target and the 2021–22 budget and LTFP 5.3

At the Council meeting on 25 May, it was resolved to investigate approaches to meet net zero carbon emissions by 2030. The following is an extract of the Council resolution (CM/6.4/21.05) on this new key priority target:

3. Investigates:

- (c) *Declaring new targets for the reduction of carbon emissions by becoming net zero by 2030 so that Council will have a 100% reduction on scope 1 and 2 greenhouse gas emissions based on 2003/2004 levels.*
- (d) *This target becoming a key priority of Council's activities and incorporated into the draft 2021-22 Operational Plan that is currently on exhibition, and that the next Environmental Action Plan and the Long Term Financial Plan budgets are updated accordingly to achieve this.*

An initial assessment carried out by staff and indicates the above resolution will not have immediate budget implications on the 2021–22 financial year. The financial implications on this target are likely to commence in the subsequent years of the LTFP 5.3 as Council transitions its fleet from the current petrol fuel and hybrid models to electric (EV) models. The assessment of the financial implication of the transition is expected to realise operating expense savings of \$1.8 million from fuel costs over the life of the LTFP 5.3 planning period ending 30 June 2030. This will be applied to offset the EV purchase capital cost. This is estimated to increase by \$4.6 million compared to the petrol/hybrid models. These have been incorporated in the revised LTFP 5.3.

Long-Term Financial Plan (LTFP 5.3) (Attachment 5)

The flow-on effect from the 2021–22 budget changes and LTFP capital works program have been assessed and incorporated in the LTFP 5.3 forecasts. The revised income is projected to increase by \$16.9 million mainly attributed to the Public Space Legacy grant, TfNSW grant and Sydney Water contribution and the sale of Rowe Street land. Refer to above table 2 for further detail.

The revised LTFP 5.3 forecasts an improved financial position over the 11 years, as shown in the following table:

Table 4. LTFP 5.3 forecasts (\$'000).

Budget Statement	Revised Draft LTFP 5.3 - June 2021	Original draft LTFP 5.3 - April 2021	Changes
Total Income	1,851,115	1,834,180	16,935
Expense	(1,491,214)	(1,488,411)	(2,803)
Capital Works	(367,996)	(354,770)	(13,226)
Total Expenses	(1,859,210)	(1,843,181)	(16,029)
Loan Principal Payment	(2,364)	(2,364)	0
Reserves	10,710	11,707	(997)
Net Result	251	342	(91)

Balance Sheet			
Net Assets	1,345,613	1,326,876	18,737
Cash & Investment Securities	116,343	115,578	765
Reserves Balance	103,390	102,393	997

In summary, the LTFP 5.3 forecasts a balanced budget and meets the operating performance ratio for every individual year throughout this planning period to 2031–32. It forecasts a cash and cash investments balance to be \$116 million and a reserve balance of \$103 million at the end of this planning period ending 30 June 2032.

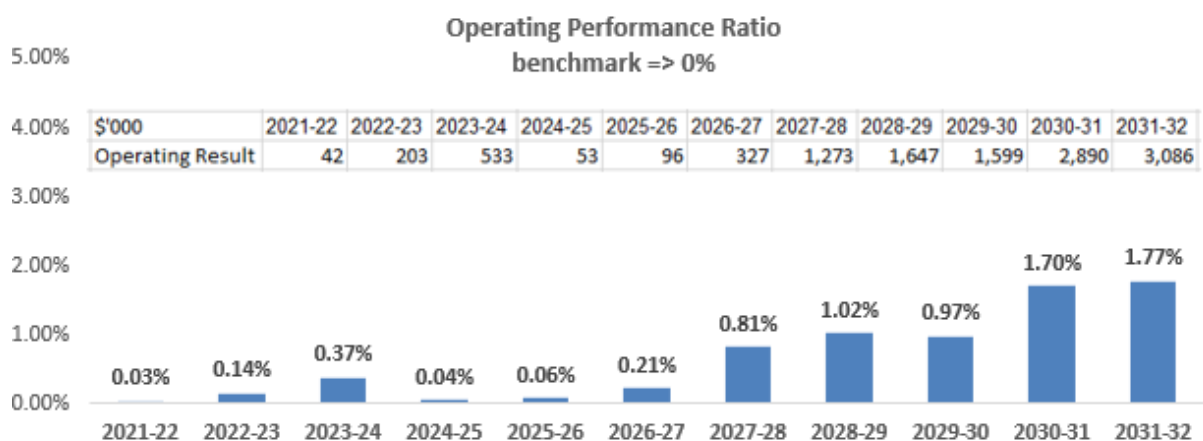


Figure 3. Operating performance ratio.

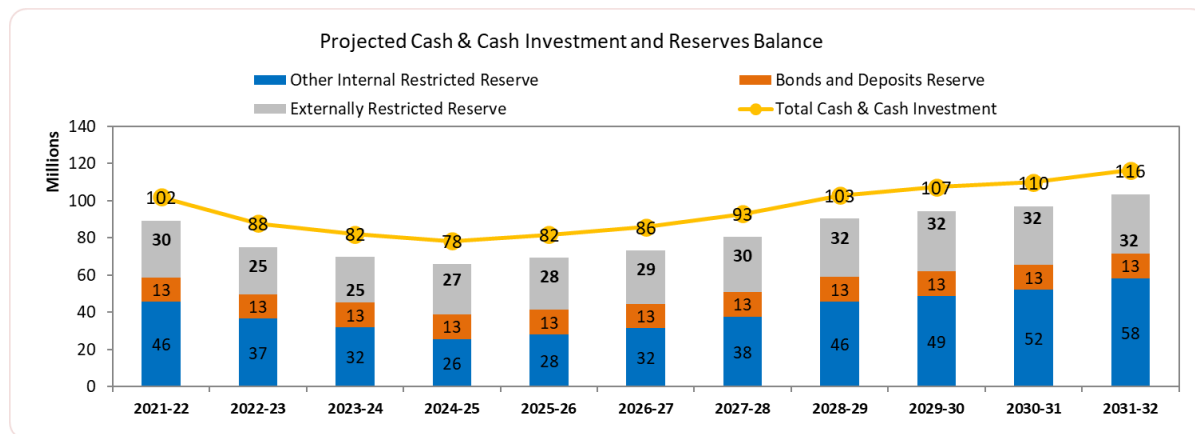


Figure 4. Projected cash and cash investment and reserves balance.

5. Financial impact statement/Time frame/Consultation

The key deliverables, projects and activities in the Operational Plan 2021–22 are costed in the Budget 2021–22 and Long Term Financial Plan (LTFP) 5.3.

Council is forecasting a small budget surplus of \$3,910 in 2021–22 and that it will continue run budget surpluses through the period until 2031–32.

The draft Operational Plan 2021–22 including the Budget, Statement of Revenue Policy, Pricing Policy and Schedule of Fees and Charges 2021–22 and Long Term Financial Plan 5.3 (2022–2032) were placed on public exhibition from 26 April 2021 to 23 May 2021 for a period of 28 days, as per statutory requirements. The submissions received from the community members are tabled as an attachment to this report. Council should consider community submissions received prior to adoption of the required statutory plans and documents.

6. Conclusion

This report is seeking Council to adopt the revised draft Operational Plan 2021–22 including the budget, Statement of Revenue Policy, proposed Pricing Policy and Schedule of Fees and Charges 2021–22, and note the Long Term Financial Plan 5.3 (2022–2032), as required under the Integrated Planning and Reporting framework. Council has considered submissions received during the public exhibition period 26 April 2021 to 23 May 2021.

7. Attachments

1. Submissions (under separate cover)
2. Operational Plan 2021-22 (under separate cover)
3. Pricing Policy, Fees and Charges 2021-22 (under separate cover)
4. Revised Draft Budget 2021-22 (under separate cover)
5. Long Term Financial Plan 5.3 (under separate cover) .

REPORT
CM/7.2/21.06

Subject: Audit, Risk and Improvement Committee Meeting - 18 March 2021 - Minutes

TRIM No: SF21/529

Author: Al Johnston, Governance Officer

Director: Karen Mobbs, General Counsel

RECOMMENDATION:

That Council notes the minutes of the Audit, Risk and Improvement Committee Meeting held on 18 March 2021 attached to the report.

1. Executive Summary

Council established the Audit, Risk and Improvement Committee ('the Committee') in February 2019. The Committee meets five times per year. In accordance with the Committee's Charter, once the minutes of a meeting have been confirmed by the Committee, they are reported to Council for noting.

The minutes of the meeting held on 18 March 2021 were confirmed by the Committee at its meeting in May 2021 and are attached to this report for Council's information.

2. Introduction/Background

The Audit, Risk and Improvement Committee provides independent assistance to Council by monitoring, reviewing and providing advice on governance processes, risk management and control frameworks, and external accountability obligations.

The Committee is supported by an internal audit function and together they are one mechanism Council uses to ensure its internal controls and management approaches are effective for the management of risk across the organisation.

The Committee generally meets five times each calendar year. In accordance with section 9.6 of the Committee's Charter, after the minutes of each meeting have been confirmed by the Committee, they are reported to Council for noting.

3. Relevant Council Resolutions

Nil.

4. Discussion

Nil.

5. Financial impact statement/Time frame/Consultation

The minutes of the meeting held on 18 March 2021 were confirmed by the Committee at its meeting in May 2021.

6. Conclusion

The minutes of the ARIC meeting held on 18 March 2021 are attached to this report. It is recommended that Council notes the minutes of the meeting.

7. Attachments

1. ARIC Minutes - 18 March 2021 [↓](#) .



**MINUTES OF THE AUDIT, RISK AND IMPROVEMENT COMMITTEE MEETING
HELD BY VIDEO CONFERENCE ON THURSDAY, 18 MARCH 2021**

Voting Members Present:

Elizabeth Gavey (Chair)	Independent Member
John Gordon	Independent Member
Kath Roach	Independent Member
Cr George Copeland	Councillor Member

In Attendance:

Emily Scott	Acting General Manager
John Clark	Director, Customer Service and Organisation Improvement
Tony Pavlovic	Director, Planning, Environment and Regulatory
Shane Smith	Acting Director, Community, Assets and Operations
Darren Smith	Chief Financial Officer
Evan Hutchings	Executive Manager, Governance and Risk
Jared Lean	Internal Auditor (Engagement Partner, Grant Thornton Australia)
Mahesha Rubasinghe	Internal Auditor (Engagement Manager, Grant Thornton Australia)
Daniel Farthing	Internal Auditor (Grant Thornton Australia) (for Item 5.8)
Brett Hanger	External Auditor (Nexia Australia)
Teena Su	Executive Manager, Finance
Vince Tari	Executive Manager, Procurement (for Item 5.2)
John Mantzios	Chief Information Officer
Kevin Trinh	Executive Manager, Information Management & Technology (for Item 5.5)
Kerrie Pryke	Executive Manager, Human Resources, Safety & Wellbeing (for Item 5.6)
Rachel Hensman	Executive Manager, Customer, Cemetery & Lifeguard Services (for Item 5.6)
Al Johnston	Committee Secretary

At the commencement of proceedings at 9.03AM those present were as listed above with the exception of Tony Pavlovic and John Mantzios who arrived at 9.05AM and 10.00AM respectively.

Prior to the meeting commencing the Executive Manager, Community Programs gave a presentation to the ARIC members on implementing policies and procedures associated with working with children to address risks associated with the safety of children.

ACKNOWLEDGEMENT OF INDIGENOUS HERITAGE

The Chair read the following Acknowledgement of Indigenous Heritage:

The Waverley Audit Risk and Improvement Committee respectfully acknowledges the Indigenous heritage and recognises the ongoing Aboriginal traditional custodianship of the land which forms the Waverley Local Government Area.

1. Apologies/Leaves of Absence

Apologies were received and accepted from Karen Mobbs, Council's General Counsel and Chief Audit Executive, and Caroline Karakatsanis from the Audit Office of NSW.

2. Declarations of Pecuniary and Non-Pecuniary Interests

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

- 2.1 Elizabeth Gavey disclosed that she was recently appointed as the Chair of Camden Council ARIC and is no longer a member of the Ryde Council ARIC and Georges River Council ARIC.
- 2.2 John Gordon disclosed that he was recently appointed as the Chair of Sutherland Council ARIC and is no longer a member of the South Western Sydney Local Health District Board.

3. Confirmation of Minutes

ARIC/3.1/21.03 Confirmation of Minutes - Audit, Risk and Improvement Committee Meeting - 10 December 2020 (SF21/284)

MOTION / DECISION

Mover: John Gordon
Seconder: Kath Roach

That the minutes of the Audit, Risk and Improvement Committee meeting held on 10 December 2020 be received and noted, and that such minutes be confirmed as a true record of the proceedings of that meeting.

4. Actions from Previous Meetings

ARIC/4.1/21.03 Actions from Previous Meetings (SF21/531)

MOTION / DECISION

Mover: Elizabeth Gavey
Seconder: John Gordon

That the Committee notes the status of the actions from previous meetings as at 18 March 2021.

DISCUSSION

The Committee agreed that the one 'delayed' action be discussed under the Governance Report at Item ARIC/5.6/21.03 on the agenda.

5. Reports**ARIC/5.1/21.03 Audit Office of NSW - Matters to Report - Engagement Audit Plan for 2020/21 Financial Year (SF19/5930)****MOTION / DECISION**

Mover: John Gordon

Seconder: Kath Roach

That the Committee:

1. Receives and notes the Annual Engagement Plan (AEP) for the audit of the 2020/21 financial statements.
2. Notes that the ARIC meeting on 23 September 2021 is for the review of the Financial Statements and requests the draft documents be provided to Committee Members as early as possible before then, preferably in August 2021.

DISCUSSION

The External Auditor advised the Committee that the 2020/21 Annual Engagement Plan for Waverley is similar to Plans from previous years with the notable addition of a section on COVID-19 and its impact on Council. As well as the effect of Covid-19, the other issues and risks that may impact the audit were outlined as:

- The fair value of Council's infrastructure, property, plant and equipment;
- The quality and timeliness of financial reporting;
- Information technology general controls; and
- The revaluation of infrastructure, property, plant, and equipment

The External Auditor advised the Committee that the Interim Audit will commence on 29 March 2021.

The Committee discussed service concession arrangements and the need for further analysis by Management in this area, the change to auditing standards not expected to be a major issue for Waverley, and the outcome of the questionnaire on cyber risk being tabled in the Auditor General's report to Parliament.

The Committee referred to the Engagement Timetable and expressed concern that the ARIC's scheduled meeting on 23 September 2021 does not allow enough time for the Committee to provide input to the audit papers, and advised that it is preferable for the papers to be circulated to ARIC members in August 2021.

ARIC/5.2/21.03 Acting General Manager's Update (SF21/638)**MOTION / DECISION**

Mover: Elizabeth Gavey

Seconder: Kath Roach

That the Committee:

1. Notes the Acting General Manager's update provided at the meeting and the presentation on the Audit Office of NSW's *Audit of Procurement Management in Local Government* by the Executive Manager, Procurement.
2. Requests that Council's implementation of the recommendations in the *Audit of Procurement Management in Local Government* be included in the Internal Auditor's Audit Recommendations Report presented to the ARIC.

DISCUSSION

The Acting General Manager provided an update to the Committee on a number of matters. The key points mentioned were:

- Waverley is seeing positive trends in Covid-19 recovery with increased visitation to commercial centres and other public spaces and only a marginal decline in occupancy levels in commercial centres.
- 1300 businesses benefited from Council's Covid-19 business support package, with requests for financial assistance including fee waivers amounting to \$4.27M.
- Officers have drafted the 2021/22 budget with a small budget surplus of \$18k.
- The Operating Performance Ratio is expected to meet the industry benchmark of greater than 0% for the first time since 2018.
- LTFP forecasts are being finalised within the next fortnight.
- Council is about to embark on the next iteration of the Community Strategic Plan (CSP).
- Council is developing a service review framework based on the Australian Business Excellence Framework model for a systematic review of Council's services.
- The 2020/21 Capital Works Program is \$73.985M at Q2.
- The Q2 budget amendment brought forward \$14.5M to fund the Bondi Pavilion project.
- Key building projects total \$32M and include 5 Public Private Partnerships.

The Committee noted that it was pleased to see a greater than 0% target for the Operating Performance Ratio. The Acting General Manager responded that this was possible in part as a result of positive trends in income generation from things such as on-street parking and carpark usage, and several large new developments, some of which will create further revenue opportunities when they are completed.

The proposed methodology for the service review was outlined and the Committee agreed that it appears sound, and Management's strategic approach to service offerings across the organisation, including taking the needs of the community into account, was supported.

As part of the update, the Acting General Manager requested the Executive Manager, Procurement to present an overview of the findings of the Audit Office of NSW's *Audit of Procurement Management in Local Government* with respect to Waverley as Waverley was one of the councils audited. The issues identified by the NSW Audit Office fall within the areas of:

- Contract management policy
- Centralised contract register
- Documented justification of procurement needs
- Segregation of duties
- Procurement training
- Assessment of supplier performance (post-contract award), and
- Evaluation of community outcomes and value for money (post-delivery of goods and/or services)

Following a discussion about the actions Management has taken to address the issues identified, the Committee requested that the recommendations of the Audit report and Council's implementation of them be included in the Internal Auditor's Audit Recommendations report to the ARIC.

Further discussion occurred with the Executive Manager, Procurement about the level of comfort with the fraud and corruption controls at Council, the centre led procurement model adopted by Management, mechanisms for assessing supplier performance, the Executive Manager's desire for Vendor Panel to be utilised more fully by staff, and the ways to ensure suppliers comply with Council's environmental sustainability initiatives.

ARIC/5.3/21.03 Probity Guidelines: Capital Projects Partnerships (A18/0377)**MOTION / DECISION**

Mover: Kath Roach
Seconder: Cr Copeland

That the Committee:

1. Receives and notes the report on the Council-endorsed Probity Guidelines: Capital Project Partnerships and the presentation from the Acting General Manager on the implementation of the Guidelines.
2. Receives a progress report on the Capital Project Partnerships at the December 2021 meeting.
3. Requests that a compliance audit of the Capital Project Partnerships be included in the 2022 Annual Internal Audit Plan.
4. Requests Management to consider addressing the issue of equity in the next review of the Guidelines.

DISCUSSION

The Acting General Manager gave a presentation to the Committee on Council's Probity Guidelines for Capital Project Partnerships. The presentation provided background on the drivers for probity guidelines, why probity guidelines are needed, when the guidelines apply, and the partnership negotiation and delivery leads. The presentation also identified five Private Public Partnerships at Council to which the Probity Guidelines currently apply. All five Partnerships are capital projects as follows:

- Upgrade of the Bronte Surf Life Saving Club;
- Upgrade of the Tamarama Surf Life Saving Club;
- Upgrade of the Bondi Bathers Surf Life Saving Club;
- Upgrade of the North Bondi Surf Life Saving Club – Advanced Response Life Saving Facility, and
- Construction of the Waverley Park Indoor Cricket Nets.

The Committee congratulated Management on the Guidelines and agreed the process is very thorough with an extraordinary level of detail which is not evidenced in other similar private public partnership frameworks they had seen. The Committee requested that it receives a progress report on the Capital Project Partnerships at its meeting in December 2021 and that a compliance audit of Private Public Partnerships be included in the 2022 Annual Internal Audit Plan.

Discussion focussed on the issue of equity and how to decide who Council assists through a partnership arrangement, and the challenges arising from Council often being both the asset custodian and the reserve trust manager. The Committee requested Management consider addressing the issue of equity when the Probity Guidelines are reviewed later in 2021.

The Committee also discussed the need to give some thought to the amount of risk Council is prepared to take when considering entering into a private public partnership with regard to levels of funding, the types of companies to partnership with and when not to proceed with an agreement. Management agreed that a policy position on risk will need to be developed.

ARIC/5.4/21.03 Budget Performance Report - Q2 Review - December 2020 (A03/0346)**MOTION / DECISION**

Mover: John Gordon
Seconder: Kath Roach

That the Committee:

1. Notes that Council on the 16 February 2021 adopted the amendments to the 2020-21 Operating and Capital budgets in accordance with Attachments 1, 2 and 3 of the report.
2. Notes the budget performance to 31 December 2020.
3. Requests that future quarterly budget reports to the Committee include a separation of the Domestic Waste Reserve from the General Fund Operating Result.
4. Requests that a detailed analysis of Council's Reserves be included in the next report to the Committee on the Long-Term Financial Plan.
5. Receives an investment report at the May meeting detailing the balance and use of Council's Reserves.

DISCUSSION

The Chief Financial Officer highlighted the following key points from the Q2 Review as at 31 December 2020:

- The Operating Ratio was -6%, however, without the impacts of COVID-19 it is -0.36%.
- The impacts of COVID-19 have mainly been in relation to revenue.
- Council's assistance to the State Government's and St Vincent's Hospital's COVID-19 testing clinic has resulted in expenditure of \$1.15m as at the end of 2020. An invoice for a period of 6 months has been issued to St Vincent's Hospital with no payment received at this stage.
- Investment income has been less than expected as 1% returns were budgeted but only 0.4 – 0.5% realised.
- \$14.5 million has been brought forward for Bondi Pavilion restoration which has further reduced investment funds.
- Operational income has remained on budget and Q2 expenditure is tracking lower than income.
- Some internal borrowings have been used to offset reductions in available funds.

There was a discussion around the use of Reserves and the meaning of 'balancing the budget' at the conclusion of which the Committee requested that in future Budget Performance Reports to the Committee the Domestic Waste Reserve information be shown separately to the General Fund Operating Result. The Committee also wished to see a detailed section on Reserves included in the report on the Long-Term Financial Plan when it is next presented to the Committee.

The Committee questioned the increase in the Governance budget of \$132k. It was noted that this amount was to cover the costs of two partially funded contract staff roles that were discontinued in December 2020, and that further resource realignments have been made in the Governance and Risk Department.

ARIC/5.5/21.03 Information Management and Technology - Work Program Update (A18/0658)**MOTION / DECISION**

Mover: John Gordon
Seconder: Kath Roach

That the Committee:

1. Receives and notes the IT Strategy Presentation and notes progress on the work program and action items.
2. Receives a progress report on the implementation of the ICT Strategy as a standing item on future ARIC agendas.

DISCUSSION

The Director, Customer Service and Organisation Improvement and the Chief Information Officer presented to the Committee on the ICT Strategy. A copy of the presentation is to be distributed to Committee members for their records.

The following key points were discussed:

- Funding for the Strategy is by way of a placeholder in the draft 2021/22 budget for \$4m with a further \$1m projected for 2022/23. Return on this investment is expected through consequent reductions in costs including licence fees, consultants, upgrades, and efficiencies.
- A program management approach is being adopted with the establishment of a PMO prior to the procurement process. Change Management will be a component of this program. There will be a distinct program of work that will be business led.
- There will be no hosting on-site, but the solution is to be future proofed. Cloud hosting utilised by a range of councils are currently being explored.
- The ICT Strategy is to be presented to Councillors at a workshop on Tuesday 30 April 2021. This will commence input from Councillors to inform the digital strategy with this and extensive community engagement required to make it relevant for Waverley. This process is expected to occur over a period of 6-12 months.
- A probity advisor will be engaged for the project.

The Committee stressed that Organisation Change Management would be a critical issue for this project and that the engagement of an implementation partner would be of value. The Committee requested that updates on the progress of the Strategy be provided to the ARIC at each meeting.

The Manager, Information Technology updated the Committee on the progress of the IT work program and advised that the ICT governance framework is being developed, the first draft of the draft Disaster Recovery Plan has been prepared and the network services are being upgraded.

The Committee asked whether the ICT Governance Framework is to include cyber risk. The Manager, Information Technology advised that it is intended that any system on the network is to be covered by the Strategy including CCTV and the Building Management System.

ARIC/5.6/21.03 Governance Report (SF21/524)**MOTION / DECISION**

Mover: Elizabeth Gavey
Seconder: John Gordon

That the Committee:

1. Receives and notes the report.

2. Requests the following information be included in future Governance Reports:
 - (a). Any fraud matters at Council.
 - (b). Percentages next to the organisational lead and lag indicators in the WHS report where appropriate.
 - (c). Employment Assistance Program statistics in the WHS report.
 - (d). Excess leave balance statistics in the WHS report.
 - (e). An 'Outcome' column in the Complaints Received by Council spreadsheet in the Complaints and Compliments report.
3. Receives an update on the response to the Mayoral Minute adopted by Council on 16 March 2021 requesting a governance and operational review of current reporting structures to ensure that all staff feel safe reporting sexual assault and discrimination in the workplace.

DISCUSSION

The Committee noted both the update provided in the report on progress with the Governance Framework and the work involved in the fraud and corruption space and asked the Executive Manager, Governance and Risk if he has adequate resources for the projects. The Executive Manager advised that the Governance team is under-resourced at the moment and that recruitment is underway for another Governance Officer. He advised that he intends to present the Governance Framework to the Committee at the May 2021 meeting.

The Committee was advised that the SafeWork NSW improvement notice referred to in the WHS report relates to a SafeWork and NSW review of manual handling in Council's resource recovery and clean-up services, cemetery services and children's services areas. The notice relates to the clean-up service and how Council keeps records of bins and manages risk in the workplace. Council is developing an improvement plan which will be in place within 6 weeks and reported to the Committee in the next WHS report. There are also two other improvement notices that will be mentioned in the next WHS report relating to children's services and the height of cots and a trolley in one of the kitchens both of which are being addressed.

The Committee requested that the following information will be included in the Governance Report from May 2021: any instances of fraud at Council, Employee Assistance Program usage statistics, excess leave balances, the addition of an "outcome" column in the Complaints table, and a percentage next to the lead and lag indicators in the WHS report so the Committee can see what percentage of staff the number applies to.

The Committee advised officers that the presentation of reports from agencies such as the Audit Office of NSW need only be a simple table showing the name of the report and what has to be done by Council to address the issues or recommendations raised in the report.

Upon noting that 10 of the 12 staff complaints in the Complaints spreadsheet relate to compliance and ranger services, the Committee was advised that this may be a result of an increase in enforcement. Management will consider the Committee's suggestion that the new approach to enforcement be communicated to the community.

The Committee noted a complaint about wolf whistling and was advised that a Mayoral Minute seeking a governance and operational review of current reporting structures to ensure that all staff feel safe reporting sexual assault and discrimination in the workplace was adopted by Council recently. The

Committee asked for an update report on the response to the Mayoral Minute.

ARIC/5.7/21.03 Annual Internal Audit Plan Status Update 2020/21 (A19/0800)

MOTION / DECISION

Mover: John Gordon

Seconder: Kath Roach

That the Committee receives and notes the status update for the Annual Internal Audit Plan 2020/21

DISCUSSION

The Committee was advised that the Internal Auditors are on schedule to complete the Plan by 30 June 2021 and a draft 3-year plan will be presented to the next Committee meeting.

ARIC/5.8/21.03 Completed Internal Audit Reports 2020/21 (A19/0800)

MOTION / DECISION

Mover: John Gordon

Seconder: Elizabeth Gavey

That the Committee:

1. Notes the following completed Internal Audit Reports attached to the report:
 - (a). Fraud and Corruption Control Assessment Internal Audit Report November 2020.
 - (b). Cyber Security Internal Assurance Report February 2021.
2. Requests that attempted or successful cyber-attacks be reported to the Committee in future Information Management and Technology reports.
3. Receives a briefing report from the new change manager by the end of the year.

DISCUSSION

The Internal Auditor stated that Management were very transparent about the need to address issues in these two areas and had a desire to use the audits as a basis for a road map for improvement.

The Fraud and Corruption audit was about the effectiveness of the framework not about finding instances of fraud and corruption. In summary, the priority is to put in place the Fraud and Corruption Control Policy followed by the Fraud and Corruption Control Plan, then internal reporting procedures and a training and awareness program to integrate the framework throughout business planning processes.

The Executive Manager, Governance and Risk added that Management tried to have a realistic timeframe for the implementation of the framework and is confident that significant improvements will be made over the next 12 to 18 months.

The Committee asked if Management is implementing any interim controls while the framework is being rolled-out. The Internal Auditor advised that data analytics will be used to identify potential red flags.

The Committee noted there are a lot of reviews and new systems and behaviours being implemented at Council and asked how the change management aspect is being managed. The Director, Customer Service and Organisation Improvement responded that Council is recruiting a change manager and is developing a Change Management Policy and that every project must include a change management component. The

Committee requested that once the new change manager has been recruited they provide a briefing report to the Committee by the end of the year.

mature cyber security environment in the organisation, not just in ICT but some whole of business activities such as training and education. A lot of the work being done as part of the ICT Strategy will address many of the findings, for example a tender for the training and awareness program provider is underway.

There was agreement by the Committee that Management will review its most sensitive systems for data protection in the interim while the program of improvements to cyber security are being implemented.

ARIC/5.9/21.03 Audit Recommendations Report - Implementation Status Update (A19/0800)

MOTION / DECISION

Mover: Elizabeth Gavey

Seconder: John Gordon

That the Committee:

1. Receives and notes the updated implementation status of the external and internal audit recommendations as set out in the attached "*Follow-up of Outstanding Audit Recommendations*".
2. Requests that the report include a summary of the process for extending a timeframe, and the table be amended to show more clearly the timeframes that have been extended.

DISCUSSION

The Internal Auditor advised the Committee that four items have been closed and only a handful of items are overdue, and that the recommendations from the two completed audits will be added to the next report.

The Committee requested that timeframes that have been extended be shown more clearly in the report and a summary of the process for extending a timeframe also be included.

ARIC/5.10/21.03 ARIC Work Program 2021 (SF21/530)

MOTION / DECISION

Mover: Elizabeth Gavey

Seconder: John Gordon

That the Committee adopts the ARIC Work Program 2021 attached to the report subject to the addition of:

1. The quarterly budget performance reports in March, July, and November.
2. The Standing Report on the implementation of the ICT Strategy.
3. Indicators to show whether the Committee has dealt with the matters listed for each meeting.

ARIC/5.11/21.03 Leave Balances Review - Update (SF21/284)**MOTION / DECISION**

Mover: Elizabeth Gavey

Seconder: John Gordon

That the Committee notes the update report on leave management.

6 Other Business

There was no other business.

7. Meeting Closure

THE MEETING CLOSED AT 12.39PM.

.....
SIGNED AND CONFIRMED**CHAIR****20 MAY 2021**

REPORT CM/7.3/21.06



Subject: Councillors' Fees - Local Government Remuneration Tribunal Determination 2021

TRIM No: A03/1343

Author: Al Johnston, Governance Officer

Director: Karen Mobbs, General Counsel

RECOMMENDATION:

That Council, in accordance with the Local Government Remuneration Tribunal's Annual Report and Determination 2021 attached to this report, endorses the annual fees payable to councillors for the year 1 July 2021 to 30 June 2022 as follows:

1. All Councillors (including the Mayor) – \$20,690.
2. Mayor – \$45,110 in addition to the Councillor fee.
3. Deputy Mayor – \$3,992.24 in addition to the Councillor fee, and that this amount be paid from the fees paid to the Mayor.

1. Executive Summary

The Local Government Remuneration Tribunal reviews the fees to be paid to Mayors and Councillors on an annual basis. The Tribunal has released its determination for the 2021–22 financial year recommending an increase of 2 percent to commence on 1 July 2021.

This report recommends that councillors' fees be increased to the amounts shown in Table 4 of the Tribunal's Annual Report and Determination 2021 attached to this report. If adopted this will result in an increase in cost to Council of \$5,800 per annum.

2. Introduction/Background

In accordance with section 248 of the *Local Government Act*, Council must pay councillors an annual fee and this fee must be fixed annually taking into consideration the determination of the Local Government Remuneration Tribunal. The annual fees fixed by Council must be the same for each councillor and be paid by monthly instalments in arrears.

Under section 249 of the Act, Council must pay the mayor an annual fee which is in addition to the fee paid to the councillors.

The Tribunal's report outlining the results of the 2021 review is attached to this report. The Tribunal has awarded an annual fee increase of 2 percent to commence on 1 July 2021.

3. Relevant Council Resolutions

Nil.

4. Discussion

The Tribunal's determination will result in a \$410 per annum increase for each councillor and a \$880 per annum increase for the Mayor. The total cost to Council of the increase in fees will be \$5,800 per annum.

In September 1998, Council set an annual fee for the Deputy Mayor which is set at 8.85% of the Mayoral Fee and this has been indexed in line with increases in the Mayoral fee determined by the Tribunal. The Deputy Mayor's fees are deducted from the Mayor's annual fees as the Act requires all fees payable to the Deputy Mayor to be deducted from the annual fee set for the Mayor.

5. Financial impact statement/Time frame/Consultation

The increase in councillors' fees will result in a total increase in cost to Council of \$5,800 per annum.

The increase has been included in Council's 2021–22 operational budget.

The increase will take effect from 1 July 2021.

6. Conclusion

It is recommended that the annual councillor fees for the year 1 July 2021 to 30 June 2022 be increased in accordance with the Local Government Remuneration Tribunal's determination.

7. Attachments

1. Local Government Remuneration Tribunal - Annual report and determination 2021 [↓](#) .

Local Government Remuneration Tribunal

Annual Report and
Determination

*Annual report and determination under sections
239 and 241 of the Local Government Act 1993*

**23 April
2021**

[NSW Remuneration Tribunals website](#)

Local Government Remuneration Tribunal

Contents

Executive Summary	2
Section 1 Introduction	3
Section 2 2020 Determination	3
Section 3 2021 Review	4
2021 Process	4
Categorisation	4
Conclusion	6
Section 4 2021 Determinations	7
Determination No. 1 - Allocation of councils into each of the categories as per section 239 of the LG Act effective from 1 July 2021	7
Table 1: General Purpose Councils - Metropolitan	7
Table 2: General Purpose Councils - Non-Metropolitan	8
Table 3: County Councils	9
Determination No. 2 - Fees for Councillors and Mayors as per section 241 of the LG Act effective from 1 July 2021	10
Table 4: Fees for General Purpose and County Councils	10
Appendices	11
Appendix 1 Criteria that apply to categories	11

Local Government Remuneration Tribunal

Executive Summary

The *Local Government Act 1993* (the LG Act) requires the Local Government Remuneration Tribunal (the Tribunal) to report to the Minister for Local Government by 1 May each year on its determination of categories of councils and the maximum and minimum amounts of fees to be paid to mayors, councillors, and chairpersons and members of county councils.

Categories

The Tribunal found the allocation of councils into the current categories appropriate. Criteria for each category is published in Appendix 1. These categories have not changed further to the extensive review undertaken as part of the 2020 review.

Fees

The Tribunal determined a 2 per cent increase in the minimum and maximum fees applicable to each category.

Local Government Remuneration Tribunal

Section 1 Introduction

1. Section 239 of the LG Act provides that the Tribunal determine the categories of councils and mayoral offices and to place each council and mayoral office into one of those categories.
2. Section 241 of the LG Act provides that the Tribunal determine the maximum and minimum amount of fees to be paid to mayors and councillors of councils, as well as chairpersons and members of county councils for each of the categories determined under section 239.
3. Section 242A (1) of the LG Act, requires the Tribunal to give effect to the same policies on increases in remuneration as those of the Industrial Relations Commission.
4. However, the Tribunal can determine that a council be placed in another existing or a new category with a higher range of fees without breaching the Government's wage policy as per section 242A (3) of the LG Act.
5. The Tribunal's determinations take effect from 1 July in each year.

Section 2 2020 Determination

6. Section 239 of the LG Act requires the Tribunal to determine the categories of councils and mayoral offices at least once every 3 years.
7. The Tribunal undertook an extensive review of the categories and allocation of councils into each of those categories as part of the 2020 review.
8. Like the review undertaken in 2017, the Tribunal examined a range of statistical and demographic data and considered the submissions of councils, Local Government NSW (LGNSW) and Regional Cities NSW.
9. The Tribunal determined to retain a categorisation model which differentiates councils primarily based on their geographic location and the other factors including population, the sphere of the council's economic influence and the degree of regional servicing.
10. The categories of general purpose councils were determined as follows:

Metropolitan	Non-Metropolitan
<ul style="list-style-type: none"> • Principal CBD • Major CBD • Metropolitan Large • Metropolitan Medium • Metropolitan Small 	<ul style="list-style-type: none"> • Major Regional City • Major Strategic Area • Regional Strategic Area • Regional Centre • Regional Rural • Rural

11. Given the impact of the bushfires and the COVID-19 pandemic on the state and federal economies and wellbeing of communities, the Tribunal determined no increase in the minimum and maximum fees applicable to each existing category.
12. The Determination was made on 10 June 2020 in accordance with the Local Government (General) Amendment (COVID-19) Regulation 2020 which extended the

Local Government Remuneration Tribunal

time for making of the determination to no later than 1 July 2020.

13. On 10 August 2020 the Tribunal received a direction from the Minister for Local Government, the Hon Shelley Hancock MP, to review the categorisation of Bayside Council. The Tribunal found that Bayside met the criteria to be classified as Metropolitan Large – having both a resident and non-resident working population (minimum 50,000) exceeding 200,000.
14. The Tribunal's 2020 determination was amended by the special determination on 17 August 2020 for Bayside Council be re-categorised as Metropolitan Large for remuneration purposes with effect from 1 July 2020.

Section 3 2021 Review

2021 Process

15. The Tribunal wrote to all mayors or general managers and LGNSW in February 2021 to advise of the commencement of the 2021 review and invite submissions. This correspondence advised that the Tribunal completed an extensive review of categories in 2020 and as this is only required every three years, consideration would be next be given in 2023. Submissions received requesting to be moved into a different category as part of the 2021 review would only be considered were there was a strong, evidence-based case.
16. Eighteen submissions were received – seventeen from individual councils and a submission from LGNSW. It was not possible from some submissions to ascertain if they had been council endorsed. The Tribunal also met with the President and Chief Executive of LGNSW.
17. The Tribunal discussed the submissions at length with the assessors.
18. The Tribunal acknowledged difficulties imposed by COVID19 and, on some councils the bushfires and floods.
19. Submissions from councils in regional and remote locations that raised the unique challenges experienced by mayors and councillors which included difficulties with connectivity and the travel required in sometimes very difficult circumstances were also acknowledged.
20. A summary of the matters raised in the received submissions and the Tribunal's consideration of those matters is outlined below.

Categorisation

21. Nine council submissions requested recategorisation. Four of these requests sought the creation new categories.
22. The Tribunal found that the current categories and allocation of councils to these categories remained appropriate. The Tribunal's finding had regard to the 2020 review, the current category model and criteria and the evidence put forward in the received submissions.
23. A summary of the individual council submissions that sought recategorisation is below.

Metropolitan Large Councils

24. Blacktown City Council requested the creation of a new category of Metropolitan Large – Growth Area.
25. Penrith City Council requested the creation of a new category Metropolitan Large –

Local Government Remuneration Tribunal

Growth Centre.

26. Liverpool City Council requested recategorisation to Major CBD.

27. The Tribunal noted that an extensive review of the current category model was completed in 2020 and would be next considered in 2023. The Tribunal noted that the criteria required for recategorisation was not yet met and that current council allocations remained appropriate.

Metropolitan Small Councils

28. The City of Canada Bay sought recategorisation to Metropolitan Medium. The Tribunal noted that the criteria required for recategorisation was not yet met.

Major Regional City Councils

29. The City of Newcastle requested review and creation of a new category of "Gateway City" with comparable characteristics to the Major CBD category and a similar fee structure. The Tribunal noted that an extensive review of the current category model was completed in 2020 and would be next considered in 2023.

Regional Centre

30. Tweed Shire Council requested recategorisation to Regional Strategic Area. The Tribunal noted that the criteria required for recategorisation was not yet met.

Rural Councils

31. Federation Council requested recategorisation into a new category of Regional.

32. Narromine Shire Council sought recategorisation but did not specify a category for consideration.

33. Yass Valley Council sought recategorisation to Regional Rural.

34. The Tribunal noted that an extensive review of the current category model was completed in 2020 and would be next considered in 2023. The Tribunal noted that the criteria required for recategorisation was not yet met and that current council allocations remained appropriate.

Fees

35. The Tribunal determined a 2.0 per centage increase in the minimum and maximum fees applicable to each category. A summary of the matters the Tribunal considered when making this determination is outlined below.

36. Submissions that addressed fees sought an increase of 2.5 per cent or greater. These submissions raised similar issues to warrant an increase which included the significant workload, responsibilities, capabilities, duties and expanding nature of mayor and councillor roles. Some submissions also suggested that an increase in remuneration may assist in improving the diversity of potential candidates.

37. The 2021-22 rate peg for NSW Councils was set at 2.0 per cent by the Independent Pricing and Regulatory Tribunal (IPART). The rate peg is the maximum percentage amount by which a council may increase its general income for the year.

38. Employees under the *Local Government (State) Award 2020* will receive a 2.0 per cent increase in rates of pay from the first full pay period to commence on or after 1 July 2021.

39. Section 242A of the LG Act provides that when determining the fees payable in each of the categories, the Tribunal is required to give effect to the same policies on increases in remuneration as the Industrial Relations Commission is required to give effect to under section 146C of the *Industrial Relations Act 1996* (IR Act), when making or

Local Government Remuneration Tribunal

varying awards or orders relating to the conditions of employment of public sector employees.

40. The current government policy on wages pursuant to section 146C(1)(a) of the IR Act is articulated in the *Industrial Relations (Public Sector Conditions of Employment) Regulation 2014* (IR Regulation 2014). The IR Regulation provides that public sector wages cannot increase by more than 2.5 per cent. As such, the Tribunal has discretion to determine an increase of up to 2.5 per cent.
41. On 31 March 2021, Premiers Memorandum M2021-09 issued the *NSW Public Sector Wages Policy 2021* reflecting the Government's decision to provide annual wage increases of up to 1.5 per cent. The IR Regulation has not been amended to reflect this position.

Conclusion

42. The Tribunal's determinations have been made with the assistance of Assessors Ms Kylie Yates and Mr Tim Hurst.
43. It is the expectation of the Tribunal that in the future all submissions have council endorsement.
44. Determination 1 outlines the allocation of councils into each of the categories as per section 239 of the LG Act.
45. Determination 2 outlines the maximum and minimum fees paid to councillors and mayors and members and chairpersons of county councils as per section 241 of the LG Act.



Viv May PSM

Local Government Remuneration Tribunal

Dated: 23 April 2021

Local Government Remuneration Tribunal

Section 4 2021 Determinations

Determination No. 1 - Allocation of councils into each of the categories as per section 239 of the LG Act effective from 1 July 2021

Table 1: General Purpose Councils - Metropolitan

Principal CBD (1)	Major CBD (1)
Sydney	Parramatta
Metropolitan Large (12)	Metropolitan Medium (8)
Bayside	Campbelltown
Blacktown	Camden
Canterbury-Bankstown	Georges River
Cumberland	Hornsby
Fairfield	Ku-ring-gai
Inner West	North Sydney
Liverpool	Randwick
Northern Beaches	Willoughby
Penrith	
Ryde	
Sutherland	
The Hills	
Metropolitan Small (8)	
Burwood	
Canada Bay	
Hunters Hill	
Lane Cove	
Mosman	
Strathfield	
Waverley	
Woollahra	

Local Government Remuneration Tribunal

Table 2: General Purpose Councils - Non-Metropolitan

Major Regional City (2)	Major Strategic Area (1)	Regional Strategic Area (1)
Newcastle	Central Coast	Lake Macquarie
Wollongong		

Regional Centre (24)		Regional Rural (13)	
Albury	Mid-Coast	Bega	
Armidale	Orange	Broken Hill	
Ballina	Port Macquarie-Hastings	Byron	
Bathurst	Port Stephens	Eurobodalla	
Blue Mountains	Queanbeyan-Palerang	Goulburn Mulwaree	
Cessnock	Shellharbour	Griffith	
Clarence Valley	Shoalhaven	Kempsey	
Coffs Harbour	Tamworth	Kiama	
Dubbo	Tweed	Lithgow	
Hawkesbury	Wagga Wagga	Mid-Western	
Lismore	Wingecarribee	Richmond Valley Council	
Maitland	Wollondilly	Singleton	
		Snowy Monaro	

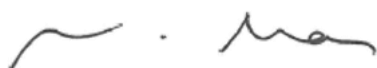
Rural (57)			
Balranald	Cootamundra-Gundagai	Junee	Oberon
Bellingen	Cowra	Kyogle	Parkes
Berrigan	Dungog	Lachlan	Snowy Valleys
Bland	Edward River	Leeton	Temora
Blayney	Federation	Liverpool Plains	Tenterfield
Bogan	Forbes	Lockhart	Upper Hunter
Bourke	Gilgandra	Moree Plains	Upper Lachlan
Brewarrina	Glen Innes Severn	Murray River	Uralla
Cabonne	Greater Hume	Murrumbidgee	Walcha
Carrathool	Gunnedah	Muswellbrook	Walgett
Central Darling	Gwydir	Nambucca	Warren
Cobar	Hay	Narrabri	Warrumbungle
Coolamon	Hilltops	Narrandera	Weddin
Coonamble	Inverell	Narromine	Wentworth

Local Government Remuneration Tribunal

Rural (57)	
	Yass

Table 3: County Councils

Water (4)	Other (6)
Central Tablelands	Castlereagh-Macquarie
Goldenfields Water	Central Murray
Riverina Water	Hawkesbury River
Rous	New England Tablelands
	Upper Hunter
	Upper Macquarie



Viv May PSM

Local Government Remuneration Tribunal

Dated: 23 April 2021

Local Government Remuneration Tribunal

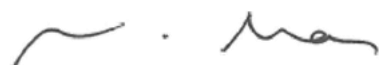
Determination No. 2 - Fees for Councillors and Mayors as per section 241 of the LG Act effective from 1 July 2021

The annual fees to be paid in each of the categories to Councillors, Mayors, Members and Chairpersons of County Councils effective on and from 1 July 2021 as per section 241 of the *Local Government Act 1993* are determined as follows:

Table 4: Fees for General Purpose and County Councils

Category		Councillor/Member Annual Fee (\$) effective 1 July 2021		Mayor/Chairperson Additional Fee* (\$) effective 1 July 2021	
		Minimum	Maximum	Minimum	Maximum
General Purpose Councils - Metropolitan	Principal CBD	28,190	41,340	172,480	226,960
	Major CBD	18,800	34,820	39,940	112,520
	Metropolitan Large	18,800	31,020	39,940	90,370
	Metropolitan Medium	14,100	26,310	29,950	69,900
	Metropolitan Small	9,370	20,690	19,970	45,110
General Purpose Councils - Non-Metropolitan	Major Regional City	18,800	32,680	39,940	101,800
	Major Strategic Area	18,800	32,680	39,940	101,800
	Regional Strategic Area	18,800	31,020	39,940	90,370
	Regional Centre	14,100	24,810	29,330	61,280
	Regional Rural	9,370	20,690	19,970	45,140
	Rural	9,370	12,400	9,980	27,060
County Councils	Water	1,860	10,340	4,000	16,990
	Other	1,860	6,180	4,000	11,280

*This fee must be paid in addition to the fee paid to the Mayor/Chairperson as a Councillor/Member (s.249(2)).



Viv May PSM

Local Government Remuneration Tribunal

Dated: 23 April 2021

Local Government Remuneration Tribunal

Appendices

Appendix 1 Criteria that apply to categories

Principal CBD

The Council of the City of Sydney (the City of Sydney) is the principal central business district (CBD) in the Sydney Metropolitan area. The City of Sydney is home to Sydney's primary commercial office district with the largest concentration of businesses and retailers in Sydney. The City of Sydney's sphere of economic influence is the greatest of any local government area in Australia.

The CBD is also host to some of the city's most significant transport infrastructure including Central Station, Circular Quay and International Overseas Passenger Terminal. Sydney is recognised globally with its iconic harbour setting and the City of Sydney is host to the city's historical, cultural and ceremonial precincts. The City of Sydney attracts significant visitor numbers and is home to 60 per cent of metropolitan Sydney's hotels.

The role of Lord Mayor of the City of Sydney has significant prominence reflecting the CBD's importance as home to the country's major business centres and public facilities of state and national importance. The Lord Mayor's responsibilities in developing and maintaining relationships with stakeholders, including other councils, state and federal governments, community and business groups, and the media are considered greater than other mayoral roles in NSW.

Major CBD

The Council of the City of Parramatta (City of Parramatta) is the economic capital of Greater Western Sydney and the geographic and demographic centre of Greater Sydney. Parramatta is the second largest economy in NSW (after Sydney CBD) and the sixth largest in Australia.

As a secondary CBD to metropolitan Sydney the Parramatta local government area is a major provider of business and government services with a significant number of organisations relocating their head offices to Parramatta. Public administration and safety have been a growth sector for Parramatta as the State Government has promoted a policy of moving government agencies westward to support economic development beyond the Sydney CBD.

The City of Parramatta provides a broad range of regional services across the Sydney Metropolitan area with a significant transport hub and hospital and educational facilities. The City of Parramatta is home to the Westmead Health and Medical Research precinct which represents the largest concentration of hospital and health services in Australia, servicing Western Sydney and providing other specialised services for the rest of NSW.

The City of Parramatta is also home to a significant number of cultural and sporting facilities (including Sydney Olympic Park) which draw significant domestic and international visitors to the region.

Local Government Remuneration Tribunal

Metropolitan Large

Councils categorised as Metropolitan Large will typically have a minimum residential population of 200,000.

Councils may also be categorised as Metropolitan Large if their residential population combined with their non-resident working population exceeds 200,000. To satisfy this criteria the non-resident working population must exceed 50,000.

Other features may include:

- total operating revenue exceeding \$200M per annum
- the provision of significant regional services to greater Sydney including, but not limited to, major education, health, retail, sports, other recreation and cultural facilities
- significant industrial, commercial and residential centres and development corridors
- high population growth.

Councils categorised as Metropolitan Large will have a sphere of economic influence and provide regional services considered to be greater than those of other metropolitan councils.

Metropolitan Medium

Councils categorised as Metropolitan Medium will typically have a minimum residential population of 100,000.

Councils may also be categorised as Metropolitan Medium if their residential population combined with their non-resident working population exceeds 100,000. To satisfy this criteria the non-resident working population must exceed 50,000

Other features may include:

- total operating revenue exceeding \$100M per annum
- services to greater Sydney including, but not limited to, major education, health, retail, sports, other recreation and cultural facilities
- industrial, commercial and residential centres and development corridors
- high population growth.

The sphere of economic influence, the scale of council operations and the extent of regional servicing would be below that of Metropolitan Large councils.

Local Government Remuneration Tribunal

Metropolitan Small

Councils categorised as Metropolitan Small will typically have a residential population less than 100,000.

Other features which distinguish them from other metropolitan councils include:

- total operating revenue less than \$150M per annum.

While these councils may include some of the facilities and characteristics of both Metropolitan Large and Metropolitan Medium councils the overall sphere of economic influence, the scale of council operations and the extent of regional servicing would be below that of Metropolitan Medium councils.

Major Regional City

Newcastle City Council and Wollongong City Councils are categorised as Major Regional City. These councils:

- are metropolitan in nature with major residential, commercial and industrial areas
- typically host government departments, major tertiary education and health facilities and incorporate high density commercial and residential development
- provide a full range of higher order services and activities along with arts, culture, recreation, sporting and entertainment facilities to service the wider community and broader region
- have significant transport and freight infrastructure servicing international markets, the capital city and regional areas
- have significant natural and man-made assets to support diverse economic activity, trade and future investment
- typically contain ventures which have a broader State and national focus which impact upon the operations of the council.

Major Strategic Area

Councils categorised as Major Strategic Area will have a minimum population of 300,000.

Other features may include:

- health services, tertiary education services and major regional airports which service the surrounding and wider regional community
- a full range of high-order services including business, office and retail uses with arts, culture, recreation and entertainment centres
- total operating revenue exceeding \$250M per annum
- significant visitor numbers to established tourism ventures and major events that attract state and national attention
- a proximity to Sydney which generates economic opportunities.

Currently, only Central Coast Council meets the criteria to be categorised as a Major Strategic Area. Its population, predicted population growth, and scale of the Council's operations warrant that it be differentiated from other non-metropolitan councils. Central Coast Council is also a

Local Government Remuneration Tribunal

significant contributor to the regional economy associated with proximity to and connections with Sydney and the Hunter Region.

Regional Strategic Area

Councils categorised as Regional Strategic Area are differentiated from councils in the Regional Centre category on the basis of their significant population and will typically have a residential population above 200,000.

Other features may include:

- health services, tertiary education services and major regional airports which service the surrounding and wider regional community
- a full range of high-order services including business, office and retail uses with arts, culture, recreation and entertainment centres
- total operating revenue exceeding \$250M per annum
- significant visitor numbers to established tourism ventures and major events that attract state and national attention
- a proximity to Sydney which generates economic opportunities.

Currently, only Lake Macquarie Council meets the criteria to be categorised as a Regional Strategic Area. Its population and overall scale of council operations will be greater than Regional Centre councils.

Regional Centre

Councils categorised as Regional Centre will typically have a minimum residential population of 40,000.

Other features may include:

- a large city or town providing a significant proportion of the region's housing and employment
- health services, tertiary education services and major regional airports which service the surrounding and wider regional community
- a full range of high-order services including business, office and retail uses with arts, culture, recreation and entertainment centres
- total operating revenue exceeding \$100M per annum
- the highest rates of population growth in regional NSW
- significant visitor numbers to established tourism ventures and major events that attract state and national attention
- a proximity to Sydney which generates economic opportunities.

Councils in the category of Regional Centre are often considered the geographic centre of the region providing services to their immediate and wider catchment communities.

Local Government Remuneration Tribunal

Regional Rural

Councils categorised as Regional Rural will typically have a minimum residential population of 20,000.

Other features may include:

- a large urban population existing alongside a traditional farming sector, and are surrounded by smaller towns and villages
- health services, tertiary education services and regional airports which service a regional community
- a broad range of industries including agricultural, educational, health, professional, government and retail services
- large visitor numbers to established tourism ventures and events.

Councils in the category of Regional Rural provide a degree of regional servicing below that of a Regional Centre.

Rural

Councils categorised as Rural will typically have a residential population less than 20,000.

Other features may include:

- one or two significant townships combined with a considerable dispersed population spread over a large area and a long distance from a major regional centre
- a limited range of services, facilities and employment opportunities compared to Regional Rural councils
- local economies based on agricultural/resource industries.

County Councils - Water

County councils that provide water and/or sewerage functions with a joint approach in planning and installing large water reticulation and sewerage systems.

County Councils - Other

County councils that administer, control and eradicate declared noxious weeds as a specified Local Control Authority under the *Biosecurity Act 2015*.

REPORT
CM/7.4/21.06

Subject: Investment Policy - Review

TRIM No: A05/0197

Author: Teena Su, Executive Manager, Finance

Director: Darren Smith, Chief Financial Officer

RECOMMENDATION:

That Council adopts the Investment Policy attached to the report.

1. Executive Summary

The Investment Policy was last adopted by Council on 16 June 2020. Council reviews the Policy annually in June. In this review, officers are proposing to add a risk appetite statement and rating agencies' conversion table and other administrative changes to the authorisers listing to better reflect their application.

2. Introduction/Background

Since 2007, Council has been performing annual reviews of its Investment Policy to ensure that the Policy meets the legislative and council requirements. Council reviews the Policy annually in June.

3. Relevant Council Resolutions

Meeting and date	Minute No.	Decision
Council 16 June 2020	CM/7.4/20.06	That Council adopts the Investment Policy attached to this report.

4. Discussion

The Investment Policy was last adopted by Council on 16 June 2020. Council reviews the Policy annually in June. In the 2021 review, officers are proposing the following changes:

- Added a risk appetite statement in section 4.1 on page 4 of Attachment 1, to provide more context to the policy,
- Inserted the rating agencies' conversion table in section 4.2 on page 5 of Attachment 1,
- Administrative changes to the authorisers listing in section 4.3 on page 8 of Attachment 1, to better reflect their application.

The policy has also been reviewed by our financial advisors, Prudential, who agree that the policy is appropriate and aligned to Council's objectives and requirements.

The above changes have been discussed with the Executive Leadership Team (ELT) and the Audit, Risk and Improvement Committee (ARIC) in May 2021.

5. Financial impact statement/Time frame/Consultation

The review of this Policy has been carried out by staff and developed in consultation with the:

- Revenue Co-ordinator.
- Chief Financial Officer.
- Prudential Investment Services Corp – Council’s independent financial advisor.

6. Conclusion

Officers have reviewed the Policy and discussed the changes with ELT and ARIC.

7. Attachments

1. Investment Policy - Marked-up [↓](#) .



WAVERLEY
COUNCIL

Investment Policy

Investment Policy

Policy owner	Executive Manager Finance
Approved by	Council
Date approved	16 June 2020
Commencement date	16-22 June 2020 <u>2021</u>
TRIM Reference	A05/0197
Next revision date	June 2021 <u>2022</u>
Relevant legislation/codes	Local Government Act 1993 - Section 412 & 625; Trustee Act 1925 – Section 14A(2) and 14C(1) & (2); Local Government (General) Regulation 2005 – Clause 212; Prevailing Ministerial Investment Order.
Related policies/procedures/guidelines	N/A
Related forms	N/A

Table of Contents

1. Background 4

2. Purpose..... 4

3. Scope 4

4. Policy Content 4

5. Review of Policy ~~1312~~

6. Definitions..... ~~1312~~

DRAFT

1. Background

The Policy provides the framework in which council funds are to be invested. Council developed this policy to ensure it or its representatives exercise care, diligence and skill that a prudent person would exercise in investing council funds.

2. Purpose

This policy's objectives are to preserve capital, provide a framework to help Council optimise its return on investment of surplus funds, in accordance with its prevailing investment strategy, in a prudent and measurable manner, specifically by:

- entering into investment types which comply with prevailing Legislative and Accounting Code requirements;
- the establishment of risk management guidelines based upon overall credit rating of the portfolio, exposure limits to individual institutions and term to maturity limits; and
- the use of appropriate benchmarks for investment performance measurement.

When placing investments, cash flow considerations will be made to the time horizons of Council's liabilities to best match appropriate investments for the funds.

3. Scope

The policy applies to Council funds being invested for either short term or long term. The General Manager, Chief Financial Officer and Executive Manager Finance are responsible persons of council that can make such decisions. The General Manager can delegate the day-to-day management to Council officers and the same must be clearly stated in this Policy and noted in Council's Delegation Register.

4. Policy Content

4.1 Risk Appetite Statement

Waverley Council has low to moderate appetite for investment risk.

Acceptance of some investment risk is necessary to adhere to Council's preference for investments in ethically, socially and environmentally beneficial alternatives and the use of growth fund exposure for increased long term returns.

Banks in the non-fossil fuel lending arena predominantly have lower credit ratings than the large highly rated major banks. Likewise, in utilising the NSW TCorp Long Term Growth Fund, Council has accepted that the presence of growth assets in the fund will result in periods of negative returns, for that particular investment, with the goal of higher overall returns over the long term for the portfolio than solely cash and fixed interest exposures.

To manage investment risk, Council has implemented the following Investment Framework which has been developed to provide tighter exposure limits on lower rated institutions than those of

higher rated institutions as well as conservative limits of exposure to the NSW TCorp growth asset funds.

In addition, along with Council's internal finance team, Council uses an independent investment adviser to assist with ensuring policy limits are adhered to and investment selections are appropriate for the risk appetite of Council.

4.21 Investment Framework

Investments are to comply with three key criteria relating to:

- **Portfolio Credit Framework:** limits the overall credit exposure of the portfolio;
- **Counterparty/Institution Credit Framework:** limits exposure to individual institutions based on their credit ratings, and;
- **Term to Maturity Framework:** limits based upon maturity of securities.

Credit ratings are based upon the Standard & Poor's Investment Rating, or equivalent from Moody's or Fitch ratings agencies, where a Standard & Poor's Investment Rating does not exist.

Rating agencies' comparison table:

<u>Obligor's capacity to repay – Investment Grade Ratings</u>	<u>Standard & Poor's</u>	<u>Moody's</u>	<u>Fitch</u>
<u>Extremely strong</u>	<u>AAA (long-term)</u> <u>A-1+, A-1 (short term)</u>	<u>Aaa (long term)</u> <u>P1 (short term)</u>	<u>AAA (long-term)</u> <u>F1+, F1 (short term)</u>
<u>Very strong</u>	<u>AA+, AA, AA- (long term)</u>	<u>Aa1, Aa2, Aa3 (long term)</u>	<u>AA+, AA, AA- (long term)</u>
<u>Strong</u>	<u>A+, A, A- (long term)</u>	<u>A1, A2, A3 (long term)</u>	<u>A+, A, A- (long term)</u>
<u>Weakened capacity under adverse conditions or changing conditions</u>	<u>BBB+, BBB, BBB- (long term)</u> <u>A-2, A-3 (short term)</u>	<u>Baa1, Baa2, Baa3 (long term)</u> <u>P-2, P-3 (short term)</u>	<u>BBB+, BBB, BBB- (long term)</u> <u>F2, F3 (short term)</u>

- Short term credit ratings for investments with maturities of no more than 12 months
- Long term credit ratings for investments greater than 12 months

(a) Portfolio Credit Framework

The maximum available limits in each rating category are as follows:

Portfolio Credit Limits		
Long Term Credit Ratings Categories	Short Term Credit Ratings	Maximum
AAA	A-1+	100%
AA	A-1	100%
A	A-2	70%
BBB	-	30%
Specific Ministerial Approved Forms of Investment		
NSW Treasury Corp Deposits and TCorpIM Funds		100%

(b) Counterparty/Institution Credit Framework

Exposure to individual counterparties/financial institutions will be restricted by their credit rating so that single entity exposure is limited, as detailed in the table below:

Individual Counterparty Limits		
Long Term Credit Ratings Categories	Short Term Credit Ratings	Maximum
AAA	A-1+	40%
AA	A-1	30%
A	A-2	25%
BBB	-	15%
NSW Treasury Corp Deposits and TCorpIM Funds		
Cash Fund and/or Short Term Income Fund		100%
Medium Term Growth Fund		20%
Long Term Growth Fund		10%

Notes:

- Investments are to be restricted to senior ranked obligations from Australian Authorised Deposit Taking Institutions (ADI's) such as banks, building societies and credit unions that are regulated by, and subject to the prudential standards of, the Australian Prudential Regulation Authority (APRA).
- Managed funds are restricted to the NSW TCorpIM Funds and have been given specific approval under the prevailing Ministerial Investment Order.
- If any of the Council's investments are downgraded such that they no longer fall within the investment policy limits, they will be divested as soon as practicable having regard to potential losses resulting from early redemption and subject to minimising any loss of capital that may arise from compliance with this provision.

(c) Term to Maturity Framework

The investment portfolio is to be invested within the following terms to maturity constraints:

	Term to Maturity Limits		
	Short Term (0-1yr)	Medium Term (Over 1yr – 3yrs)	Long Term (Over 3yrs – 10yrs max.)
Maximum	100%	50%	30%
Minimum	30%	0%	0%

(d) Performance Benchmarks

The benchmark performance index for the portfolio is the **Ausbond Australian Bank Bill Index**.

(e) Investments in ethically, socially and environmentally beneficial alternatives.

Council invests in alternatives by observing quadruple bottom line accounting principles over both short-term and long-term outlooks—society, environment, economic/financial, civic leadership/governance—and where financial institutions are offering an equal or better return on

investment, and within the prevailing legislation and current Investment Policy risk management guidelines.

More specifically, a commitment to (including but not limited to): investments that provide for the ethical treatment of both shareholders and stakeholders, support development of co-operative ownership and control of the work place, high quality products and services, local ventures, appropriate technology, ecologically sustainable practices, social and economic justice, peace and non-violence and the use of renewable resources.

And avoiding investments that create pollution (such as fossil fuel industries), that are speculative, that exploit workers, customers and/or the environment, that are engaged in alcohol, tobacco and arms manufacture, that inhibit human rights and that damage non-renewable resources.

4.32 DELEGATION OF AUTHORITY

Authority for implementation of the Investment Policy is delegated by Council to the General Manager in accordance with the Local Government Act 1993.

The General Manager has in turn delegated the day-to-day management of Council's Investments as per the following:

Depending upon the size of the investment and its maturity profile the following Council officers are approved to authorise transactions. Each authorisation requires approval from **two** Council officers and where the investment is for greater than \$3 million, or for more than 3 years, the General Manager or Chief Financial Officer **must** be one of these officers.

	Short Term (0-1yr)	Medium Term (Over 1yr – 3yrs)	Long Term (Over 3yr– 10yrs max.)
\$0 - \$1m	<ul style="list-style-type: none"> Executive Manager Finance Revenue Coordinator Management & Systems Coordinator Expenditure Coordinator Chief Financial Officer The General Manager or any Director 	<ul style="list-style-type: none"> The General Manager or any Director Chief Financial Officer Executive Manager Finance Revenue Coordinator Management & Systems Coordinator Expenditure Coordinator 	<ul style="list-style-type: none"> General Manager and/or Chief Financial Officer (mandatory) Any Director Executive Manager Finance

	Short Term (0-1yr)	Medium Term (Over 1yr – 3yrs)	Long Term (Over 3yr– 10yrs max.)
>\$1m - \$3m	<ul style="list-style-type: none"> Executive Manager Finance Revenue Coordinator Management & Systems Coordinator Expenditure Coordinator Chief Financial Officer The General Manager or any Director 	<ul style="list-style-type: none"> The General Manager or any Director Chief Financial Officer Executive Manager Finance Revenue Coordinator Management & Systems Coordinator Expenditure Coordinator 	<ul style="list-style-type: none"> General Manager and/or Chief Financial Officer (mandatory) Any Director Executive Manager Finance
> \$3M	<ul style="list-style-type: none"> General Manager and/or Chief Financial Officer (mandatory) Any Director Executive Manager, Finance Chief Financial Officer 	<ul style="list-style-type: none"> General Manager and/or Chief Financial Officer (mandatory) Any Director Executive Manager, Finance 	<ul style="list-style-type: none"> General Manager and/or Chief Financial Officer (mandatory) Any Director Executive Manager Finance

4.43 PRUDENT PERSON STANDARD / ETHICS AND CONFLICTS OF INTEREST

Council's investments are to be managed with the care, diligence and skill that a prudent person would exercise. As trustees of public monies, officers are to manage Council's investment portfolio to safeguard the portfolio in accordance with the spirit of this Investment Policy, and not for speculative purposes.

Officers shall refrain from personal activities that would conflict with the proper execution and management of Council's investment portfolio. This policy requires officers to disclose any conflict of interest to the General Manager.

Independent advisors utilised by Council are required to declare any actual or perceived conflicts of interest.

4.54 REPORTING & REVIEWING OF INVESTMENTS

All investments must be in the name of Waverley Council and documentary evidence held for each investment and details thereof maintained in an investment Register.

A monthly report will be submitted to Council, providing details of the investment portfolio in terms of performance and counterparty percentage exposure of total portfolio.

4.65 GENERAL

Due to the dynamic nature of the portfolio, it is possible that from time to time there may be breaches of the investment policy's limits for short periods. Should this occur it will be reported to Council at its next ordinary meeting.

4.76 APPLICABLE LEGISLATION

All investments are to be made in accordance with:

- Local Government Act 1993 - Section 412 & 625;
- Trustee Act 1925 – Section 14A(2) and 14C(1) & (2);
- Local Government (General) Regulation 2005 – Clause 212;
- Prevailing Ministerial Investment Order

Refer to Schedule 1 for extracts relating to the above.

Furthermore Council's investment management is to comply with:

- Prevailing Local Government Code of Accounting Practice and Financial Reporting;
- Australian Accounting Standards; and
- Division of Local Government Circulars.

Following are relevant sections and clauses relating to the above.

Schedule 1: Extracts of Legislative Requirements

LOCAL GOVERNMENT ACT 1993 - SECT 412 & 625 Section 412 Accounting records

- 1) A council must keep such accounting records as are necessary to correctly record and explain its financial transactions and its financial position.
- 2) In particular, a council must keep its accounting records in a manner and form that facilitate:
 - a) the preparation of financial reports that present fairly its financial position and the results of its operations, and
 - b) the convenient and proper auditing of those reports.

Section 625 How may councils invest?

- 1) A council may invest money that is not, for the time being, required by the council for any other purpose.
- 2) Money may be invested only in a form of investment notified by order of the Minister published in the Gazette.
Note: See Gazette No 152 of 24.11.2000, p 12041

- 3) An order of the Minister notifying a form of investment for the purposes of this section must not be made without the approval of the Treasurer.
- 4) The acquisition, in accordance with section 358, of a controlling interest in a corporation is not an investment for the purposes of this section.

TRUSTEE ACT 1925 – SECTIONS 14A(2), 14C (1) & (2)

14A (2) Duties of trustee in respect of power of investment

A trustee must, in exercising a power of investment:

- (a) if the trustee's profession, business or employment is or includes acting as a trustee or investing money on behalf of other persons, exercise the care, diligence and skill that a prudent person engaged in that profession, business or employment would exercise in managing the affairs of other persons, or
- (b) if the trustee is not engaged in such a profession, business or employment, exercise the care, diligence and skill that a prudent person would exercise in managing the affairs of other persons.

14C Matters to which trustee is to have regard when exercising power of investment

- (1) Without limiting the matters that a trustee may take into account when exercising a power of investment, a trustee must, so far as they are appropriate to the circumstances of the trust, if any, have regard to the following matters:
 - (a) the purposes of the trust and the needs and circumstances of the beneficiaries,
 - (b) the desirability of diversifying trust investments,
 - (c) the nature of, and the risk associated with, existing trust investments and other trust property,
 - (d) the need to maintain the real value of the capital or income of the trust,
 - (e) the risk of capital or income loss or depreciation,
 - (f) the potential for capital appreciation,
 - (g) the likely income return and the timing of income return,

- (h) the length of the term of the proposed investment,
- (i) the probable duration of the trust,
- (2) the liquidity and marketability of the proposed investment during, and on the determination of, the term of the proposed investment,
 - (a) the aggregate value of the trust estate,
 - (b) the effect of the proposed investment in relation to the tax liability of the trust,
 - (c) the likelihood of inflation affecting the value of the proposed investment or other trust property,
 - (d) the costs (including commissions, fees, charges and duties payable) of making the proposed investment,
 - (e) the results of a review of existing trust investments in accordance with section 14A (4).
- (3) A trustee may, having regard to the size and nature of the trust, do either or both of the following:
 - (a) obtain and consider independent and impartial advice reasonably required for the investment of trust funds or the management of the investment from a person whom the trustee reasonably believes to be competent to give the advice,
 - (b) pay out of trust funds the reasonable costs of obtaining the advice.

LOCAL GOVERNMENT (GENERAL) REGULATION 2005 - CLAUSE 212

212 ports on council investments

- (1) The responsible accounting officer of a council:
 - (a) must provide the council with a written report (setting out details of all money that the council has invested under section 625 of the Act) to be presented:

- i if only one ordinary meeting of the council is held in a month, at that meeting, or
 - ii if more than one such meeting is held in a month, at whichever of those meetings the council by resolution determines, and
 - (b) must include in the report a certificate as to whether or not the investment has been made in accordance with the Act, the regulations and the council's investment policies.
- (4) The report must be made up to the last day of the month immediately preceding the meeting.

Note. Section 625 of the Act says how a council may invest its surplus funds.

5. Review of Policy

This Policy will be reviewed every year or as required in the event of legislative changes or requirements. The Policy may also be changed as a result of other amendments. Any amendments to the Policy must be way of a Council resolution or with the approval of the General Manager.

6. Definitions

Definitions of Eligible Investments:

11am Call Deposits: Cash invested on an overnight basis with an Australian Authorised Deposit-taking Institution (ADI). Funds can be recalled or re-invested prior to the bank's Real Time Gross Settlement cut-off each day.

Ausbond Bank Bill Index

In 2014, Bloomberg acquired the UBS Australia Bond Indices. The benchmark index formerly referred to as UBSA BBI was rebranded as Ausbond Bank Bill Index. Bloomberg calculates a daily Bank Bill Index representing the performance of a notional rolling parcel of bills averaging 45 days.

Australian Prudential Regulation Authority - APRA

APRA (Australian Prudential Regulation Authority) is the prudential regulator of the Australian financial services industry. APRA enforces prudential standards and practices (e.g. capital adequacy and other risk management issues) of banks, credit unions, building societies, insurance companies and friendly societies.

ADI issued Senior Debt Bonds:

Interest bearing securities which are high ranking debt obligations of the issuing ADI. Senior bonds are tradeable in the market. They can be either fixed rate or floating rate interest bearing and are typically issued with 3+ year maturities. Interest is paid at scheduled intervals based on the face value of the bond with repayment of capital paid upon maturity. In the case of a bank failure, senior bond holders rank above subordinated debt holders and shareholders but below covered bond holders and depositors.

Covered Bonds: interest bearing senior ranking debt obligations of an Authorised Deposit-taking Institution (ADI) which have specific bank assets, ie loans, backing the bond. Covered bonds are market traded securities. They can be either fixed rate or floating rate interest bearing and typically are issued with 5+ year maturities. In the case of a bank failure, holders of covered bonds rank ahead of depositors and unsecured senior bond holders having first recourse to the underlying pool of assets backing the bond. If the pool's assets are not sufficient to meet the covered bond's obligations, holders then have recourse to the bank's total assets equal to other senior unsecured bondholders.

Term Deposits: interest bearing deposit held at an ADI for a specific contracted period. Term deposits are not tradeable in the market. They typically have a fixed rate for their life, but floating rate term deposits are also available. Prior to the introduction of Covered Bonds into the Australian market, in early 2012, term deposits ranked at the top of an ADI's capital structure.

Bank Bills and Negotiable Certificates of Deposits (NCDs): are similar types of interest bearing securities issued/accepted by ADIs, typically short dated. Unlike term deposits, these are tradeable in the market prior to maturity.

Authorised Deposit-Taking Institutions - ADI

Authorised Deposit-Taking Institutions (ADIs) are corporations that are authorised under the Banking Act 1959 to take deposits from customers.

T-Corp

New South Wales Treasury Corporation.

Commonwealth/State/Territory Government Securities (e.g. bonds):-

These are interest paying securities which are issued by one of the above Australian government bodies and are guaranteed by that issuer. As such, these securities carry the same credit rating as the issuing government body.

Deposits with NSW Treasury &/or Investments in NSW TCorpIM Funds

The only managed fund options available to NSW council are via NSW Treasury Corporation. The NSW TCorpIM Funds comprise a number of pooled managed funds options each set up as a unit trust. The current cash and fixed income only options available through the NSW TCorpIM Funds are the Cash Fund and the Short Term Income Fund.

The Cash Fund provides the more transactional type option and is designed for investments ranging from overnight to 1.5 years, whilst the Short Term Income Fund is designed for investments ranging from 1.5 years out to 3 years.

Both investments will pay back the balance of the investment generally within 24 to 72 hours.

NSW TCorpIM Medium Term and Long Term Growth Funds: These are diversified funds that invest in a blend of growth assets (e.g. shares & property) and defensive assets (e.g. cash and fixed interest). These funds are designed for investors with longer term time horizons and are able to take additional investment risk in order to generate higher potential returns.

- The Medium Term Growth Fund has growth asset exposure of between 20%-40%. This fund aims to provide a return of CPI + 2%pa over 7 years with greater than 50% probability.
- The Long Term Growth Fund has growth asset exposure of between 60%-80%. This fund aims to provide a return of CPI + 3.5%pa over 10 years with greater than 50% probability.

These funds exhibit a higher degree of volatility in in monthly returns relative to cash and fixed floating rate investments and may have periods of negative returns depending upon market conditions.

Standard & Poor's Credit Ratings Description**Credit Ratings**

Standard & Poor's (S&P) is a professional organisation that provides analytical services. An S&P rating is an opinion of the general creditworthiness of an obligor with respect to particular debt security or other financial obligation – based on relevant risk factors.

Credit ratings are based, in varying degrees, on the following considerations:

- Likelihood of payment.
- Nature and provisions for the obligation.
- Protection afforded by, and relative position of, the obligation in the event of bankruptcy, reorganisation or other laws affecting creditors' rights.

The issue rating definitions are expressed in terms of default risk.

Short Term Credit Ratings (for obligations with maturities of no more than 12 months):**A-1**

This is the highest short-term category used by S&P. The obligor's capacity to meet its financial commitment on the obligation is strong. Within this category, certain obligations are designated with a plus sign (+). This indicates that the obligor's capacity to meet its financial commitment on these obligations is extremely strong.

A-2

A short-term obligation rated A-2 is somewhat more susceptible to the adverse effects of changes in circumstances and economic conditions than obligations in higher rating categories. However, the obligor's capacity to meet its financial commitment on the obligation is satisfactory.

A-3

A short-term obligation rated A-3 exhibits adequate protection parameters. However, adverse economic conditions or changing circumstances are more likely to lead to a weakened capacity of the obligor to meet its financial commitment on the obligation.

Long-Term Credit Ratings (for obligations greater than 12 months):**AAA**

An obligation/obligor rated AAA has the highest rating assigned by S&P. The obligor's capacity to meet its financial commitment on the obligation is extremely strong.

AA

An obligation/obligor rated AA differs from the highest rated obligations only in a small degree. The obligor's capacity to meet its financial commitment on the obligations is very strong.

A

An obligation/obligor rated A is somewhat more susceptible to the adverse effects of changes in circumstances and economic conditions than obligations/obligor in higher rated categories. However, the obligor's capacity to meet its financial commitment on the obligation is still strong.

BBB

An obligation/obligor rated BBB exhibits adequate protection parameters. However, adverse economic conditions or changing circumstances are more likely to lead to a weakened capacity to the obligor to meet its financial commitment on the obligation.

Plus (+) or Minus (-)

The ratings from "AA" to "CCC" may be modified by the addition of a plus or minus sign to show relative standing within the major rating categories.

CreditWatch

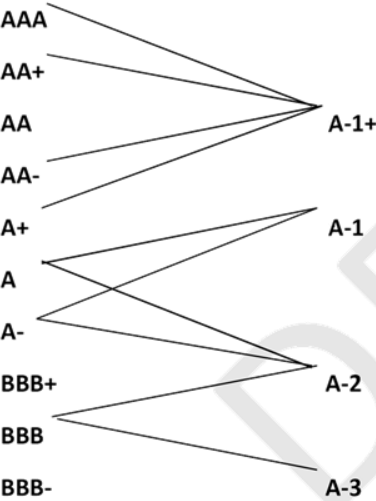
Highlights an emerging situation, which may materially affect the profile of a rated corporation and can be designed as positive, developing or negative. Following a full review the rating may either be affirmed or changed in the direction indication.

Rating Outlook

Assesses the potential direction of an issuer’s long-term debt rating over the intermediate-to-long term. In determining a Rating Outlook, consideration is given to possible changes in the economic and /or fundamental business conditions. An outlook is not necessarily precursor of a ratings change or future CreditWatch action. A “Rating Outlook – Positive” indicates that rating may be raised. “Negative” means a rating may be lowered. “Stable” indicates that ratings are not likely to change. “Developing” means ratings may be raised or lowered.

S&P Ratings Correlations

The standard correlation of short-term ratings with long-term ratings is shown below.





Circular No. 11-01
Date 17 February 2011
Doc ID. A232163

Contact Finance Policy Section
02 4428 4100
dlg@dlg.nsw.gov.au

REVISED MINISTERIAL INVESTMENT ORDER

A revised Investment Order pursuant to section 625 of the *Local Government Act 1993* has been issued. The Minister for Local Government signed the revised Order on 12 January 2011 and it was published in the NSW Government Gazette on 11 February 2011. It replaces the Order dated 31 July 2008. The revised Order is attached to this circular.

Changes to the Investment Order include:

- the removal of the ability to invest in the mortgage of land (part (c) of the Investment Order dated 31 July 2008)
- the removal of the ability to make a deposit with the Local Government Financial Services Pty Ltd (part (f) of the order dated 31 July 2008)
- the addition of "Key Considerations" in the revised Investment Order, which includes a comment that a council's General Manager, or any other staff, with delegated authority by a council to invest in funds on behalf of the council must do so in accordance with the council's adopted investment policy.

Councils are reminded that on 25 May 2010 the Division of Local Government issued Investment Policy Guidelines (Circular to Councils 10-11 refers). It is expected that all councils will by now have adopted an Investment Policy in accordance with the Guidelines.

Ross Woodward
Chief Executive, Local Government
A Division of the Department of Premier and Cabinet

Department of Local Government
5 O'Keefe Avenue NOWRA NSW 2541
Locked Bag 3015 NOWRA NSW 2541
T 02 4428 4100 F 02 4428 4199 TTY 02 4428 4209
E dlg@dlg.nsw.gov.au W www.dlg.nsw.gov.au ABN 99 567 863 195

REPORT CM/7.5/21.06



Subject: Investment Portfolio Report - May 2021

TRIM No: A03/2211

Author: Sid Ali, Revenue Co-ordinator
Teena Su, Executive Manager, Finance

Director: Darren Smith, Chief Financial Officer

RECOMMENDATION:

That Council:

1. Receives and notes the Investment Summary Report for May 2021 attached to the report.
2. Notes that the Chief Financial Officer, as the responsible accounting officer, advises 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.

1. Executive Summary

For May, Council's investment portfolio generated \$110,561 in interest.

The interest on investment budget for the 2020–21 financial year was adopted by Council at its meeting on 30 June 2020 and was set at \$2,347,560. The second quarter review reducing budgeted interest to \$1,754,255, was adopted by Council at its meeting on 16 February 2021. The third quarter review increased the budgeted interest to \$1,790,848 and was adopted by Council at its meeting on 25 May 2021.

The year-to-date interest income as at 31 May 2021 is 94.27% (\$1,688,194) of the current approved budget forecast of \$1,790,848.

2. Introduction/Background

Clause 212 of the *Local Government (General) Regulation* requires that Council be provided with a written report setting out details of all money that the Council has invested under section 625 of the *Local Government Act 1993* (the Act) and certifying that these investments have been made in accordance with the Act, regulations, Ministerial Investment Orders and Council's Investment Policy.

The table below illustrates the monthly interest income received by Council and performance against the Budget.

Table 1. Monthly interest income received by Council.

Month	2020/21 Budget (\$)	Actual Monthly (\$)	Actual YTD (\$)	Tracking Budget (%)
July	2,347,560	201,573	201,573	8.59%

Month	2020/21 Budget (\$)	Actual Monthly (\$)	Actual YTD (\$)	Tracking Budget (%)
August	2,347,560	190,916	392,489	16.72%
September	2,347,560	160,540	553,029	23.56%
October	2,347,560	238,279	791,307	33.71%
November	2,347,560	159,619	950,926	40.51%
December	2,347,560	125,239	1,076,165	45.84%
Q2 Amendment	-593,305			
January	1,754,255	159,749	1,235,914	70.45%
February	1,754,255	116,096	1,352,010	77.07%
March	1,754,255	103,595	1,455,605	82.98%
Q3 Amendment	36,593			
April	1,790,848	122,027	1,577,633	88.09%
May	1,790,848	110,561	1,688,194	94.27%

3. Relevant Council Resolutions

Meeting and date	Item No.	Resolution
Council 25 May 2021	CM/7.2/21.05	<p>That Council:</p> <ol style="list-style-type: none"> 1. Receives and notes the Investment Summary Report for April 2021 attached to the report. 2. Notes that the Chief Financial Officer, as the responsible accounting officer, advises that all investments have been made in accordance with the requirements of section 625 of the <i>Local Government Act 1993</i> and directions from the Minister for Local Government, including Ministerial Investment Orders, and Council's Investment Policy.

4. Discussion

As at 31 May 2021, Council's cash investment portfolio for the financial year to date, generated interest earnings of \$1,688,194 representing 94.27% of the current approved budget of \$1,790,848.

Council's investment portfolio posted a return of 1.96% pa for the month of May versus the Ausbond Bank Bill Index benchmark return of 0.05% pa.

Over the last 12 months, Council's investment portfolio has exceeded the Ausbond bank bill index benchmark by 2.08% pa (2.14% vs 0.06% pa).

It is clear that the interest rate market is performing well below the assumptions on which the original investment budget was based. Australian monetary policy is contributing to this. It is noted that the performance of Council's portfolio is still well ahead of the relevant Ausbond bank bill index benchmarks.

Portfolio value

As at 31 May 2021, Council's investment portfolio has a current market value of \$159,456,841 which represents a gain of \$453,664 on the \$159,003,177 face value of the portfolio. The table below provides a summary by investment (asset) type.

Table 2. Portfolio value – Summary by investment (asset) type.

Asset Group	Face Value	Current value
Cash	\$ 15,207,744	\$ 15,207,744
Floating Rate Note	\$ 24,100,000	\$ 24,271,761
Floating Rate Term Deposits	\$ 8,500,000	\$ 8,509,060
Managed Funds	\$ 15,695,433	\$ 15,695,433
Term Deposit	\$ 95,500,000	\$ 95,772,843
Total	\$ 159,003,177	\$ 159,456,841

Analysis

Attached to this report are the summaries of the investment portfolio for the period ending 31 May 2021. These reports are prepared by Council's independent financial advisor, Prudential Investment Services Corp.

Included in this report are tables showing that Council's investment portfolio for the month of May 2021 has exceeded the AusBond bank bill index by 1.91% pa (1.96% to 0.05% pa). The Portfolio outperformed the stated benchmark measure as the rate of return on cash exceeds AusBond Bank Bill Index as illustrated in the table below:

Table 3. Portfolio return.

Month	Portfolio Return %	Ausbond BB Index %	Variance %
April-20	4.29	0.58	3.71
May-20	3.61	0.10	3.51
June-20	2.03	0.09	1.94
July-20	3.08	0.11	2.97
Aug-20	2.50	0.11	2.39
Sep-20	0.78	0.09	0.69
Oct-20	1.60	0.13	1.47
Nov-20	4.98	0.09	4.89
Dec-20	1.37	0.03	1.34
Jan-21	1.10	0.01	1.09
Feb-21	0.92	-0.01	0.93
Mar-21	2.52	0.02	2.50
Apr-21	2.81	0.04	2.77
May-21	1.96	0.05	1.91
Average % return Over the last 12 months	2.14	0.06	2.08

Council has a well-diversified portfolio invested among a range of term deposits and floating rate notes from highly rated Australian ADIs. 87% of the portfolio is spread among the top-three credit rating categories (A long term/A2 short term and higher) and NSW TCorpIM managed funds.

Investments in ethically, socially and environmentally beneficial alternatives

As at the end of May 2021, 72% of Council's portfolio was invested in non-fossil fuel lending ADIs and socially responsible investments, while fossil fuel lending ADIs (including the daily operation fund) accounted for 18.1% of the portfolio. The remaining 9.9% is invested with TCorp.

Over the period of 36 months, from June 2018 to May 2021, Council has reduced its investment in fossil fuel lending ADIs from 59% to 18.1% as displayed in Figure 1 below.

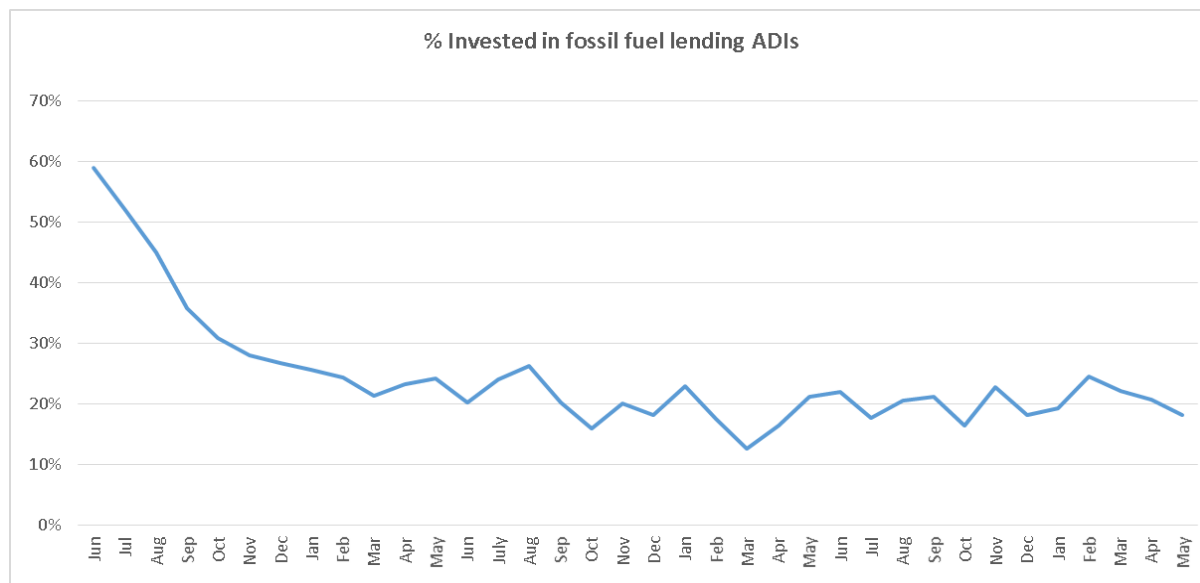


Figure 1. Investments in fossil-fuel-lending ADIs.

When excluding the working capital funds held in the CBA bank account (a fossil-fuel-lending bank) to meet day-to-day operating requirements, 80.07% of Council's investment portfolio was invested in non-fossil-fuel-lending ADIs and socially responsible investments, while fossil-fuel-lending ADIs accounted for 9.44% of the portfolio. The remaining 10.49% is invested with TCorp as displayed in Figure 2 below.

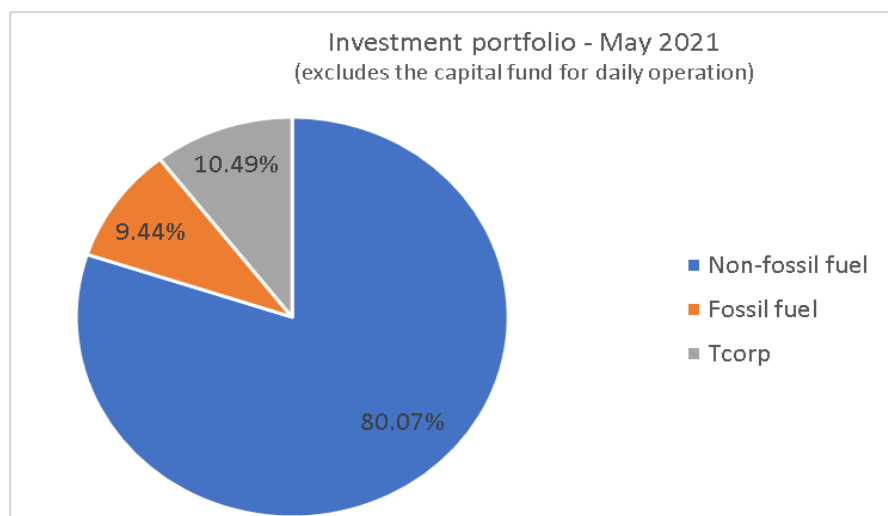


Figure 2. Investment portfolio – May 2021.

During May, Council's investment portfolio had a \$2m 3yr FRN with Bank of Queensland matured that had been paying 3mo BBSW + 1.48%. Council deposited \$3m in two 12 month TDs with ME Bank paying 0.50%, one of the best rates in the current market for that term.

The following table compares rates on offer during May 2021 between the non-fossil/green investment and the fossil fuel ADI.

Table 4. Non-fossil fuel v fossil fuel ADI deposit rates.

Date	Amount	Term (weeks)	Non-Fossil/Green Deposit Rates	Fossil Fuel ADI Deposit Rates
18-May-21	1,500,000	51	0.50%	0.55%
18-May-21	1,500,000	53	0.50%	0.55%

5. Financial impact statement/Time frame/Consultation

This report has been prepared in consultation with Council's independent financial advisor, Prudential Investment Services Corp.

6. Conclusion

Council's investment portfolio has achieved interest earning of \$1,688,194 YTD at 31 May 2021, and it is on track to achieve the current budgeted interest of \$1,790,848.

7. Attachments

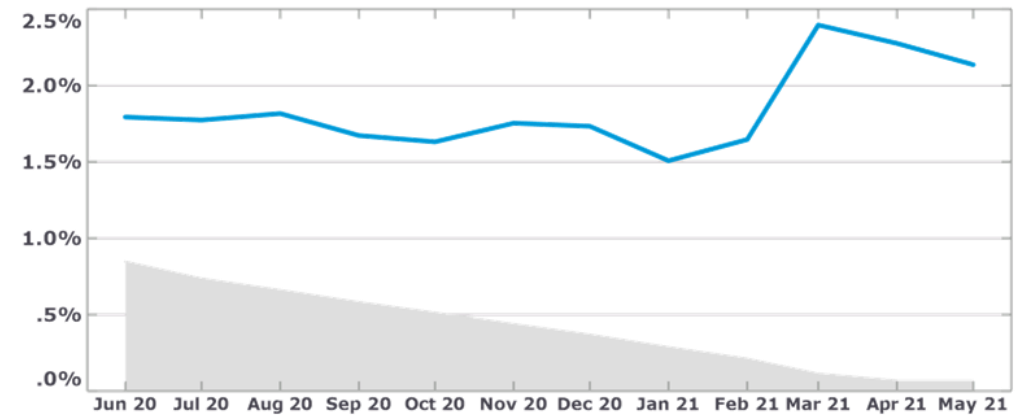
1. Investment Summary Report - Waverley - May 21 [↓](#) .



Investment Summary Report May 2021

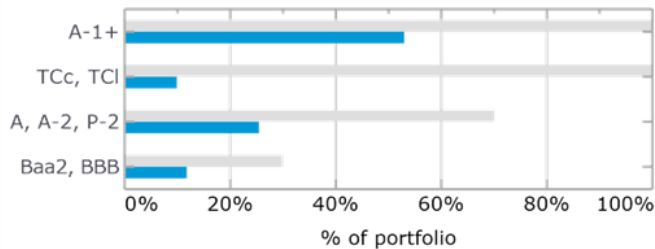
Waverley Council**Executive Summary - May 2021****Investment Holdings**

	Face Value (\$)	Current Value (\$)
Cash	15,207,744.39	15,207,744.39
Floating Rate Note	24,100,000.00	24,271,761.24
Floating Rate Term Deposits	8,500,000.00	8,509,059.90
Managed Funds	15,695,432.77	15,695,432.77
Term Deposit	95,500,000.00	95,772,843.14
	159,003,177.16	159,456,841.44

Investment Performance

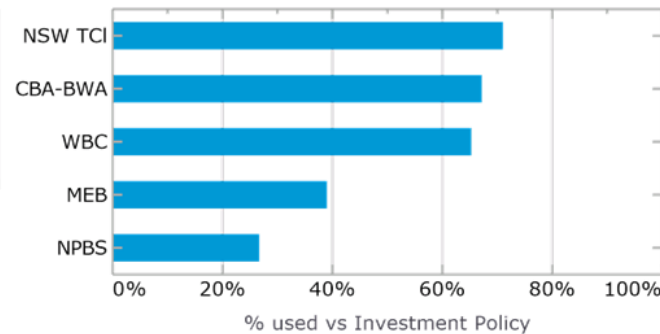
Portfolio Rolling 12 month return

AusBond BB Index Rolling 12 month Return

Investment Policy Compliance**Total Credit Exposure**

Portfolio Exposure

Investment Policy Limit

Highest Individual Exposures**Term to Maturities**

Maturity Profile	Face Value (\$)	Policy Max
Between 0 and 1 Year	136,503,177	86% 100%
Between 1 and 3 Years	11,450,000	7% 50%
Between 3 and 10 Years	11,050,000	7% 30%
	159,003,177	

Waverley Council

Investment Holdings Report - May 2021

**Cash Accounts**

Face Value (\$)	Rate (%pa)	Institution	Credit Rating	Current Value (\$)	Deal No.	Reference
12,253,276.22	0.2000%	Commonwealth Bank of Australia	A-1+	12,253,276.22	120789	24hr Call
2,166,517.97	0.0000%	Commonwealth Bank of Australia	A-1+	2,166,517.97	120794	General Funds
158,611.61	0.0000%	Commonwealth Bank of Australia	A-1+	158,611.61	120795	Trust Funds
82,076.86	0.0000%	Commonwealth Bank of Australia	A-1+	82,076.86	120796	Cemetery Funds
145,109.30	0.0000%	Commonwealth Bank of Australia	A-1+	145,109.30	120797	Depositor Funds
351,966.87	0.0000%	Commonwealth Bank of Australia	A-1+	351,966.87	120799	Library CP
5,952.10	0.0000%	Commonwealth Bank of Australia	A-1+	5,952.10	120800	Eastgate CP
6,659.11	0.0000%	Commonwealth Bank of Australia	A-1+	6,659.11	120801	Hollywood Av CP
37,574.35	0.0000%	Commonwealth Bank of Australia	A-1+	37,574.35	370151	Library Gift
15,207,744.39	0.1611%			15,207,744.39		

Managed Funds

Face Value (\$)	Monthly Return	Institution	Credit Rating	Fund Name	Current Value (\$)	Deal No.	Reference
2,189,085.34	0.0258%	NSW T-Corp (Cash)	TCC	Short Term Income Fund	2,189,085.34	411310	Builder Deposits
2,211,427.59	0.0104%	NSW T-Corp (Cash)	TCC	Cash Fund	2,211,427.59	505262	
11,294,919.84	1.2239%	NSW T-Corp (LT)	TCI	Long Term Growth Fund	11,294,919.84	538089	
15,695,432.77					15,695,432.77		

Term Deposits

Maturity Date	Face Value (\$)	Rate (%pa)	Institution	Credit Rating	Purchase Price (\$)	Purchase Date	Current Value (\$)	Deal No.	Accrued Interest (\$)	Coupon Frequency	Reference
8-Jun-21	6,000,000.00	3.1500%	Westpac Group	A-1+	6,000,000.00	6-Jun-18	6,044,013.70	536715	44,013.70	Quarterly	
22-Jun-21	3,000,000.00	0.8700%	Westpac Group	A-1+	3,000,000.00	24-Jun-20	3,004,933.97	539953	4,933.97	Quarterly	Green
13-Jul-21	3,000,000.00	0.7500%	Westpac Group	A-1+	3,000,000.00	19-Aug-20	3,000,801.37	540129	801.37	Quarterly	Green
20-Jul-21	3,000,000.00	0.7500%	Westpac Group	A-1+	3,000,000.00	18-Aug-20	3,000,863.01	540126	863.01	Quarterly	Green
27-Jul-21	5,000,000.00	0.7900%	Westpac Group	A-1+	5,000,000.00	28-Jul-20	5,003,679.45	540066	3,679.45	Quarterly	Green
3-Aug-21	2,000,000.00	1.9000%	Bank of Queensland	A-2	2,000,000.00	6-Aug-19	2,031,128.77	538366	31,128.77	Annually	

Waverley Council**Investment Holdings Report - May 2021****Term Deposits**

Maturity Date	Face Value (\$)	Rate (%pa)	Institution	Credit Rating	Purchase Price (\$)	Purchase Date	Current Value (\$)	Deal No.	Accrued Interest (\$)	Coupon Frequency	Reference
10-Aug-21	3,000,000.00	0.7800%	Westpac Group	A-1+	3,000,000.00	6-Aug-20	3,001,666.85	540105	1,666.85	Quarterly	Green
18-Aug-21	5,000,000.00	0.7300%	Commonwealth Bank of Australia	A-1+	5,000,000.00	2-Sep-20	5,027,200.00	540183	27,200.00	At Maturity	Green
24-Aug-21	4,000,000.00	0.7300%	Westpac Group	A-1+	4,000,000.00	31-Aug-20	4,000,080.00	540170	80.00	Quarterly	Green
24-Aug-21	2,500,000.00	0.7300%	Commonwealth Bank of Australia	A-1+	2,500,000.00	2-Sep-20	2,513,600.00	540184	13,600.00	At Maturity	Green
31-Aug-21	2,000,000.00	0.7300%	Westpac Group	A-1+	2,000,000.00	31-Aug-20	2,000,040.00	540171	40.00	Quarterly	Green
31-Aug-21	2,500,000.00	0.7300%	Commonwealth Bank of Australia	A-1+	2,500,000.00	2-Sep-20	2,513,600.00	540185	13,600.00	At Maturity	Green
7-Sep-21	4,000,000.00	0.7300%	Westpac Group	A-1+	4,000,000.00	31-Aug-20	4,000,080.00	540172	80.00	Quarterly	Green
14-Sep-21	1,000,000.00	0.5500%	Auswide Bank	P-2	1,000,000.00	8-Dec-20	1,002,636.99	540813	2,636.99	At Maturity	
14-Sep-21	2,000,000.00	0.4300%	Credit Union Australia	A-2	2,000,000.00	23-Feb-21	2,002,309.04	540963	2,309.04	At Maturity	
21-Sep-21	2,500,000.00	2.8000%	Newcastle Permanent Building Society	A-2	2,500,000.00	25-Mar-19	2,513,041.10	537651	13,041.10	Annually	
28-Sep-21	3,000,000.00	0.7000%	Commonwealth Bank of Australia	A-1+	3,000,000.00	2-Oct-20	3,013,923.29	540359	13,923.29	At Maturity	Green
1-Oct-21	3,000,000.00	0.7000%	Commonwealth Bank of Australia	A-1+	3,000,000.00	2-Oct-20	3,013,923.29	540360	13,923.29	At Maturity	Green
2-Nov-21	3,000,000.00	0.5400%	Westpac Group	A-1+	3,000,000.00	30-Oct-20	3,001,420.27	540481	1,420.27	Quarterly	Green
23-Nov-21	3,000,000.00	0.5400%	Commonwealth Bank of Australia	A-1+	3,000,000.00	24-Nov-20	3,008,388.49	540595	8,388.49	At Maturity	Green
30-Nov-21	3,000,000.00	0.5200%	Commonwealth Bank of Australia	A-1+	3,000,000.00	1-Dec-20	3,007,778.63	540632	7,778.63	At Maturity	Green
11-Jan-22	2,000,000.00	0.5500%	Auswide Bank	P-2	2,000,000.00	12-Jan-21	2,004,219.18	540819	4,219.18	At Maturity	
25-Jan-22	3,000,000.00	0.5500%	Auswide Bank	P-2	3,000,000.00	25-Jan-21	3,005,741.10	540888	5,741.10	At Maturity	
1-Feb-22	2,500,000.00	0.4100%	Commonwealth Bank of Australia	A-1+	2,500,000.00	10-Feb-21	2,503,117.12	540937	3,117.12	At Maturity	Green
8-Feb-22	3,000,000.00	3.0500%	Newcastle Permanent Building Society	A-2	3,000,000.00	19-Feb-19	3,025,569.86	537553	25,569.86	Annually	
8-Mar-22	2,000,000.00	1.7000%	Auswide Bank	P-2	2,000,000.00	5-Mar-20	2,008,197.26	539531	8,197.26	Annually	
15-Mar-22	3,000,000.00	0.5000%	ME Bank	A-2	3,000,000.00	12-Mar-21	3,003,328.77	541161	3,328.77	At Maturity	
15-Mar-22	3,000,000.00	0.5000%	ME Bank	A-2	3,000,000.00	16-Mar-21	3,003,164.38	541203	3,164.38	At Maturity	
29-Mar-22	4,000,000.00	0.5000%	ME Bank	A-2	4,000,000.00	30-Mar-21	4,003,452.05	541231	3,452.05	At Maturity	
3-May-22	2,500,000.00	0.5000%	ME Bank	A-2	2,500,000.00	28-Apr-21	2,501,164.38	541290	1,164.38	At Maturity	
10-May-22	1,500,000.00	0.5000%	ME Bank	A-2	1,500,000.00	18-May-21	1,500,287.67	541347	287.67	At Maturity	

Waverley Council**Investment Holdings Report - May 2021****Term Deposits**

Maturity Date	Face Value (\$)	Rate (%pa)	Institution	Credit Rating	Purchase Price (\$)	Purchase Date	Current Value (\$)	Deal No.	Accrued Interest (\$)	Coupon Frequency	Reference
24-May-22	1,500,000.00	0.5000%	ME Bank	A-2	1,500,000.00	18-May-21	1,500,287.67	541348	287.67	At Maturity	
8-Nov-22	2,000,000.00	0.8000%	Auswide Bank	Baa2	2,000,000.00	3-Nov-20	2,009,205.48	540548	9,205.48	Annually	
95,500,000.00		0.9820%			95,500,000.00		95,772,843.14		272,843.14		

Floating Rate Term Deposits

Maturity Date	Face Value (\$)	Rate (%pa)	Institution	Credit Rating	Purchase Price (\$)	Purchase Date	Current Value (\$)	Deal No.	Accrued Interest (\$)	Next Interest Date	Reference
10-Jun-21	3,000,000.00	1.1150%	Commonwealth Bank of Australia ¾yr@4% then BBSW+1.08%	A-1+	3,000,000.00	10-Jun-16	3,007,606.44	535380	7,606.44	10-Jun-21	
16-Nov-21	3,000,000.00	.8603%	Westpac Group 3moBBSW+0.82%	A-1+	3,000,000.00	28-Nov-18	3,000,282.84	537360	282.84	30-Aug-21	Green
16-May-22	2,500,000.00	1.1394%	Westpac Group 3moBBSW+1.10%	A-1+	2,500,000.00	16-May-17	2,501,170.62	535241	1,170.62	16-Aug-21	
8,500,000.00		1.0323%			8,500,000.00		8,509,059.90		9,059.90		

Floating Rate Notes

Maturity Date	Face Value (\$)	Rate (%pa)	Security Name	Credit Rating	Purchase Price (\$)	Purchase Date	Current Value (\$)	Deal No.	Accrued Interest (\$)	Next Coupon Date	Reference
2-Jul-21	2,100,000.00	1.4051%	TMB Snr FRN (Jul21) BBSW+1.37%	A-2	2,100,000.00	2-Jul-18	2,106,812.40	536787	4,527.12	2-Jul-21	
30-Aug-21	1,500,000.00	1.3360%	BOz 'SRI' Snr FRN (Aug21) BBSW+1.30%	A-2	1,500,000.00	30-Aug-18	1,503,684.90	536983	54.90	30-Aug-21	
28-Oct-22	2,400,000.00	0.9400%	TMB Snr FRN (Oct22) BBSW+0.90%	BBB	2,400,000.00	28-Oct-19	2,422,645.48	538616	2,101.48	28-Jul-21	
2-Dec-22	3,000,000.00	0.9300%	BOz 'SRI' Snr FRN (Dec22) BBSW+0.90%	BBB	3,000,000.00	2-Dec-19	3,028,885.89	538825	6,955.89	2-Jun-21	
25-Jan-23	1,250,000.00	1.0917%	BEN Snr FRN (Jan23) BBSW+1.05%	BBB+	1,250,000.00	25-Jan-18	1,267,558.54	536145	1,308.54	26-Jul-21	
6-Feb-23	1,100,000.00	1.4400%	NPBS Snr FRN (Feb23) BBSW+1.40%	BBB	1,100,000.00	6-Feb-18	1,116,957.33	536174	1,128.33	6-Aug-21	
21-Feb-23	1,700,000.00	0.9383%	CUA Snr FRN (Feb23) BBSW+0.90%	BBB	1,700,000.00	21-Feb-20	1,715,102.15	539454	480.72	23-Aug-21	
30-Jul-24	2,500,000.00	0.8200%	SUN Snr FRN (Jul24) BBSW+0.78%	A+	2,500,000.00	30-Jul-19	2,534,022.26	538331	1,797.26	30-Jul-21	
24-Oct-24	1,000,000.00	1.1600%	CUA Snr FRN (Oct24) BBSW+1.12%	BBB	1,000,000.00	24-Oct-19	1,019,624.11	538604	1,144.11	26-Jul-21	

Waverley Council

Investment Holdings Report - May 2021

**Floating Rate Notes**

Maturity Date	Face Value (\$)	Rate (%pa)	Security Name	Credit Rating	Purchase Price (\$)	Purchase Date	Current Value (\$)	Deal No.	Accrued Interest (\$)	Next Coupon Reference Date
2-Dec-25	2,250,000.00	0.5500%	BEN Snr FRN (Dec25) BBSW+0.52%	BBB+	2,250,000.00	2-Dec-20	2,249,102.77	540603	3,085.27	2-Jun-21
24-Feb-26	1,300,000.00	0.4906%	SUN Snr FRN (Feb26) BBSW+0.45%	A+	1,300,000.00	24-Feb-21	1,298,982.79	540958	139.79	24-Aug-21
4-Mar-26	4,000,000.00	0.6626%	NPBS Snr FRN (Mar26) BBSW+0.63%	BBB	4,000,000.00	4-Mar-21	4,008,382.62	540983	6,462.62	4-Jun-21
24,100,000.00		0.9245%			24,100,000.00		24,271,761.24		29,186.03	

Waverley Council**Accrued Interest Report - May 2021****Accrued Interest Report**

Investment	Deal No.	Ref	Face Value (\$)	Settlement Date	Maturity Date	Interest Received (\$)	Days	Interest Accrued (\$)	Percentage Return
<u>Floating Rate Note</u>									
BoQ Snr FRN (May21) BBSW+1.48%	533605		2,000,000.00	18-May-16	18-May-21	7,266.30	17	1,387.94	1.49%
TMB Snr FRN (Jul21) BBSW+1.37%	536787		2,100,000.00	02-Jul-18	02-Jul-21	0.00	31	2,506.09	1.41%
BOz 'SRI' Snr FRN (Aug21) BBSW+1.30%	536983		1,500,000.00	30-Aug-18	30-Aug-21	5,137.81	31	1,694.63	1.33%
TMB Snr FRN (Oct22) BBSW+0.90%	538616		2,400,000.00	28-Oct-19	28-Oct-22	0.00	31	1,916.06	.94%
BOz 'SRI' Snr FRN (Dec22) BBSW+0.90%	538825		3,000,000.00	02-Dec-19	02-Dec-22	0.00	31	2,369.59	.93%
BEN Snr FRN (Jan23) BBSW+1.05%	536145		1,250,000.00	25-Jan-18	25-Jan-23	0.00	31	1,158.99	1.09%
NPBS Snr FRN (Feb23) BBSW+1.40%	536174		1,100,000.00	06-Feb-18	06-Feb-23	3,696.38	31	1,340.77	1.44%
CUA Snr FRN (Feb23) BBSW+0.90%	539454		1,700,000.00	21-Feb-20	21-Feb-23	3,740.82	31	1,330.91	.92%
SUN Snr FRN (Jul24) BBSW+0.78%	538331		2,500,000.00	30-Jul-19	30-Jul-24	0.00	31	1,741.10	.82%
CUA Snr FRN (Oct24) BBSW+1.12%	538604		1,000,000.00	24-Oct-19	24-Oct-24	0.00	31	985.21	1.16%
BEN Snr FRN (Dec25) BBSW+0.52%	540603		2,250,000.00	02-Dec-20	02-Dec-25	0.00	31	1,051.02	.55%
SUN Snr FRN (Feb26) BBSW+0.45%	540958		1,300,000.00	24-Feb-21	24-Feb-26	1,458.77	31	516.77	.47%
NPBS Snr FRN (Mar26) BBSW+0.63%	540983		4,000,000.00	04-Mar-21	04-Mar-26	0.00	31	2,251.03	.66%
Floating Rate Note Total						21,300.08		20,250.11	.95%
<u>Floating Rate Term Deposits</u>									
Commonwealth Bank of Australia	535380		3,000,000.00	10-Jun-16	10-Jun-21	0.00	31	2,840.96	1.12%
Westpac Group	535380	Green	3,000,000.00	10-Jun-16	10-Jun-21	6,357.53	31	2,169.14	.85%
Westpac Group	535241		2,500,000.00	16-May-17	16-May-22	6,844.32	31	2,387.39	1.12%
Floating Rate Term Deposits Total						13,201.85		7,397.49	1.02%
<u>Managed Funds</u>									
Short Term Income Fund	411310	Builder Deposits	2,189,085.34	01-Dec-15		0.00	31	563.95	.30%
Cash Fund	505262		2,211,427.59	30-Jul-15		0.00	31	230.49	.12%

Waverley Council**Accrued Interest Report - May 2021****Accrued Interest Report**

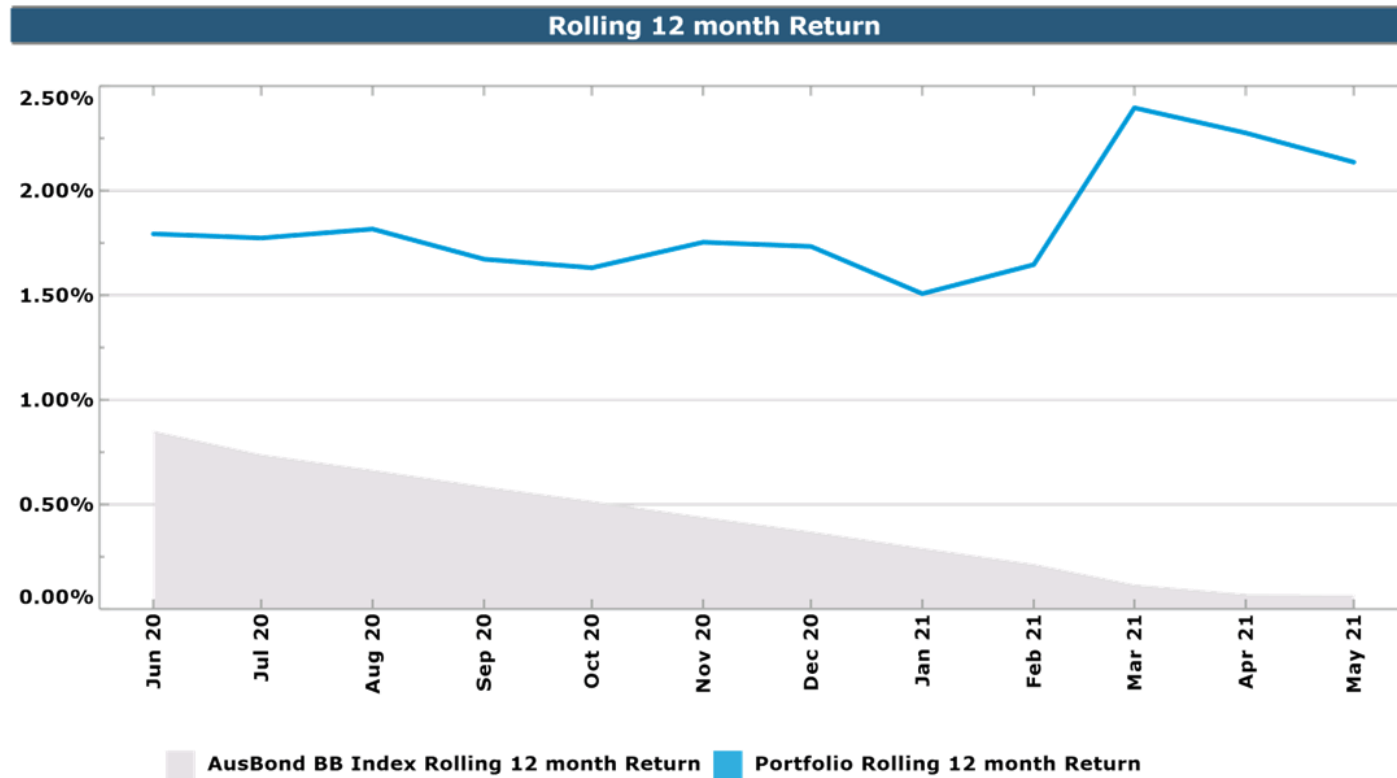
Investment	Deal No.	Ref	Face Value (\$)	Settlement Date	Maturity Date	Interest Received (\$)	Days	Interest Accrued (\$)	Percentage Return
Managed Funds Total						0.00		794.44	.21%
<u>Term Deposit</u>									
Westpac Group	536715		6,000,000.00	06-Jun-18	08-Jun-21	0.00	31	16,052.06	3.15%
Westpac Group	539953	Green	3,000,000.00	24-Jun-20	22-Jun-21	0.00	31	2,216.71	.87%
Westpac Group	540129	Green	3,000,000.00	19-Aug-20	13-Jul-21	5,486.30	31	1,910.96	.75%
Westpac Group	540126	Green	3,000,000.00	18-Aug-20	20-Jul-21	5,486.30	31	1,910.95	.75%
Westpac Group	540066	Green	5,000,000.00	28-Jul-20	27-Jul-21	0.00	31	3,354.79	.79%
Bank of Queensland	538366		2,000,000.00	06-Aug-19	03-Aug-21	0.00	31	3,227.40	1.90%
Westpac Group	540105	Green	3,000,000.00	06-Aug-20	10-Aug-21	5,577.53	31	1,987.39	.78%
Commonwealth Bank of Australia	540183	Green	5,000,000.00	02-Sep-20	18-Aug-21	0.00	31	3,100.00	.73%
Westpac Group	540170	Green	4,000,000.00	31-Aug-20	24-Aug-21	7,520.00	31	2,480.00	.73%
Commonwealth Bank of Australia	540184	Green	2,500,000.00	02-Sep-20	24-Aug-21	0.00	31	1,550.00	.73%
Westpac Group	540171	Green	2,000,000.00	31-Aug-20	31-Aug-21	3,760.00	31	1,240.00	.73%
Commonwealth Bank of Australia	540185	Green	2,500,000.00	02-Sep-20	31-Aug-21	0.00	31	1,550.00	.73%
Westpac Group	540172	Green	4,000,000.00	31-Aug-20	07-Sep-21	7,520.00	31	2,480.00	.73%
Auswide Bank	540813		1,000,000.00	08-Dec-20	14-Sep-21	0.00	31	467.13	.55%
Credit Union Australia	540963		2,000,000.00	23-Feb-21	14-Sep-21	0.00	31	730.41	.43%
Newcastle Permanent Building Society	537651		2,500,000.00	25-Mar-19	21-Sep-21	0.00	31	5,945.21	2.80%
Commonwealth Bank of Australia	540359	Green	3,000,000.00	02-Oct-20	28-Sep-21	0.00	31	1,783.56	.70%
Commonwealth Bank of Australia	540360	Green	3,000,000.00	02-Oct-20	01-Oct-21	0.00	31	1,783.56	.70%
Westpac Group	540481	Green	3,000,000.00	30-Oct-20	02-Nov-21	0.00	31	1,375.89	.54%
Commonwealth Bank of Australia	540595	Green	3,000,000.00	24-Nov-20	23-Nov-21	0.00	31	1,375.89	.54%
Commonwealth Bank of Australia	540632	Green	3,000,000.00	01-Dec-20	30-Nov-21	0.00	31	1,324.93	.52%

Waverley Council**Accrued Interest Report - May 2021****Accrued Interest Report**

Investment	Deal No.	Ref	Face Value (\$)	Settlement Date	Maturity Date	Interest Received (\$)	Days	Interest Accrued (\$)	Percentage Return
Auswide Bank	540819		2,000,000.00	12-Jan-21	11-Jan-22	0.00	31	934.25	.55%
Auswide Bank	540888		3,000,000.00	25-Jan-21	25-Jan-22	0.00	31	1,401.37	.55%
Commonwealth Bank of Australia	540937	Green	2,500,000.00	10-Feb-21	01-Feb-22	0.00	31	870.54	.41%
Newcastle Permanent Building Society	537553		3,000,000.00	19-Feb-19	08-Feb-22	0.00	31	7,771.23	3.05%
Auswide Bank	539531		2,000,000.00	05-Mar-20	08-Mar-22	0.00	31	2,887.67	1.70%
ME Bank	541161		3,000,000.00	12-Mar-21	15-Mar-22	0.00	31	1,273.98	.50%
ME Bank	541203		3,000,000.00	16-Mar-21	15-Mar-22	0.00	31	1,273.97	.50%
ME Bank	541231		4,000,000.00	30-Mar-21	29-Mar-22	0.00	31	1,698.63	.50%
ME Bank	541290		2,500,000.00	28-Apr-21	03-May-22	0.00	31	1,061.64	.50%
ME Bank	541347		1,500,000.00	18-May-21	10-May-22	0.00	14	287.67	.50%
ME Bank	541348		1,500,000.00	18-May-21	24-May-22	0.00	14	287.67	.50%
Auswide Bank	540548		2,000,000.00	03-Nov-20	08-Nov-22	0.00	31	1,358.90	.80%
Term Deposit Total						35,350.13		78,954.36	.99%
						69,852.06		107,396.40	.96%

Waverley Council

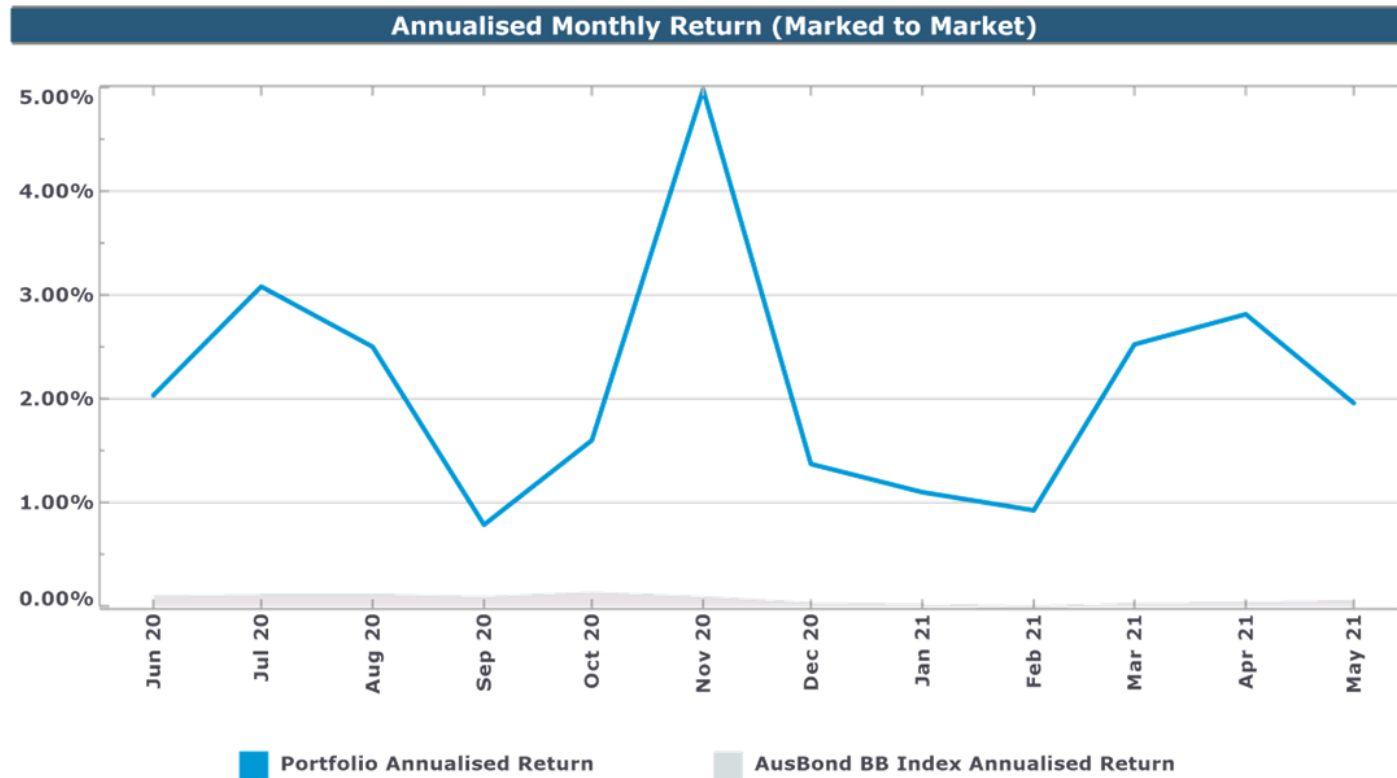
Investment Performance Report - May 2021

**Historical Performance Summary (actual)**

	Portfolio	AusBond BB Index	Outperformance
May 2021	0.16%	0.00%	0.16%
Last 3 Months	0.61%	0.01%	0.60%
Last 6 Months	0.89%	0.01%	0.88%
Financial Year to Date	1.97%	0.06%	1.91%
Last 12 months	2.14%	0.06%	2.08%

Waverley Council

Investment Performance Report - May 2021

**Historical Performance Summary**

	Portfolio	AusBond BB Index	Outperformance
May 2021	1.96%	0.05%	1.91%
Last 3 Months	2.43%	0.04%	2.39%
Last 6 Months	1.79%	0.02%	1.77%
Financial Year to Date	2.15%	0.06%	2.09%
Last 12 months	2.14%	0.06%	2.08%

Waverley Council

Environmental Commitments Report - May 2021

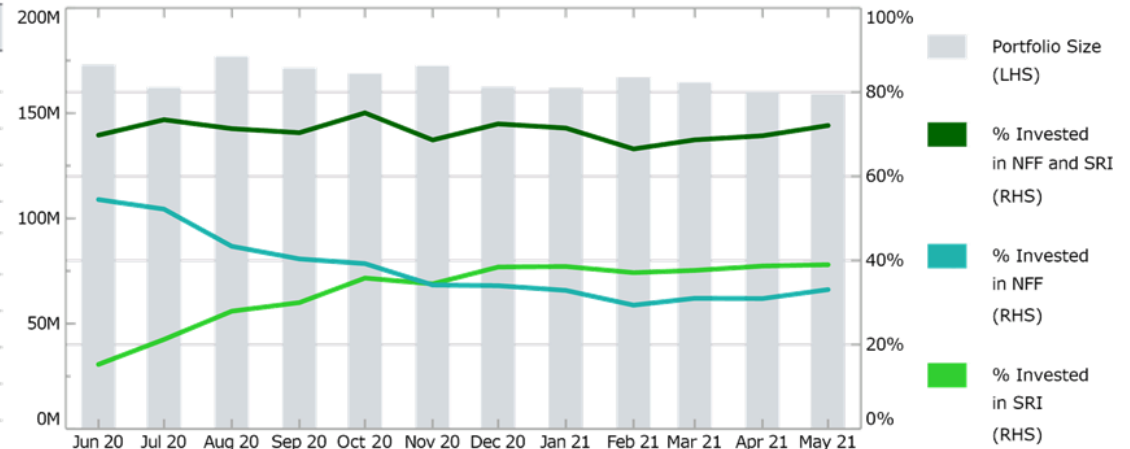


Current Breakdown

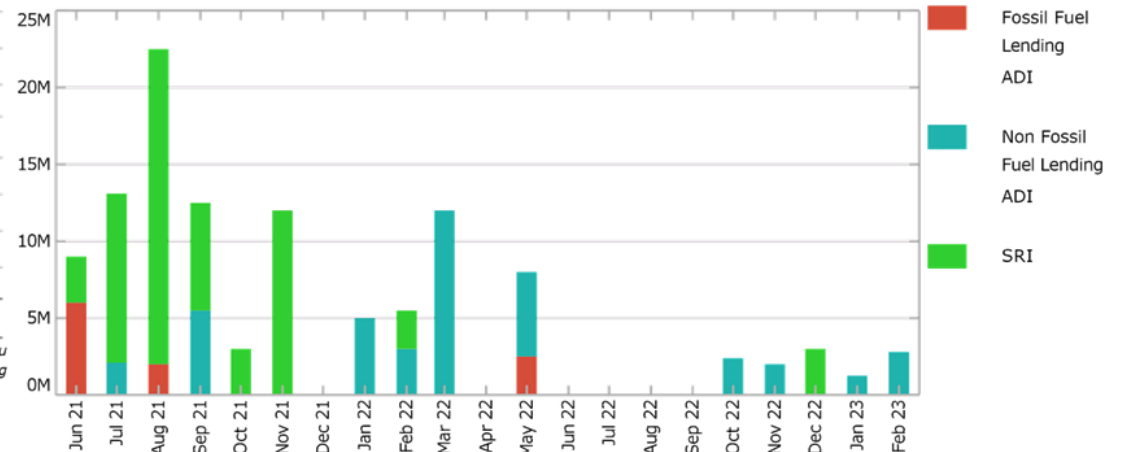
ADI Lending Status *	Current Month (\$)	Previous Month (\$)
Fossil Fuel Lending ADIs		
Bank of Queensland	2,000,000	4,000,000
Commonwealth Bank of Australia	18,207,744	20,620,969
Westpac Group	8,500,000	8,500,000
	28,707,744 18.1%	33,120,969 20.7%
Non Fossil Fuel Lending ADIs		
Auswide Bank	10,000,000	10,000,000
Bendigo and Adelaide Bank	3,500,000	3,500,000
Credit Union Australia	4,700,000	4,700,000
Members Equity Bank	15,500,000	12,500,000
Newcastle Permanent Building Society	10,600,000	10,600,000
Suncorp Bank	3,800,000	3,800,000
Teachers Mutual Bank	4,500,000	4,500,000
	52,600,000 33.1%	49,600,000 30.9%
Other		
NSW T-Corp (Cash)	4,400,513	4,399,718
NSW T-Corp (LT)	11,294,920	11,158,352
	15,695,433 9.9%	15,558,070 9.7%
Socially Responsible Investments		
Bank Australia (Sustainability)	4,500,000	4,500,000
CBA (Green TD)	24,500,000	24,500,000
Westpac Group (Green TD)	33,000,000	33,000,000
	62,000,000 39.0%	62,000,000 38.7%
	159,003,177	160,279,039

* source: <http://www.marketforces.org.au>
Percentages may not add up to 100% due to rounding

Historical Portfolio Exposure to NFF Lending ADIs and SRIs

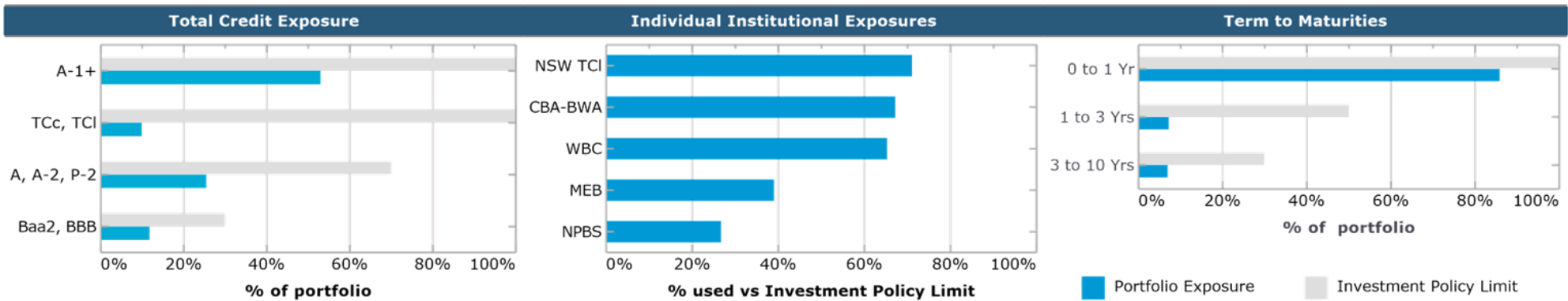


Upcoming maturities



Waverley Council

Investment Policy Report - May 2021



	Credit Rating	Face Value (\$)	Policy Max	
Short Term	A-1+	84,207,744		
		84,207,744	53%	100% a
Short Term	TCc	4,400,513		
Short Term	TCI	11,294,920		
		15,695,433	10%	100% a
Short Term	A-2	28,600,000		
Short Term	P-2	8,000,000		
Long Term	A	3,800,000		
		40,400,000	25%	70% a
Long Term	Baa2	2,000,000		
Long Term	BBB	16,700,000		
		18,700,000	12%	30% a
		159,003,177	100%	

a = compliant
r = non-compliant

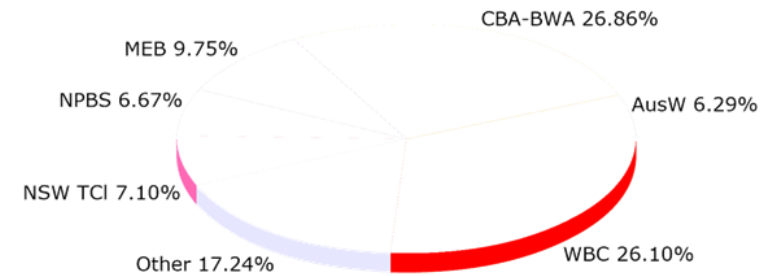
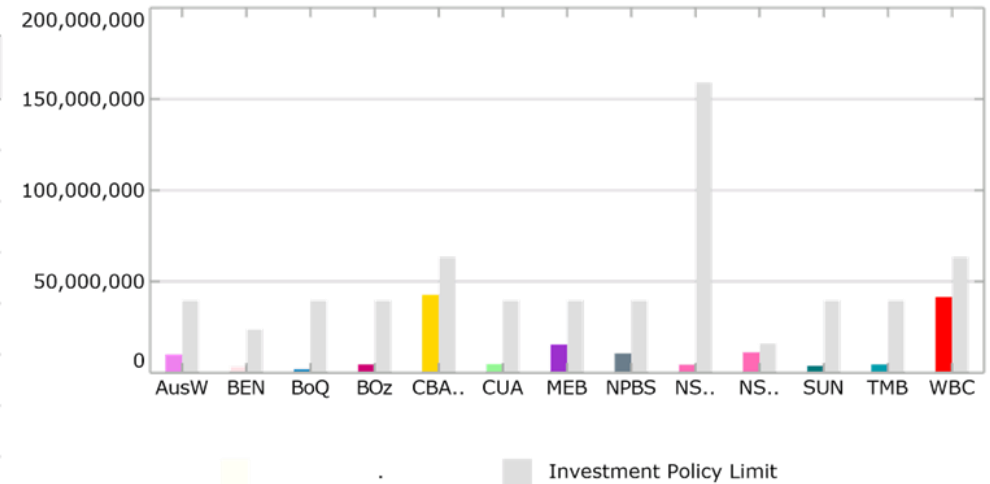
	% used vs Investment Policy Limit	
NSW T-Corp (LT) (TCI)	71%	a
Commonwealth Bank of Australia (A-1+, AA-)	67%	a
Westpac Group (A-1+, AA-)	65%	a
Members Equity Bank (A-2, BBB)	39%	a
Newcastle Permanent Building Society (A-2, BBB)	27%	a
Auswide Bank (P-2, Baa2)	25%	a
Bendigo and Adelaide Bank (A-2, BBB+)	15%	a
Credit Union Australia (A-2, BBB)	12%	a
Teachers Mutual Bank (A-2, BBB)	11%	a
Bank Australia (A-2, BBB)	11%	a
Suncorp Bank (A-1, A+)	10%	a
Bank of Queensland (A-2, BBB+)	5%	a
NSW T-Corp (Cash) (TCc)	3%	a

	Face Value (\$)	Policy Max	
Between 0 and 1 Year	136,503,177	86%	100% a
Between 1 and 3 Years	11,450,000	7%	50% a
Between 3 and 10 Years	11,050,000	7%	30% a
	159,003,177		

Detailed Maturity Profile	Face Value (\$)	
00. Cash + Managed Funds	30,903,177	19%
01. Less Than 30 Days	12,000,000	8%
02. Between 30 Days and 60 Days	13,100,000	8%
03. Between 60 Days and 90 Days	16,500,000	10%
04. Between 90 Days and 180 Days	30,500,000	19%
05. Between 180 Days and 365 Days	33,500,000	21%
06. Between 365 Days and 3 Years	11,450,000	7%
07. Between 3 Years and 5 Years	11,050,000	7%
	159,003,177	

Waverley Council**Individual Institutional Exposures Report - May 2021****Individual Institutional Exposures****Individual Institutional Exposure Charts**

Parent Group	Credit Rating	Portfolio Exposure (\$)	Investment Policy Limit (\$)
Auswide Bank	P-2, Baa2	10,000,000	39,750,794
Bank Australia	A-2, BBB	4,500,000	39,750,794
Bank of Queensland	A-2, BBB+	2,000,000	39,750,794
Bendigo and Adelaide Bank	A-2, BBB+	3,500,000	23,850,477
Commonwealth Bank of Australia	A-1+, AA-	42,707,744	63,601,271
Credit Union Australia	A-2, BBB	4,700,000	39,750,794
Members Equity Bank	A-2, BBB	15,500,000	39,750,794
Newcastle Permanent Building Society	A-2, BBB	10,600,000	39,750,794
NSW T-Corp (Cash)	TCc	4,400,513	159,003,177
NSW T-Corp (LT)	TCI	11,294,920	15,900,318
Suncorp Bank	A-1, A+	3,800,000	39,750,794
Teachers Mutual Bank	A-2, BBB	4,500,000	39,750,794
Westpac Group	A-1+, AA-	41,500,000	63,601,271
		159,003,177	



Waverley Council

Cashflows Report - May 2021



Current Month Cashflows

<u>Transaction Date</u>	<u>Deal No.</u>	<u>Cashflow Counterparty</u>	<u>Asset Type</u>	<u>Cashflow Description</u>	<u>Cashflow Received</u>
6-May-21	536174	Newcastle Permanent Building Society	Floating Rate Note	Coupon - Received	3,696.38
				<u>Deal Total</u>	<u>3,696.38</u>
	540105	Westpac Group	Term Deposits	Interest - Received	5,577.53
				<u>Deal Total</u>	<u>5,577.53</u>
				Day Total	9,273.91
17-May-21	535241	Westpac Group	Floating Rate Term Deposits	Interest - Received	6,844.32
				<u>Deal Total</u>	<u>6,844.32</u>
				Day Total	6,844.32
18-May-21	533605	Bank of Queensland	Floating Rate Note	Coupon - Received	7,266.30
		Bank of Queensland	Floating Rate Note	Maturity Face Value - Received	2,000,000.00
				<u>Deal Total</u>	<u>2,007,266.30</u>
	540126	Westpac Group	Term Deposits	Interest - Received	5,486.30
				<u>Deal Total</u>	<u>5,486.30</u>
	541347	ME Bank	Term Deposits	Settlement Face Value - Paid	-1,500,000.00
				<u>Deal Total</u>	<u>-1,500,000.00</u>
	541348	ME Bank	Term Deposits	Settlement Face Value - Paid	-1,500,000.00
				<u>Deal Total</u>	<u>-1,500,000.00</u>
				Day Total	-987,247.40
19-May-21	540129	Westpac Group	Term Deposits	Interest - Received	5,486.30
				<u>Deal Total</u>	<u>5,486.30</u>
				Day Total	5,486.30
21-May-21	539454	Credit Union Australia	Floating Rate Note	Coupon - Received	3,740.82
				<u>Deal Total</u>	<u>3,740.82</u>
				Day Total	3,740.82
24-May-21	540958	Suncorp Bank	Floating Rate Note	Coupon - Received	1,458.77

Waverley Council
Cashflows Report - May 2021



Current Month Cashflows

<u>Transaction Date</u>	<u>Deal No.</u>	<u>Cashflow Counterparty</u>	<u>Asset Type</u>	<u>Cashflow Description</u>	<u>Cashflow Received</u>
<u>Deal Total</u>					<u>1,458.77</u>
Day Total					1,458.77
28-May-21	537360	Westpac Group	Floating Rate Term Deposits	Interest - Received	6,357.53
<u>Deal Total</u>					<u>6,357.53</u>
Day Total					6,357.53
31-May-21	536983	Bank Australia	Floating Rate Note	Coupon - Received	5,137.81
<u>Deal Total</u>					<u>5,137.81</u>
	540170	Westpac Group	Term Deposits	Interest - Received	7,520.00
<u>Deal Total</u>					<u>7,520.00</u>
	540171	Westpac Group	Term Deposits	Interest - Received	3,760.00
<u>Deal Total</u>					<u>3,760.00</u>
	540172	Westpac Group	Term Deposits	Interest - Received	7,520.00
<u>Deal Total</u>					<u>7,520.00</u>
Day Total					23,937.81
Net Cash Movement for Period					-930,147.93

Next Month Cashflows

<u>Transaction Date</u>	<u>Deal No.</u>	<u>Cashflow Counterparty</u>	<u>Asset Type</u>	<u>Cashflow Description</u>	<u>Cashflow Due</u>
2-Jun-21	538825	Bank Australia	Floating Rate Note	Coupon - Received	7,032.33
<u>Deal Total</u>					<u>7,032.33</u>
	540603	Bendigo and Adelaide Bank	Floating Rate Note	Coupon - Received	3,119.18
<u>Deal Total</u>					<u>3,119.18</u>
Day Total					10,151.51
4-Jun-21	540983	Newcastle Permanent Building Society	Floating Rate Note	Coupon - Received	6,680.46
<u>Deal Total</u>					<u>6,680.46</u>
Day Total					6,680.46

Waverley Council
Cashflows Report - May 2021



Next Month Cashflows

<u>Transaction Date</u>	<u>Deal No.</u>	<u>Cashflow Counterparty</u>	<u>Asset Type</u>	<u>Cashflow Description</u>	<u>Cashflow Due</u>
7-Jun-21	536715	Westpac Group	Term Deposit	Interest - Received	47,120.55
<u>Deal Total</u>					<u>47,120.55</u>
Day Total					47,120.55
8-Jun-21	536715	Westpac Group	Term Deposit	Maturity Face Value - Received	6,000,000.00
		Westpac Group	Term Deposit	Interest - Received	517.81
<u>Deal Total</u>					<u>6,000,517.81</u>
Day Total					6,000,517.81
10-Jun-21	535380	Commonwealth Bank of Australia	Floating Rate Term Deposits	Interest - Received	8,431.23
		Commonwealth Bank of Australia	Floating Rate Term Deposits		3,000,000.00
<u>Deal Total</u>					<u>3,008,431.23</u>
Day Total					3,008,431.23
22-Jun-21	539953	Westpac Group	Term Deposit	Maturity Face Value - Received	3,000,000.00
		Westpac Group	Term Deposit	Interest - Received	6,435.62
<u>Deal Total</u>					<u>3,006,435.62</u>
Day Total					3,006,435.62
Net Cash Movement for Period					12,079,337.17

REPORT
CM/7.6/21.06

Subject: Rates and Charges Policy - Review

TRIM No: A16/0865

Author: Teena Su, Executive Manager, Finance

Director: Darren Smith, Chief Financial Officer

RECOMMENDATION:

That Council:

1. Adopts the Rates and Charges Policy attached to the report (Attachment 2).
2. Notes that the General Manager's write-off delegation for rates and charges is up to \$100.

1. Executive Summary

A review of the Rates and Charges Policy has been undertaken to ensure the Policy is kept up to date with the relevant legislations, and to ensure effective controls are in place to manage ratepayers' accounts.

2. Introduction/Background

The Rates and Charges Policy covers all aspects of the collection of rates and charges, including hardship and recovering outstanding amounts. The policy was last adopted by Council on 18 July 2017. A periodical review is necessary to ensure its relevancy in keeping up to date with legislations and that good practices are in place.

3. Relevant Council Resolutions

Meeting and date	Item No.	Resolution
Council 18 July 2017	CM/7.6/17.07	<p>That Council:</p> <ol style="list-style-type: none">1. Adopts the Rates and Charges Policy attached to this report.2. Fixes \$100 as the amount above which rates and charges may be written off only by resolution of Council, in accordance with clause 131(1) of the <i>Local Government (General) Regulation</i>, noting that the General Manager can write off rates and charges not greater than this amount.

4. Discussion

The 2021 review of the Policy is to ensure Council's policy and processes are supporting the current needs to achieve effectiveness and efficiency in relation to the collection of rates and charges.

The Revised Policy is aimed to provide guidelines and to support staff in managing the ratepayers' accounts.

Major changes to the Policy are as follows (Attachment 1 with track changes):

- Updated the mobile garbage information for residential flat bins.
- Added - the Stormwater Service Management Charge. This charge was first levied in FY 2019–20.
- Revised the recovery action to provide further clarification to the current processes.
- Added - another scenario where the deferral of recovery actions is revoked.

A new policy template was rolled out in 2019; hence the 2021 review is migrated to the new policy template as per Attachment 2.

5. Financial impact statement/Time frame/Consultation

There is no direct financial impact on the Council through the adoption of this Policy. The Policy will be put in place immediately after being adopted by the Council. The Policy has been reviewed in consultation with Executive Manager, Waste and Cleansing.

It notes and reaffirms that General Manager's delegation for rates and charges write-off is up to \$100. The write-off amount above \$100 requires Council's approval.

6. Conclusion

Changes to the Policy have been agreed to by the Executive Leadership Team.

7. Attachments

1. Rates and Charges Policy - Marked-up [↓](#)
2. Rates and Charges Policy [↓](#) .



Rates and Charges Policy

Responsible Officer	Executive Manager, Finance Financial Waverley
Date adopted by Executive Leadership Team	10 July 2017
Date adopted by Council	18 July 2017 22 June 2021
Version	23
Review date	June 2021 2025
TRIM reference	A16/0865



Policy Amendments

Version	Date	Responsible Officer	Description
1	May 2011	Brett Grunert	Existing Policy
2	June 2017	Teena Su	Periodical Review
3	June 2021	Teena Su	Periodical Review

1. PRINCIPLES, PURPOSE AND SCOPE

Rates and Charges

- 1.1 Council aims to set rates and charges that provide a sustainable long-term income but do not impose undue hardship on property owners, and are set in accordance with the *Local Government Act 1993* (the Act) and the *Local Government (General) Regulation 2005* [\(the Regulation\)](#).
- 1.2 Council is committed to a rates and charges process that is both ethical and transparent. The rating determinations will be made in accordance with the relevant legislation and will be applied in a uniform basis. All personal information, intellectual property, and information of a confidential or proprietary nature will be securely maintained and will not be disclosed unless required by Federal or State legislation.

Debt Recovery

- 1.3 Council has a responsibility to recover any outstanding rates and charges in a timely, efficient and effective manner.
- 1.4 Council aims to ensure effective control over debts owed to Council, including overdue rates, charges and interest, and to maintain debt recovery procedures for the efficient collection of receivables and management of outstanding debts, including deferment and alternative payment arrangements.

Hardship Assistance

- 1.5 Council recognises there are cases of genuine financial hardship requiring respect and compassion in special circumstances. This policy establishes guidelines for assessment of hardship applications applying the principles of social justice, fairness, integrity, appropriate confidentiality, and compliance with relevant statutory requirements. It applies to all applications for waiving, deferment and alternative payment arrangements, or writing off of rates, annual charges and interest accrued on such debts.
- 1.6 This policy provides a framework for responding to applications from owners/ratepayers and other clients experiencing genuine hardship with the payment of their rates and charges in accordance with the Act and Regulation.
- 1.7 Privacy will be maintained in accordance with the *Privacy and Personal Information Protection Act 1998*.



2. RATES AND CHARGES POLICY

Council has adopted the following rate and charging policy setting under the Act.

Rates Structure

- 2.1 Rate revenue will be levied on the basis of 'ad-valorem' valuation of land and minimum rate levies determined annually by Council.
- 2.2 The Business Category is subject to sub-categorisation on the basis of section 529(2) (d) of the Act, which provides Council with the authority to determine a rate sub-category by the centre of activity. For the Waverley local government area the centre of activity is Bondi Junction and any land not within the defined area is Ordinary. Land determined to be subject to the business category that falls within the 1996 LEP, Bondi Junction defined area, and satisfying the business criteria of sections 518 and 529 (2) (d) of the Act will be subject to Business – Bondi Junction rate. Any other land that is compliant with the business criteria of Section 518 will be determined to be subject to the Business – Ordinary rate. A map detailing the rate categories and sub-categories is available for further enquiries.
- 2.3 Rates and charges will be calculated in accordance with the Council adopted Operational Plan and the Revenue Policy. Ordinary and special rates will take into account the land value supplied by the Valuer General with the relevant base date as at the date the rate was made and levied.

Supplementary Amendments to Rates

- 2.4 In accordance with the quarterly billing requirements (section 562 [of the Act](#)) after the date of strata plan registration amended rates notices will be issued from the subsequent financial quarter to the individual parcel of rateable land.
- 2.5 When the Valuer General's Office provides formal notification of a valuation amendment due to consolidation or subdivision (section 562 [of the Act](#)) amended rates notices will be issued effective from the date effect, from the subsequent financial quarter to the individual parcel of rateable land.
- 2.6 Rates will be applied to new parcel/s, on a pro-rata basis, from the first day of the subsequent financial quarter in which the subdivision or consolidation was registered. Conversely, rates will be reversed off the original (parent property/s) from the last day of the financial quarter in which the plan was registered.

The Council will abandon any small immaterial balance that may remain on the parent property after the pro-rata adjustment is complete.

Waste Charges

- 2.7 For the purposes of raising the Domestic Waste Charge under section 496 of the Act within the Waverley area, Council deems an eligible assessment for which the



service is available to be a parcel of land, which satisfies the residential criteria of section 516 of the Act. The charges will be billed on the annual rates and charges notice and may be paid by the quarterly billing method in accordance with 562(3) of the Act.

2.8 Assessments, which are vacant parcels of land, are subject to domestic waste management charges in accordance with section 496 of the Act. Council will supply to single dwelling houses at the ratepayers' agreement four bins as follows -:

- For paper and cardboard recycling – 1 blue lid bin
- For other recyclable materials – 1 yellow lid bin
- For household waste – 1 red lid bin
- For garden organics – 1 green lid bin (Optional)

Council will supply to residential flat buildings at the ratepayers' agreement bins as follows:

- ~~For paper and cardboard recycling – 1 blue lid bin per eight units~~
- ~~For other recyclable materials – 1 yellow lid bin per eight units~~
- ~~For household waste – 1 red lid bin per three units~~
- ~~For garden organics – 1 green lid bin per residential flat building, where Council considers a suitable amount of garden organic waste will be generated.~~

Council will supply to residential flat buildings at the ratepayers' agreement mobile garbage bins (MGB) to store waste and recycling generated at the property. The number of MGBs provided to each property is determined by the residential waste and recycling generation rates listed in the table below. For garden organics, 1 green-lidded MGB per residential flat building is provided to properties where this type of waste is generated.

<u>Dwelling Type</u>	<u>Generation rate rubbish (L/dwelling/week)</u>	<u>Generation rate recycling containers (L/dwelling/week)</u>	<u>Generation rate recycling - paper cardboard (L/dwelling/week)</u>
<u>Single Dwelling (House)</u>	<u>120</u>	<u>60</u>	<u>60</u>
<u>1 bedroom or studio</u>	<u>80</u>	<u>40</u>	<u>40</u>
<u>2 + bedroom unit</u>	<u>120</u>	<u>60</u>	<u>60</u>

2.9 The secondary waste charge is available to all rateable land where the service is provided at the request and agreement of the ratepayer and the charge is calculated in accordance with the number of waste bins supplied by Waverley Council as per Pricing Policy, Fees and Charges.



Stormwater Management Service Charge

2.92.10 The stormwater management service charge is levied under section 496A of the Act. It is intended as a mechanism for Councils to raise income to invest in improving the stormwater systems in urban areas. It is in addition to what is raised through general rates and other charges. Council applies the levy to cover some or all of the cost of providing stormwater management services. ~~Since 2006, Waverley Council was able to levy a stormwater management service charge under the Local Government Amendment (Stormwater) Act 2005 No 70. However, Waverley Council levied this charge for the first time from 2019-20.~~

The levy is capped under the regulation at \$25 per property for residential properties and \$12.50 for lots in a strata scheme that is categorised as residential. Commercial properties will be charged at \$25 per 350 m² of land area per property. A minimum charge of \$5 will be applied to strata commercial property when the levy calculation is less than \$5. Refer to Clause 125AA of the Regulation for details.

Rate Reductions and Exemptions

2.102.11 There will be no discount for early payment of rates and charges.

2.112.12 Council will provide a reasonable range of cost effective options for Ratepayers to make their payments. However, in providing these options Council will pass on any credit card service fees to the card holder undertaking the transaction.

2.122.13 Exemptions from Ordinary Rates will apply in accordance with sections 554 - 559 of the Act.

2.132.14 Eligible pensioner property owners are entitled to a statutory rate rebate not exceeding \$250 per annum in accordance with section 575 of the Act. ~~If a rate increase is approved in excess of the Independent Pricing and Regulatory Tribunal's (IPART) determination of the Local Government Cost Index (LGCI), Council may provide an additional rebate of \$50 per annum in accordance with section 582, subject to a resolution by Council at the commencement of the financial year. Council also provides an additional rebate of \$50 (section 582 of the Act) to eligible pensioners as per the resolution 1012.12.1 11(a) of Council at the meeting held on 14 December 2010.~~

2.142.15 Council will allow overdue rates and charges by pensioners to be accrued to a maximum of 19 years. No action will be taken to recover outstanding amounts until the property is sold, passes to the beneficiary of the estate or the ratepayer is no longer an eligible pensioner. (See section 9 below).

2.152.16 Section 567 of the Act allows for the write off of interest in the following circumstances:

- the person was unable to pay the rates or charges when they became due and payable for reasons beyond the person's control, or



- the person is unable to pay the accrued interest for reasons beyond the person's control, or
- payment of the accrued interest would cause the person hardship.

A ratepayer may make written request for Council to consider waiving an amount of interest that has accrued on their rates account. Council will consider these requests on a case-by-case basis.

Interest will be considered for write-off in the case of a first time defaulter who objects to the accrual on the basis that they have a good payment history and the amount of interest is immaterial. These requests must be received in writing and decisions will be made in good faith as a once off.

If a request relates to an approved payment arrangement, interest accrued will only be written-off if and when the payment arrangement has been paid as agreed.

A pensioner may make a request to the Council to make payments outside of the scheduled instalment dates each year. In agreement with the pensioner, the Council will write-off interest accrued throughout the year providing the pensioner pays the equivalent of the current year annual rates and charges amount by 30 June of the relevant rating year.

Interest accrued while funds are misallocated will be reversed when the funds are allocated to the correct account. An example of this is when a payment is misallocated to an incorrect account because a ratepayer uses an incorrect customer reference number when making a BPAY payment.

Interest will be reversed if it accrues as a result of an error made by the Council.

Interest Charges

2.162.17 Council will raise interest charges on overdue rates at the maximum interest rate set by the Minister for Local Government.

3. POSTPONED RATES

Council is obliged to postpone rates each year where the Valuer General has provided an Attributable Value for a property. As per section 585 of the Act, Council will write-off, after five years, rates postponed.

4. RECOVERY OF OVERDUE RATES AND CHARGES

4.1 Council rates and charges are paid in a single instalment or by quarterly instalments. If a payment is made by single instalment it is due on 31 August, and if it is paid by quarterly instalments it is due by 31 August, 30 November, 28 February, and 31 May. On or before 31 October, 31 January and 30 April, Council will send reminder notices (separately from the rates and charges notice) to each person paying by quarterly instalments; see section 562 of the Act.



4.2 Where rates and charges are not finalised in accordance with the Act, recovery of outstanding rates and charges will be pursued in accordance with the following principles:

- (1) Council will aim to collect all rates and annual charges by the end of each rating year;
- (2) A fair and reasonable approach to recovery will apply;
- (3) Council will individually assess cases of financial hardship;
- (4) Council will not reduce rates or annual charges, but will consider alternative available approaches to dealing with cases of financial hardship;
- (5) Council will consider a scheme of periodical payment outside the due dates in cases of hardship or extenuating circumstance;
- (6) Council will utilise the services of Mercantile Agents where required;

4.3 Council will apply the provisions of the Act relating to the sale of land to recover overdue rates, charges, and interest when appropriate (sections 713-726). Section 713 provides that in the case of any land (excluding vacant land which can be sold with only 1 year's rates and charges overdue), where rates and charges have been unpaid for more than five years, the Council may sell the land, subject to the conditions specified in section 713. In the case of vacant land where rates and charges have been unpaid for more than one year but not more than five years, the Council may sell the land subject to the conditions specified in section 713.

4.4 Council will issue recovery notices and correspondence as follows:

- (1) Reminder Notices will be issued after the due date for each quarterly rate instalment if payment has been not finalised the outstanding rates and charges.
- (2) A Notice of Legal Action will be directed if the rate account remains overdue after the issue of the Reminder Notice.
- ~~(3) A letter will be directed from the mercantile agent notifying that Council has referred the matter to agency for recovery.~~
- ~~(4)~~(3) A ~~final letter of demand notice of proposed legal action will be issued from~~ by the mercantile agent ~~will be issued~~ notifying that a proceedings will be commenced at the Local Court on a specific date if the payment of the overdue rates and charges is not made.

5. HARDSHIP ASSISTANCE TO RATEPAYERS AND CUSTOMERS



5.1 Council recognises that ratepayers may experience hardship in some circumstances in paying rates, annual charges, and associated costs. The Act provides for the following assistance to ratepayers and customers:

- (1) Periodical payment arrangements for overdue rates and charges (Section 564);
- (2) Writing off or reducing interest accrued on rates or charges (Section 564 & 567);
- (3) Waiving, reducing or deferring the payment of the increase in the amount of rate payable because of hardship resulting from general revaluation of land in Section 601 of the Act may be considered;
- (4) Waiving, or reducing rates, charges and interest of eligible pensioners. (Section 575, 582) may be considered;

5.2 Council will consider each application for assistance under the principles outlined in paragraph 5.4.

5.3 A ratepayer may be eligible for consideration for Hardship Assistance in the payment of overdue rates, charges and interest where:

- (1) The person is unable to pay due rates, charges or accrued interest when due and payable for reasons beyond the person's control; or
- (2) Payment when due would cause the person hardship.

5.4 In determining eligibility, Council will use the criteria used by Centrelink for granting of a pensioner concession card, including the assets and income test. Council may also require a request in writing including a statement of reasons, reasonable proof of financial hardship, details of assets, income and living expenses, and such other information required to make a valid assessment. It may also request the ratepayer attend an interview to assist Council in the understanding of the issues causing hardship.

6. HARSHIP ASSISTANCE BY PERIODICAL PAYMENT ARRANGEMENTS

6.1 Council may enter into a formal agreement with a ratepayer eligible for alternative periodical payment arrangements for due and payable rates, and charges. Council or the ratepayer may initiate a proposal for a periodical payment agreement. In accordance with section 568 of the Act, payments will be applied towards the payment of rates and charges in the order in which they became due.

7. HARSHIP ASSISTANCE BY WRITING OFF ACCRUED INTEREST AND COSTS



7.1 Council applies interest rates to the maximum allowable under section 566 of the Act. However Council may write off accrued interest and costs on rates or charges payable by a person under Section 567 of the Act and the ~~Local Government (General) Regulation 2005~~ where:

- (1) The person was unable to pay the rates or charges when they became due for reasons beyond the person's control, or
- (2) The person is unable to pay accrued interest for reasons beyond the person's control, or
- (3) Payment of the accrued interest would cause the person hardship.

7.2 Eligibility for this assistance and Council's determination will be in accordance with the Administrative Guidelines – Debt Recovery – Rates and Annual Charges.

8. HARDSHIP ASSISTANCE DUE TO CERTAIN VALUATION CHANGES

8.1 If a rate increase is approved in excess of IPART's determination of the LGCI, Council will, subject to a resolution by Council at the commencement of the financial year under Section 601 of the Act, consider applications for rate relief from any ratepayer who incurs a rate increase following a new valuation of land, if the new rate payable causes the ratepayer to suffer substantial hardship. The Council may on consideration of such an application write off an amount of up to \$150.00 of ordinary rates where:

- (1) The applicant's ordinary rate has been increased in the year of a general revaluation by more than \$200 from the previous financial year's ordinary rate levied, **and** where the rate payer is either:
 - (a) a person in receipt of a pension, benefit or allowance under Chapter 2 of the Commonwealth Social Security Act 1991 or a service pension under Part 3 of the Veterans' Entitlement Act 1986 of the Commonwealth and who is entitled to a Commonwealth Pensioner Concession Card - as prescribed in Clause 134 of the ~~Local Government (General) Regulation 2005 (NSW)~~; or
 - (b) a person whose income and assets are not in excess of the Commonwealth Government requirements to qualify for a Commonwealth Pensioner Concession Card.

9. ASSISTANCE TO ELIGIBLE PENSIONERS

9.1 For the purpose of this policy an eligible pensioner is a person in receipt of a pension, benefit or allowance under Chapter 2 of the *Commonwealth Social Security Act 1991* or a service pension under Part 3 of the *Veterans' Entitlement Act 1986* of the Commonwealth and who is entitled to a Commonwealth Pensioner Concession Card, as prescribed in clause 134 of the Regulation. If Centrelink removes the entitlement of a person to a pension under these provisions, they will not be entitled to a pensioner rate concession and will need to reapply to Council. Should a



ratepayer fail to reapply, rebates will not be granted until such application is made, and for a period of two years only.

9.2 Pensioner concessions for rates and charges are available under sections 575-584 of the Act. To receive the concessions, an eligible pensioner must apply to Council for a reduction in the ordinary rates and charges for Domestic Waste Management of 50 percent provided this does not exceed \$250 (section 575 of the Act).

~~9.3 Council may extend the reduction by an additional \$50 (section 582) to an eligible pensioner if a successful application has been made under section 575. Council also provides an additional rebate of \$50 (section 582) to eligible pensioners as per the resolution 1012.12.1 11(a) of Council at the meeting held on 14 December 2010.~~

9.49.3 Under section 577 of the Act, in order-cases of hardship, Council may extend the pensioner concession to ratepayers who jointly occupy a dwelling and are jointly liable for the rates and charges with an eligible pensioner, if it considers it proper to do so.

9.59.4 The Act does not provide for the deferral of pensioner rates and charges, apart from the provisions for a formal agreement for periodical payments. However, Council may allow for a delay of recovery proceedings in some cases subject to an interest charge calculated in accordance with section 566 of the Act.

10. DEFERRAL OF RECOVERY PROCEEDINGS AGAINST ELIGIBLE PENSIONERS

Council recognises the number of pensioner ratepayers in the community, and is concerned with the difficulties some eligible pensioner ratepayers may have in meeting their rate payments.

10.1 Section 712 of the Act provides that proceedings for recovery of a rate or charge may be commenced at any time within nineteen years from the date when the rate or charge became due and payable. The Department of Local Government Rating and Revenue Manual advises that councils have discretion to accrue rates, charges and applicable interest against a pensioner's estate. The Department advises if councils wish to utilise this discretion, agreement is required from the pensioner ratepayer.

10.2 Where the eligible pensioner requests a delay in recovery action to allow outstanding rates, charges, and interest to accrue against their estate, and is willing to enter into an agreement, Council will:

- (1) Provide the eligible applicant pensioner ratepayer with a copy of the Pensioner Deferral Application that will require the disclosure of relevant financial information. The ratepayer must complete the application in order to prevent proceedings commencing.
- (2) Provide an annual rates notice of all outstanding rates, charges, and interest as well as appropriate instalment reminders.
- (3) Not commence recovery action until there is a change in ownership of the property, either or both ratepayers leave the property (except where the



pensioner is in a care facility on a temporary basis being less than 12 months) or either or both become ineligible for a concession. Should any of these events occur, rates and charges will become due and payable.

- (4) However, given the constraints as set out in section 712 of the ~~Local Government~~ Act, Council will require pensioners to commence the payment of overdue rates and charges, such that their total debt to Council does not exceed nineteen years.
- (5) Should the pensioner be unable to adhere to the above, Council may commence recovery proceedings for any debt in excess of nineteen years.

10.3 The following conditions will apply to Council's agreement to defer recovery action:

- (1) Interest will accrue on the deferred rates and charges in accordance with the ~~Local Government~~ Act ~~1993~~.
- (2) The application to allow accrual of rates against future estate or sale of the property must be in writing, signed by each owner or person having an interest in that land. A letter of confirmation is to be provided each financial year to ensure the ongoing agreement between the ratepayers and the Council.
- (3) An eligible pensioner ratepayer must notify Council if the pensioner no longer uses it as his/her principal place of living or rents it out, such notification must be provided by the pensioner within 30 days of vacating the premises.
- (4) Council may revoke the deferral of recovery action of rates or charges against land in any of the following circumstances and all overdue rate or charges and interest will become payable immediately when:
 - (a) the pensioner sells the property, or
 - (b) when the pensioner ceases to occupy the property as his/her principal place of living, or
 - (c) when the pensioner rents the property out.
 - ~~(e)~~(d) when the ratepayer is no longer an eligible pensioner.
- (5) However, where an eligible pensioner does not enter into such an agreement Council will advise the eligible pensioner of their right to negotiate a periodical payment arrangement. Where an agreement on deferral or a periodical payment arrangement is not entered into, debt recovery of rates and annual charges will apply as per this policy.

11. WRITING OFF OF RATES, CHARGES AND INTEREST

11.1 Council may write off rates, charges or interest in accordance with this policy, the Act and Regulation:



- a) Write off rates and charges in accordance with clause 131(4) of the Regulation:
 - If there is an error in the assessment, or
 - If the amount is not lawfully recoverable, or
 - As a result of a decision of a court, or
 - If the council or the general manager believes on reasonable grounds that an attempt to recover the amount would not be cost effective.
- b) Write off of accrued interest in accordance with section 567 of the Act is outlined in paragraph 2.15.

11.2 An annual report on rates and charges written off by the General Manager will be tabled to an appropriate ordinary Council meeting at the beginning of the new financial year for the previous financial year.

12. APPLICABLE LEGISLATION

- *Local Government Act 1993.*
- *Local Government (General) Regulation.*
- Council Rating and Revenue Raising Manual Department of Local Government (2007).

~~13. LINKS TO THE DELIVERY PROGRAM AND OPERATIONAL PLAN~~

- ~~• G1a Develop and maintain a framework of plans and policies that ensures open and transparent operations that facilitate equitable benefit sharing and progress towards sustainability.~~
- ~~• G5a Promote and advocate the provision of financial reporting systems in an accurate, timely, transparent and honest manner to ensure sustainability of public assets and resources.~~

~~14.13. REVIEW OF POLICY~~

This Policy will be reviewed every four years or as required in the event of legislative changes or requirements. The Policy may also be changed as a result of other amendments. Any amendments to the Policy must be way of a Council resolution.

Rates and Charges Policy

Rates and Charges Policy

Policy owner	Executive Manager, Finance
Approved by Council	
Date approved	
Commencement date	01/07/2021
TRIM Reference	A16/0865
Next revision date	June 2025
Relevant legislation/codes	Local Government Act 1993 Local Government (General) Regulation
Related policies/procedures/guidelines	Council Rating and Revenue Raising Manual Department of Local Government (2007) OLG Debt Management and Hardship Guidelines (2018)
Related forms	N/A

Table of Contents

1. Contents

2. Background	4
3. Purpose.....	4
4. Scope	4
5. Rates and Charges	5
6. Postponed rates	8
7. Recovery of overdue rates and charges	8
8. Hardship assistance to ratepayers and customers.....	9
9. Hardship assistance by periodical payment arrangement.....	10
10. Hardship assistance by writing off accrued interest and costs	10
11. Hardship assistance due to certain valuation changes.....	11
12. Assistance to Eligible Pensioners	11
13. Deferral of recovery proceedings against Eligible Pensioner.....	12
14. Writing off of Rates, Charges, and Interest	14
15. Review of Policy	14
16. Definitions.....	14

2. Background

Council aims to set rates and charges that provide a sustainable long-term income but do not impose undue hardship on property owners, and are set in accordance with the *Local Government Act 1993* (the Act) and the *Local Government (General) Regulation 2005* (the Regulation).

3. Purpose

To provide a framework for actively managing the council rates and charges, giving due regard to the following:

- efficient and effective collection of council rates and charges
- contemporary and flexible options to collect money from ratepayers
- fair and equitable treatment of ratepayers, including those facing hardship
- work with ratepayers in hardship when collecting money
- improve financial sustainability of the Council, including performance in managing outstanding rates and charges
- to fulfil the statutory requirements with the Local Government Act, Regulations and privacy laws.

4. Scope

Rates and Charges

- 1.1 Council is committed to a rates and charges process that is both ethical and transparent. The rating determinations will be made in accordance with the relevant legislation and will be applied in a uniform basis. All personal information, intellectual property, and information of a confidential or proprietary nature will be securely maintained and will not be disclosed unless required by Federal or State legislation.

Debt Recovery

- 1.2 Council has a responsibility to recover any outstanding rates and charges in a timely, efficient and effective manner.
- 1.3 Council aims to ensure effective control over debts owed to Council, including overdue rates, charges and interest, and to maintain debt recovery procedures for the efficient collection of receivables and management of outstanding debts, including deferment and alternative payment arrangements.

Hardship Assistance

- 1.4 Council recognises there are cases of genuine financial hardship requiring respect and compassion in special circumstances. This policy establishes guidelines for assessment of hardship applications applying the principles of social justice, fairness, integrity, appropriate confidentiality, and compliance with relevant statutory requirements. It applies to all applications for waiving, deferment and alternative payment arrangements, or writing off of rates, annual charges and interest accrued on such debts.
- 1.5 This policy provides a framework for responding to applications from owners/ratepayers and other clients experiencing genuine hardship with the payment of their rates and charges in accordance with the Act and Regulation.

- 1.6 Privacy will be maintained in accordance with the *Privacy and Personal Information Protection Act 1998*.

5. Rates and Charges

Council has adopted the following rate and charging policy setting under the Act.

Rates Structure

- 1.7 Rate revenue will be levied on the basis of 'ad-valorem' valuation of land and minimum rate levies determined annually by Council.
- 1.8 The Business Category is subject to sub-categorisation on the basis of section 529(2) (d) of the Act, which provides Council with the authority to determine a rate sub- category by the centre of activity. For the Waverley local government area the centre of activity is Bondi Junction and any land not within the defined area is Ordinary. Land determined to be subject to the business category that falls within the 1996 LEP, Bondi Junction defined area, and satisfying the business criteria of sections 518 and 529 (2) (d) of the Act will be subject to Business – Bondi Junction rate. Any other land that is compliant with the business criteria of Section 518 will be determined to be subject to the Business – Ordinary rate. A map detailing the rate categories and sub-categories is available for further enquiries.
- 1.9 Rates and charges will be calculated in accordance with the Council adopted Operational Plan and the Revenue Policy. Ordinary and special rates will take into account the land value supplied by the Valuer General with the relevant base date as at the date the rate was made and levied.

Supplementary Amendments to Rates

- 1.10 In accordance with the quarterly billing requirements (section 562 of the Act) after the date of strata plan registration amended rates notices will be issued from the subsequent financial quarter to the individual parcel of rateable land.
- 1.11 When the Valuer General's Office provides formal notification of a valuation amendment due to consolidation or subdivision (section 562 of the Act) amended rates notices will be issued effective from the date effect, from the subsequent financial quarter to the individual parcel of rateable land.
- 1.12 Rates will be applied to new parcel/s, on a pro-rata basis, from the first day of the subsequent financial quarter in which the subdivision or consolidation was registered. Conversely, rates will be reversed off the original (parent property/s) from the last day of the financial quarter in which the plan was registered.

The Council will abandon any small immaterial balance that may remain on the parent property after the pro-rata adjustment is complete.

Waste Charges

1.13 For the purposes of raising the Domestic Waste Charge under section 496 of the Act within the Waverley area, Council deems an eligible assessment for which the service is available to be a parcel of land, which satisfies the residential criteria of section 516 of the Act. The charges will be billed on the annual rates and charges notice and may be paid by the quarterly billing method in accordance with 562(3) of the Act.

1.14 Assessments, which are vacant parcels of land, are subject to domestic waste management charges in accordance with section 496 of the Act. Council will supply to single dwelling houses at the ratepayers' agreement four bins as follows -:

For paper and cardboard recycling – 1 blue lid bin

For other recyclable materials – 1 yellow lid bin

For household waste – 1 red lid bin

For garden organics – 1 green lid bin (Optional)

Council will supply to residential flat buildings at the ratepayers' agreement mobile garbage bins (MGB) to store waste and recycling generated at the property. The number of MGBs provided to each property is determined by the residential waste and recycling generation rates listed in the table below. For garden organics, 1 green-lidded MGB per residential flat building is provided to properties where this type of waste is generated.

Dwelling Type	Generation rate rubbish (L/dwelling/week)	Generation rate recycling containers (L/dwelling/week)	Generation rate recycling - paper cardboard (L/dwelling/week)
Single Dwelling (House)	120	60	60
1 bedroom or studio	80	40	40
2 + bedroom unit	120	60	60

1.15 The secondary waste charge is available to all rateable land where the service is provided at the request and agreement of the ratepayer and the charge is calculated in accordance with the number of waste bins supplied by Waverley Council as per Pricing Policy, Fees and Charges.

Stormwater Management Service Charge

- 1.16 The stormwater management service charge is levied under section 496A of the Act. It is intended as a mechanism for Councils to raise income to invest in improving the stormwater systems in urban areas. It is in addition to what is raised through general rates and other charges. Council applies the levy to cover some or all of the cost of providing stormwater management services.

The levy is capped under the Regulation at \$25 per property for residential properties and \$12.50 for lots in a strata scheme that is categorised as residential. Commercial properties will be charged at \$25 per 350 m² of land area per property. A minimum charge of \$5 will be applied to strata commercial property when the levy calculation is less than \$5. Refer to Clause 125AA of the Regulation for details.

.Rate Reductions and Exemptions

- 1.17 There will be no discount for early payment of rates and charges.
- 1.18 Council will provide a reasonable range of cost effective options for Ratepayers to make their payments. However, in providing these options Council will pass on any credit card service fees to the card holder undertaking the transaction.
- 1.19 Exemptions from Ordinary Rates will apply in accordance with sections 554 - 559 of the Act.
- 1.20 Eligible pensioner property owners are entitled to a statutory rate rebate not exceeding \$250 per annum in accordance with section 575 of the Act. Council also provides an additional rebate of \$50 (section 582 of the Act) to eligible pensioners as per the resolution 1012.12.1 11(a) of Council at the meeting held on 14 December 2010.
- 1.21 Council will allow overdue rates and charges by pensioners to be accrued to a maximum of 19 years. No action will be taken to recover outstanding amounts until the property is sold, passes to the beneficiary of the estate or the ratepayer is no longer an eligible pensioner. (See section 9 below).
- 1.22 Section 567 of the Act allows for the write off of interest in the following circumstances:
- the person was unable to pay the rates or charges when they became due and payable for reasons beyond the person's control, or
 - the person is unable to pay the accrued interest for reasons beyond the person's control, or
 - payment of the accrued interest would cause the person hardship.

A ratepayer may make written request for Council to consider waiving an amount of interest that has accrued on their rates account. Council will consider these requests on a case-by-case basis.

Interest will be considered for write-off in the case of a first time defaulter who objects to the accrual on the basis that they have a good payment history and the amount of interest is immaterial. These requests must be received in writing and decisions will be made in good faith as a once off.

If a request relates to an approved payment arrangement, interest accrued will only be written-off if and when the payment arrangement has been paid as agreed.

A pensioner may make a request to the Council to make payments outside of the scheduled instalment dates each year. In agreement with the pensioner, the Council will write-off interest accrued throughout the year providing the pensioner pays the equivalent of the current year annual rates and charges amount by 30 June of the relevant rating year.

Interest accrued while funds are misallocated will be reversed when the funds are allocated to the correct account. An example of this is when a payment is misallocated to an incorrect account because a ratepayer uses an incorrect customer reference number when making a BPAY payment.

Interest will be reversed if it accrues as a result of an error made by the Council.

Interest Charges

- 1.23 Council will raise interest charges on overdue rates at the maximum interest rate set by the Minister for Local Government.

6. Postponed rates

Council is obliged to postpone rates each year where the Valuer General has provided an Attributable Value for a property. As per section 585 of the Act, Council will write-off, after five years, rates postponed.

7. Recovery of overdue rates and charges

7.1 Council rates and charges are paid in a single instalment or by quarterly instalments. If a payment is made by single instalment it is due on 31 August, and if it is paid by quarterly instalments it is due by 31 August, 30 November, 28 February, and 31 May. On or before 31 October, 31 January and 30 April, Council will send reminder notices (separately from the rates and charges notice) to each person paying by quarterly instalments; see section 562 of the Act.

7.2 Where rates and charges are not finalised in accordance with the Act, recovery of outstanding rates and charges will be pursued in accordance with the following principles:

- (1) Council will aim to collect all rates and annual charges by the end of each rating year;

- (2) A fair and reasonable approach to recovery will apply;
- (3) Council will individually assess cases of financial hardship;
- (4) Council will not reduce rates or annual charges, but will consider alternative available approaches to dealing with cases of financial hardship;
- (5) Council will consider a scheme of periodical payment outside the due dates in cases of hardship or extenuating circumstance;
- (6) Council will utilise the services of Mercantile Agents where required;

7.3 Council will apply the provisions of the Act relating to the sale of land to recover overdue rates, charges, and interest when appropriate (sections 713-726). Section 713 provides that in the case of any land (excluding vacant land which can be sold with only 1 year's rates and charges overdue), where rates and charges have been unpaid for more than five years, the Council may sell the land, subject to the conditions specified in section 713. In the case of vacant land where rates and charges have been unpaid for more than one year but not more than five years, the Council may sell the land subject to the conditions specified in section 713.

7.4 Council will issue recovery notices and correspondence as follows:

- (1) Reminder Notices will be issued after the due date for each quarterly rate instalment if payment has been not finalised the outstanding rates and charges.
- (2) A Notice of Legal Action will be directed if the rate account remains overdue after the issue of the Reminder Notice.
- (3) A notice of proposed legal action will be issued by the mercantile agent notifying that a proceedings will be commenced at the Local Court on a specific date if the payment of the overdue rates and charges is not made.

8. Hardship assistance to ratepayers and customers

8.1 Council recognises that ratepayers may experience hardship in some circumstances in paying rates, annual charges, and associated costs. The Act provides for the following assistance to ratepayers and customers:

- (1) Periodical payment arrangements for overdue rates and charges (Section 564);
- (2) Writing off or reducing interest accrued on rates or charges (Section 564 & 567);

- (3) Waiving, reducing or deferring the payment of the increase in the amount of rate payable because of hardship resulting from general revaluation of land in Section 601 of the Act may be considered;
- (4) Waiving, or reducing rates, charges and interest of eligible pensioners. (Section 575, 582) may be considered;

8.2 Council will consider each application for assistance under the principles outlined in paragraph 4.4.

8.3 A ratepayer may be eligible for consideration for Hardship Assistance in the payment of overdue rates, charges and interest where:

- (1) The person is unable to pay due rates, charges or accrued interest when due and payable for reasons beyond the person's control; or
- (2) Payment when due would cause the person hardship.

8.4 In determining eligibility, Council will use the criteria used by Centrelink for granting of a pensioner concession card, including the assets and income test. Council may also require a request in writing including a statement of reasons, reasonable proof of financial hardship, details of assets, income and living expenses, and such other information required to make a valid assessment. It may also request the ratepayer attend an interview to assist Council in the understanding of the issues causing hardship.

9. Hardship assistance by periodical payment arrangements

9.1 Council may enter into a formal agreement with a ratepayer eligible for alternative periodical payment arrangements for due and payable rates, and charges. Council or the ratepayer may initiate a proposal for a periodical payment agreement. In accordance with section 568 of the Act, payments will be applied towards the payment of rates and charges in the order in which they became due.

10. Hardship assistance by writing off accrued interest and costs

10.1 Council applies interest rates to the maximum allowable under section 566 of the Act. However Council may write off accrued interest and costs on rates or charges payable by a person under Section 567 of the Act and the Regulation where:

- (1) The person was unable to pay the rates or charges when they became due for reasons beyond the person's control, or
- (2) The person is unable to pay accrued interest for reasons beyond the person's control, or

- (3) Payment of the accrued interest would cause the person hardship.

10.2 Eligibility for this assistance and Council's determination will be in accordance with the Administrative Guidelines – Debt Recovery – Rates and Annual Charges.

11. Hardship assistance due to certain valuation changes

11.1 If a rate increase is approved in excess of IPART's determination of the LGCI, Council will, subject to a resolution by Council at the commencement of the financial year under Section 601 of the Act, consider applications for rate relief from any ratepayer who incurs a rate increase following a new valuation of land, if the new rate payable causes the ratepayer to suffer substantial hardship. The Council may on consideration of such an application write off an amount of up to \$150.00 of ordinary rates where:

- (1) The applicant's ordinary rate has been increased in the year of a general revaluation by more than \$200 from the previous financial year's ordinary rate levied, **and** where the rate payer is either:
- (a) a person in receipt of a pension, benefit or allowance under Chapter 2 of the Commonwealth Social Security Act 1991 or a service pension under Part 3 of the Veterans' Entitlement Act 1986 of the Commonwealth and who is entitled to a Commonwealth Pensioner Concession Card - as prescribed in Clause 134 of the Regulation; or
 - (b) a person whose income and assets are not in excess of the Commonwealth Government requirements to qualify for a Commonwealth Pensioner Concession Card.

12. Assistance to Eligible Pensioners

12.1 For the purpose of this policy an eligible pensioner is a person in receipt of a pension, benefit or allowance under Chapter 2 of the *Commonwealth Social Security Act 1991* or a service pension under Part 3 of the *Veterans' Entitlement Act 1986* of the Commonwealth and who is entitled to a Commonwealth Pensioner Concession Card, as prescribed in clause 134 of the Regulation. If Centrelink removes the entitlement of a person to a pension under these provisions, they will not be entitled to a pensioner rate concession and will need to reapply to Council. Should a ratepayer fail to reapply, rebates will not be granted until such application is made, and for a period of two years only.

12.2 Pensioner concessions for rates and charges are available under sections 575-584 of the Act. To receive the concessions, an eligible pensioner must apply to Council for a reduction in the ordinary rates and charges for Domestic Waste Management of 50 percent provided this does not exceed \$250 (section 575 of the Act).

12.3 Council also provides an additional rebate of \$50 (section 582) to eligible pensioners as per the resolution 1012.12.1 11(a) of Council at the meeting held on 14 December 2010.

12.4 Under section 577 of the Act, in cases of hardship, Council may extend the pensioner concession to ratepayers who jointly occupy a dwelling and are jointly liable for the rates and charges with an eligible pensioner, if it considers it proper to do so.

12.5 The Act does not provide for the deferral of pensioner rates and charges, apart from the provisions for a formal agreement for periodical payments. However, Council may allow for a delay of recovery proceedings in some cases subject to an interest charge calculated in accordance with section 566 of the Act.

13. Deferral of recovery proceedings against Eligible Pensioners

Council recognises the number of pensioner ratepayers in the community, and is concerned with the difficulties some eligible pensioner ratepayers may have in meeting their rate payments.

13.1 Section 712 of the Act provides that proceedings for recovery of a rate or charge may be commenced at any time within nineteen years from the date when the rate or charge became due and payable. The Department of Local Government Rating and Revenue Manual advises that councils have discretion to accrue rates, charges and applicable interest against a pensioner's estate. The Department advises if councils wish to utilise this discretion, agreement is required from the pensioner ratepayer.

13.2 Where the eligible pensioner requests a delay in recovery action to allow outstanding rates, charges, and interest to accrue against their estate, and is willing to enter into an agreement, Council will:

- (1) Provide the eligible applicant pensioner ratepayer with a copy of the Pensioner Deferral Application that will require the disclosure of relevant financial information. The ratepayer must complete the application in order to prevent proceedings commencing.
- (2) Provide an annual rates notice of all outstanding rates, charges, and interest as well as appropriate instalment reminders.
- (3) Not commence recovery action until there is a change in ownership of the property, either or both ratepayers leave the property (except where the pensioner is in a care facility on a temporary basis being less than 12 months) or either or both become ineligible for a concession. Should any of these events occur, rates and charges will become due and payable.
- (4) However, given the constraints as set out in section 712 of the Act, Council will require pensioners to commence the payment of overdue rates and charges, such that their total debt to Council does not exceed nineteen years.

- (5) Should the pensioner be unable to adhere to the above, Council may commence recovery proceedings for any debt in excess of nineteen years.

13.3 The following conditions will apply to Council's agreement to defer recovery action:

- (1) Interest will accrue on the deferred rates and charges in accordance with the Act.
- (2) The application to allow accrual of rates against future estate or sale of the property must be in writing, signed by each owner or person having an interest in that land. A letter of confirmation is to be provided each financial year to ensure the ongoing agreement between the ratepayers and the Council.
- (3) An eligible pensioner ratepayer must notify Council if the pensioner no longer uses it as his/her principal place of living or rents it out, such notification must be provided by the pensioner within 30 days of vacating the premises.
- (4) Council may revoke the deferral of recovery action of rates or charges against land in any of the following circumstances and all overdue rate or charges and interest will become payable immediately when:
 - (a) the pensioner sells the property, or
 - (b) when the pensioner ceases to occupy the property as his/her principal place of living, or
 - (c) when the pensioner rents the property out.
 - (d) when the ratepayer is no longer an eligible pensioner.
- (5) However, where an eligible pensioner does not enter into such an agreement Council will advise the eligible pensioner of their right to negotiate a periodical payment arrangement. Where an agreement on deferral or a periodical payment arrangement is not entered into, debt recovery of rates and annual charges will apply as per this policy.

14. Writing off of Rates, Charges and Interest

14.1 Council may write off rates, charges or interest in accordance with this policy, the Act and Regulation:

- a) Write off rates and charges in accordance with clause 131(4) of the Regulation:
 - If there is an error in the assessment, or
 - If the amount is not lawfully recoverable, or
 - As a result of a decision of a court, or
 - If the council or the general manager believes on reasonable grounds that an attempt to recover the amount would not be cost effective.
- b) Write off of accrued interest in accordance with section 567 of the Act is outlined in paragraph 1.21.

An annual report on rates and charges written off by the General Manager will be tabled to an appropriate ordinary Council meeting at the beginning of the new financial year for the previous financial year.

15. Review of Policy

This Policy will be reviewed every four years or as required in the event of legislative changes or requirements. The Policy may also be changed as a result of other amendments. Any amendments to the Policy must be way of a Council resolution.

16. Definitions

Term	Definition
<i>Act</i>	Local Government Act, 1993 (NSW)
<i>Hardship</i>	Hardship is any situation where an individual is having difficulty paying legally owed debt. This can result from life changes (for example, because of illness, unemployment or changed financial circumstances) restricting the short-term capacity to pay
<i>Pensioner</i>	An eligible pensioner as defined in clause 134 of the Local Government (General) Regulations
<i>Regulation</i>	Local Government (General) Regulation (2005)
<i>Write off</i>	The accounting procedure for cancelling a debt that is no longer collectable resulting in its removal from the ratepayer's balance sheet account
<i>Stormwater management service</i>	A service to manage the quantity or quality, or both, of stormwater that flows off land, and includes a service to manage the re-use of stormwater for any purpose

REPORT
CM/7.7/21.06

Subject: Trade Debtors - Debt Write Off

TRIM No: SF17/299

Author: Teena Su, Executive Manager, Finance

Director: Darren Smith, Chief Financial Officer

RECOMMENDATION:

That Council:

1. Writes off bad trade debts amounting to \$4,398.02 as set out in Table 1 of the report, in accordance with clause 213(3) of the *Local Government (General) Regulation 2005*.
2. Notes that \$9,398.70 has been written off by the General Manager for the period 8 December 2020 to 21 June 2021, in accordance with clause 213(3) of the *Local Government (General) Regulation 2005*.

1. Executive Summary

A total of \$4,398.02 of commercial waste debts are deemed irrecoverable from businesses no longer in operation.

Despite all practical efforts, these outstanding amounts are deemed not cost effective to recover. Officers recommend that these debts be written off.

2. Introduction/Background

Under clause 213(2) of the *Local Government (General) Regulation 2005* a Council must from time to time, by resolution, fix an amount above which debts may be written off only by Resolution of the Council.

Clause 213(3) of the *Local Government (General) Regulation 2005* makes provision for a delegation where debts below an amount fixed by the Council may be written off. Council has delegated to the General Manager the authority to write off individual debts of less than \$2,500 (see the resolution below).

Outdoor Seating Customers are required to pay a bond equivalent to three months' rent as a security. Since the implementation of this requirement, the proportion of Bad debt write-off from this income stream has improved compared to the period prior to the Bond System.

Since 2019 Commercial Waste customers have had the option to sign up to a direct debit via bank account payment option. We have had 23 customers opt-in with this payment option since its implementation.

3. Relevant Council Resolutions

Meeting and date	Item No.	Resolution
Council 18 July 2017	CM/7.5/17.07	<p>That Council:</p> <ol style="list-style-type: none"> Adopts the Trade Debtors Policy attached to this report. Fixes \$2,500 (including GST) as the amount above which debts may be written off only by resolution of Council, in accordance with clause 213(2) of the <i>Local Government (General) Regulation</i>, noting that the General Manager can write off debts not greater than this amount. For any future contracts with debt recovery agencies, considers inclusion of a contract requirement for notification of bad debts to a credit reporting agency at an earlier stage than is possible under current arrangements. Receives a quarterly report outlining details of the debts written off by the General Manager.

4. Discussion

One trade customer, detailed in the table 1 below, is no longer in operation. After taking reasonable actions to recover these debts, it has been determined that to pursue the debtors further would not be cost effective. Council staff therefore recommend that the debt be written off. The responsible staff have sent monthly account statements, reminders, and emails and followed up over the phone. Where possible, Council refers such debt to our external debt recovery agency. If advised that debt recovery action is unlikely or not cost effective to proceed, a recommendation of abandonment is made.

Table 1. Debts of more than \$2,500 to be written off by Council.

Business Name	Service Address	Owner/Manager	Total Debt	Reason for abandonment	Debt Type	Age of debt (days)
Vida Surf Cafe	144 - 146 Curlewis St Bondi Beach	Diogo Minieri Ferrura	\$4,398.02	Company in liquidation	Commercial Waste	>360

Table 2. Debts under \$2,500 written off by the General Manager between 8 December 2020 to 21 June 2021.

Business Name	Service Address	Owner/Manager	Total Debt	Reason for abandonment	Debt Type	Age of debt (days)
XS Espresso Bondi Beach	99 Hall St Bondi Beach	Murtuja Kamal Chowdhury	\$2,141.84	Business sold	Footpath Seating	>365
Pure Bronte	2/481 Bronte Rd Waverley	Michael Simmons	\$1,578.20	Business sold	Footpath Seating	>365

Business Name	Service Address	Owner/Manager	Total Debt	Reason for abandonment	Debt Type	Age of debt (days)
Pistachio						
The Full Bronte Café	467 Bronte rd Bronte	Scott Mackenzie	\$1,370.80	Business closed	Commercial Waste	>365
Trio Cafe and Bar	56 Campbell Parade Bondi Beach	Ronen Howard	\$1,170.00	Business closed	Commercial Waste	>365
The Italian	11 O'Brien St Bondi	Paul Franco	\$653.18	Business closed	Footpath Seating	>365
Jenny's Café	Sh 1, 481 Bronte Rd Bronte	Roger Lu	\$576.16	Business sold	Footpath Seating	>365
Logan's Deli	154 Glenayr Avenue	Bhola Nath Svbedi	\$507.02	Business closed	Commercial Waste	>365
Café North	Shop 1, 27 Blair St Bondi Beach	Sue Lyness Munk	\$397.85	Business closed	Footpath Seating	>365
The Grind House Media Production	Level 6, 35 Clarence St, Sydney	N/A	\$965	Business closed	Beach Photo Shoot	>365
Portland Free Range Eggs	Stall 19, Oxford St Bondi Junction Mall	Yvonne Zagaj	\$0.02	Business no longer with Council	Market Stall	>365
N/A	N/A	20 NDIS claims	\$38.63	Rounding off calculations difference relating to 20 NDIS claims for WCLP contributions	NDIS WCLP Contributions	Mostly >365
Total			\$9,398.70			

Council postponed the debt recovery actions to provide some financial relief to customers during the COVID pandemic period until December 2020. The bad debt risk is expected to improve with the resumption of debt recovery actions.

5. Financial impact statement/Time frame/Consultation

The proposed write off for Vida Surf Café' commercial waste debt of \$4,398.02 has been discussed with the Executive Leadership Team. A bad debt provision for this amount has been provided in Council's financial system. Therefore, it has no further impact on the current year's budgeted operational performance.

6. Conclusion

Writing off a debt is only recommended after a thorough review by the responsible business unit and after all reasonable efforts have been taken to recover the debt.

All write offs are recommended by the responsible Executive Manager/officer and reviewed by Finance staff before being placed before the General Manager or Council.

7. Attachments

Nil .

**REPORT
CM/7.8/21.06**

Subject: Use of Contractors Supporting Adani

TRIM No: A20/0453

Author: Vince Tari, Executive Manager, Procurement

Director: Darren Smith, Chief Financial Officer

RECOMMENDATION:

That:

1. Council officers review the procurement policy, procurement procedures and other related documents listed in Table 1 of the report and amend them to comply with Council's resolution of 16 March 2021 that, when deciding on the award of a contract, where all other factors are equal, Council prefers an entity that is not itself identified as supplying goods or services, or having supplied goods and services, to the Adani Coal Project.
2. The amended policy and procedures be circulated to Councillors for information.

1. Executive Summary

The purpose of this report is to outline the processes and timeframes required to permit Council officers to modify Council's existing procurement policies, procedures, documentation, and any other relevant policy to allow for the implementation of a potential resolution that, for the purpose of assisting with the reduction of carbon emissions and mitigating climate change, when deciding on the award of a contract, where all other factors are equal, Council prefers an entity that is not itself identified as supplying goods or services, or having supplied goods and services, to the Adani Coal Project and other coal and fossil fuel projects.

2. Introduction/Background

When approaching the market to engage suppliers to assist with the delivery of community outcomes, Council considers environmental sustainability as a key criterion in the process of determining a suitable supplier.

At the Council meeting in May 2020, discussions took place with regards to how procurement selection criteria could be modified to support contractors that are not providing services to Adani. Council also considered the feedback from Inner West, Lismore, and Byron Bay Councils regarding their experience in amending their procurement policies and related documentation.

A Council workshop was then held in February 2021, where the motion and proposed amendments and advice from the General Counsel were discussed. The Council meeting in March 2021 concluded that Council officers prepare this report in relation to the processes and timeframes required to modify Council's procurement policies, procedures, documentation.

Council recognises the importance of engaging suppliers that operate in an environmentally responsible manner when providing goods or services. This is consistent with Council's support of:

- The Climate Emergency Declaration passed in 2019, of which Waverley Council is a signatory.
- The Net Zero Carbon Emissions 2030 Target, which at the May 2021 Council meeting, declared that it would investigate declaring new targets for the reduction of carbon emissions by becoming net zero by 2030 and integrating these targets into Council's activities and incorporated into the draft 2021-22 Operational Plan the next Environmental Action Plan.

3. Relevant Council Resolutions

Meeting and date	Item No.	Resolution
Council 25 May 2021	CM/6.4/21.05	<p>1. Notes that Council:</p> <p>(a) Has declared a climate and biodiversity emergency.</p> <p>(b) Is a signatory to the National Climate Emergency, which was launched at the National Climate Emergency Summit in 2020.</p> <p>(c) Has substantial programs to help mitigate carbon emissions and address climate change which focus on the community.</p> <p>(d) Has resolved to receive a report on joining the United Nations Race to Zero campaign.</p> <p>2. Recognises that:</p> <p>(a) There is a need to advance and accelerate mobilisations to address the climate emergency and support the restoration of a safe climate.</p> <p>(b) In the wake of an unprecedented year of bush fires, floods and pestilence, Council has a leadership role in developing and implementing locally based solutions to mitigate and reduce carbon.</p> <p>3. Investigates:</p> <p>(a) Declaring new targets for the reduction of carbon emissions by becoming net zero by 2030 so that Council will have a 100% reduction on scope 1 and 2 greenhouse gas emissions based on 2003/2004 levels.</p> <p>(b) This target becoming a key priority of Council's activities and incorporated into the draft 2021-22 Operational Plan that is currently on exhibition, and that the next Environmental Action Plan and the Long Term Financial Plan budgets are updated accordingly to achieve this.</p>
Council 16 March 2021	CM/7.10/21.03	<p>1. Council officers prepare a further report in relation to the processes and timeframes required to modify Council's procurement policies, procedures, documentation, and any other relevant policy to allow for the implementation of a potential resolution that, for the purpose of assisting with the reduction of carbon emissions and mitigating climate change, when deciding on the award of a contract, where all other factors are equal, Council prefers an entity that is not itself identified as supplying goods or services, or having supplied goods and services, to the Adani Coal Project. This report is to include draft documents including policies and procedures that are the by-product of the research into the processes and time frames.</p> <p>2. Council notes and considers the content of sections 2, 3 and 4 of</p>

Meeting and date	Item No.	Resolution
		<p>the report in preparing the further report referred to in clause 1 above.</p> <p>3. The further report referred to in clause 1 above include consideration of the possibility of modifying Council's procurement policies, procedures, documentation, and any policy to allow for the implementation of a potential resolution outlined in clause 1 above that may extend to other coal and fossil fuel projects in addition to the Adani Coal Project.</p>
Council 20 Oct 2020	CM/7.8/20.10	That this matter be deferred to a workshop to be held in the near future to consider the motion, the proposed amendments and advice from the General Counsel.
Council 5 May 2020	CM/8.1/20.05(1)	Investigates how Council's procurement selection criteria could be modified to support contractors that are not providing services to Adani and that are within legal requirements and procurement guidelines. As part of the investigation, Council requests information from Inner West, Lismore, and Byron Bay Councils regarding their experience with any legal issues.
Council 5 May 2020	CM/8.1/20.05(1)	With regard to current contracts, compiles a list of companies that are both on the Adani List and that also currently have contracts with Council.
Council 16 April 2019	CM/8.7/19.04	<p>That Council:</p> <ol style="list-style-type: none"> 1. Recognises that human-induced climate change represents one of the greatest threats to civilisation and other species, and that it is still possible to prevent the most catastrophic outcomes if, and only if, societies take urgent action. 2. Urgently implements activities to drastically reduce greenhouse gas emissions of Council and the community so that global temperature rise can be limited to 1.5°C 3. Notes that there are many environmental programs run by Council that children within the local government area can involve themselves with for the improvement of the Waverley community.

4. Discussion

Council officers will review the relevant procurement policy, procurement procedures and other related documents listed in the table below, to determine where they may be modified to include the recommended wording from CM/7.10/21.03.

Table 1: Relevant documents and officers' recommendations

Document	Modifications / Inclusions
Procurement Policy	a. In the 'Sustainable Procurement' section of the Policy, include recommended wording <i>"when deciding on the award of a contract, where all other things being</i>

Document	Modifications / Inclusions
	<i>equal, Council will prefer an entity that is not itself identified as supplying goods or services or having supplied goods and services to the Adani Coal Project, or other such coal and fossil fuel projects”.</i>
Procurement Procedures	Include the recommended wording from (a) above in the ‘Sustainability Guidelines’ section of the Procedures.
Tender Evaluation Criteria	Where applicable, include the recommended wording from (a) above in the ‘Environmental and Socially Sustainable’ criteria section.
Market Approach Documents <ul style="list-style-type: none"> • Request for Tender (RFT) • Request for Quote (RFQ) and • Expression of Interest (EOI) 	Where applicable, within the Market Approach documents require applicants / potential suppliers to declare whether or not it is an entity that is identified as supplying goods or services or having supplied goods and services to the Adani Coal Project, or other such coal and fossil fuel projects.
Sustainable Procurement Evaluation Criteria	Include the recommended wording from (a) above in the relevant spend categories detailed in the Sustainable Procurement Evaluation Criteria.

Once the suite of documents has been amended in accordance with the above table, they will be reviewed and endorsed by the ELT. Council staff involved in the procurement process will then be required to be appropriately trained to ensure these changes are successfully implemented.

It is estimated that the review and amendment of the aforementioned documents then followed by the training of council officers will be completed within a four to six month timeframe.

5. Financial Impact

Nil.

6. Conclusion

Council notes that the process of reviewing and amending the procurement policies, procedures, and related procurement documentation will now take place. In order to implement the decision from the Council motion, the words *“when deciding on the award of a contract, where all other things being equal, Council will prefer an entity that is not itself identified as supplying goods or services or having supplied goods and services to the Adani Coal Project, or other such coal and fossil fuel projects”* will be included.

7. Attachments

Nil.

REPORT
CM/7.9/21.06

Subject: Housing Advisory Committee - Membership

TRIM No: A10/0353

Author: Laurence Mosley, Principal Advisor, Strategic and Business Analysis

Director: Darren Smith, Chief Financial Officer

RECOMMENDATION:

That Council appoints the following individuals to the Housing Advisory Committee from 1 July 2021 to 4 September 2022:

1. Elias McGrath.
2. Ryan Rosenbaum.
3. Stephanie Bbhim.
4. Gabriela Quintana Vigiola.

1. Executive Summary

Expressions of interest (EOI) were invited for membership of the newly established Housing Advisory Committee for a term of two years. Due to a lack of applicants from the first exhibition, the EOI process was required to be run twice from 11 December 2020 to 8 February 2021 and 20 April to 18 May 2021. The positions were also advertised in the local press and via social media. Eventually, Council received seven applicants in total.

A selection committee comprising the Chief Financial Officer; Executive Manager, Community Programs; and the Executive Manager, Property and Facilities has undertaken a selection process and made recommendations to Council for the appointment of members to the Committee.

2. Introduction/Background

Council established a Housing Advisory Committee on 20 October 2020, adopting terms of reference for the guidance of Committee's remit and operations.

Council has appointed the Mayor, Cr Masselos as Chair of the Committee, and Crs Lewis, Keenan and Betts as members.

3. Relevant Council Resolutions

Meeting and date	Item No.	Resolution
Council 20 October 2020	CM/7.3/20.10	That Council: 1. Reinstates the Housing Advisory committee.

		<ol style="list-style-type: none"> 2. Adopts the Housing Advisory Committee Terms of Reference attached to the report (Attachment 1). 3. Appoints the Mayor, Cr Masselos, as the Chair, Cr Lewis, Cr Keenan and Cr Betts as members of the Committee. 4. Seeks expression of interest for up to four community representative members of the committee to serve a 19-month term from their appointment in February 2021 to September 2022.
--	--	---

4. Discussion

Expressions of interest (EOI) were invited for membership of the Housing Advisory Committee for a term of 19 months.

The EOI was open on two occasions as it was believed that there was not sufficient diversity in the four applicants received during the first EOI. An additional three applications were received in the second EOI.

The EOI was promoted in community newsletters, LinkedIn, the local newspaper and on Have Your Say.

Each application has been considered with reference to the proposed members' skills, expertise and mix of professional backgrounds, as outlined in the terms of reference. One point to note is that the selection committee focused on achieving a balance of professional property expertise and interest/experience in social housing from a community wellbeing perspective.

Information about each applicant has been distributed separately to Councillors.

5. Financial impact statement/Time frame/Consultation

The operation of the Housing Committee requires Councillor, volunteer, and officer time but otherwise there is no direct financial impact on Council's budget.

Should Council approve the recommended appointments to the Committee at this meeting, the first meeting will be scheduled for July 2021 with a final date to be set following membership confirmation.

It is proposed that the community members of the Committee be engaged from 1 July 2021 to 4 September 2022.

Councillor members are appointed until 4 September 2021, when Council elections will next occur.

6. Conclusion

It is recommended that Council appoints the inaugural community members of the Housing Advisory Committee from 1 July 2021 to 4 September 2022, as outlined in this report.

7. Attachments

Nil.

REPORT
CM/7.10/21.06

Subject: High Impact Events 2021-22

TRIM No: A20/0361

Author: Shaun Munro, Manager, Events

Director: John Clark, Director, Customer Service and Organisation Improvement

RECOMMENDATION:

That Council:

1. Approves the following program of high-impact events scheduled for the period 1 July 2021 to 30 June 2022, subject to the requirements of any applicable NSW Public Health Orders:
 - (a) Bondi Festival (including extended tenure of Ferris wheel).
 - (b) Festival of the Winds.
 - (c) City2Surf and Council Marquee Program.
 - (d) Sculpture by the Sea.
 - (e) Dudley Page New Year's Eve.
 - (f) Flickerfest.
 - (g) Outdoor Cinema.
 - (h) Latin American Festival.
 - (i) North Bondi RSL ANZAC Day Dawn Service Ceremony.
2. Notes the following medium-impact events that are included in the annual calendar of events
 - (a) Ocean Lovers Festival (previously high-impact, now medium-impact).
 - (b) Bondi Blitz (previously high-impact, now medium-impact).
 - (c) Carols by the Sea (previously high-impact, now medium-impact).
 - (d) Bondi to Bronte Swim (previously high-impact, now medium-impact).
 - (e) Global Table (previously high-impact, now medium-impact).
3. Notes that all scheduled high-impact events outlined in Attachment 1 of the report are required to submit a COVID-19 Safety Plan and comply with Council's Events Policy and Event Management Guidelines.

4. Approves an extended tenure of the Bondi Vista Ferris wheel for the period 12 July to 25 July 2021.
5. Notes that City2Surf date has been rescheduled to Sunday 17 October 2021.

1. Executive Summary

Council permits several high-impact events to take place across the Waverley local government area. These events are designed to foster a welcoming and inclusive community and a creative environment which supports cultural activity and stimulates the local business economy.

This report provides to Council the list of high-impact events currently scheduled for the period 1 July 2021 to 30 June 2022 and acknowledges the ongoing challenges that the COVID-19 pandemic and the Bondi Pavilion Restoration and Conservation Project present in relation to undertaking these events.

It is recommended that the events in the schedule for the period 1 July 2021 to 30 June 2022 be approved subject to the requirements of NSW Health Public Health Orders and the submission of COVID-19 Safety Plans. Events may be subject to modification, postponement or cancellation depending on Public Health Orders and restrictions in place at any given time.

The unavailability of the Bondi Pavilion continues to require some events to relocate to various sections of Bondi Beach and Bondi Parks where impacts on recreational park users need to be considered alongside social and economic benefits to the local community.

2. Introduction/Background

Council's Events Policy and Events Management and Delivery Requirements are used to assess and categorise the events held in the Waverley local government area.

The purpose of the policy is to:

- Provide principles, strategies, actions and controls for delivering events on Council land and in Council-owned or managed buildings ('Council Facility').
- Ensure that events meet best practice safety, security, environmental and social sustainability standards.
- Classify events in terms of their impact.
- Ensure that events comply with relevant Council policies, legislation and regulations, industry codes and event industry best practice.
- Minimise any negative impacts of events on the non-event community and the environment.
- Ensure that events achieve applicable goals as detailed in Waverley Council's Community Strategic Plan.

Events categorised as high-impact 2 will require approval at a Council meeting. The Events Policy categorises high-impact 2 events as events that involve any of the following:

- More than 2,000 patrons or participants.
- The sale or provision of alcoholic beverages at an Outdoor Event.
- Finishes after 10 pm (outdoor event).
- Infrastructure footprint exceeds 400 m².
- Involves high level amplified sound at an Outdoor Event.
- Requires substantial road closures or otherwise significantly impacts on the normal use of roads. and/or requires special/additional public transport provisions.

- Impacts significantly on Council Operations.

The Events Management and Delivery Requirements detail the conditions required to be met by event organisers to ensure events are safe, accessible and sustainable and respectful to their location. In granting high-impact event 2 approvals in 2021-22, Council needs to consider the unique circumstances related to the impacts of COVID-19 Public Health Orders and the Bondi Pavilion Restoration and Conservation Project.

High-impact 2 event approvals must be subject to submission of COVID-19 Safety Plans. NSW Health Public Health Orders will determine whether the events will be able to proceed or not, and what conditions may need to be imposed.

The unavailability of the Bondi Pavilion will continue to require some events to relocate to various sections of Bondi Beach and Bondi Parks where impacts on recreational park users need to be considered alongside social and economic benefits to the local community.

3. Relevant Council Resolutions

Meeting and date	Item No.	Resolution
Council 21 July 2020	CM/7.14/20.07	<p>That Council:</p> <ol style="list-style-type: none"> Approves the following program of high-impact events scheduled for the period 1 July 2020 to 30 June 2021, subject to the requirements of any applicable NSW Public Health Orders: <ol style="list-style-type: none"> Festival of the Winds. Bondi Festival (including extended tenure of Ferris wheel). City2Surf and Council Marquee Program. Sculpture by the Sea. Bondi to Bronte Swim. Carols by the Sea. Dudley Page New Year's Eve. Flickerfest. Outdoor Cinema. Latin American Festival. Ocean Lovers Festival. North Bondi RSL ANZAC Day Dawn Service Ceremony. Bondi Blitz.

		<p>(n) Global Table.</p> <p>2. Notes that all scheduled high-impact events outlined in Attachment 1 to this report are required to submit a COVID-19 Safety Plan and comply with Council's Events Policy and Event Management Guidelines.</p> <p>3. Notes that approval of the Flickerfest temporary venue and Outdoor Cinema will require a prolonged period of occupation in North Bondi Park.</p> <p>4. Approves an extended tenure of the Bondi Vista Ferris wheel for the period 26 September to 15 November 2020.</p>
Council 17 March 2020	CM/7.7/20.03	That Council endorses the option outlined in the report to provide a short-term temporary facility in North Bondi Park to accommodate the Flickerfest Short Film Festival in January 2021 and 2022 with the budget to be allocated from the 2020/21 and 2021/22 financial years.
Council 16 July 2019	CM/7.13/19.07	<p>That Council:</p> <p>1. Approves the following program of high-impact events scheduled for the period 1 July 2019 to 30 June 2020:</p> <ul style="list-style-type: none"> (a) Bondi Winter Magic. (b) City2Surf. (c) Festival of the Winds. (d) Sculpture by the Sea. (e) Bondi to Bronte Swim. (f) Carols by the Sea. (g) Dudley Page New Year's Eve. (h) Flickerfest. (i) Open Air Cinema. (j) Bowl-A-Rama. (k) Latin American Festival. (l) Ocean Lovers Festival. (m) North Bondi RSL ANZAC Day Dawn Service Ceremony. (n) Bondi Blitz.

		<p>(o) Global Table.</p> <p>2. Notes that all scheduled high-impact events outlined in Attachment 1 to this report are required to comply with Council's existing Events Policy and Event Management Guidelines.</p> <p>3. Commences negotiations with the relevant event organisers regarding future contractual and/or procurement arrangements for the delivery of approved high-impact events from 2019 onwards in accordance with the next steps outlined in Attachment 1 to this report.</p>
Council 12 December 2017	CM/5.2/17.12	<p>That:</p> <p>1. Council officers review all high-impact events delivered since the introduction of the Events Management Policy and Guidelines in 2015 in terms of compliance with the Policy and Guidelines, with a particular focus on waste, noise and traffic management.</p> <p>2. Council receives a report on the Review including any recommendations for changes to and compliance with the current restrictions.</p> <p>3. Council officers provide a quarterly report to the Strategic Planning Committee including:</p> <p>(a) Numbers of requests for events.</p> <p>(b) Number of events held in the previous quarter, including related issues and outcomes of events held.</p> <p>4. All future proposed high-impact events (as defined in the Events Management Policy) be submitted to Council for approval.</p>

4. Discussion

Council officers co-ordinate an annual program of high impact events which are delivered in accordance with Council's Events Policy and Event Management Guidelines. This report seeks to improve Council's oversight of those events.

Attachment 1 to this report provides a list of the high impact events currently scheduled for 1 July 2021 to 30 June 2022. The attachment details the date/s and location of the events as well as the estimated audience and target demographic for each event.

The 1 July 2021 to 30 June 2022 program is made up of three types of events:

1. Council-managed events: events that are funded from Council's operational budgets annually and are solely produced by Council officers.

2. Venue-managed events: events where Event Producers enter into an agreement that provides them with access to specific areas of Council managed land for the staging of an event.
3. Co-produced events: events where Council partners with event producers to deliver events. Council may provide financial or in-kind support as its contribution to the delivery of these events.

The unavailability of the Bondi Pavilion due to the Bondi Pavilion Restoration and Conservation Project will require some events to relocate to various sections of Bondi Beach and Bondi Parks where impacts on recreational park users and the broader community need to be considered alongside the social and economic benefits to the local community.

Updated Events Policy

The 2020 update to Council's Events Policy and changes to the Impact Criteria mean some events previously categorised as high impact are now categorised as medium impact events. Although not required to be approved by Council under the policy, they have been included in this report on the basis that they form part of the historical annual calendar of events that take place.

The following events are now categorised as medium-impact:

- Ocean Lovers Festival.
- Bondi Blitz.
- Carols by the Sea.
- Bondi to Bronte Swim.
- Global Table.

Bondi Vista Ferris wheel

The 2021 Bondi Festival is planned to run from 25 June to 11 July, with the Bondi Vista Ferris wheel scheduled to be in place until 25 July as part of the Festival program.

In consultation with the Chamber of Commerce and the Economic Development team, an opportunity to extend the tenure of the Bondi Vista Ferris wheel has been identified as a positive initiative to support local businesses. To that end, it is recommended that the tenure of the Bondi Vista Ferris wheel be extended to 25 July 2021.

The extended tenure poses no issues for other upcoming events, has minimal impact on recreational park users and provides approximately \$20,000 in additional revenue by way of commission on ticket sales.

Events impacted by the COVID-19 pandemic or the unavailability of the Bondi Pavilion

Festival of the Winds

Adapting to current NSW Public Health Orders and aimed at ensuring the event can proceed safely, officers have developed a COVID safe version of Festival of the Winds 2021 in Hugh Bamford Reserve.

Delivered as a 'controlled outdoor event', Festival of the Winds 2021 has been scaled down and carefully crafted to retain its essential features with a focus on bringing the local community together, complementing the natural environment and respecting impacts on residents and the non-event community.

The location offers an ideal natural perimeter to control capacity, sufficient open space to host kid's activities, kite making workshops, kite stalls, food stalls and a free entertainment program. The reserve also offers a spectacular backdrop of Bondi Beach and the Eastern Suburbs coastline to showcase a vibrant and colourful program of ground cover kite displays.

The event will be free to attend and ticketed, to limit attendance to 5,000 people.

Flickerfest

A COVID Safe Flickerfest event was successfully delivered in January 2021 in a purpose built temporary event site in North Bondi Park. To avoid the risk of unscheduled delays in the Bondi Pavilion Restoration and Conservation Project the event will again be delivered in North Bondi Park.

Outdoor Cinema

Officers note that due to the COVID-19 pandemic, it remains uncertain whether any event organisers will be prepared to undertake the financial risk of delivering an outdoor cinema in 2022. However, approval for an outdoor cinema has been retained in this schedule to be able to respond to potential changes in the coming months.

A return of outdoor cinema to Bondi Beach in 2022 would be beneficial to the local business economy, provide health and wellbeing opportunities in bring people together as well as revenue for Council.

City2Surf

In consultation with relevant state and local government agencies, City2Surf organiser Iron Man Events has been provided with in-principal support for a rescheduled event date of Sunday 17 October 2021.

Officers have provided organisers in-principle support, indicating it is possible to support the new date but that it will be subject to Council approval (from this report) and is contingent upon Iron Man understanding that:

- The COVID Clinic on Park Drive North is an NSW Health initiative, and any request to suspend operation of the clinic will need to be approved by NSW Health.
- The Bondi Pavilion, areas of Bondi Park, and parking spaces will not be available for event operational use.
- There are financial implications and additional costs to Council that will need to be passed onto Iron Man as part of the usual cost recovery agreement.

5. Financial impact statement/Time frame/Consultation

All high-impact 2 events proposed in this report are included in the 2021–22 budget.

Bondi Vista Ferris wheel

In July 2019, the Bondi Vista Ferris wheel was granted a four-week occupation as a part of Bondi Winter Magic for which Council received \$26,267.45 commission on ticket sales. An extended tenure for the Bondi Vista Ferris wheel will provide increased income to Council of approximately \$20,000.

Consultation

Internal stakeholder consultation meetings will be held with Communications and Engagement, Arts & Culture, Lifeguards, Parks staff, Major Projects, Sustainability, Parking, Resource Recovery, Economic Development, Facilities and Properties.

To communicate impacts on recreational park users, Council officers will consult with the Bondi Beach Precinct and send stakeholder notification letters to affected residents, relevant Surf Clubs and Commercial Fitness Trainers.

Council officers consult with and manage stakeholder meetings with numerous internal and external stakeholders to ensure the safe and legislatively compliant delivery of all events irrespective of whether they are Council managed, venue managed or co-produced. Externally, officers typically consult with local Police, Emergency Services, NSW Traffic Management Centre, Office of Liquor and Gaming, Building Code of Australia, NSW Food Authority and numerous other legislative bodies where required.

6. Conclusion

It is recommended that the high-impact events in the attached schedule for the period 1 July 2021 to 30 June 2022 and the extended tenure of the Bondi Vista Ferris wheel be approved, subject to NSW Health Public Health Orders and the submission of COVID-19 Safety Plans.

7. Attachments

1. High Impact Schedule of Events - 2021-22 [↓](#) .

Attachment 1 – Waverley Council High Impact Schedule of Events for 2021-22

All events in the annual schedule are subject to public health orders.

Date	Event Type	Name	Description
25 June – 11 July 2021	Council Managed Event	Bondi Festival	<p>Bondi Festival was cancelled in 2020 due the COVID-19 pandemic. Adapting to the unavailability of the Bondi Pavilion, the COVID-19 pandemic, and aimed at ensuring the event can proceed safely under the NSW Public Health Orders, officers have developed a COVID safe version of Bondi Festival.</p> <p>Utilising a mix of indoor and outdoor spaces, Festival programming is intentionally flexible, allowing for a quick response to changing Public Health Orders.</p> <p>The Bondi Vista Ferris wheel will remain for an additional two weeks until Sunday 25 July as an extended local business support initiative and to maximise commissioned based revenue to Council which contributes to under writing costs of the festival as a whole.</p>
12 September 2021 Annual Event	Council Managed Event	Festival of the Winds	<p>2021 will be the 43rd year of Festival of the Winds (FOTW). In a normal year, FOTW attracts up to 80,000, however under the current NSW Public Health Order the event is not permissible.</p> <p>Adapting to the COVID-19 pandemic and aimed at ensuring the event can proceed safely under the NSW Public Health Orders, officers have developed a COVID safe version of FTOW 2021 in Hugh Bamford Reserve.</p> <p>Delivered as a 'controlled outdoor event', FOTW 2021 has been scaled down and crafted to retain its essential features with a focus on bringing the local community together, complementing the natural environment and respecting impacts on residents and the non-event community.</p> <p>The location offers an ideal natural perimeter to control capacity, sufficient open space to host kid's activities, kite making workshops, kite stalls, food stalls and a free entertainment program. The reserve also offers a spectacular backdrop of Bondi Beach and the Eastern Suburbs coastline to showcase a vibrant and colourful program of ground cover kite displays.</p> <p>Estimated Audience: Capacity limited to 5,000 people. Target Demographic: Families – All ages</p>
17 October 2021 Annual Event	Venue Managed Event	City2Surf Fun Run	<p>City2Surf Fun Run incorporating Council Marquee program – This is a large annual fun run event, starting in the City and ending at Bondi Beach. The event was cancelled in 2020 due to the COVID-19 pandemic. 2020 was also the events' 50th anniversary.</p> <p>The event has raised tens of millions of dollars for charity since its inception and is categorised by the NSW Department of Premier and Cabinet as a Category B Hallmark event.</p>

Attachment 1 – Waverley Council High Impact Schedule of Events for 2021-22

All events in the annual schedule are subject to public health orders.

			<p>At the time of writing this report, the event organisers have planned two event models, one for a maximum entrant participation of 20,000 and one for a maximum entrant participation of 50,000. Approval will be subject to the Public Health Order at the time and the outcome of an exemption application through NSW Health.</p> <p>Estimated Audience: Model #1 - 20,000 pending Public Health Order restrictions Model #2 - 50,000 pending Public Health Order restrictions Target Demographic: All ages</p>
17 October 2021 Annual Event	Council Managed Event	City2Surf Council Marquee Program	<p>Alongside the principal event, Council runs a Marquee Program for organisations to provide post-run hospitality to staff, customers and patrons who have participated in the run.</p> <p>In 2017, Council conducted a tender process that was granted to Exponet T/as Patti's Hire to provide the Marquees for the program for five years.</p> <p>At the time of writing this report, event organisers indicated if they proceed with Model #1 - 20,000 participants, it would be preferable that Council does not run the marquee program to assist in creating a lean COVID safe event.</p> <p>If organisers proceed with Model #2 - 50,000 participants, it becomes more viable for organisers and Council to proceed with the marquee program.</p> <p>Estimated Audience: 2,500 pending PHO restrictions. Target Demographic: All ages</p>
24 October - 7 November 2021 Annual Event	Venue Managed Event	Sculpture by the Sea	<p>The Sculpture by the Sea event is a sculpture exhibition that takes place over 18 days at the end of October to beginning of November each year. The event has been running since 1997 and is categorised by the Department of Premier and Cabinet as a Category B Hallmark event. Hallmark events are recognised for enhancing awareness, appeal and profitability of a destination at a particular time. Hallmark events typically have an international and/or national audience and provide significant economic and social benefits. Sculptures are installed in Marks Park and along the coastal walk from Bondi to Tamarama Beach.</p> <p>Estimated Audience: 400,000 pending PHO restrictions. Target Demographic: All ages</p>

Attachment 1 – Waverley Council High Impact Schedule of Events for 2021-22

All events in the annual schedule are subject to public health orders.

5 - 14 November 2021 Annual Event	Venue Managed Event	Head On Photo Festival	<p>The Head On Photo Festival 2021 will be composed of three separate events to activate Bondi Beach in November 2021.</p> <ol style="list-style-type: none"> 1. 'Head On Photo Park' in North Bondi Park. A section of North Bondi Park would be transformed into an arts and cultural precinct hosting photographic exhibitions by local and international artists. On Friday, Saturday and Sunday evenings the precinct will host artist talks, live acoustic music, and artist slideshow presentations. 2. Outdoor photographic exhibitions on Bondi Beach promenade. 3. Head On Photo Festival launch in South Bondi Park. The Festival launch will be a free event taking place from 6:00pm to 9:00pm on Friday 5 November, on the sloped grass area of South Bondi Park. Promoted as family-friendly outdoor event open to the public, attendees will be encouraged to bring or buy food from local businesses and picnic on the grass whilst enjoying free entertainment ahead of the announcements of the Head On Photo award winners. <p>Estimated Audience: Up to 5,000 pending PHO restrictions. Target Demographic: All ages</p>
31 December 2020 Annual Event	Council Managed Event	Dudley Page New Year's Eve	<p>A ticketed family friendly New Year's Eve event held at Dudley Page Reserve in Dover Heights. Originally established as a management plan to control drinking and anti-social behaviour in the park, the event is now popular with Waverley families who wish to view the world famous Sydney fireworks but avoid the crowds in the city centre. The event features children's entertainment, a music stage, food and beverage offerings including a licensed bar.</p> <p>Estimated Audience: 1,500 - 3,500 pending PHO restrictions. Target Demographic: Families – All ages</p>
21 - 30 January 2021 Annual Event	Co-Produced Event with Flickerfest	Flickerfest	<p>Flickerfest International Short Film Festival – The event is an Academy and BAFTA accredited international short film competition. The 2021 festival will be the 30th year of the event.</p> <p>The festival historically runs for ten days. Due to the unavailability of the Bondi Pavilion, the Events team will plan and build a short-term temporary facility in North Bondi Park to accommodate the Flickerfest Short Film Festival.</p> <p>Council partners with the organiser through the provision of in-kind support for the event such as provision of flagpoles on Campbell Parade for banners.</p> <p>Estimated Audience: 5,000 pending PHO restrictions.</p>

Attachment 1 – Waverley Council High Impact Schedule of Events for 2021-22

All events in the annual schedule are subject to public health orders.

			Target Demographic: All ages
January - March 2021 (dates TBC) Annual Event	Venue Managed Event	Outdoor Cinema	<p>The outdoor cinema was relocated within the Bondi Pavilion Courtyards in 2019. The cinema has been operated by Fairfax Media Publications Pty Ltd for several years and a two year agreement expired in March 2020. A procurement process is being prepared by officers to go to market for an outdoor cinema operator.</p> <p>Bondi Beach has been the venue for an outdoor cinema for over 15 years. This includes the first seven years of the event being held inside the Bondi Pavilion. Due to increased patronage the following seven years were held in the Dolphin Court.</p> <p>Estimated Audience: 17,000 pending PHO restrictions. Target Demographic: All ages</p>
March – April 2021 (TBC)	Venue Managed Event	Latin American Festival	<p>Latin American Festival – is a ticketed cultural festival featuring music, dance workshops and food stalls held at the Bondi Pavilion. Council has delivered an annual South American Festival at the Bondi Pavilion for around 30 years. In recent years the event has been co-produced with the Bondi Association of Artists and Musicians.</p> <p>Due to the unavailability of the Bondi Pavilion, work with organisers to identify a suitable new event location.</p> <p>Estimated Audience: 2,000 pending PHO restrictions. Target Demographic: Families – All ages</p>
25 April 2021 Annual Event	Venue Managed Event	Anzac Day Dawn Service	<p>Anzac Day Dawn Service – The Dawn Service takes place on ANZAC Day each year in front of the memorial on Ramsgate Avenue at Bondi Beach. The event is organised by Tobruk House and the North Bondi RSL Club. The event has grown annually and in 2018 attracted more than 15,000 people and is venue managed by the Events team in consultation with police, Sydney Buses and Council's traffic team.</p> <p>Estimated Audience: 15,000 pending PHO restrictions. Target Demographic: All ages</p>

REPORT CM/7.11/21.06



Subject: Sydney WorldPride 2023 - Bondi Beach Party

TRIM No: A19/0568

Author: Shaun Munro, Manager, Events

Director: John Clark, Director, Customer Service and Organisation Improvement

RECOMMENDATION:

That Council:

1. Approves the Bondi Beach Party event at south Bondi for the official closing event of Sydney WorldPride 2023.
2. Notes the event will remain subject to NSW Public Health Orders at the time.
3. Notes that event approval is subject to a fully executed licence agreement, the submission of a draft Event Management and Delivery Plan 12 weeks before the event and final plan four weeks before the event.

1. Executive Summary

WorldPride is an international biennial festival celebrating LGBTQIA+ culture. Sydney WorldPride 2023 will be held in conjunction with the 2023 Sydney Gay and Lesbian Mardi Gras, making it one of the largest events in Australia since the Sydney 2000 Olympics.

Council provided in principle support for a proposed high-impact event to take place at Bondi Beach in August 2019, as part of Sydney Gay and Lesbian Mardi Gras Committee's bid to host WorldPride 2023.

Sydney WorldPride organisers have requested an early approval for the Bondi Beach Party event to allow sufficient time to create an entertainment program that attracts high calibre performers and provides long lead times to develop and deliver meaningful cultural, community and business engagement strategies. A timely approval also provides Sydney WorldPride organisers and Council the opportunity to collaboratively meet key marketing and communication timelines.

WorldPride 2023 provides Council with an opportunity to host the official closing party, expected to bring together up to 15,000 people to celebrate at Bondi Beach, and further position Bondi Pavilion as a significant Sydney destination venue for arts and culture.

Council's involvement in Sydney WorldPride provides significant engagement opportunities for Bondi's local businesses and creative industries, arts and culture networks, community organisations, and the Waverley community at large.

Approval of the event will enable strategic business planning conversations with the Bondi & Districts Chamber of Commerce, and local artist networks and community organisations, advancing Council's strategic goals with respect to arts and culture, and economic development.

It is recommended that Council approves the official Sydney WorldPride 2023 closing event, Bondi Beach Party, to allow sufficient time for strategic planning, and to secure the best possible outcome for Waverley.

2. Introduction/Background

WorldPride is an international biennial festival celebrating LGBTQIA+ culture and joy. It is hosted by a city chosen by members of InterPride. Over 20 years, WorldPride has delivered international festivals hosted in seven different cities across the northern hemisphere.

2023 will mark the 50th Australian Gay Pride Week, the 45th Sydney Gay and Lesbian Mardi Gras, and the very first WorldPride in the southern hemisphere, in Sydney. Along with the annual Sydney Gay and Lesbian Mardi Gras parade and its large and diverse range of associated events, some of the key highlights of Sydney WorldPride 2023 will be:

- Opening Ceremony in the Domain.
- Fair Day in Victoria Park.
- Mardi Gras Parade & Party.
- First Nations Hub showcasing Aboriginal and Torres Strait Islander arts and culture in Tumbalong Park.
- Human Rights Conference at ICC Sydney.
- Pride March over the Sydney Harbour Bridge.
- Closing Ceremony and Concert in the Domain.
- Bondi Beach Party.

The Sydney WorldPride arts and culture program will take place throughout Sydney. Organisers are liaising with major performing arts venues, performing arts companies, and local government authorities across greater Sydney including Waverley Council, Woollahra Council, City of Sydney, Inner West Council, Liverpool City Council, and Campbelltown City Council.

Council provided in principle support for a proposed high-impact event to take place at Bondi Beach as a part of Sydney Gay and Lesbian Mardi Gras Committee's bid to host World Pride 2023, in August 2019.

The Sydney Gay and Lesbian Mardi Gras Committee successfully won the bid to host WorldPride 2023 in October 2019 and are now seeking approval from Council to deliver the Bondi Beach Party event at south Bondi as the official Sydney WorldPride 2023 closing event.

3. Relevant Council Resolutions

Meeting and date	Item No.	Resolution
Council 20 August 2019	CM/6.3/19.08	<p>That:</p> <ol style="list-style-type: none"> 1. Council supports in-principle the proposed high-impact event to take place at Bondi Beach for the Sydney Gay and Lesbian Mardi Gras Committee's bid to host World Pride 2023. 2. Council notes a detailed high-impact event proposal will be brought to Council for approval in due course. 3. The Mayor writes to the Sydney Gay and Lesbian Mardi Gras (Sydney Mardi Gras) Committee expressing Council's support in principle.

		4. Council investigates options for assisting in the winning of the bid.
--	--	--

4. Discussion

Sydney WorldPride 2023 was set up as an offshoot organisation of the Sydney Gay and Lesbian Mardi Gras Committee in early 2020. It now consists of a full-time team of 12 staff dedicated to ensuring Sydney WorldPride 2023 is a Sydney-wide, inclusive celebration of queer arts and culture, with a strong Asia-Pacific and human rights focus.

Sydney WorldPride 2023 will be the most significant global tourism event in Australia since COVID-19. Based on a study by Deloitte using data from past Mardi Gras and WorldPride Festivals, the event is expected to draw up to 1.2 million attendees and is anticipated to contribute to the reboot of the Sydney tourism economy, with a focus on the arts, culture, and hospitality sectors.

With Destination NSW as its strategic partner, and support from federal, state and local governments as well as key industries, Sydney WorldPride will promote Sydney as an inclusive, diverse, and welcoming city.

Sydney WorldPride events will showcase top-tier artists from Australia and around the world and be broadcast to a global audience. The Bondi Beach Party will be marketed as a once-in-a-lifetime experience, offered as the grand finale of the 10-day festival. It is likely to be the focus of mainstream international media attention.

It is proposed that event organisers will engage with local community groups in the lead up to, and during the event, to ensure the Bondi Beach Party reflects the values of the Bondi community and that broad engagement opportunities, such as volunteering, are prioritised for locals.

The Beach Party event

The Bondi Beach Party aims to attract 15,000 attendees, and will take place in the park and on the beach at south Bondi within a ticketed event precinct on Sunday 5 March from 3pm to 10pm.

The event will include a mix of music, live entertainment performances, various beach sports including the International WorldPride Beach Volley-Ball Competition, and a food and beverage precinct with ancillary service of alcohol in the park.

There will be considerable impacts on traffic and transport networks throughout the Eastern Suburbs and some inconvenience to residents. These impacts will be managed in the same way as City2Surf and Festival of the Winds with multi agency stakeholder meetings involving Department of Premier and Cabinet, NSW Police Force, Transport Management Centre, NSW Ambulance, Department of Premier and Cabinet, and Eastern Suburbs Police Area Command.

Location and safety

Sydney WorldPride organisers met onsite with Council's Events team in early 2020 to discuss the optimum location to host the Bondi Beach Party. Given the successful delivery of the Summersault event featuring the Beach Boys in 2015, the natural amphitheatre setting of south Bondi was agreed to be the most suitable location.

The event site will be fully fenced and ticketed. Patrons will not have access to the water to swim.

In line with the Waverley Events Policy, a comprehensive Event Management and Delivery Plan will be developed by organisers that will include:

- Risk Assessment.
- Communications Plan.
- Pre-event Community and Business Engagement Plans.
- Noise Management Plan.
- Emergency Evacuation Plan.
- Security and Alcohol Management Plan.
- Beach and Water Safety plans.
- Transport, Traffic and Pedestrian Management Plans.
- Egress and Dispersal Plans.

Business engagement opportunities

With international travel potentially recommencing in the second half 2022, the 2022–2023 summer will be an ideal opportunity for Waverley businesses to reinvigorate following the diminished tourism and visitation experienced during the COVID-19 pandemic. The Bondi Beach Party specifically, and the Sydney WorldPride event as whole, strengthen this opportunity for local businesses.

Approval of the event will enable early engagement and strategic business planning conversations with the Bondi & Districts Chamber of Commerce, ensuring the business community are provided with a reasonable timeframe to capitalise on increased visitation, develop and plan business options and activations, and prepare targeted marketing plans.

Arts and culture engagement opportunities

The Bondi Pavilion will be open and operating in 2023. Sydney WorldPride provides an opportunity for Council to showcase the upgraded venue to an international audience and capitalise on venue hire opportunities.

There is also an opportunity to partner with the Sydney WorldPride to engage high calibre performers and artists, and to strategically curate arts and culture programming that both aligns with other Sydney WorldPride events, and helps to position Bondi Pavilion as a significant Sydney visual arts and performance venue.

This artistic programming opportunity also affords a unique platform to local creatives to participate in an international arts and culture festival. Working with Sydney WorldPride's Creative Director and Stakeholder and Community Engagement Manager, Council officers will be in a position to deliver local WorldPride activations and programs that offer co-creation, participation and audience experiences for Waverley's arts and culture sector. These experiences will advance core objectives of the Waverley Arts and Culture Plan and Waverley Community Strategic Plan.

Event organiser capability

The Sydney WorldPride team consists of key members of the Sydney Gay and Lesbian Mardi Gras organisation that has successfully delivered complex outdoor mass gatherings for over forty years, as well as highly experienced event directors and producers with extensive experience in the events and festivals industry.

Notably, in 2020, as many outdoor events and mass gatherings struggled to find viable options to host their events due to the COVID-19 pandemic, Sydney Gay and Lesbian Mardi Gras successfully pivoted the Mardi Gras parade to a COVID-safe, ticketed event in the Sydney Cricket Ground (SCG). The move to the SCG demonstrated the organisation's ability to think creatively, find workable solutions and maintain a strong commitment to patron safety.

A detailed Event Management and Delivery Plan will be fully developed in the second half of 2022. The experience and calibre of the Sydney WorldPride organisers, however, are well proven, and can be relied upon to deliver a safe event with a quality participant experience that respects the natural environment, and manages any potential adverse impacts on the non-event community.

As per Council's Events Policy, event approval is subject to the submission of a draft Event Management and Delivery Plan 12 weeks before the event and a final Event Management and Delivery Plan four weeks before the event.

License agreement

Subject to event approval, officers will commence licence agreement negotiations. A finalised agreement will be brought to Council for approval.

5. Financial impact statement/Time frame/Consultation

Financial impact statement

Bondi Beach and the Waverley area in general is expected to experience considerable economic benefit from visitation, increased footfall and spending during Sydney WorldPride as a whole, and also on the day of the Bondi Beach Party event in particular.

Where additional Council resources and services are required to assist event delivery, a cost recovery financial model, like the arrangement with City2Surf organisers, will be negotiated as a part of the licence agreement. Cost recovery negotiations will be considered alongside the economic benefits to Council and the Local Government Area.

Time frame

On 8 July 2021 Sydney WorldPride will announce the festival theme, the signature events (including the Bondi Beach Party) as well as confirm several ambassadors and sponsors. It would be beneficial to Council to be featured in that announcement and in all public communications regarding the event from the outset, to maximise exposure and advance strategic objectives via communications.

Consultation

Inter-agency stakeholder consultation was facilitated in 2019 by the Director, Events Department of Premier and Cabinet as a part of supporting Sydney Gay and Lesbian Mardi Gras in developing their bid for WorldPride 2023.

Council officers will continue to facilitate consultation and liaison with NSW Police Force, Transport Management Centre, NSW Ambulance, Department of Premier and Cabinet, and Eastern Suburbs Police Area Command.

Events and Arts and Culture officers will also work closely internally with colleagues in Economic Development, Facilities, Lifeguards, Major Projects and Open Spaces and Parks.

Future consultation will require targeted engagement with local residents, the Bondi Beach Precinct, Bondi and Districts Chamber of Commerce, local Surf Life Saving Clubs, Bondi Pavilion commercial tenants and arts and culture partners, local community organisations, local schools, and local artists and creatives.

6. Conclusion

It is recommended that Council approves the official Sydney WorldPride 2023 closing event, the Bondi Beach Party, to allow sufficient time for strategic planning, and to secure the best possible outcome for Waverley.

7. Attachments

Nil .

REPORT CM/7.12/21.06



Subject: Bondi Park, Beach and Pavilion Plan of Management - Adoption

TRIM No: A03/0090

Author: Bianca Simpson, Service Manager, Open Space and Recreation

Director: Sharon Cassidy, Acting Director, Community, Assets and Operations

RECOMMENDATION:

That Council:

1. Notes the feedback received during the public exhibition period on the Bondi Park, Beach and Pavilion Park Plan of Management.
2. Adopts the Bondi Park, Beach and Pavilion Plan of Management attached to the report (Attachment 3) in accordance with section 40 of the *Local Government Act 1993* and section 3.23(6) of the *Crown Land Management Act 2016*.

1. Executive Summary

A plan of management is a document that defines the value, use, management practices and intent for the public purpose for which the land has been reserved. Bondi Park, Beach and Pavilion Plan of Management (BPBP PoM 2014) was developed through research and public consultation including the public exhibition period, before being adoption by Council in November 2014.

Since Council's adoption of the BPBP PoM 2014, Crown Lands updated the Crown Land Management Act 2016 (CLM Act), which came into effect in June 2018. In October 2020, Council resolved to update a priority list of Plans of Management (PoM) to comply with the new CLM Act, of which BPBP PoM was identified as the top priority. In line with the Council resolution, the plan of management was updated in draft format. The most significant changes are the inclusion of 'express authorisation' for future leases and licences for the land and land categorisation, as the BPBP PoM must comply with the provisions of the Local Government Act (LG Act).

In December 2020, Council resolved (CM/7.7/20.12) to publicly exhibit the updated Plan of Management for Bondi Beach, Park and Pavilion. Following Council's endorsement of the updated BPBP PoM, the plan was provided to the Crown Lands Minister as landowner for feedback and approval. Council received feedback from Crown Lands and updated the plan accordingly. Following Crown Land Minister's approval, the plan was made available for the community to review and provide feedback during a public exhibition period.

This report details the feedback Council received during the recent consultation in 2021 and requests that Council adopt the Plan of Management.

2. Introduction/Background

Bondi Park, Beach and Pavilion comprise Crown Land and parcels of road reserve, including Queen Elizabeth Drive and Park Parade. The plan also includes Biddigal Reserve. Council is the Crown land manager for the land. The PoM adopted by Council in 2014 was prepared to meet the requirements of the Crown Lands Act 1989.

The CLM Act which commenced on 1 July 2018 introduces significant changes to the management of Crown Land in NSW. Specifically, councils will now manage their dedicated or reserved land as if it were public land under the Local Government Act 1993 (LG Act).

Bondi Park, Beach and Pavilion and Biddigal Reserve are classified as 'community land' under the LG Act, meaning that councils are required to have plans of management for the land. While the BPBP PoM was prepared in consultation with Crown lands and adopted by Council in 2014, it was not officially adopted by Crown Lands as it was not the practice of State government to do so at the time. Therefore, to comply with the new CLM Act the BPBP PoM requires an update.

Significant consultation was undertaken as part of the plan's development therefore the plans vision and objectives were underpinned by community aspirations. In addition, not all the actions identified in the PoM have been realised and the vision and action plan remain relevant today. Therefore, only select sections of the PoM are required to be updated to comply with the Crown Land Management Act requirements. A more comprehensive review will be undertaken when the PoM action plan has been more fully implemented.

The approach of updating the plan of management, as opposed to redrafting the plan, was approved by Council at the 20 October 2020 Council meeting where it was resolved that Council would be updating the BPBP PoM to align with Crown Lands new template. The main changes to these plans are the inclusion of, express authorisation of leasing and licencing, land categorisation and changes in terminology. A comprehensive review of the BPBP PoM to include a new master plan and action plan will be undertaken when these plans are more fully realised later.

3. Relevant Council Resolutions

Meeting and date	Item No.	Resolution
Council 8 December 2020	CM/7.7/20.12	That Council: <ol style="list-style-type: none"> Pending approval from Crown Lands, publicly exhibits the updated draft Bondi, Park, Beach and Pavilion Plan of Management attached to this report for a period of 42 days. Authorises the Director, Community, Assets and Operations, to approve any minor amendments requested by Crown Lands prior to public exhibition.
Council 20 October 2020	CM/7.6/20.10	That Council: <ol style="list-style-type: none"> Pursuant to section 3.23 of the Crown Lands Management Act 2016, gives notice to the Minister administering the Crown Lands Management Act 2016 of the initial categorisation of Bondi, Bronte, Tamarama and Waverley Parks Crown Reserves as detailed in Attachment 1 of the report.

		<ol style="list-style-type: none"> 2. Authorises the General Manager to approve any minor amendments to the initial categorisations that may be required by Crown Lands. 3. Notes that plans of management prepared prior to 2018 are required to be updated to comply with the new Crown Lands Management Act 2016. 4. Updates the plans of management as prioritised in the report. 5. Notes that the plans of management listed as a priority will be updated concurrently, and that the General Manager may reprioritise plans of management to respond to Crown Lands requirements if they change. 6. Writes to the Crown Lands Area Manager requesting them to: <ol style="list-style-type: none"> (a) Appoint Council as Crown Land Manager for Gaerloch Reserve, Eastern Reserve, Raleigh Reserve and Clarke Reserve, which are devolved lands. (b) Formally confirm the earliest permissible time for the lodgement/assessment of the development applications for the Bondi Surf Life Saving Club and Bronte Surf Life Saving Club. 7. Notes that there are capacity issues in completing all the requirements by the current deadline and that there are discussions underway with Crown Lands in relation to a possible extension of deadline and programming of work. 8. Investigates options for recognising the cultural significance of land to First Nations people in NSW within plans of management.
Council 18 November 2014	CM/7.15/14.11	<p>That Council:</p> <ol style="list-style-type: none"> 1. Receives and notes this report. 2. Notes the findings from the Public Exhibition period (refer Attachment 1). 3. Adopts the Bondi Park, Beach and Pavilion Plan of Management 2014-2024 (refer Attachment 3). 4. Notes that Council will receive a separate report identifying details of upcoming projects identified in the Bondi Beach, Park and Pavilion Plan of Management.

4. Discussion

Feedback has now been received from Crown Lands and the community on the draft Plan of Management with the inclusion of 'express authorisation' for future leases and licences for the area.

Crown Lands feedback

As approved by Council in December 2020, the plan of management was presented to Crown Lands to review prior to the public exhibition period. Crown Lands reviewed the plan and requested the following changes:

- Update PoM accordingly and where required following directions from Categorisations (i.e. Upper Bondi Beach directed to category of Park). Update Figure 9.1.
- Review of Appendix 1 and figure 12.2, to ensure correct reserve details are stated and diagrams are clear (i.e. whole D500048, Part 100245, Part 94356)
- Update leases and licences to include current tenures i.e. stipulate current/future.
- Remove references to R500022 (Lot 1555 DP822245). This lot is part of Reserve 1000245.

Once the required changes were made to the plan, Crown Lands approved the PoM for public exhibition on the 12 April; see Attachment 1 letter of approval from Crown Lands and Attachment 3 for the updated Plan of Management. The plan of management was then made available for public comment with the public exhibition period commencing on 14 April.

Community feedback

During the exhibition period an advertisement was placed in the Wentworth Courier inviting the community to have a say. A web-based information package and survey were set up on Councils Have Your Say page. During the consultation period, the web page received 137 visits and the support documents were downloaded 48 times. Only five formal submissions were made. See Attachment 2 for a record of the submissions received.

Comments received were regarding the Notts Avenue works, the underground carpark, the Pavilion courtyard amphitheatre alongside the idea of the Pavilion forming one of the entrances to the Beach and the suggestion that the Pavilion should be financially sustainable. Notts Avenue is not within the study area of the Plan of Management so has not been addressed in any detail in this report.

As discussed previously, Council has resolved to update the BPBP PoM to comply with the *Crown Lands Act* which involved an update to include express authorisation of leasing and licencing, land categorisation and changes in terminology with changes to the master plan and action plan to be completed later. Changes to the master plan and action plan as suggested in some submissions, would require broad consultation, investigation, and significant design work.

Furthermore, not all actions identified in the action plan or master plan are expected to be completed. Many items were included depending on further investigations, if these investigations recommended the proposals were unsuitable, Council is not obliged to proceed with the work. An example of this is the underground car park where Council resolved October 2017 not to proceed with the feasibility study for an underground car park.

To clearly articulate works completed since the adoption of BBPP PoM, an update is provided in the Action Plan table (see page 90 of Attachment 3) 'monitoring and reporting' column, this column notes what works are on hold (not being pursued) completed, in progress or when we are expecting to undertake works. As such we have noted on page 94 of the BBPP PoM that this idea is 'on hold'.

If Council were to pursue the idea of an underground car park it could only do so by Council resolution and further investigation. Council also has committed to further investigations for the amphitheatre in the Pavilion courtyard. These investigations are to take place for Councils due consideration. The process of updating the BPBP PoM cannot anticipate these further investigations or future decisions by Council.

It is expected that a more thorough review of the BBPP PoM be undertaken after the Pavilion works are completed and park users have time to use the improved facilities and provide further feedback.

While this round of consultation did not receive a large volume of responses, it should be noted that there were three previous rounds of consultation including face-to-face meetings with the community and stakeholders. At these earlier stages Council received thousands of responses during consultation when drafting the plan undertaken from 2012 to 2014. Due to the nature of the recent consultation being focused on leasing and licencing the broader community did not engage with the topic.

5. Financial impact statement/Time frame/Consultation

Financial impact

The update to the BPBP PoM has been prepared by Council officers with specialist planning advice. The cost of specialist advice and associated with advertising and consultation for the exhibition period will be drawn from the existing BPBP PoM budget. This project is currently within budget, and the expected changes will not incur substantial cost to Council that would exceed budget.

Implementation for the BPBP PoM will continue through the long-term financial plan.

Time frame

On approval from Council, the adopted PoM will be sent to Crown Lands and updated on Council's webpage. This works can take place as a priority and could be completed within a working day unless further changes are requested.

If Council were to request further major changes to the Plan of Management, Crown Lands would need to be consulted and the BPBP PoM would require a subsequent further public exhibition period. This process can take up to 4 to 6 months and would preclude Council entering into leases for the commercial tenancies at the Bondi Pavilion.

Consultation

In drafting the PoM in 2012/2013, extensive community consultation was undertaken. This work was completed in three stages including:

- Stage 1: over 1,000 people participated and shared their ideas and suggestions for Bondi Park, Beach and Pavilion.
- Stage 2: draft directions and early concept plans for Bondi's future were available. The consultation process proved to be successful in gaining a broad range of view with 677 people providing responses and 104 attending consultation events. There was broad support for all the proposed directions.
- Stage 3: the draft PoM and background studies were available during the formal public exhibition period. During this time, 243 submissions were received.

As identified in this report a further stage of consultation has been completed in the update to comply with CLM Act.

6. Conclusion

Council resolved to update the Plan of Management for Bondi Park, Beach and Pavilion to include express authorisation of leasing and licencing, land categorisation and changes in terminology. Council did not resolve to review the master plan or action plan which will be completed later. The Plan of Management has now been updated accordingly, approved by Crown Lands.

From feedback received there is no opposition to the express authorisations or land categorisation within the PoM. Topics such as the underground carpark and Pavilion courtyard design were not the subject of the consultation and are being reported to Council independently. It is therefore recommended that the Bondi Park Beach and Pavilion Plan of Management be adopted by Council. On adoption of the Plan, a copy will be made available to Crown Lands.

7. Attachments

1. Letter approval from Crown Lands (under separate cover)
2. Submissions (under separate cover)
3. Bondi Park, Beach and Pavilion Plan of Management - 2021 update (under separate cover) .

**REPORT
CM/7.13/21.06**

Subject: Bondi Pavilion Restoration and Conservation Project - Quarterly Report

TRIM No: A15/0272

Author: Matt Henderson, Senior Project Manager

Director: Sharon Cassidy, Acting Director, Community, Assets and Operations

RECOMMENDATION:

That Council receives and notes the report on the Bondi Pavilion Restoration and Conservation project.

1. Executive Summary

The previous quarterly report was submitted in March 2021 and this is a subsequent quarterly update on the Bondi Pavilion Restoration and Conservation project. Construction works are continuing to progress with the contractor progressing main works included in Separable Portions 2, 3 and 4.

This report meets Office of Local Government reporting requirements in respect of major capital works projects.

2. Introduction/Background

The Bondi Pavilion Restoration and Conservation project development application (DA) was lodged on 3 April 2019 and subsequently approved on 19 December 2019. After a competitive open tender process, Buildcorp were appointed as the head contractor in July 2020 and commenced construction works on 13 July 2020.

The previous quarterly report was submitted in March 2021.

3. Relevant Council Resolutions

Meeting and date	Item No.	Resolution
Operations and Community Services Committee 2 March 2021	OC/5.4/21.03	That Council receives and notes the report on the Bondi Pavilion Restoration and Conservation Project.

4. Discussion

Construction works have been broken up into four separable portions. The separable portion descriptions are as follows:

1. Separable Portion 1 (SP1) – Demolition works (in progress).
 - (a) Commenced on 13 July 2020.
2. Separable Portion 2 (SP2) – Main construction works (commence after SP1).
 - (a) Commences upon issue of a notice to proceed from Council.

3. Separable Portion 3 (SP3) – Commercial tenancy work (tenancy shell 1 and 2).
 - (a) Commences upon issue of a notice to proceed from Council.
4. Separable Portion 4 (SP4) – Surfsh Tenancy Works.
 - (a) Obligation to provide temporary utilities to tenancy.
 - (b) Continued operations clause.
 - (c) Handover of cold shell from Council to new tenant for tenant works (which requires a tenant to procure its own DA).
 - (d) Commences upon issue of a notice to proceed from Council.

Buildcorp are currently completing works within all Separable Portions with a summary provided below:

SP1 – Demolition and structural works to date

- A and B Class Hoarding Installation (completed).
- Amphitheatre Demolition including removal of contaminated soil (completed).
- Internal Stripped out and ceilings exposed for Timber Inspection 95%.
- Demolition to 'The Bucket List' (completed).
- Existing signage removed (completed).
- Demolition of Area 1 Double Height Pavilion Stairs (completed).
- Stripping of Area 1 Theatre Area (completed).
- North Pavilion Hazmat Removal (completed).
- Main Pavilion Openings On-Going.
- Openings in Walls within Tenancy, Waste Room, North Loggia and Art Gallery Created.
- Lift Shaft Demolition Underway (completed).
- Beachfront Stairs Demolition (completed).
- Theatre timber flooring removed and salvaged (completed).
- Atrium roof removed (completed).
- Tenancy Shell 2 openings (completed).
- Northern Pavilion penetrations (completed).
- Southern Pavilion penetrations (completed).
- Main Pavilion Ground slab removed (completed).
- Main Pavilion Level 1 slab 80% demolished.
- Southern Courtyard slab removed.
- Le Surfsh Tenancy stripped out and awning removed.
- Southern plant room structure demolished.
- Main Pavilion Level 1 slab 100% demolished.
- Penetrations for External Stairs to Main Pavilion.
- Main Pavilion Theatre truss opening.
- Music Studios high level works on South Pavilion.
- Main Pavilion Roof tiles 100% removed.
- Main Pavilion Atrium existing reduced eaves.

SP2, SP3 and SP4 – Main works to date

- Underpinning in areas with sufficient bearing capacity (completed).
- Permeation grouting to areas (completed).
- Structural Steel Installation commencing to Atrium and Level 1 West Roof (completed).
- Pad footings for atrium 'y' columns poured (completed).
- Main pavilion wet area roughing completed (completed).
- Northern Archway constructed (completed).
- Scaffold to South Western Corner of Main Atrium (completed).
- Roof and roof anchor prototype (completed).

- Main Pavilion roof removal in progress.
- Inground services roughed into courtyard (completed).
- Northern colonnade strip footing piles installed (completed).
- Northern colonnade precast columns in manufacture (completed).
- Lift pit poured (completed).
- Cultural space blockwork wall (completed).
- Gatehouse opening created (completed).
- Main Pavilion G15,G16 & G22 Slab poured (completed).
- Main Pavilion ground floor atrium slab poured (completed).
- Main Pavilion Roofing commenced (completed).
- Main Pavilion Joist replacement commenced (completed).
- Main pavilion permeation and underpinning to D4/H4 (completed).
- Main Pavilion lintel encasement (completed).
- Lift shaft blockwork complete to roof slab level (completed).
- Main Pavilion G16 & G22 blockwork wall built (completed).
- North Pavilion Waste Room engaged piers constructed (completed).
- North Pavilion lintel steel installed (completed).
- North Colonnade Precast Column install (completed).
- North Pavilion beam encasement (completed).
- South Pavilion Beam encasement (completed).
- Scaffold erected to 3 side of Main Pavilion (completed).
- Scaffold erected to North Pavilion (completed).
- Grease Arrestor installation (completed).
- Façade restoration commencement (completed).
- Main Pavilion Precast balustrades installed (completed).
- Main Pavilion Level 1 PT slab poured (completed).
- Main Pavilion Y columns and beams installed (completed).
- Main Pavilion Truss installed to Theatre (completed).
- Main Pavilion Theatre penetration (completed).
- Main Pavilion Theatre ply sub floor installed (completed).
- Main Pavilion North stair footing poured (completed).
- South Pavilion Music room slab poured (completed).
- South Colonnade Precast Columns installed (completed).
- Tenancy 1 Shell Block wall (completed).
- Window and Door Prototypes (completed).
- Gatehouse render commenced (completed).
- North Pavilion Blockwork walls to Waste Room, Change Room (completed).
- North Pavilion Penetration propping removed (completed).
- North Pavilion Waste Room and Amenities slab poured (completed).
- North Pavilion Colonnade Slab Formwork (completed).
- North Pavilion Roof Tiling commenced (completed).
- Main Pavilion Roof tiling to all external elevations (completed).
- Main Pavilion Lift installation commencement (completed).
- Main Pavilion Theatre ceiling insulation commenced (completed).
- Main Pavilion brick infills commenced (completed).
- Main Pavilion Precast Stair Balustrades North and South installed (completed).
- Main Pavilion high level services installation commenced.
- Main Pavilion Level 1 Blockwork walls commenced.
- Main Pavilion tiling to all elevations (completed).
- Main Pavilion Southern Wall rendered (completed).
- Main Pavilion Level 1 formwork removed (completed).

- Main Pavilion Window repair prototype (completed).
- South Pavilion Services Penetrations created (completed).
- South Pavilion Broadcast Room Steel installed (completed).
- South Pavilion AHU slab poured (completed).
- South Pavilion Roof tiles removed (completed).
- South Pavilion Foyer Opening created (completed).
- South Pavilion Colonnade formwork commenced (completed).
- South Pavilion Colonnade inground services (completed).
- Gatehouse high level services installed (completed).
- Gatehouse ceilings installed (completed).

Upcoming milestone construction activities

- Stage 2 of QED Works commenced.
- North Pavilion Amenities rough in.
- North Loggia slabs poured.
- South Colonnade Awning slab complete
- Main pavilion Level 1 fit-out commenced.
- Main Pavilion Atrium LVL installation commenced.
- Main Pavilion Theatre ceiling commenced.
- Stage 3aB/3c commenced.
- External promenade Stage 2a.
- North Pavilion High level remedial works commenced.
- North Pavilion tiled roof.
- South Pavilion tiled roof.
- External Loggias poured.
- Electrical Infrastructure commenced.

Work health and safety

- Internal safety audits are completed on a weekly basis by the head contractor.
- External safety audits are undertaken intermittently by an external safety auditor. To date, a total of 6 external safety audits have been completed. Buildcorp has scored on average 98% in all safety audits. Reports are provided to Council's WHS team.

Communications

Council has a designated communications officer who provides regular updates to the community in relation to the progression of the works through online platforms and direct correspondence. There is also a designated email address <pavilionconsultation@waverley.nsw.gov.au> that has been advertised for community members to directly contact Council in relation to any questions or concerns.

Additionally, Buildcorp, in collaboration with Council, releases a monthly stakeholder communications report. The May 2021 report is attached to this report (Attachment 2).

Green Star

The Green Star Building Council of Australia (GBCA) has confirmed that the round two Green Star submission was successful, and the project is eligible to achieve a five-star green star rating. The next step is to compile detailed documentation to submit to GBCA for a final submission.

5. Financial impact statement/Time frame/Consultation

The budget for the Bondi Pavilion Restoration and Conservation Project is from project code C0006 and Long Term Financial Plan (LTFP).

LTFP 5.2 includes a budget of \$34,500,000 for the Bondi Pavilion Restoration and Conservation Project building works and \$5,200,000 for the associated external landscape and public domain works. It is worth noting that the total budget includes construction, including contingency and consultancy costs.

A breakdown of head contractor and head consultant costs have been provided below:

Head contractor fees

• Contract sum	\$32,388,229.00
• Contingency	\$4,850,734.00
• Contingency remaining	\$2,070,924.35
• Variations approved to date	\$2,779,809.65
• Variations rejected/withdrawn to date	\$684,667.37
• Percentage of contract completed	48.87%

The contractor's variations approved to date are mainly related to latent conditions or unforeseen site conditions that could not have been anticipated at the time of tender.

Head consultant fees (construction phase)

Contract sum (construction phase only)	\$955,637.50
Contingency	\$344,362.50
Contingency remaining	\$70,000.00
Variations approved to date	\$274,362.50
Variations rejected/withdrawn to date	\$0

Program

The practical completion date is currently projected to be 14 January 2022 due to inclement weather delays. The contractor will attempt to mitigate this delay by resequencing construction activities.

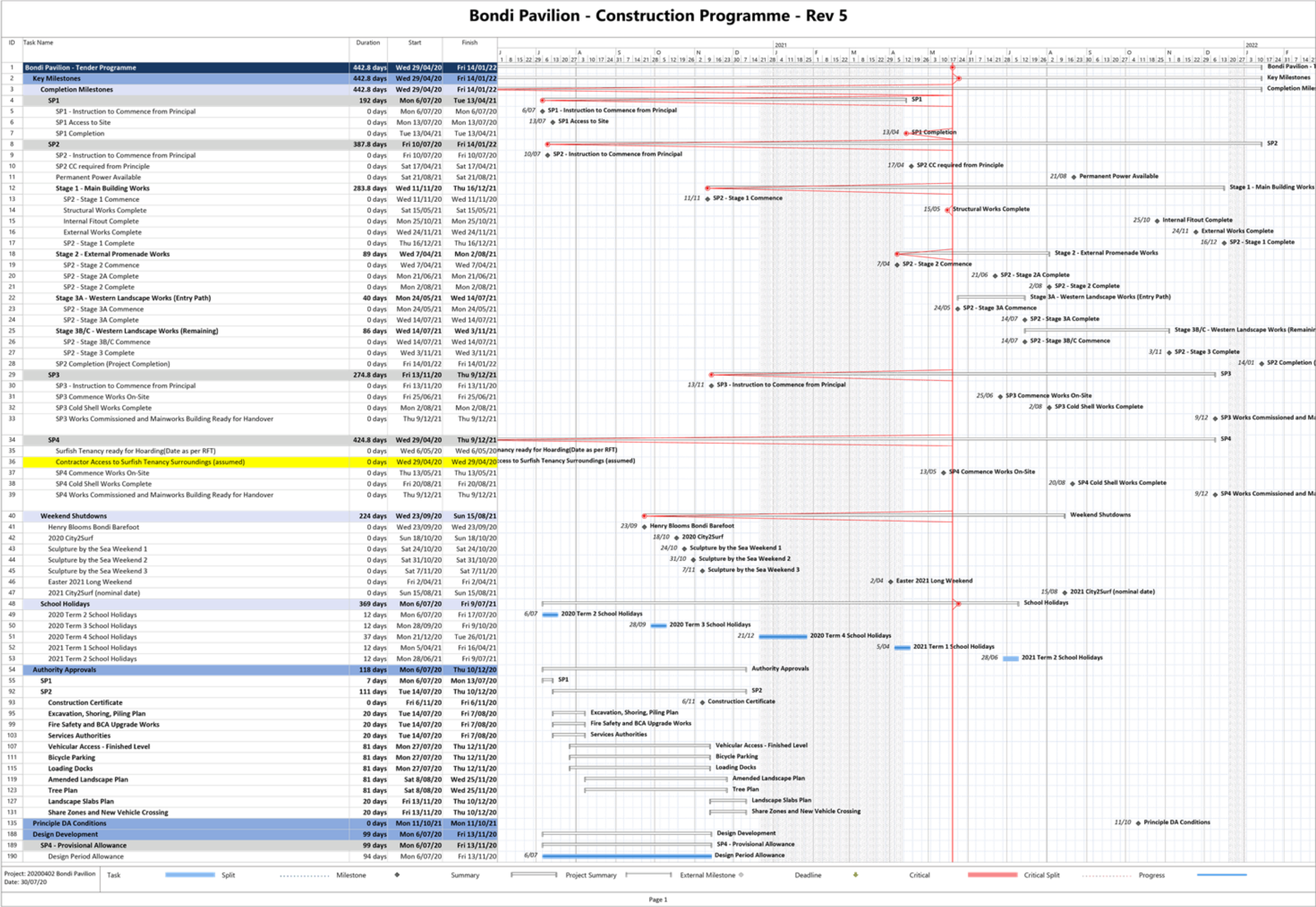
A detailed construction program is attached to this report (Attachment 1).

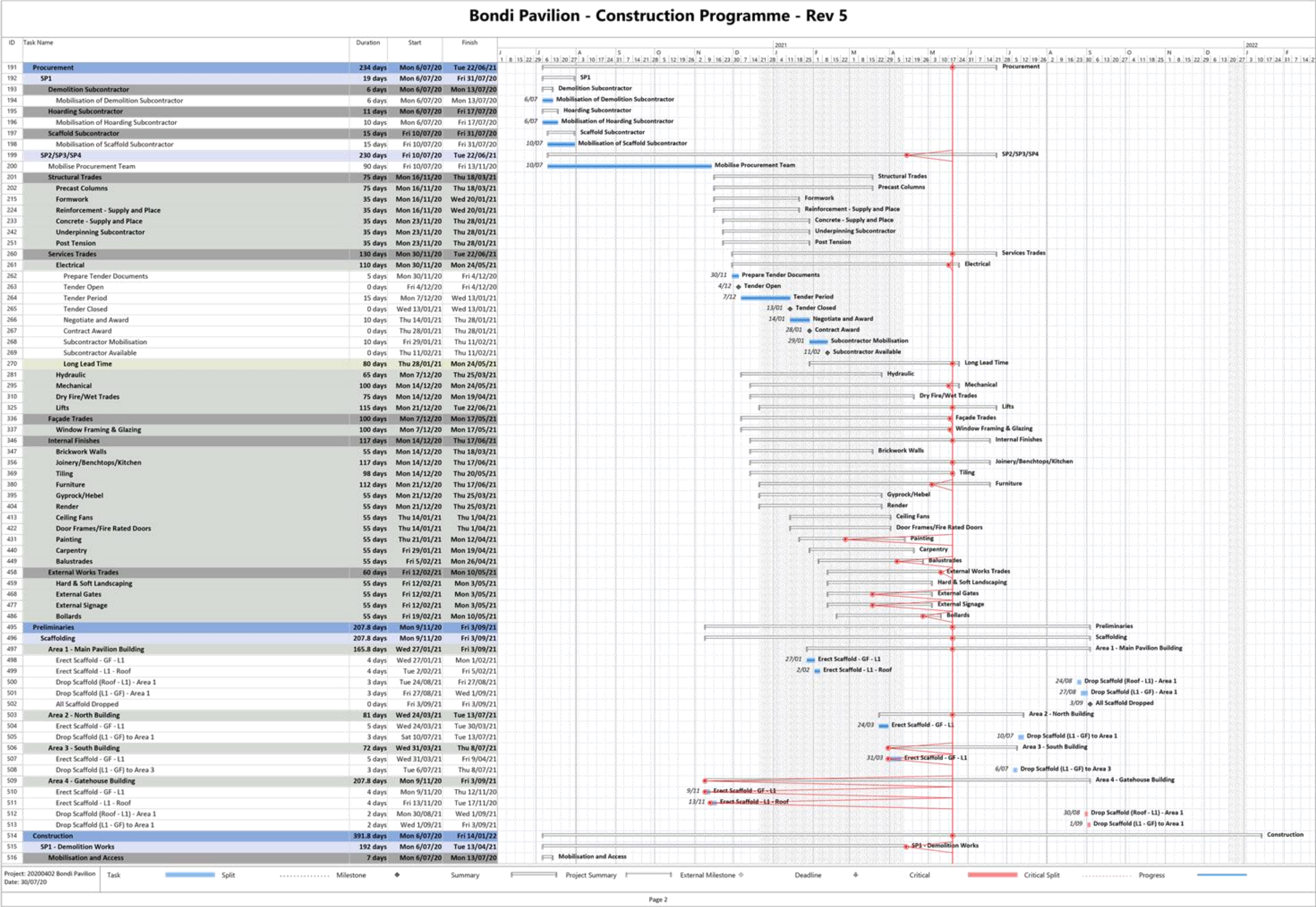
6. Conclusion

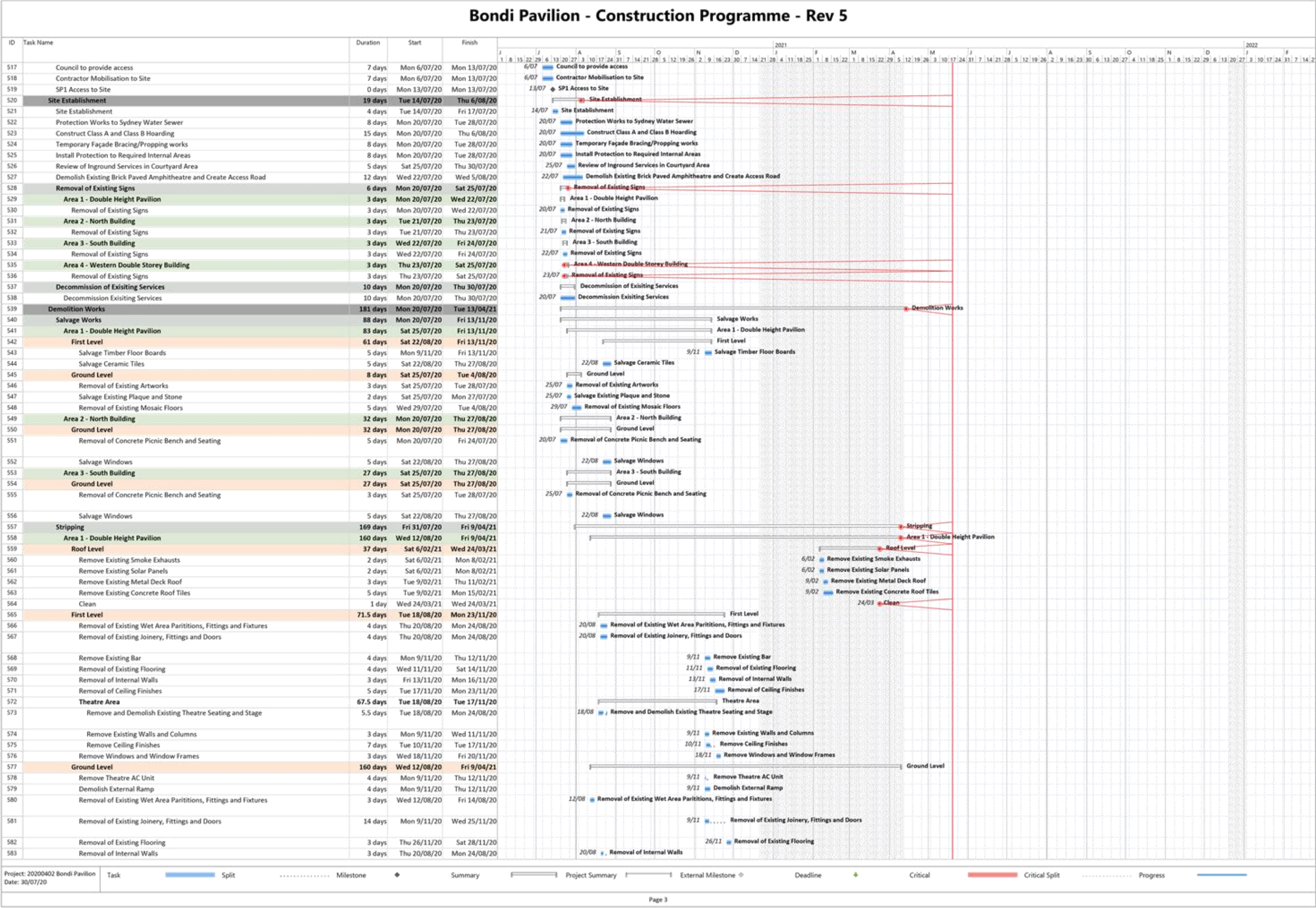
The next quarterly report will be submitted at the September 2021 Operation and Community Services Committee meeting.

7. Attachments

1. Bondi Pavilion construction program [↓](#)
2. Monthly community update - May 2021 [↓](#) .

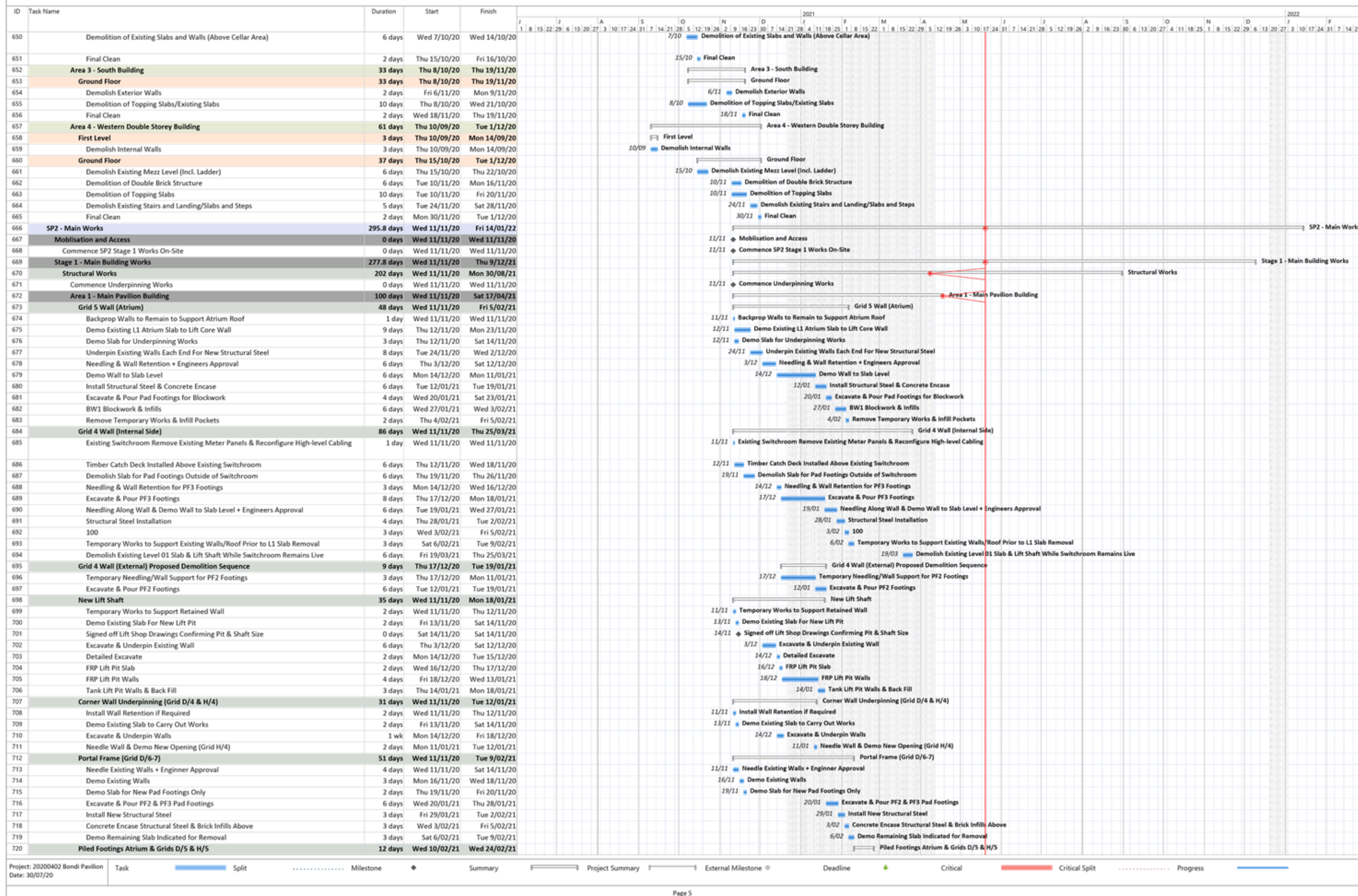


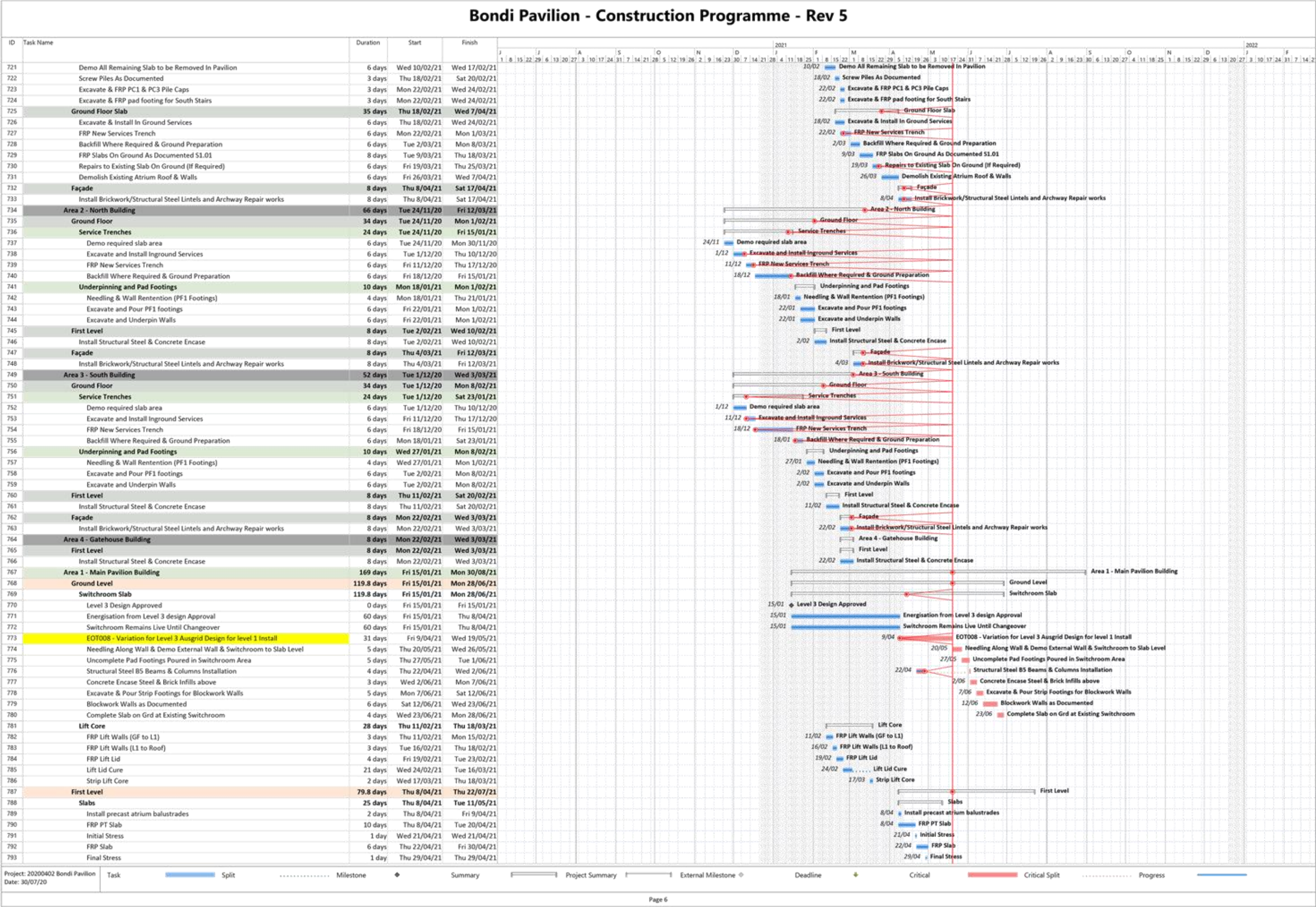




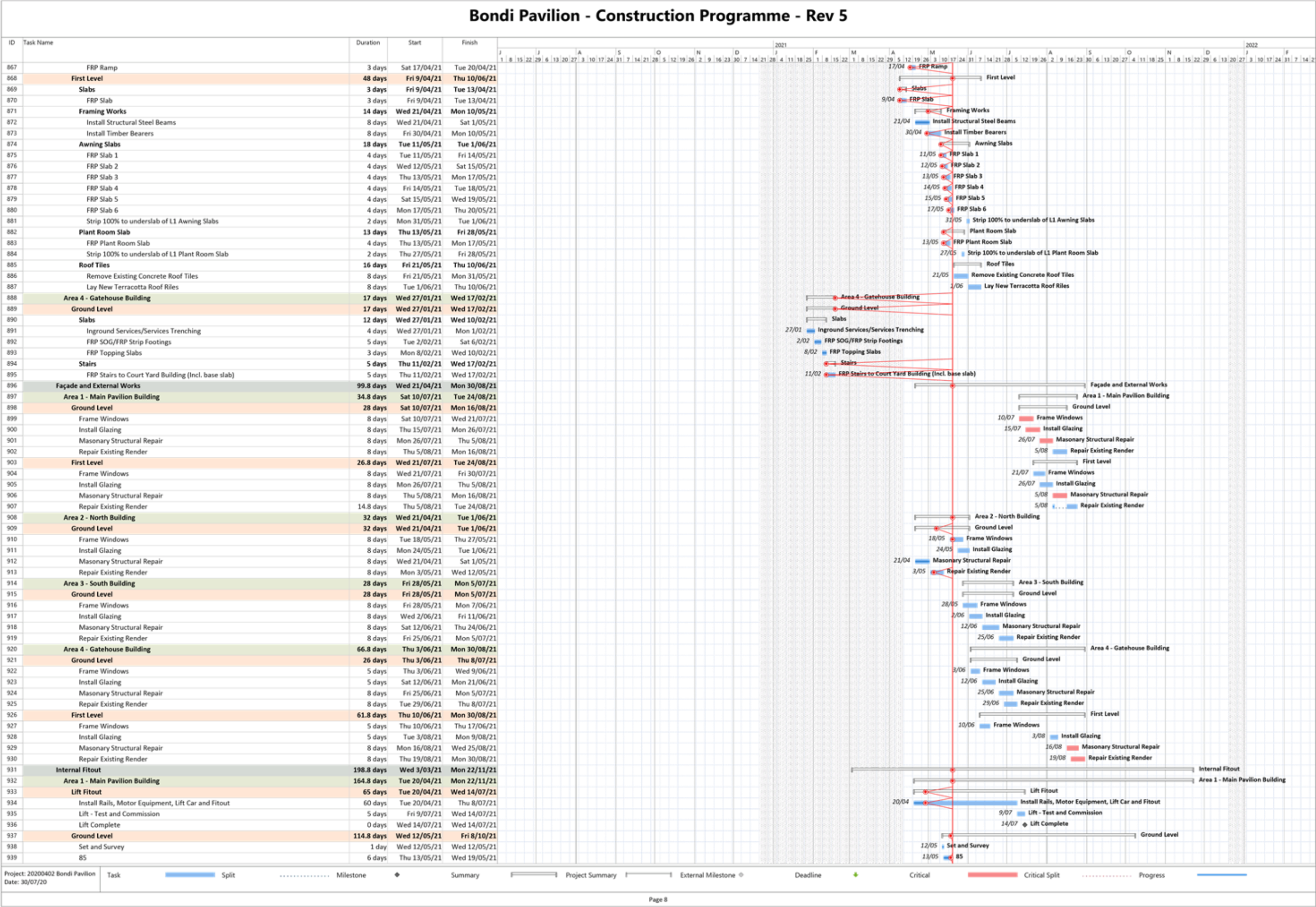
ID	Task Name	Duration	Start	Finish	2021																																																2022																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																					
					J	J	A	S	O	N	D	J	F	M	A	M	J	J	A	S	O	N	D	J	F																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																	
					1	8	15	22	29	6	13	20	27	3	10	17	24	31	7	14	21	28	5	12	19	26	2	9	16	23	30	7	14	21	28	4	11	18	25	1	8	15	22	29	5	12	19	26	3	10	17	24	31	7	14	21	28	4	11	18	25	1	8	15	22	29	5	12	19	26	2	9	16	23	30	6	13	20	27	3	10	17	24	31	7	14	21	28	4	11	18	25	1	8	15	22	29	5	12	19	26	2	9	16	23	30	6	13	20	27	3	10	17	24	31	7	14	21	28	4	11	18	25	1	8	15	22	29	5	12	19	26	2	9	16	23	30	6	13	20	27	3	10	17	24	31	7	14	21	28	4	11	18	25	1	8	15	22	29	5	12	19	26	2	9	16	23	30	6	13	20	27	3	10	17	24	31	7	14	21	28	4	11	18	25	1	8	15	22	29	5	12	19	26	2	9	16	23	30	6	13	20	27	3	10	17	24	31	7	14	21	28	4	11	18	25	1	8	15	22	29	5	12	19	26	2	9	16	23	30	6	13	20	27	3	10	17	24	31	7	14	21	28	4	11	18	25	1	8	15	22	29	5	12	19	26	2	9	16	23	30	6	13	20	27	3	10	17	24	31	7	14	21	28	4	11	18	25	1	8	15	22	29	5	12	19	26	2	9	16	23	30	6	13	20	27	3	10	17	24	31	7	14	21	28	4	11	18	25	1	8	15	22	29	5	12	19	26	2	9	16	23	30	6	13	20	27	3	10	17	24	31	7	14	21	28	4	11	18	25	1	8	15	22	29	5	12	19	26	2	9	16	23	30	6	13	20	27	3	10	17	24	31	7	14	21	28	4	11	18	25	1	8	15	22	29	5	12	19	26	2	9	16	23	30	6	13	20	27	3	10	17	24	31	7	14	21	28	4	11	18	25	1	8	15	22	29	5	12	19	26	2	9	16	23	30	6	13	20	27	3	10	17	24	31	7	14	21	28	4	11	18	25	1	8	15	22	29	5	12	19	26	2	9	16	23	30	6	13	20	27	3	10	17	24	31	7	14	21	28	4	11	18	25	1	8	15	22	29	5	12	19	26	2	9	16	23	30	6	13	20	27	3	10	17	24	31	7	14	21	28	4	11	18	25	1	8	15	22	29	5	12	19	26	2	9	16	23	30	6	13	20	27	3	10	17	24	31	7	14	21	28	4	11	18	25	1	8	15	22	29	5	12	19	26	2	9	16	23	30	6	13	20	27	3	10	17	24	31	7	14	21	28	4	11	18	25	1	8	15	22	29	5	12	19	26	2	9	16	23	30	6	13	20	27	3	10	17	24	31	7	14	21	28	4	1

Bondi Pavilion - Construction Programme - Rev 5



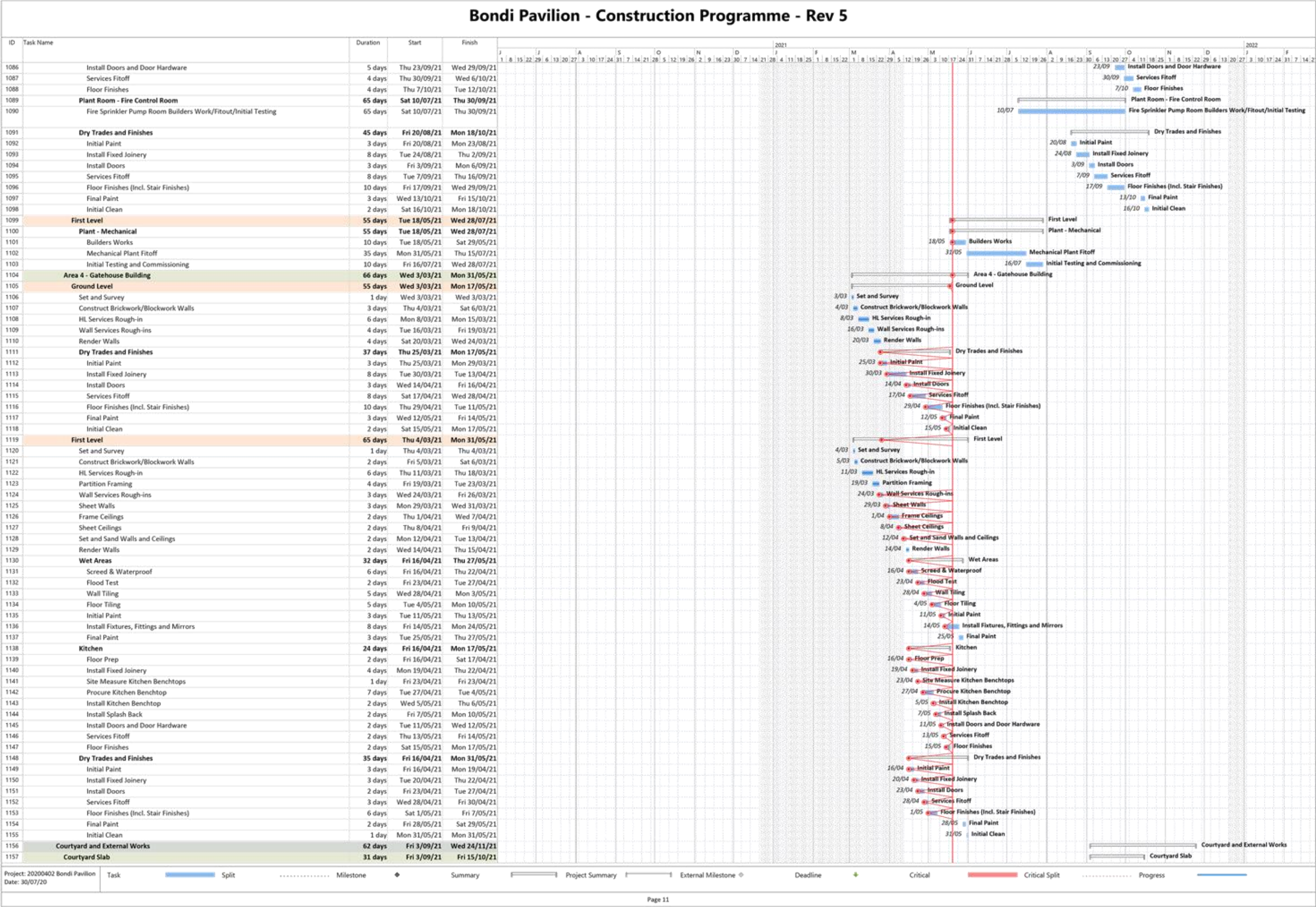


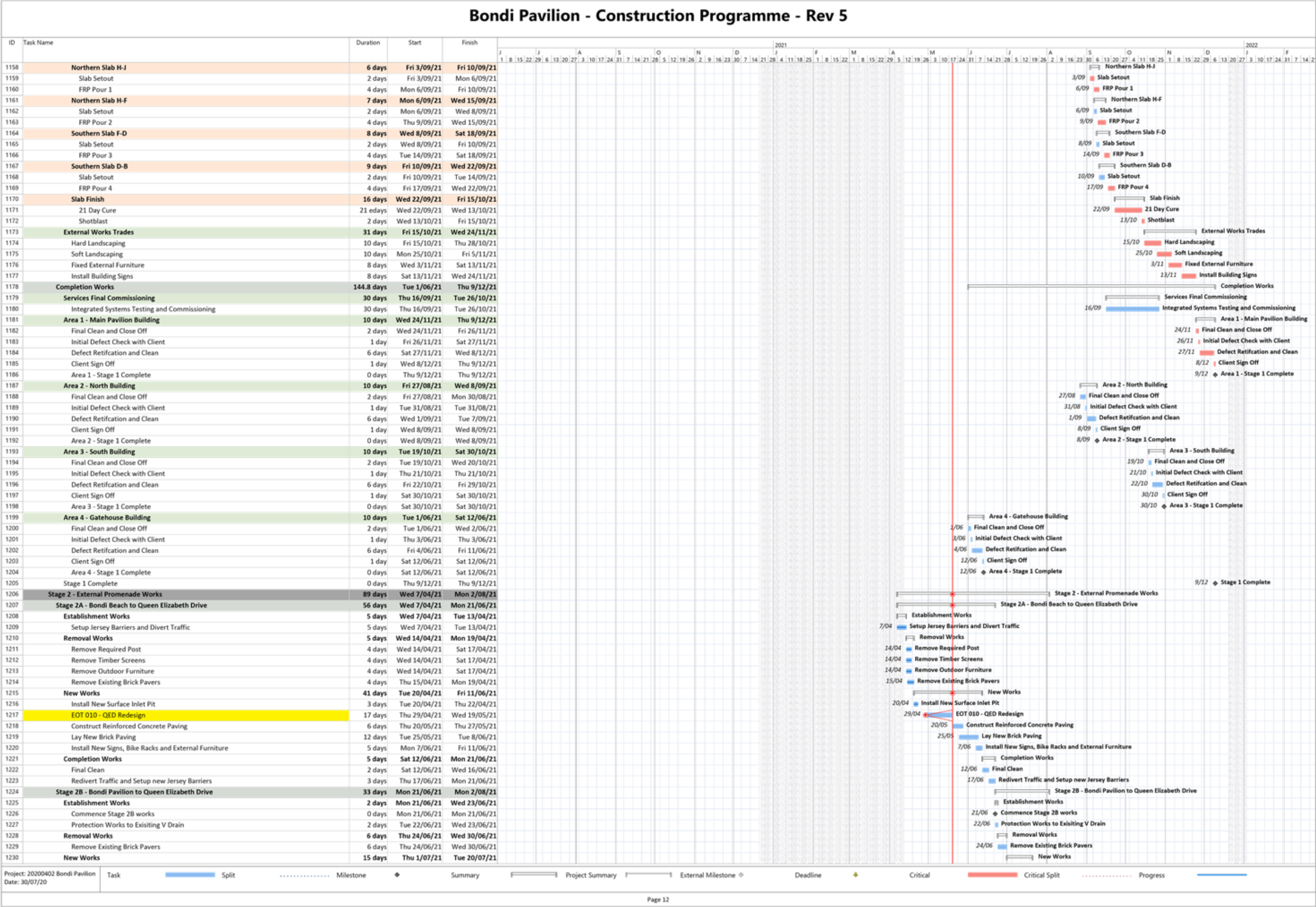
ID	Task Name	Duration	Start	Finish	2021																																																								2022																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																														
					J	1	8	15	22	29	6	13	20	27	3	10	17	24	31	7	14	21	28	5	12	19	26	2	9	16	23	30	7	14	21	28	4	11	18	25	1	8	15	22	29	5	12	19	26	2	9	16	23	30	6	13	20	27	4	11	18	25	1	8	15	22	29	5	12	19	26	2	9	16	23	30	6	13	20	27	3	10	17	24	31	7	14	21	28	4	11	18	25	1	8	15	22	29	5	12	19	26	2	9	16	23	30	6	13	20	27	3	10	17	24	31	7	14	21	28	4	11	18	25	1	8	15	22	29	5	12	19	26	2	9	16	23	30	6	13	20	27	3	10	17	24	31	7	14	21	28	4	11	18	25	1	8	15	22	29	5	12	19	26	2	9	16	23	30	6	13	20	27	3	10	17	24	31	7	14	21	28	4	11	18	25	1	8	15	22	29	5	12	19	26	2	9	16	23	30	6	13	20	27	3	10	17	24	31	7	14	21	28	4	11	18	25	1	8	15	22	29	5	12	19	26	2	9	16	23	30	6	13	20	27	3	10	17	24	31	7	14	21	28	4	11	18	25	1	8	15	22	29	5	12	19	26	2	9	16	23	30	6	13	20	27	3	10	17	24	31	7	14	21	28	4	11	18	25	1	8	15	22	29	5	12	19	26	2	9	16	23	30	6	13	20	27	3	10	17	24	31	7	14	21	28	4	11	18	25	1	8	15	22	29	5	12	19	26	2	9	16	23	30	6	13	20	27	3	10	17	24	31	7	14	21	28	4	11	18	25	1	8	15	22	29	5	12	19	26	2	9	16	23	30	6	13	20	27	3	10	17	24	31	7	14	21	28	4	11	18	25	1	8	15	22	29	5	12	19	26	2	9	16	23	30	6	13	20	27	3	10	17	24	31	7	14	21	28	4	11	18	25	1	8	15	22	29	5	12	19	26	2	9	16	23	30	6	13	20	27	3	10	17	24	31	7	14	21	28	4	11	18	25	1	8	15	22	29	5	12	19	26	2	9	16	23	30	6	13	20	27	3	10	17	24	31	7	14	21	28	4	11	18	25	1	8	15	22	29	5	12	19	26	2	9	16	23	30	6	13	20	27	3	10	17	24	31	7	14	21	28	4	11	18	25	1	8	15	22	29	5	12	19	26	2	9	16	23	30	6	13	20	27	3	10	17	24	31	7	14	21	28	4	11	18	25	1	8	15	22	29	5	12	19	26	2	9	16	23	30	6	13	20	27	3	10	17	24	31	7	14	21	28	4	11	18	25	1	8	15	22	29	5	12	19	26	2	9	16	23	30	6	13	20	27	3	10	17	24	31	7	14	21	28	4	11	18	25	1	8	15	22	29	5	12	19	26	2	9	16	23	30</

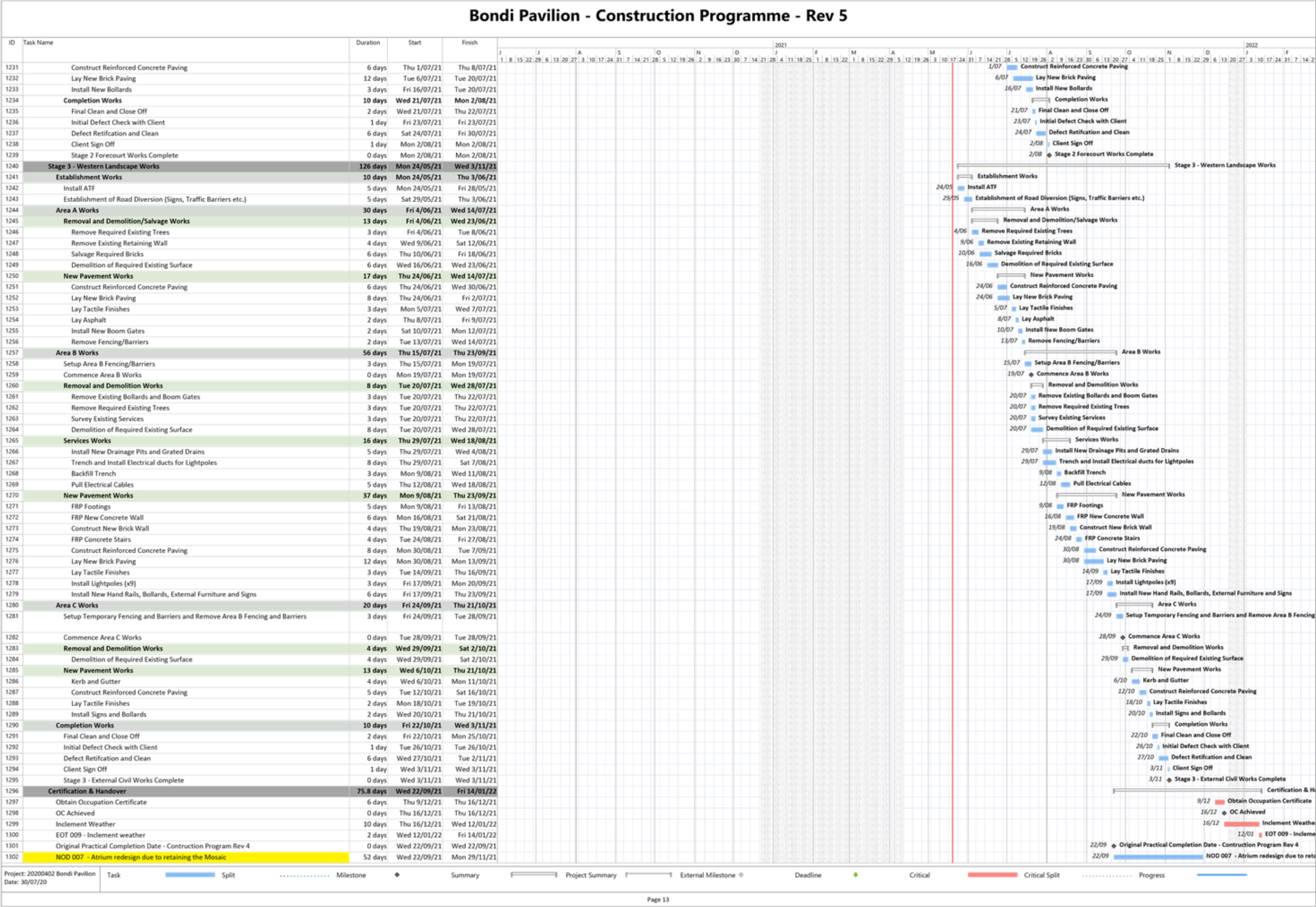


[illegible]

[illegible]







Bondi Pavilion - Construction Programme - Rev 5

ID	Task Name	Duration	Start	Finish
1303	Practical Completion	0 days	Fri 14/01/22	Fri 14/01/22
1304	SP3 - Ground Floor Tenancy Fitout (Cold Shell)	30 days	Fri 25/06/21	Mon 2/08/21
1305	SP3 Works - Tenanncy Shell 2 Fitout	24 days	Fri 25/06/21	Sat 24/07/21
1306	Set and Survey	1 day	Fri 25/06/21	Fri 25/06/21
1307	HL Services Rough-In	10 days	Mon 28/06/21	Fri 9/07/21
1308	Install Partition Walls	6 days	Sat 10/07/21	Fri 16/07/21
1309	Install Doors	4 days	Mon 19/07/21	Thu 22/07/21
1310	Clean	2 days	Fri 23/07/21	Sat 24/07/21
1311	SP3 - Tenanncy Shell 2 Complete	0 days	Sat 24/07/21	Sat 24/07/21
1312	SP3 Works - Tenanncy Shell 1 Fitout	29 days	Sat 26/06/21	Mon 2/08/21
1313	Set and Survey	1 day	Sat 26/06/21	Sat 26/06/21
1314	HL Services Rough-In	10 days	Tue 6/07/21	Fri 16/07/21
1315	Install Partition Walls	6 days	Mon 19/07/21	Sat 24/07/21
1316	Install Doors	4 days	Mon 26/07/21	Thu 29/07/21
1317	Clean	2 days	Fri 30/07/21	Mon 2/08/21
1318	SP3 - Tenanncy Shell 1 Complete	0 days	Mon 2/08/21	Mon 2/08/21
1319	SP4 - Ground Floor Tenancy Fitout (Cold Shell) - Provisional Sum	142 days	Fri 12/02/21	Fri 20/08/21
1320	Resequenced Works	142 days	Fri 12/02/21	Fri 20/08/21
1321	Notice to resequence Issued	0 days	Fri 12/02/21	Fri 12/02/21
1322	Inground services diversions	9 days	Mon 12/04/21	Wed 21/04/21
1323	Hydraulic	6 days	Mon 12/04/21	Sat 17/04/21
1324	Electrical	6 days	Thu 15/04/21	Wed 21/04/21
1325	Structure	48 days	Thu 22/04/21	Fri 25/06/21
1326	Underpinning to western wall	6 days	Thu 22/04/21	Fri 30/04/21
1327	Connection to existing beams	6 days	Sat 1/05/21	Fri 7/05/21
1328	FRP Service trench structure	6 days	Mon 10/05/21	Sat 15/05/21
1329	Screw piles for staircase	2 days	Mon 17/05/21	Tue 18/05/21
1330	Pad footings for staircase	3 days	Wed 19/05/21	Fri 21/05/21
1331	FRP Staircase	6 days	Mon 24/05/21	Sat 29/05/21
1332	Precast Balsustrade install	2 days	Mon 31/05/21	Tue 1/06/21
1333	FRP Colonnade footings	3 days	Wed 2/06/21	Fri 4/06/21
1334	Colonnade precast	2 days	Mon 7/06/21	Tue 8/06/21
1335	FRP Colonnade Structure	6 days	Wed 9/06/21	Thu 17/06/21
1336	Openings to Western Walls	6 days	Fri 18/06/21	Fri 25/06/21
1337	Façade	24 days	Sat 1/05/21	Mon 31/05/21
1338	Remedial works to elevations	12 days	Sat 1/05/21	Sat 15/05/21
1339	Windows and Doors Scope	12 days	Mon 17/05/21	Mon 31/05/21
1340	Roof	10 days	Fri 18/06/21	Wed 30/06/21
1341	Strucutral Carpenty to Roof as required	6 days	Fri 18/06/21	Fri 25/06/21
1342	Roofing	4 days	Sat 26/06/21	Wed 30/06/21
1343	Public Domain	24 days	Thu 1/07/21	Fri 30/07/21
1344	Staircase Topping	3 days	Thu 1/07/21	Mon 5/07/21
1345	FRP Paving Slab	3 days	Tue 6/07/21	Thu 8/07/21
1346	Paving	6 days	Fri 9/07/21	Thu 15/07/21
1347	FRP Courtyard	12 days	Fri 16/07/21	Fri 30/07/21
1348	High Level Services	24 days	Thu 24/06/21	Fri 23/07/21
1349	Mechanical	6 days	Thu 24/06/21	Wed 30/06/21
1350	Fire	3 days	Thu 1/07/21	Mon 5/07/21
1351	Electrical	6 days	Tue 6/07/21	Mon 12/07/21
1352	Solar	3 days	Tue 13/07/21	Thu 15/07/21
1353	Commissioning & Certification	6 days	Fri 16/07/21	Fri 23/07/21
1354	SP4 Works - Tenancy Shell Fitout	43 days	Sat 26/06/21	Fri 20/08/21
1355	SP4 Cold Shell Commence	0 days	Sat 26/06/21	Sat 26/06/21
1356	Internal Demotion	10 days	Mon 28/06/21	Fri 9/07/21
1357	Set and Survey	1 day	Sat 10/07/21	Sat 10/07/21
1358	HL Services Rough-In	10 days	Mon 12/07/21	Fri 23/07/21
1359	Install Partition Walls	6 days	Sat 24/07/21	Fri 30/07/21
1360	Install Doors	4 days	Mon 2/08/21	Thu 5/08/21
1361	Initial Clean	2 days	Fri 6/08/21	Sat 7/08/21
1362	Final Clean and Close Off	2 days	Mon 9/08/21	Tue 10/08/21
1363	Initial Defect Check with Client	1 day	Wed 11/08/21	Wed 11/08/21
1364	Defect Retifcation and Clean	6 days	Thu 12/08/21	Thu 19/08/21
1365	Client Sign Off	1 day	Fri 20/08/21	Fri 20/08/21
1366	SP4 Works Complete	0 days	Fri 20/08/21	Fri 20/08/21

Newsletter

May 2021

Artist impression of the Bondi Pavilion completed project

Cultural Icon taking shape

The restoration of the famous Bondi Pavilion

Restoration and conservation works are progressing at Bondi Pavilion to ensure the building's continued conservation and functional upgrades are completed to service the complex needs of the community, as well as the beach-goers and tourists who flock to Bondi annually.

Demolition works are ninety per cent complete and restoration works have gathered pace. Some key construction milestones have been achieved recently in the main atrium, courtyard, bathrooms, flexible cultural space and ground floor areas.

Another project highlight is the continuing progress being made in delivering environmental and sustainability initiatives under the 5-Star Green Star Rating system. The Green Star rating system considers and assesses the sustainability of the project at all stages of development against a range of environmental impact categories.

Green Star certified buildings produce considerably less greenhouse gas emissions, are energy and water efficient, and, during construction, recycle a high proportion of their construction and demolition waste compared to other new construction projects. You will also notice temporary changes in car and pedestrian access in Queen Elizabeth Drive to support the construction work. This has been ongoing since 7 April and is expected to be completed in eight weeks. Please read on for more information on this.

Overall the project is progressing well, and is on track for completion on time.



A Sustainable Future

The project team is progressing well to deliver the project's environmental and sustainability initiatives. A Green Star workshop was recently held with subcontractors to help them understand their role in helping us achieve the 5-Star Green Star Rating, and ways we can collaborate to meet the targets.



2015-2018:
Concept design
development and
community consultation



2019:
Development
application (DA) lodged
and approved



July 2020:
Restoration work
commences (approximately
18 months construction
work)



December 2021:
Expected completion of
construction works

Community Investment & Opportunity

Buildcorp aims to create opportunities for investment and participation for wider community benefit on all of our projects. This includes working with our construction project partners to increase and measure the opportunity created for women, apprentices and Aboriginal and Torres Strait Islander Peoples.

We are proud to report that our project spend with Indigenous-owned construction businesses is on track to reach 6%, double the original target. These partnerships create benefits through both direct investment and employment, and are supported by Buildcorp's Supply Nation membership which connects us to a range of verified Indigenous businesses.

Major Milestone Achieved

Last week, the site team achieved a major milestone with the installation of precast balustrades, structural beams and feature 'Y' columns in the main atrium. A crane was used to lift these structural elements into position weighing a total of 70 tonnes. The benefits of using precast concrete include achieving a higher quality product poured into pre-made moulds in a controlled factory environment, allowing a shorter on site installation time.

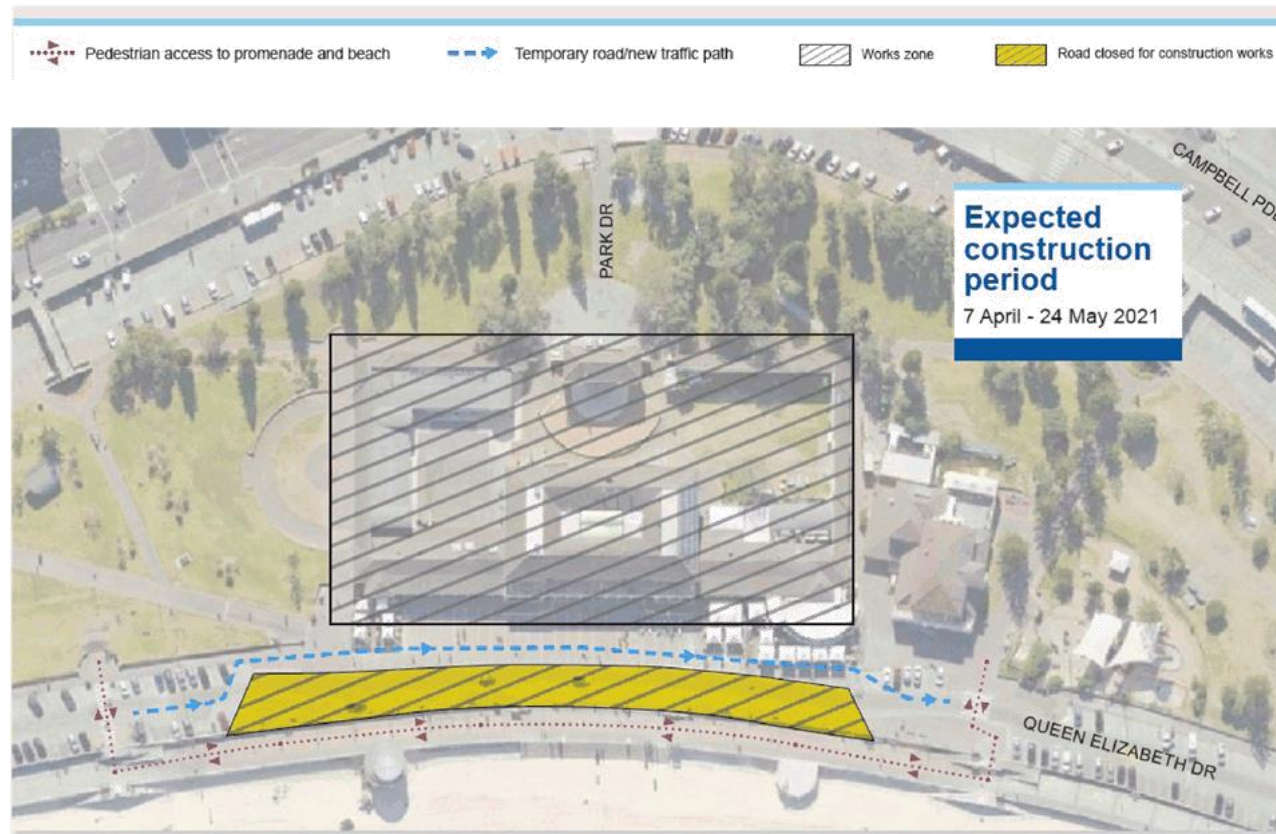
The feature "Y" columns are an interpretation of the existing fluid and art forms within the existing heritage building. These columns and beams will form the main structure supporting the new glass atrium roof expected to be installed in June.



Queen Elizabeth Drive works

As part of the project, we have temporarily relocated car access along Queen Elizabeth Drive, moving it back towards the Pavilion.

Pedestrian access has also been relocated to stairs and ramps either side of roadworks. Construction work commenced on Queen Elizabeth Drive on 7 April and is expected to take 8 weeks.



Works update

What's happened

- Demolition works are 90% complete
- Precast balustrades and feature 'Y' columns have been installed in the main atrium
- Precast columns have been installed in the courtyard area
- Concrete slabs have been poured in the main atrium ground and first floor areas, male and female bathrooms and flexible cultural space
- Façade remedial works on the north east and north west elevations have been completed.

Current works

- Roof works have commenced including the removal of existing roof tiles
- Demolition works are underway in the existing Surfshark tenancy area
- Continue facade restoration works
- Commencement of Queen Elizabeth Drive works including site establishment and removal of existing paving
- Truss strengthening works have commenced in the theatre.



Want to know more?

Head to waverley.nsw.gov.au/bondipavilionproject for the most up-to-date info.

If you have any questions, please contact us:

Construction-related enquiries, email Tessa Herbert-Smith at bondipavilion@buildcorp.com.au

All other Pavilion enquiries should be directed to pavilionconsultation@waverley.nsw.gov.au

Forecast schedule of works

- Services rough in works to the main pavilion
- Removal of roof tiles to northern wing
- Installation of lift
- Gatehouse fitout works
- North and south colonnade slab pours
- Commencement of promenade works

Feeling social?

If you don't already, follow Waverley Council on social media to see regular pavilion updates, including stories on the Pavilion's long history.



facebook.com/WhatsOnWaverley



Twitter.com/WaverleyCouncil



Instagram.com/WaverleyCouncil



WAVERLEY COUNCIL

Buildcorp

REPORT CM/7.14/21.06



Subject: Beach Volleyball - Community Feedback

TRIM No: A03/0094

Author: Bianca Simpson, Service Manager, Open Space and Recreation

Director: Sharon Cassidy, Acting Director, Community, Assets and Operations

RECOMMENDATION:

That Council:

1. Continues to support beach volleyball at Tamarama and Bondi Beaches based on the revised rules of play outlined in the report.
2. Increases the number of courts permitted at Bondi Beach from three to five.

1. Executive Summary

Beach volleyball is permitted at Tamarama and Bondi beaches. These arrangements have been formalised through the respective plans of management.

The volleyball activities that take place are considered 'non organised' sports as they are played by individuals or social groups as opposed to a club. Players bring their own equipment and must adhere to Council's rules of play posted on Council's website and on-site signage.

Individual community members have raised concerns with Council regarding beach volleyball current practice and perceived non-compliance with the rules of play. To fully understand the issues, Council consulted with the community between March through to May 2021. This report provides a summary of community feedback and recommendations for improvement.

2. Introduction/Background

As outlined in Council's Open Space and Recreation Strategy (OSRS) adopted in 2020, our public open spaces (including beaches) provide a valuable space for our community to play, relax and undertake physical activity. The benefits of public open space and physical activity within that space cannot be underestimated, benefiting health and wellbeing, providing sustainable outcomes for the environment and economic and social cohesivity for our community.

Our OSRS identifies a shortfall of open space and recreation and sports facilities in Waverley. A key strategy identified in the OSRS focuses on filling this gap by providing more opportunities for non-organised sports which is a growing trend across Australia which is reflected in the Waverley community. Non-competitive beach volleyball is a good example of an organised sport where groups and friends meet and can play a game of volleyball at their convenience without a structured competition and the need to join a club.

Beach volleyball has been a part of Waverley's beach culture for some years, largely starting with the Olympic Games in the year 2000 which saw beach volleyball competitions played on Bondi Beach. Beach volleyball is permitted under the Tamarama Park Plan of Management which was adopted by Council in

2007. In 2012, a review was undertaken of beach volleyball in Waverley, this review resulted in the 'rules of engagement' being drafted for Tamarama Beach giving clarity to the layout and alignment of courts as well as rules under which it can be conducted.

When the Plan of Management was drafted for Bondi Park, Council received many requests and petitions for beach volleyball to be permitted at Bondi. When the plan of management was adopted in 2014 it permitted the trial of three beach volleyball courts under the same rules of engagement as Tamarama Beach. On review in 2015, the trial of non-competitive volleyball at Bondi was deemed successful.

Other ball games such as beach cricket, football, or soccer are not permitted on the beach. These activities are not permitted as they take up more space and are not confined to a designated area (in the absence of line marking). These types of sport can result in balls being hit or kicked from greater distances with an increased risk of causing nuisance or harm to beach goers.

Current beach volleyball situation

Today Waverley has two beaches which allow beach volleyball, Bondi (three courts) and Tamarama Beach (four courts). Bronte Beach does not allow volleyball; comparatively, the beach has less depth of sand and cannot comfortably accommodate volleyball as well as swimming and sunbaking.

Council has information on the permitted beach volleyball court locations and its rules online as well as signage posted near the designated court areas on the seawall at Bondi and Bronte Beaches. Council's Park rangers monitor compliance of the volleyball players and have absolute discretion to stop play if appropriate—such as on busy beach days. Players also self-regulate to comply with the rules as there are many regular players who pass on information to new players. No permanent volleyball equipment such as nets and posts are allowed on the beach due to interference with the beach rake and changing environmental conditions such as storm surge and varying sand levels.

Over the several years where volleyball has been permitted there have been few complaints regarding beach volleyball from the community. From time to time, Council has received requests for permanent poles to be set up or for more courts at Bondi Beach or instances of non-compliance such as when more courts are set up than what is permitted.

Since the rules of play were last reviewed in 2012 there has been a growth in the popularity of foot volley which is a variation of play without using hands and arms but using feet, chest, and head. Foot volley uses the same size net and court as beach volleyball. This game is very popular, particularly with Waverley's South American population. Since the games growing popularity there has not been many issues reported as ball play is contained within the court. Foot volley is played alongside beach volleyball sharing the court allocation with beach volleyball.

Recent issues

While we have been observing COVID-19's social distancing rules, the community is more aware of overcrowding, a hot topic on our beaches last summer. During this time, several issues were raised regarding beach volleyball, the most persistent issue raised was that the courts permissible at Tamarama Beach were taking up too much space and impinging on other beach users and their ability to social distance. The issue was largely due to the courts being spread out or more than the permitted 4 courts being set up. These matters were investigated by Council officers and clarified earlier in the year, with an update being placed on Council's website. In addition, new signs were placed on the beaches to clarify the volleyball court layout and rules of play. Discussions took place with the volleyball players to clarify the rules and court alignments.

The current rules of play for beach volleyball at Tamarama and Bondi Beaches are shown on Attachment 1.

The court layouts are based on the following:

- Courts measure 8 x 16 metres.
- There should be a minimum of 3 metres runoff space surrounding the court.
- Ideally, they should be orientated north south (along the 16 m length) or up to 15 degrees either way to ensure players are not playing into the sun which reduces the visibility of the ball.
- Must be located outside of pedestrian access areas.
- Must be located as far back from the water as possible as this zone is less popular with beach goers. At Bondi Beach space between the courts and seawall is kept open for soft-sand beach runners.

Following a review to the court layout members of the community continued to raise issues with beach volleyball. To fully understand other concerns further community consultation was undertaken, feedback received is discussed below.

3. Relevant Council Resolutions

Nil.

4. Discussion

Consultation methodology

Consultation was undertaken from 29 March to 17 May 2021 to understand any issues with how beach volleyball is operating at Bondi and Tamarama and to raise awareness of the current rules of play, including the number and alignment of courts and whether they are sufficient or need to change.

During the consultation period:

- 7,600 people visited the Have Your Say Waverley website.
- 1,820 surveys were completed.
- 79 email submissions were received.
- Four stakeholder meetings were attended by precincts, surf club representatives, volleyball players and residents.
- Two pop-up engagement stalls were held with 29 survey responses completed (included in the final 1,820 survey number).
- 5,587 people were reached by social media with 864 engagements (eg. Sharing, reacting, commenting).

In summary, it was established that there was majority support for beach volleyball with 93.9% of people supporting beach volleyball at Tamarama and 94.7% support for beach volleyball at Bondi.

Of those who completed a survey, 57% were residents of Bondi or Tamarama, a further 1.5% residents of Waverley, 24% people were visitors to Waverley, other respondents typically had a connection to the place through surf lifesaving, friends, or their workplace. 32% of people responding to the survey were volleyball players.

The survey allowed people to comment on beach volleyball activities at Bondi and/or Tamarama segmented into four main topics: number of courts, location and alignment of courts, interaction with other beach users and compliance with the rules of play. The results are summarised below and presented in further detail in the consultation summary report in Attachment 2. The full list of submissions has been distributed separately to Councillors with the agenda.

Bondi Beach

Number of courts

When commenting on the number of courts at Bondi, many people were supportive of more volleyball courts. Of those who completed the question 63% of people supported more volleyball courts, 20% wanted the number kept to three or were satisfied with the current layouts and 2% said there were too many courts. Other common suggestions were for the number of courts to be kept flexible depending on the season/time of day, such as less courts when the beach was busy in summer and more courts to be permitted in winter.

Location and alignment of courts

Most people (82%) of respondents, were supportive of the current alignment of courts. Of those who had mixed views or were unsupportive comments were typically made regarding the nets being too close together, close to the soft sand runners who use the back of the beach adjoining the seawall or needed further space from the beach access ramps.

Interaction with other beach users

Most respondents (76%) commented positively or had no issues with beach volleyball and the activities interaction with other beach users.

Many people who do not play volleyball mentioned that they enjoy watching the games. Many people also felt that the beach volleyball provided vibrancy, interest, and community vibe at the beach.

Volleyball players often expressed how important the game was to them, both regarding fitness and having fun but also as a social experience in meeting new people or catching up with friends. The volleyball community at Bondi is very active with a social component to the games.

Of those who questioned use of the beach for volleyball and had negative comments (3%) many referenced a conflict with other beach users citing a risk to safety, particularly small children. To note, there were also as many respondents who cited the relatively minimal risk to safety and commented that as parents of small children they were not concerned.

Compliance with the rules of play

Most respondents (66%) observed compliance of beach volleyball with the rules of play while 4% observed non-compliance or non-enforcement issues. It has been reported by Council officers as well as the community during the consultation that more courts are set up than what Council permits (3 courts). Players challenge the limit to 3 courts at Bondi.

There have also been reports of organised coaching/training taking place at Bondi. When raising this issue with volleyball players, it was reported that professional volleyball trainers have operated at the beach in the past. These trainers had reportedly quickly moved on once Councils rules prohibiting these activities were communicated. It has been reported that there is currently no professional training being undertaken at the beaches.

A couple of members of the community have also questioned the safety of 'foot volleyball', a version of volleyball played by kicking the ball which has become popular, there are community concerns as its perceived to be more dangerous to passers-by. Foot volley has been played at the beaches for some time now, rangers and lifeguards have not taken any issue with this practice as there are no recorded incidents.

Tamarama Beach

Number of courts

Of those responding to the question, 70% of respondents were satisfied with the current number of courts at Tamarama. 13% requested more courts, 5% thought four courts were too many and 2% did not want any courts at all. The remaining responses were largely relating to ideas in creating a flexible arrangement to increase during off-season (winter) and decrease in summer or adjusted depending on the time of day, like ideas shared for flexible arrangements at Bondi.

Location and alignment of courts

Most people (88%) were supportive of the current location and alignment of courts with 4% having a mixed view. Common feedback on this topic was concerned with non-compliance with the courts being set up outside of the agreed location or alignment.

The current layout was selected as it locates the courts at the back of the beach and therefore minimises any conflict with beachgoers who use the sand along the water line. The arrangement allows for ample space to access the beach and the orientation is acceptable to the volleyball players. When the courts are set up correctly with a minimum of 3 metres between each of the two sets the extent of space taken up by volleyball is thought to be acceptable.

Interaction with other beach users

Most people (76%) reported that volleyball at Tamarama positively contributed to the beach experience or reported no issues of conflict with other beach users. 3% of respondents reported that there was conflict between volleyball play and other beach users. Comments received around negative experiences were typically around players being noisy or access to the beach being compromised by beach volleyball.

Like the comments received for Bondi Beach many people commented that they enjoy watching the games. There were also many reports of the players being very welcoming of new players and accommodating of other beach users. Volleyball at Tamarama is very popular, players reported that it can be difficult to get space for a court at the beach and sometimes the courts are left up while players take a break which prevents other groups from setting up to play.

Compliance with the rules of play

Most people observed that the rules were being adhered to at Tamarama Beach with 71% supporting the rules and observing compliance while 3% reported there was non-compliance and non-enforcement issues.

There have been questions raised regarding volleyball rules which are not currently clarified in the current rules of play. One example is whether 'foot volley' is allowed or how conflicts can be resolved between players.

5. Financial impact statement/Time frame/Consultation

Financial impact statement

Council does not supply infrastructure or equipment for beach volleyball. Councils' rangers do monitor beach volleyball to ensure compliance with the rules of play. There are expected to be some operational expenses in continuing to manage compliance of beach volleyball.

Consultation

Significant community consultation was undertaken, and a comprehensive appreciation of how the activity is perceived by the community and those undertaking the activity has been obtained through this engagement. As has been seen through the figures presented there is majority support from the community for beach volleyball to continue at both Bondi and Tamarama beaches.

By and large the rules of play and alignment of courts is supported. There remains one stand out figure of 63% of people supporting more volleyball courts at Bondi. If Council wishes to support the expansion of the activity by increasing the space allowed for volleyball at Bondi, there is space to accommodate more courts while maintaining beach access. The diagrams in Attachment 3 illustrate the suggested layout should more courts be endorsed. Currently the volleyball courts are aligned parallel with the seawall, allowing space for soft-sand runners. The courts are located between the two beach access ramps, identified as ramps 2 and 3 on the southern end of the beach which is typically popular with surfers and less popular with swimmers due to the wave climate. As explored by the analysis drawings, it is possible to fit five courts without impinging on beach access for visitors using the ramps. If six courts were to be allowed one would be in front of an access ramp which is not as desirable for beach access or soft sand running.

Due to the 63% majority of respondents supporting more courts at Bondi, and demand expressed informally over the years for more courts and demonstrated by players frequently setting up more than three courts it is recommended that Council increase the number of courts at Bondi to 5.

On Council's resolution of the findings of this report, if required the rules of play and number of courts will be updated on Council's website and site signs. An education campaign will take place to inform players and the community of any amendments.

Time frame

Any changes to the rules of play or number of courts will be effective when signs and website is updated within approximately one month of Council resolution.

6. Conclusion

Overall, the engagement process has highlighted that there is majority support for beach volleyball at both locations with 93.9% of people supporting beach volleyball at Tamarama and 94.7% support for beach volleyball at Bondi. It is further felt by the community that the sport of volleyball, in a non-competitive structure, has a legitimate place on the beach.

It should be noted that the rules of engagement have been renamed to rules of play and that some adjustment to the rules should be undertaken, such as allowing for foot volley, and references to soft balls deleted (there is no proper alternative to a standard volleyball). It is recommended that the rules of play be:

- Beach volleyball including foot volley is permitted at Bondi and Tamarama Beaches.
- No commercial activity/provider.
- No organised competition.
- No bookings taken.
- No vehicles may enter the park to unload or load equipment.
- Temporary nets only i.e., no permanent fixtures
- Must not conflict with other beach users.
- Volleyball courts must not block any access points to the beach.
- Where there is potential for conflict with other beach users, the number of volleyball courts will be limited at the discretion of Council staff.

Finally, officers feel that if Council considers it favourable to increase the space allowed for volleyball at Bondi Beach to five courts as shown in Attachment 3 this would align with the community responses received.

7. Attachments

1. Current beach volleyball rules of play (under separate cover)
2. Bondi and Tamarama Beach Volleyball Consultation Summary Report (under separate cover)
3. Alternative volleyball court layouts at Bondi Beach (under separate cover) .

REPORT CM/7.15/21.06



Subject: Charing Cross Streetscape Upgrade - Community Consultation Outcomes

TRIM No: A18/0541

Author: Jordan Lavery, Project Manager

Director: Sharon Cassidy, Acting Director, Community, Assets and Operations

RECOMMENDATION:

That Council:

1. Receives and notes the Charing Cross Streetscape Upgrade Concept Design Consultation Report attached to the report.
2. Progresses to detailed design, noting the following key themes from community consultation will be addressed in development of the design as appropriate:
 - (a) Additional changes to the Carrington/Bronte/Victoria and Bronte/Albion intersections to further improve safety.
 - (b) Location and impact on parking and congestion of the new pedestrian crossing.
 - (c) The impact trees species and location and multipole materiality as they relate to the heritage character of Charing Cross.
 - (d) Features that highlight heritage and historical features of Charing Cross.
 - (e) Incorporate interpretation of original kerb line into footpath widening design.
3. Engages with members of the community during detailed design development, including those from the Charing Cross Precinct that have shown significant interest in the project.
4. Undertakes a workshop with Councillors to provide an update once the above items have been investigated/incorporated into the design.
5. Commences an awning study to establish, based on documentary evidence, suitable locations for first-floor post-supported or cantilevered balconies/awnings.

1. Executive Summary

The purpose of this report is to provide an update on the Charing Cross Streetscape Upgrade project consultation, including a summary of the engagement process and key feedback received. The report sets out a proposal to guide the development of the detailed design in response to the feedback received during consultation.

2. Introduction/Background

Charing Cross is a key southern village centre within Waverley, located along a strip of Bronte Road connecting the eastern beaches, Bondi Junction, Centennial Park and the City. The centre has a diverse range of local shops and services that support the daily needs of residents, workers and visitors who frequent the area. The centre has a major 'high street' character, supporting the local commercial strip as well as a major transport route, including servicing up to six different bus routes.

The centre is contained within an existing heritage conservation area and continues to fulfil a valuable social role and meeting place for residents and for children attending and travelling to surrounding schools. The diverse local population also includes aged housing within the centre.

At present, the public domain is not particularly well defined, blurring into the adjacent residential areas. High through traffic volumes conflict with the centralised commercial nature of the space, which impacts local traffic movements causing congestion. This project proposes a streetscape upgrade to the commercial precinct of Charing Cross village to enhance the sense of arrival, including improved safety and convenience for active and public transport modes.

Project background

Stage 1 community consultation was undertaken as part of the Our Liveable Places Centres consultation period, with subsequent project specific consultation undertaken. A summary of this is detailed below.

Our Liveable Places Centres Strategy consultation

In September and October 2019, officers undertook community consultation for the Our Liveable Places Centres Strategy. Consultation was undertaken via an online survey and a Charing-Cross-specific community workshop.

Charing Cross Village Centre received 27 online submissions and 25 people participating in the community workshop. Key themes included:

- Heritage character must be preserved and protected.
- Mixed response on separated cycleway.
- Support for improving active and public transport modes.
- Some would like to see more outdoor seating.
- Minimise loss of parking.
- Urban greening and sustainability supported.

Detailed submissions were attached to a report to the Strategic Planning and Development Committee on 3 November 2020, where Council adopted this strategy.

Project consultation

In March 2020, officers created a project specific Have Your Say (HYS) page seeking feedback on a high-level project scope. The community was notified using the following methods:

- Advertised through Council's social media platforms.
- Officers visited all businesses throughout the village centre.
- Letters and emails circulated to residents, schools and businesses.
- Charing Cross precinct notified and onsite meeting with conveners undertaken.

The project HYS page had over 400 visits, receiving nine formal submissions and 29 people registering to receive project updates. Key themes included:

- Support for more trees.
- On-street seating a bad idea.
- Support for improving safety for active transport modes.
- Support for wider footpaths.

In August 2020, officers sent letter and email notifications to property owners and tenants regarding the undergrounding of power.

Procurement

In March 2020, Council engaged GHD as the head consultant to undertake design services for the upgrade following a competitive tender process.

Options analysis and concept design

In December 2020, Council endorsed Option 3 as the preferred option and subsequently resolved to develop Option 3 to a concept design level suitable for community consultation.

In April 2021, Council endorsed a concept design for the purposes of undertaking community consultation for a 28-day period.

3. Relevant Council Resolutions

Meeting and date	Item No.	Resolution
Council 20 April 2021	CM/7.10/21.04	That Council: <ol style="list-style-type: none"> Publicly exhibits the Charing Cross Streetscape concept design and traffic studies summary document attached to the report for 28 days. Notes the traffic and stormwater investigations detailed in the report. Notes that a further report will be prepared for Council post-exhibition summarising the consultation process and key feedback and recommending any necessary revisions to the concept design.
Council 8 December 2020	CM/7.10/20.12	That Council: <ol style="list-style-type: none"> Notes the findings of the stage 1 community consultation, as detailed in the background of the report. Endorses landscape Option 3 as the preferred option for the Charing Cross Streetscape Upgrade, as detailed in the report, with no loss of on-street parking. Develops landscape Option 3 to a concept design suitable for community consultation.

		<ol style="list-style-type: none"> 4. Receives a further report on the developed concept design and outcomes of the traffic and stormwater investigations prior to undertaking stage 2 community consultation. 5. Investigates the following traffic measures in parallel to concept design development: <ol style="list-style-type: none"> (a) The issues with the current design of the left-hand turn slip lane from Bronte Road (south-east approach) into Carrington Road, and impacts of its removal on pedestrian safety and vehicle turning movements. (b) Impacts on implementing a one-way travel direction for vehicles on Victoria Street between Campbell Street and Carrington Road (one-way travel direction toward Carrington Road), including an origin destination survey to determine impacts on neighbouring streets and vehicle travel times. (c) Opportunities to realign existing signalised pedestrian crossings at the intersection of Carrington Road, Bronte Road and Victoria Street to reduce crossing times. (d) Feasibility of incorporating a 40km/h High Pedestrian Activity Area (HPAA) along Bronte Road, with connection to surrounding school zones to be included in investigation. (e) Impact on existing parking of the above measures, noting that landscape Option 3 results in no loss of parking for the incorporation of landscape treatments, and creating additional on-street parking in the Charing Cross Village to offset any losses. (f) The existing signal phasing and turning movements at the traffic lights intersection of Carrington Road, Bronte Road and Victoria Street to determine if improvements to level of service and safety of both pedestrians and vehicles is feasible. (g) The Bronte/Albion intersection to improve the safety of pedestrians and vehicles. 6. Notes the traffic measures listed above are independent of the landscape options, with each measure able to be implemented or excluded in all landscape options.
--	--	--

		<p>7. Applies for up to \$1 million in funding through the High Streets Grant Program as a contribution toward the construction cost.</p>
<p>Strategic Planning and Development Committee 3 November 2020</p>	<p>PD/5.1/20.11</p>	<p>That Council:</p> <ol style="list-style-type: none"> 1. Adopts the Our Liveable Places Centres Strategy attached to the report (Attachment 1) subject to the following amendments: <ol style="list-style-type: none"> (a) Page 5 – Amend ‘Changes to the LEP and DCP’ text box to replace the text ‘This document does not propose any increase in height or FSR controls across the LGA’ with the following text: ‘This document does not recommend any increase in height or FSR controls to the current LEP.’ (b) Page 52 – Update the map under section 2.6.3 to remove the incorrect ‘1’ notations. (c) Page 53 – Delete recommendation 3, ‘Bike Lanes’, as the location and configuration of the north-south bike lane is being addressed by the separate study ‘Bondi Junction to Randwick Cycle Route Options’ reported to Council on 21 July 2020. (d) Page 132 – Change wording of recommendation 6 under 14.6.3 to replace ‘Align’ with ‘Investigate’. (e) Pages 53, 61, 89, 101, 111, 133, 145, 151, 157 – Sustainability and Environment – Decentralised Power – Amend ‘Incentivise the uptake of rooftop solar’ to ‘Investigate incentivising...’ (f) Page 144 – Public Realm – 5. Gould Street – Add new sentence at the beginning: ‘To increase the sense of safety and amenity investigate a shared zone between Roscoe Mall and Curlewis Street, improve pedestrian accessibility...’ (g) Page 163 – Transport and Accessibility – Add new clause: ‘2. Rearrange Parking – Investigate angled parking in Wairoa Avenue to increase parking provision within the centre.’ (h) Page 14 – Table 1 – Capitalise ‘aboriginal’. (i) Page 18 – Fourth paragraph, first sentence – Change ‘The history, of course, begins with indigenous people of Sydney’s east coast’ to ‘Prior to 1770, the history, of course, begins with

		<p>the custodianship of Sydney's east coast.'</p> <p>(j) Page 18 – Fourth paragraph, second sentence – Change 'Aboriginal people lived....' to 'Aboriginal people have lived...'</p> <p>(k) Page 18 – Fourth paragraph, after the second sentence, add: 'They extensively manufactured from Bondi's volcanic extrusions the industrialised famous "Bondi Points", a particular design of stone blade found as far away as Western Australia.'</p> <p>(l) Page 18 – Fourth paragraph, current third sentence – Change 'on which may of' to 'on which many of'.</p> <p>(m) Page 18 – Fourth paragraph, last sentence – Change 'representing an indigenous heritage that is now globally recognised' to 'representing a First Nations heritage that is now maintained by current descendants and globally recognised as the world's oldest living culture.'</p> <p>2. Prepares an Engagement Summary Report to be placed on the Have Your Say page for the project.</p> <p>3. Notes the Strategy recommendation for additional investigation in the following areas:</p> <p>(a) An appropriate planning mechanism to support the retention of essential urban services throughout the local government area, including automobile services (mechanics, petrol stations, etc) as well as some larger format retailers (storage, hardware, etc).</p> <p>(b) A maximum floor space for supermarkets across all centres to ensure such a development would be compatible with the role and function of the centre and its place in the retail hierarchy.</p> <p>(c) The appropriate quantum of car parking for the success of centres.</p> <p>(d) A mechanism to encourage diversity of goods and service offerings in centres identified as Resilience Network Centres (RNC).</p> <p>(e) A scheme for historic façade upgrades in centres such as Bondi Road and Charing Cross.</p> <p>(f) Prepare a design manual for shopfronts, materials and signage in identified centres to</p>
--	--	---

		be included in the Waverley Development Control Plan.
Council 21 July 2020	CM/7.9/20.07	<p>That Council:</p> <ol style="list-style-type: none"> 1. Notes the high-level feasibility report and technical report attached to this report, prepared in response to the Transport for NSW (TfNSW) principal bike network draft map (referred to in the Future Transport 2056 Strategy) to inform an updated Waverley Bike Plan and current streetscape projects. 2. Consults key stakeholders on a potential Bronte Road/Carrington Road separated cycleway for inclusion in an updated Waverley Bike Plan and revised TfNSW Principal Bicycle Network. 3. Progresses with the current streetscape upgrade of Bronte Road from Spring Street to Ebley Street, Bondi Junction, without incorporating a potential Bronte Road/Carrington Road separated cycleway. 4. Progresses with the current streetscape upgrade design process of Bronte Road, Carrington Road to Albion Street, Charing Cross (including works at the Carrington Road and Bronte Road intersection) without incorporating a potential Bronte Road/Carrington Road separated cycleway. 5. Notes the report regarding evaluation of alternative cycle routes between Bondi Junction and Randwick, and that no further work will be undertaken on: <ol style="list-style-type: none"> (a) Route 4 – Brisbane Street/Bourke Street. (b) Route 5 – Bronte Road/Albion Street.

4. Discussion

Consultation overview

Council held an open community consultation on the proposed concept design for the Charing Cross Streetscape Upgrade project from 21 April to 19 May 2021. The community was notified of the consultation in several ways, including social media, emails, e-newsletters, letterbox drop, business drop-ins and advertising in local papers.

There was significant interest in this project, garnering 200 online survey responses, 8 long-form submissions and 25 attendees across three public and stakeholder meetings. The community response demonstrated majority overall support for the project, with 58% of participants in support of the design and a further 36.5% in support with some change(s). Key areas of discussion include:

Traffic-related areas

1. While proposed safety improvements to the Carrington/Bronte/Victoria intersection had significant support, some respondents believed more should be considered to further improve safety and efficiency of all transport modes.
2. Concern about safety at the Bronte/Albion intersection, with particular emphasis on the safety of pedestrians crossing Bronte Road between the old CBA building and the Bellagio Café.
3. While a new mid-block wombat crossing was generally supported, there were concerns raised about the loss of parking, potential queuing into the Carrington/Bronte/Victoria intersection and whether this would create additional congestion.

Heritage-related areas

1. While trees and additional greening was supported, some raised concerns about the impact large tree canopies may have on the heritage character of Charing Cross.
2. Concern about the use of multipoles and the impact a modern style pole may have on the heritage character of Charing Cross.
3. The design does not highlight the heritage and historical features of the village centre.
4. Concern about the narrowing of Bronte Road and the impact this may have on heritage significance of the herb alignment, congestion and safety of cyclists.

Engagement methodology

A report outlining the process and detailed feedback of the consultation is attached to this report. Council Officers undertook the following as part of the consultation:

- Created a dedicated have your say (HYS) project page, receiving over 2,000 visits.
- Notifications letters distributed to over 1000 residents and businesses.
- Media release in the Wentworth Courier's Mayoral Column.
- Posted on Council's social media platforms reaching over 7,200 people, with over 2,200 engagements.
- Council Officers undertook a business drop in at the beginning of the consultation period, handing out flyers with a link to the HYS page.
- Two onsite 'have your say' days, receiving 87 responses.
- Four stakeholder meetings, including an online meeting with the Charing Cross Precinct, an online community meeting and two onsite meetings with 25 attendees collectively.
- Promoted in Waverley Weekly e-newsletters, reaching over 5,000 people and receiving over 300 engagements.

Data overview

Have your say – online survey	<ul style="list-style-type: none"> • 200 people completed the survey. Below are highlights from questions 1 and 2: • Question 1: Are you supportive of the overall design? <ul style="list-style-type: none"> ○ 58% – Yes ○ 5.5% – No ○ 36.5% – Yes but with changes • Question 2: Are you supportive of the proposal to introduce a new raised pedestrian crossing at the frontage of 274 Bronte Road? <ul style="list-style-type: none"> ○ 79.1% – Yes
--------------------------------------	---

	<ul style="list-style-type: none"> ○ 20.9% – No
Stakeholder meetings	<ul style="list-style-type: none"> • 25 community members participated in stakeholder meetings where they provided feedback and asked questions of the project team. • Key themes raised were: <ul style="list-style-type: none"> ○ Undergrounding power is supported ○ Concern about impact on heritage from proposed trees and multipoles. ○ More needs to be done to improve safety at Carrington/Bronte/Victoria and Bronte/Albion intersections. ○ Additional pedestrian crossing supported, however queried whether location is correct. ○ Concern about narrowness of proposed road.
Long form responses	<ul style="list-style-type: none"> • 8 longform submissions were received. • Key themes raised were: <ul style="list-style-type: none"> ○ Concern about the pinch point created at pedestrian crossings for cyclists. ○ Concerns about impact on heritage from proposed trees and multipoles. ○ Concern about narrowing of road.
Post-consultation stakeholder meetings	<ul style="list-style-type: none"> • Following formal close of the consultation period, two additional meetings were held with engaged local residents. • Key themes raised were: <ul style="list-style-type: none"> ○ Lack of integration of the outcomes of <i>Our Liveable Places Centres Strategy</i> in the streetscape design (for example the preference for planter boxes and hanging baskets over trees) ○ The lack of a Conservation Plan for Charing Cross ○ Impact trees and multipoles have on heritage character ○ Location of proposed mid-block wombat crossing ○ Safety at the Bronte/Albion intersection, particularly crossing from old CBA building to Bellagio Café. ○ Concern about narrowing of road relating to impact on heritage by changing the kerb alignment, safety of cyclists and congestions ○ An awning program should be considered incorporating “Posted Awnings”

Design development

The following commentary addresses how the key themes identified above should be considered as part of the development of the design.

Traffic-related areas

1. Additional changes to the Carrington/Bronte/Victoria intersection to further improve safety.

Council Officers are having ongoing discussions with TfNSW regarding safety improvements to this intersection. It is recommended that Council proceed with changes as detailed in the concept design, with the feasibility of the following items to be investigated with TfNSW and included in the design as appropriate:

- Review of right-hand turn delay from Victoria Street east onto Carrington and Bronte Road.
- Increase pedestrian crossing widths to facilitate peak volumes.
- Introduce a red-light camera for northbound traffic on Carrington Road.
- Introduce a delay for northern pedestrian crossing on Carrington Road.
- Introduce left-hand turn delays to improve pedestrian safety.
- Relocate beginning of school zone on Carrington Road to south of the intersection.

2. Additional changes to the Bronte/Albion intersection to further improve safety.

During development of the concept design a 'left-in, left-out' at this intersection was investigated. The study found that this change would increase traffic congestion at Macpherson/Albion roundabout which is already operating above capacity. In addition, consideration to replace the existing pedestrian refuge with a raised wombat crossing was investigated. To meet Australian Standards, the crossing would need to be moved further east onto Bronte Road, meaning the crossing would sit outside of pedestrian desire lines, reducing the likelihood of use. This would also impact the existing driveway to Kennards Hire and result in a loss of parking.

Safety at the Bronte/Albion intersection will be improved by treatments proposed in the concept design, including the introduction of a 40 km/h zone on Bronte Road and the proposal to raise the existing wombat crossing on Bronte Road. These measures will reduce vehicle speeds approaching this intersection on Bronte and Albion Road.

Further improvements, including consideration of a roundabout will be investigated as part of design development.

3. Location and impact on parking and congestion of the new pedestrian crossing.

As part of design development, the location of the new crossing will be reviewed, as will the impact on congestion. The concept design includes a loss of four parking spaces to facilitate the crossing in the current location.

Heritage-related areas

Council's heritage consultant developed a heritage streetscape report prior to commencement of concept design. The report identified a number of opportunities and constraints which have been considered in the concept design and will continue to be considered in the detail design. These include:

- Historic building forms should remain clearly identifiable
- The pattern of small service lanes and walkways should remain

- Attention must be paid to not obscure the existing visual relationships top and from the streetscapes heritage fabric, and between the known heritage items in the vicinity
- Minimise visual clutter
- Maintain Bronte Road as the primary streetscape in the centre with lanes and side passages as secondary frontages
- Paving, lighting and seating and services may be utilised in order to provide heritage interpretive elements within the streetscape
- New landscape elements must respond to the original features of the streetscape, however they should be legible as new works

These themes in the opportunities and constraints were also reflected in the consultation feedback and proposed methods of addressing are outlined below.

4. *The impact trees and multipoles may have on heritage the heritage character of Charing Cross.*

As part of design development, the location and species of trees will be further investigated with a view to minimise the impact on the heritage character of Charing Cross. In addition, low plantings and hanging baskets will be considered as alternatives to complement street tree planting.

Changes to the standard multipole pallet will be investigated, as will alternative light poles. Council Officers will work with lighting designers to minimise the number of light poles required, while ensuring relevant Australian Standards are met.

5. *Features that highlight heritage and historical features of Charing Cross*

Council's heritage consultant has developed a draft heritage interpretation plan. This plan proposes to include heritage interpretive panels within wayfinding signage, paving inlays with historic imagery and/or information and a 'window of time'—a transparent panel showing a historic scaled image for comparison to the existing village centre.

Additional features, including the incorporation of an old water pump currently stored at Council's depot will be explored as part of design development.

The suggestion of introducing posted awnings was raised during the consultation period. The heritage streetscape report recommends that where documentary evidence exists, first-floor post-supported or cantilevered balconies should be reinstated to street frontages. While outside the scope of this streetscape upgrade it is recommended an awning study is commenced to establish suitable locations for first-floor post-supported or cantilevered balconies/awnings.

6. *The narrowing Bronte Road*

As part of the concept design, it is proposed that the footpaths on Bronte Road be widened by approximately 600 mm. This proposes an overall carriageway width (i.e. kerb face to kerb face) of 11.2 m allowing for travel lanes in both directions and a parking lane on both sides of the road.

Reducing the width of the road assists in creating a self-enforcing 40 km/h area. As part of initial site investigations, the 85th percentile of vehicles travelling southbound on Bronte Road were found to be going 53km/h, further reinforcing the need to introduce this treatment. In addition, the wider footpath has the following benefits:

- Reduces crossing distances, meaning pedestrians are spending less time on the road.
- Improves the amenity of the village centre and creates more space for pedestrians.
- Provides space for plantings and/or trees without affecting existing awnings.

- Provides an uninterrupted parking lane, meaning buildouts into the parking lane are not required to introduce plantings and/or trees.
- Provides Council with the opportunity to introduce on-street seating in the future.

Narrowing the road is unlikely to cause additional congestion and significantly improves safety for all transport modes by facilitating a self-enforcing environment that reduces vehicle speeds, particularly during off-peak times. Note: All traffic related proposals are subject to approval by the Waverley Traffic Committee.

It is acknowledged that widening the footpath needs careful consideration to ensure heritage integrity is maintained. There are good examples in Sydney, including The Rocks, where the previous kerb line has been interpreted sensitively in the footpath extension through selection of suitable materials.

5. Financial impact statement/Time frame/Consultation

Financial Impact

The estimated construction cost to deliver the current concept design is \$10 million, including appropriate contingencies. Detailed cost estimates will be undertaken at key design milestones.

Time frame

It is anticipated that detailed design development will take three to four months.

Consultation

As part of design development, Council officers will engage with members of the community, including those from the Charing Cross Precinct that have shown significant interest in the project.

Once the key themes from the consultation have been considered and the design has been updated, Officers will schedule a workshop with Councillors to provide an update on the project.

6. Conclusion

It is recommended that Council endorse the key themes of consultation identified in this report to guide the development of the design.

7. Attachments

1. Charing Cross Streetscape Upgrade - Concept Design Consultation Report [1](#) .

A photograph of a street scene in Charing Cross, showing a row of parked cars, trees, and buildings. A blue semi-transparent box is overlaid on the right side of the image, containing the title and subtitle text.

CHARING CROSS STREETSCAPE UPGRADE

CONSULTATION REPORT - APR-MAY 21

Waverley Council acknowledges the Bidjigal and Gadigal people, who traditionally occupied the Sydney Coast and we acknowledge all Aboriginal and Torres Strait Islander Elders both past and present.

Contents

Executive summary.....	2
Background.....	2
Engagement methodology and approach	4
Data overview.....	6
Detailed results – online survey	7
Detailed results – Have Your Say days.....	11
Detailed results – ideas board	11
Long form email submissions	11
Stakeholder meetings.....	12
Charing Cross Precinct Meeting.....	12
Community information session	12
Onsite meeting Carrington/Bronte/Victoria intersection.	13
Conclusion	14
Appendix A – fact sheet.....	16
Appendix B – notification letter and distribution map.....	17
Appendix C – Print advertising in the Wentworth Courier mayoral column.....	19
Appendix D – Facebook posts.....	20
Appendix E – Instagram posts	21
Appendix F - Enewsletters	22
Appendix G - posters	23
Appendix H – email submissions:	24

Executive summary

This project proposes a streetscape upgrade to the commercial precinct of Charing Cross to enhance the sense of arrival and improve safety and convenience for all transport modes.

This consultation took place from Wednesday 21 April – Wednesday 19 May 2021. The objectives were to:

- Provide the community with clear information so their feedback on the proposed concept is specific and applicable.
- Identify and work with stakeholders to refine issues and key elements of the project.

Waverley Council's (Council) Have Your Say website had a dedicated page for the project and housed a survey and ideas board for the consultation.

The survey received 200 responses, the ideas board had 126 contributions, Council officers spoke with 87 people across three Have Your Say stalls and 20 people attended stakeholder meetings. 58% of participants said they supported the design, 36.5% said *yes but with changes* and 5.5% said *no*. Participants wanted Council to consider doing more to improve the intersection of Carrington Road, Victoria Road and Bronte Road, safety and congestion. A stakeholder group asked for more focus to be given to heritage items and not to narrow the road.

The key features of the design were used as a guideline to summarise the consultation support. More commentary is provided in the [Conclusion](#).

- Charing Cross village centre will become 40km/h - Supported
- Slip lane to be removed and signalised - Supported
- Raised pedestrian crossings - Investigate
- A change in parking arrangements to allow for a safer crossing - Investigate
- Powerlines will be moved underground - Supported
- Council is proposing new trees and a range of garden beds and plantings - Supported
- New multipoles and upgraded lighting - Investigate
- Historical features highlighted throughout the design - Investigate
- Widening and upgrading footpaths - Supported
- New street furniture – Supported

Other areas that need to be further investigated for the next phase of the concept design are:

- Safety improvements at intersection of Carrington Road, Bronte Road and Victoria Street.
- More information about Albion Street / Bronte Road upgrades.
- Congestion.

Background

Charing Cross is a lively, well used and long-established shopping strip enhanced by cafes and pubs and its proximity to Queens Park. Located to the south of Bondi Junction, Charing Cross caters for pedestrians, a large volume of public transport (buses), and general traffic. It has five schools in close proximity to the village centre.

Waverley's Our Liveable Places Centres Strategy (the Strategy) provided a comprehensive and up-to-date review of Charing Cross, identifying key ideas for improvements to the public realm, accessibility, transport and sustainability.

These included:

- Undergrounding of power
- Functional street furniture

- Safety improvements for all transport modes
- Increased planting and greenery
- Improved sustainability through raingardens
- Kerb plantings to encourage safety and sense of place.

The Strategy highlighted Charing Cross Village Centre is ill-defined and blurs into the adjacent residential areas. This project proposes a streetscape upgrade to the commercial precinct of Charing Cross to enhance the sense of arrival and improve safety and convenience for all transport modes.

This second round of consultation was defined as Phase 5 of the project. It gave the community a chance to have their say on the proposed concept design, responding to the key ideas for improvement that emerged in the previous phases.



Engagement methodology and approach

The overall objectives of community consultation were to:

- Provide the community with clear information so their feedback on the proposed concept is specific and applicable.
- Identify and work with stakeholders to refine issues and key elements of the project.

A range of engagement methods were used to maximise the opportunity for community participation. Of particular note were the Have Your Say stalls (HYS stalls). These were the first on-site HYS stalls post COVID-19.

The process aligned with Waverley Council's adapted IAP2 model for community engagement, sitting at Consult on the public participation spectrum. Users of the space, businesses, residents, schools and local churches were some of the key groups specifically targeted for engagement.

Method	Overview	Date	Response
Have Your Say website	Council's Have Your Say Waverley website had a dedicated page for this project: haveyoursay.waverley.nsw.gov.au/CharingCross	Mar 20 – May 21	2000 visits to the page 1600 aware visitors 12 new registrations
Notification letters	Dropped to 1044 residents and businesses within the Charing Cross Village Centre. Had trackable QR code.	19 April 21	34 scans of the QR code.
Media release	Distributed at the beginning of the project	19 April 21	1 article
Mayor's column	Mayor's column in the Wentworth Courier	12 May 21	N/A
Social media posts (Facebook)	Post 1: Directed people to the HYS Page	23 April 21	1691 people reached 312 engagements Most people spoke about the businesses and 'empty shops;' were supportive of the project
	Post 2: Promoted the HYS Days	29 April 21	736 people reached 35 engagements
	Post 3: Promoted the community information session	2 May 21	392 people reached 14 engagements
	Post 4: Last chance to participate	12 May 21	585 people reached 152 engagements Two of the four commenters said they thought the project was great.
Social media posts (Instagram)	Post 1: Directed people to the HYS Page	23 April 21	1432 views 148 likes Most people were supportive of the project, highlighting the inclusion of trees as a positive.
	Post 2: Listed the key features of the project and directed people to join the community information session	2 May 21	218 likes Most comments focused on traffic and congestion. Not many people felt the project will solve any of these issues.

	Post 3: Directed people to HYS page	12 May 21	43 likes A few comment sregarding the Bondi Junction cycleway
	Post 4-7: Instagram story saying last chance to provide feedback. These posts were posted at the same time in sequential order		2387 views
Business drop-in	Council Officers visited all retail shops in the project area. Handed out flyers with direct link to HYS page	21 April 21	N/A
Precinct meeting	Online meeting with Charing Cross Precinct	28 April 21	8 attendees
(3) Have Your Say stalls	Council Officers intercepted users of the Charing Cross	30 April – 2 May 21	87 respondents
Online survey	The survey was made of two core questions and a number of supplementary ones	21 April – 19 May 21	200 respondents
Waverley Weekly newsletter	Explained the project and directed people to the HYS page	29 April 21	270 clicks
		6 May 21	17 clicks
		13 May 21	12 clicks
Engagement newsletter	Enews sent to all those who registered for updates for the project and to HYS Waverley.	22 April 21	30 recipients 11 clicks
		30 April 21	5413 recipients
Posters, fact sheets and flyers	QR code included on posters and fact sheets handed out at HYS days	21 April – 19 May 21	32 Clicks

Data overview

Have Your Say stalls	<ul style="list-style-type: none">• Three sessions, 2 x 3 hours in Charing Cross, 1 x 4.5 hours in Bondi Junction• 87 people spoke with Council officers
Have your say — online survey	<ul style="list-style-type: none">• 1500 people accessed the Have Your Say page• 200 people participated in the online survey• 58% supported the proposed design with no changes• 36.5% supported the proposed design with changes• 5.5% did not support the proposed design• 91.5% were from Waverley LGA
Have your say — online ideas board	<ul style="list-style-type: none">• 96 visitors to the ideas board• 26 ideas• 38 contributors• 126 contributions• 97.3% were from Waverley LGA
Email submissions	<ul style="list-style-type: none">• Eight people emailed submissions to Council officers
Stakeholder meetings	<ul style="list-style-type: none">• 25 attendees across three meetings

Detailed results – online survey

Hosted on HYS Waverley, the proposed concept design was explained through 10 key features:

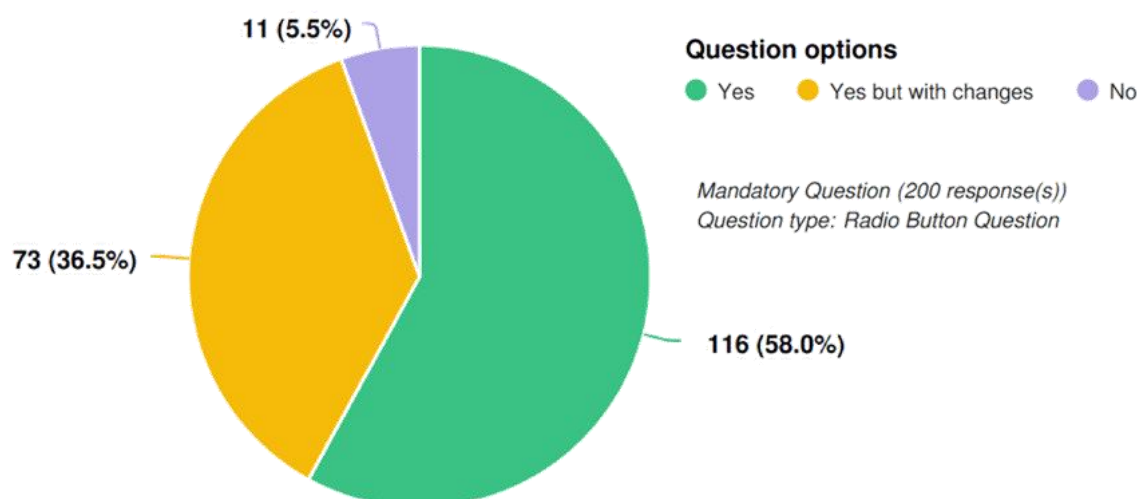
- Charing Cross village centre will become 40km/h
- Slip lane to be removed and signalised
- Raised pedestrian crossings
- A change in parking arrangements to allow for a safer crossing
- Powerlines will be moved underground
- Council is proposing new trees and a range of garden beds and plantings
- New multipoles and upgraded lighting
- Historical features highlighted throughout the design
- Widening and upgrading footpaths
- New street furniture

Participants were asked three questions:

1. 'Are you supportive of the overall design?' (Response options: yes; yes with changes; no)
2. 'In the design, there is a proposed raised crossing between 213 (Eastern Suburbs Legion Club) and 274 (Cafe Sorelle) Bronte Rd. To install this crossing to Australian Safety standards we will need to remove two parking spots from either side of the road. Are you supportive of this?' (Response options: yes; no)
3. 'Do you have any further comments?' (Response option: open-text)
4. 'Which of the following best describes you?' (Response options: I work in Charing Cross; I live locally; I visit Charing Cross; I travel through here; I access a nearby school; Other)

Question 1: Are you supportive of the overall design?

- 58% of participants said *yes*
- 36.5% said *yes but with changes*
- 5.5% said *no*



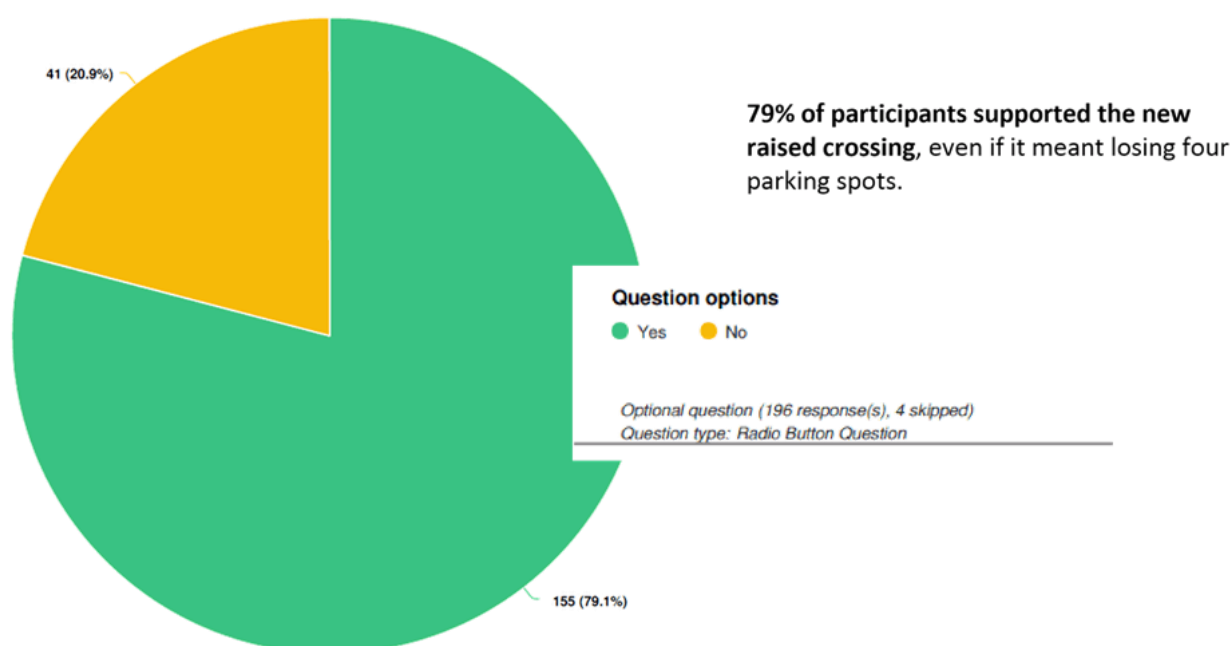
Of those who said *yes but with changes*:

- 34% (12.5% overall) **wanted the Carrington Road, Bronte Road and Victoria Street intersection fixed.** Most respondents were concerned about safety, especially for children accessing local schools. Many people responded that vehicles run the red light, the signal phasing needs improvement and some don't let their kids walk because of these concerns. There were also a group who said the intersection was their main concern but because of congestion.
- 34% (12.5% overall) wanted **the pedestrian crossing reconsidered**, this was split into people concerned about safety and people concerned about the impact it could have on congestion.
- 15% (5.5% overall) said **not to narrow the road**, some said they didn't want it to affect the flow of traffic and others were concerned about the safety of bike riders.

Of the 5.5% of respondents who said *no*:

- 55.5% (3% overall) said their main concern was **narrowing the road would add to congestion.**
- 45.5% (2.5% overall) said they didn't like the **potential impact of the proposed crossing on parking and the affect it may have on congestion.**

Question 2: 'In the design, there is a proposed raised crossing between 213 (Eastern Suburbs Legion Club) and 274 (Cafe Sorelle) Bronte Rd. To install this crossing to Australian Safety standards we will need to remove two parking spots from either side of the road. Are you supportive of this?'



Of those who *did not* support the proposed crossing:

- 49% (10% overall) said they **did not support the crossing because of the removal of parking**
- 46% (9.5% overall) said they were **concerned about the effect on congestion/traffic**
- 32% (6.5% overall) thought people should **just use the lights or the crossing at Albion Street and Bronte Road.**

Question 3: Is there anything else you would like Council to consider in the proposal? (Open-ended question)

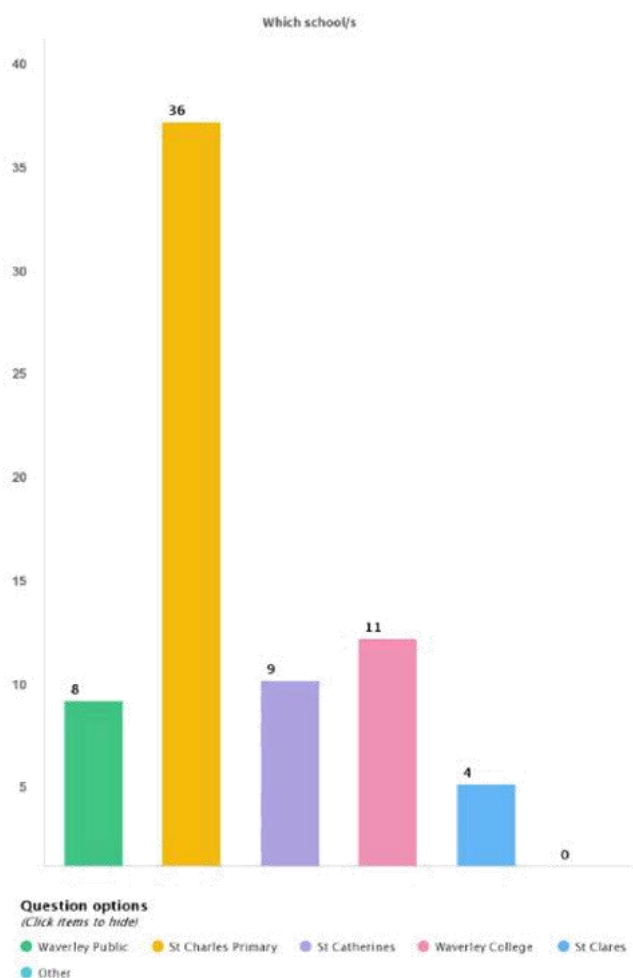
143 responses were received, the most common were:

- 16.8% wanted **safety considered the most important aspect** of the proposed upgrade. Participants commented **pedestrians** (13%) and **school safety** (12.6%) should be considered the number one priority
- 13.6% said this was a **fantastic project** and thought Council officers had done a great job
- 7.7% supported / asked for more **trees**
- 7.7% said the proposed concept did not **look at congestion and needed to do more.**

Question 4: Which of the following best describes you?

(could choose as many as best describes them)

- 44.4% live locally
- 16.6% travel through
- 16.3% visit Charing cross
- 14.7% access a nearby school (in order of responses)
 - St Charles Primary (67%)
 - Waverley College (20%)
 - Waverley Public (15%)
 - St Catherine's (9%)
 - St Clare's (7%)
- 6.8% work in Charing Cross
- 1.1% other



Detailed results – Have Your Say days

HYS days were held in two locations and times over one weekend as follows:

Date	Locations of HYS DAY	# of participants
Friday 29 April	Charing Cross Bronte Road	42
Saturday 1 May	Charing Cross Bronte Road	33
Sunday 2 May	Oxford St Mall – Bondi Junction	12

Council officers intercepted passers-by, spoke with them about the project and completed online surveys with them. These responses have been collated as part of the online survey.

At the HYS Days, participants who responded *yes* to the first question of the survey highlighted features they liked about the street and proposed design. They said the temporary seating in front of Café Sorelle is a well-loved community space and a lot of people supported the trees, wider footpaths for outdoor seating and increased uses of Bronte Rd.



Detailed results – ideas board

On the ideas board, participants were asked 'Any other ideas? Have we missed something? Let us know or show your support for someone else's idea!' There were 26 ideas, 38 people who contributed through comments, and 126 contributions overall.

The three ideas with the most votes were:

- Add another pedestrian crossing where Bronte Road meets Albion Street
- Lower the speed limit to 30 km/h in Charing Cross
- The footpaths being widened is a flawed idea. Most of the time the footpaths are quite empty and widening them means the road will narrow

The most mentioned idea or comment:

- Congestion
- Reduce the speed further to 30km/h
- No to narrowing roads
- Less buses / buses should use Carrington Road
- Move the proposed pedestrian crossing to further down Bronte Road
- Create a barrier between Charing Cross Hotel and the street

Long form email submissions

There were eight long-form submissions submitted to Council officers. The three main themes were:

- Narrowing the road was not supported because it would make pinch points. This came from a cycling and heritage perspective
- The project should be focused on heritage and conservation
- Don't block the facades with trees. Pedestrian level greenery instead of tree canopy

Stakeholder meetings

There were 25 attendees across four stakeholder meetings.

Charing Cross Precinct Meeting

The Precinct meeting was held on Zoom and had eight attendees and two Council officers. The main comments were:

Pedestrian crossing

- Support for raising the original crossing
- Move the proposed pedestrian crossing to the centre of Bronte Rd/Consider alternatives to the new raised crossing
- Lighting is important at the crossing however not supportive of the style of lights suggested
- Very worried about how narrow the pedestrian crossing is for buses

Intersection

- The intersection of Carrington, Bronte and Victoria roads needs to be looked at

Congestion

- Buses should go down a different road not through Bronte Road

Undergrounding

- Information from Council has been good about the powerlines

Aesthetic

- Would like Council to enforce uniformity of the facades and buildings on Bronte Rd
- The new paving should continue onto Judges Lane

Cycling

- Cycling will be hard through this space

Heritage

- Heritage issues have not been addressed adequately

Community information session

The community session was held on Zoom and had eight participants and two Council Officers. The main comments were:

Intersection

- The leg of the intersection across Bronte Road is very long and is very dangerous
- The intersection itself is extremely dangerous
- The phasing doesn't work Red light camera would be supported on Carrington Road heading north
- People turn left from Carrington Road into Bronte and stop on the red by mistake
- Raise the crossings on the intersections
- There are other examples of big intersections that work as an asset

The raised crossings

- Unsure of the affect the proposed crossing will have on Victoria Street
- Supportive of raising the current crossing especially because it gives vehicles the opportunity to turn out of Bronte Rd

Aesthetic

- Pavers – Bronte Beach paver was liked
- Can Council come back to the community with finishing's including pavers and furniture
- The nicer the footpaths and village centre it may attract cafes and restaurants so people use the seating on the street

Historical features

- Can you put plaques to demonstrate historical places
- Needs to include purpose in the messaging example – reinvigorate the high street

Onsite meeting Carrington/Bronte/Victoria intersection.

Council officers met with community members and one Councillor on-site to discuss the issues experienced at the traffic lights. The main comments were:

- Red arrow delay from Victoria Street westbound onto Carrington and Bronte (cars are running red arrow and delay is causing congestion)
- Signalised pedestrian crossing width on Carrington north is too narrow for peak usage
- Is it feasible to relocate 40km/h school zone south of intersection?
- Is it feasible to delay pedestrian crossing on Carrington north to allow traffic to clear intersection?
- Is it feasible to install a red light camera?

Charing Cross Community Hub

Council officers visited the Charing Cross Community Hub at the request of its coordinators. There were around five people in attendance.

- It is good the project is happening however would like to see more focus on heritage rather than green/trees
- Parking will be more difficult with narrowed roads
- Plumber Road Shopping Village, Rose Bay, has good signage for heritage conservation area, use of planter boxes and hanging baskets
- Multipoles present a heritage issue
- Waverley Council has not provided support for residents and businesses with heritage facades and awnings
- Where the pedestrian crossing is a major concern:
 - Opening up carpark to the new development/Robin Hood Hotel
 - Issue with pedestrians walking through a busy carpark
 - Impact it will have on current businesses
- Neither intersection is working well at the moment and needs to be looked at

Conclusion

The community consultation demonstrated overall support for the project with 58% of responders selecting yes to the proposed concept design without any changes. 36.5% said they would like to see changes and 11% said they did not support the design. The stakeholder groups and email submissions also supported the project but wanted to see some changes.

Key feature	Next step	Comment
Charing Cross village centre will become 40km/h	Supported	Some people wanted 30km/h, some were concerned about the effect on congestion; overall the 40km/h was supported.
Slip lane to be removed and signalised	Supported	—
Raised pedestrian crossings	Investigate	There was overall support for this, however concerns were raised about: the location, pinch points for cyclists and the impact on congestion. Should consider moving further down Bronte Road.
A change in parking arrangements to allow for a safer crossing	Investigate	As above: Should consider moving the pedestrian crossing further down Bronte Road to mid-block.
Powerlines will be moved underground	Supported	—
Council is proposing new trees and a range of garden beds and plantings	Investigate	While trees and garden beds were generally supported, they should not block heritage facades and should not be allergenic like Plane trees. Hanging baskets should be investigated.
New multipoles and upgraded lighting	Investigate	Look for historically sympathetic options.
Historical features highlighted throughout the design.	Investigate	The community would like to see more details on how this will work. Some suggestions included – plaques, and aesthetic materials like pavers matching the old.
Widening and upgrading footpaths	Supported	Community supported widening of footpaths to facilitate introduction of trees and potential for on-street seating without impacting parking.
New street furniture	Supported	—

Need to incorporate into the next design	Comment
Safety improvements at intersection of Carrington Road, Bronte Road and Victoria Street.	This was the most common comment and needs to be addressed in the next stage of the design.
More information about Albion Street / Bronte Road upgrades.	It was not clear in this consultation how the proposed concept improved safety of all transport modes. It should be noted that the design included the following: <ul style="list-style-type: none"> Both kerbs were brought in so there was a shorter crossing for pedestrians. Raising the pedestrian crossing across Bronte Road and the speed changing to 40km/h means cars will approach slower, giving vehicles coming out of Bronte Road the

	opportunity to turn.
Congestion	Responders wanted to improve the area, create a safer environment for all pedestrians and encourage patronage at businesses. However, the community is unsure how this can all be done with the current congestion of transport and vehicles.

Appendix A – fact sheet

Multipoles and lighting upgrade

Multipoles and upgraded lighting are proposed to replace the existing Ausgrid poles. New luminaires will include shades to reduce spill lighting onto buildings.

Sustainability

Increasing the number of trees will create a consistent tree canopy throughout the village centre. This aligns with Waverley's Environmental Action Plan where Council is seeking to increase canopy and shrub cover in the local government area to 30%. In addition, new bioretention tree pits will improve water quality and increase the capacity of the stormwater network.

Undergrounding power

Council is proposing to underground the existing and intrusive overhead powerlines. This will significantly improve the amenity of the village centre.

If you are a property owner within Charing Cross, please scan the QR code below and take the time to read and sign the consent form.

Please send signed forms to Waverley Council's Project Manager, Jordan Lavery via email at jordan.lavery@waverley.nsw.gov.au





To see more and have your say on the concept visit:
haveyoursay.waverley.nsw.gov.au/charingcross



Charing Cross Streetscape Upgrade

Consultation open 21 April - 19 May 2021

Introduction

Charing Cross is a lively and well used traditional shopping strip enhanced by cafes, pubs and its proximity to open space. Located to the south of Bondi Junction, Charing Cross caters for pedestrians, a large volume of public transport (buses) and general traffic, with five schools close to the village centre.

Waverley Council is proposing to undertake a streetscape upgrade at the Charing Cross Village Centre. A concept design has been developed using the key ideas from Waverley's Liveable Places Centres Strategy 2020 and includes:

- ✓ Upgraded landscaping, including new trees and street furniture
- ✓ Safety improvements for all transport modes, including the introduction of a 40km/h area
- ✓ Improved sustainability through new bioretention tree pits
- ✓ Widening of footpaths to improve public amenity
- ✓ Undergrounding of overhead powerlines
- ✓ New multipoles and upgraded lighting
- ✓ Improved stormwater infrastructure

Council is now seeking feedback on this concept design from the community.

Landscape upgrades

The concept design includes a significant increase in the number of trees throughout the village centre. The footpaths will be widened by over half a metre on both sides.



Traffic study

As part of the upgrade, Council commissioned a traffic study. The proposed changes include:

- ➊ The declaration that Charing Cross is a High Pedestrian Activity Area (HPAA) and should be 40km/h.
- ➋ Removal of the left hand slip lane from Bronte Road onto Carrington Road. The left hand turn will be incorporated into the new traffic signals.
- ➌ Widening of footpaths and narrowing of Bronte Road to improve safety
- ➍ Raising the existing pedestrian crossing just north of the Bronte/Albion intersection
- ➎ Installing a new raised pedestrian crossing outside of 278 Bronte Road

Parking

Throughout the entire streetscape, the design proposes a loss of four parking spaces to incorporate a new mid-block pedestrian crossing.

No place for a cycleway


The traffic study found that installing a separated cycleway would result in significant losses to parking and require footpaths to be narrowed. This would also reduce the space available for trees and landscaping in the design.

What is a High Pedestrian Activity Area?

A High Pedestrian Activity Area (HPAA) means the maximum speed limit is 40km/h at all times. These are declared in areas of high pedestrian activity, near shopping strips, railway stations, bus interchanges, beach-sides and services such as medical centres. The different road environment helps to alert drivers to the lower speed limit and makes them aware of the presence of pedestrians moving about or near the road. This creates a safer road environment for all road users, particularly for pedestrians, cyclists and children.

To see more and have your say on the concept visit:
haveyoursay.waverley.nsw.gov.au/charingcross

Appendix B – notification letter and distribution map



WAVERLEY COUNCIL

Waverley Council
 PO Box 9, Bondi Junction NSW 1355
 DX 12006, Bondi Junction
Customer Service Centre
 55 Spring Street, Bondi Junction NSW 2022
 ABN: 12 502 583 608

Name _____
 Address 1 _____
 Address 2 _____

Our ref: A18/0541

3 June 2021

Re: Charing Cross Streetscape Upgrade

Dear Resident,

Waverley Council would like to officially update you on the progress of the Charing Cross Streetscape Upgrade. We have created a design based on previous consultations, particularly Our **Liveable Places Centres** Strategy 2020. Thank you to everyone who participated in the process leading up to this. Based on your feedback we have put together a concept design that includes:

- Upgraded landscaping, including new trees and street furniture
- Safety improvements for all transport modes, including the introduction of a 40km/h area
- Improved sustainability through new bioretention tree pits
- Widening of footpaths to improve public amenity and access
- Undergrounding of overhead powerlines
- New multipoles and upgraded lighting
- Improved stormwater infrastructure

Consultation: You will be able to provide feedback from **9am 21 April to 5pm 19 May 2021:** There will be a survey via Have Your Say Waverley, community meetings, face to face Have Your Say Days and an ideas board for anything you would like to add.

Sign up to be involved by visiting haveyoursay.waverley.nsw.gov.au/charingcross or scanning the QR code below.

Online info session: You are invited to participate in an information session which will be online via a Zoom meeting at 6:30pm on Thursday 6 May 2021.

Please register for this meeting at <https://charingcrossupgrade.eventbrite.com.au>


Have your say days: Council Officers will be onsite to answer any questions you have about the design at:

- 7:30am – 10:30am Friday 30 April 2021
- 7:30am – 10:30am Saturday 1 May 2021

Please don't hesitate to contact me or if you need more information visit: haveyoursay.waverley.nsw.gov.au/charingcross or scan the QR code.

Kind regards,

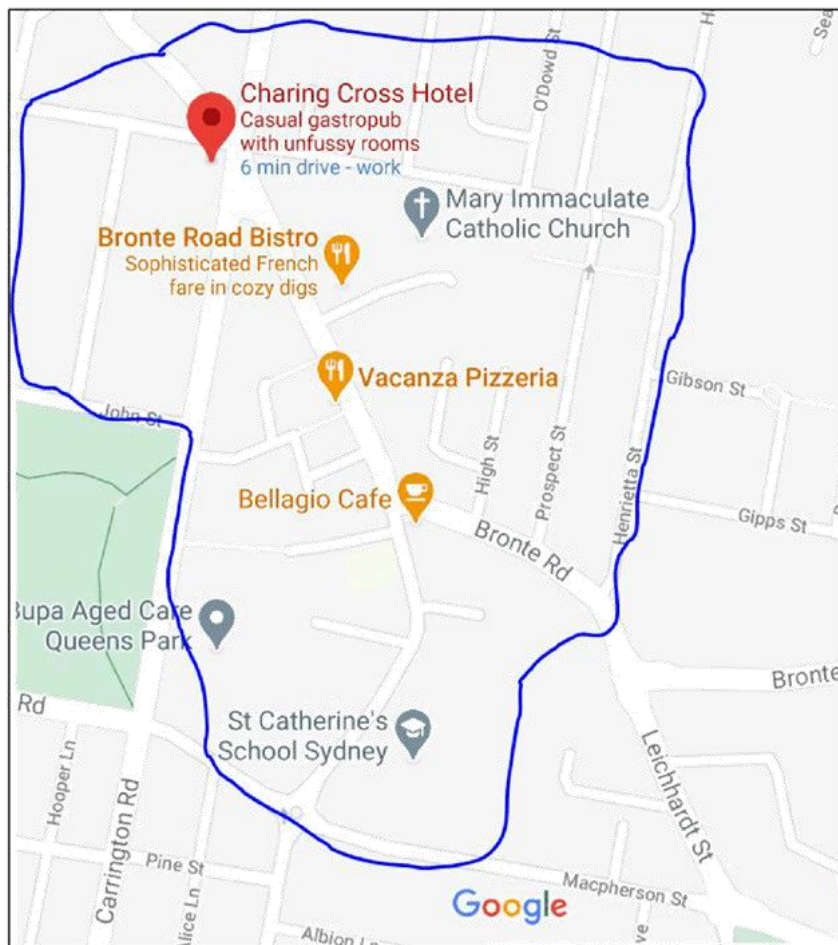
Jordan Lavery
 Waverley Council - Project Manager
 E: jordan.lavery@waverley.nsw.gov.au



SCAN ME

Contact us
 Phone: 9083 8000
 Email: info@waverley.nsw.gov.au
 Web: www.waverley.nsw.gov.au

Connect with us
facebook.com/whatnowwaverley
twitter.com/waverleycouncil
www.youtube.com/user/WavCouncil



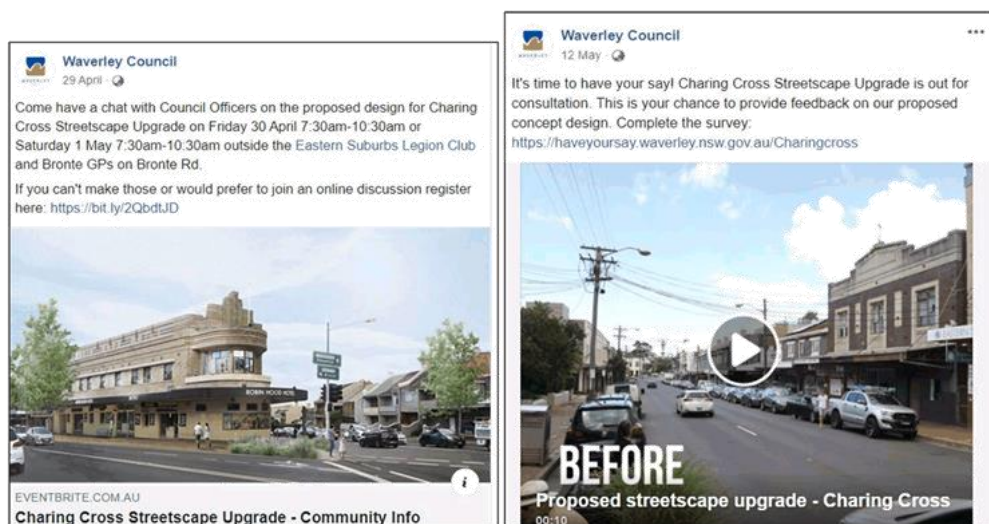
Appendix C – Print advertising in the Wentworth Courier mayoral column

Charing Cross

Council is calling for community feedback on its upgrade project of the Charing Cross village centre to provide the community with an improved streetscape for safer use and a more pleasant visitor experience. Council's concept design for the upgrade will help green and beautify Sydney's second-oldest terraced-line shopping strip, improve pedestrian safety and celebrate the heritage features of the area.

Feedback closes Wednesday
19 May 2021 at **haveyoursay.
waverley.nsw.gov.au**

Appendix D – Facebook posts



Appendix E – Instagram posts



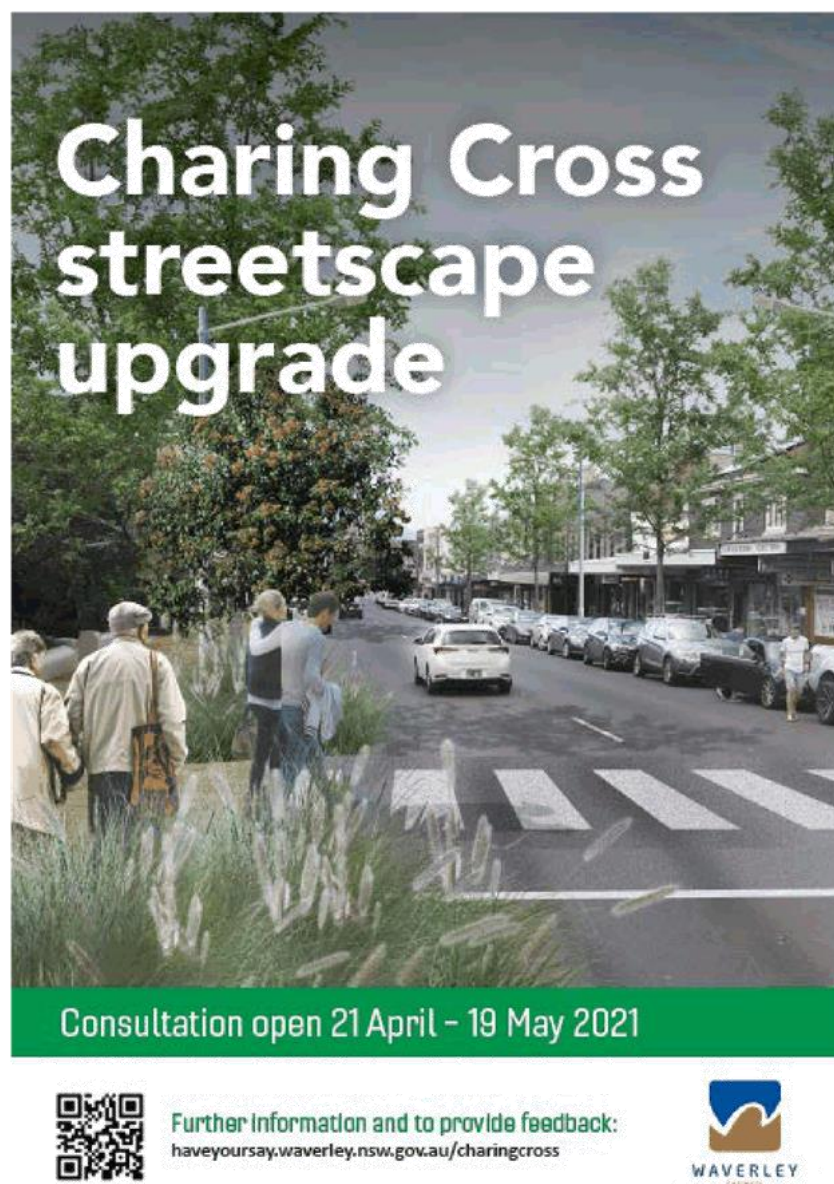
Appendix F - Enewsletters



Charing Cross Streetscape Upgrade

Consultation open until 19 May, on more trees, a new raised crossing, underground powerlines and 40km/h between the new crossing and the old. Check out these features and more in the concept design proposed for the historic [Charing Cross Streetscape Upgrade](#) via [Have Your Say Waverley](#).

Appendix G - posters



Appendix H – email submissions:

Submission 1:



Representing the community's interests in getting around
on bikes in Sydney's eastern suburbs
www.bikeast.org.au

Charing Cross Streetscape Upgrade - Bronte Road

18 May 2021

General Manager
Waverley Council

BIKEast Incorporated
PO Box 1601
Bondi Junction NSW 1355
contact@bikeast.org.au

Submitted by email:

jordan.laverty@waverley.nsw.gov.au, eliza.milenkovic@waverley.nsw.gov.au

BIKEast is pleased to make a submission on the [Charing Cross Streetscape Upgrade](#) proposal. However, we are very concerned that while making passing references to active transport and cycling, certain elements of the proposed streetscape upgrade would make this important bike route less attractive for people riding bikes.

Bronte Rd is a key regional route connecting Bondi Junction and Charing Cross village centre with Bronte / Coogee (via Bronte Rd) and Clovelly / Randwick (via Albion St); and is preferred for riding bikes due relatively easy grade following the ridge line. Paying greater attention to the needs and interests of people using bikes during the design of proposals such as this is consistent not only with Waverley's own transport hierarchy as set out in its *People, Movement and Places* policy but also with recent guidance from Transport for NSW on the prioritisation of walking and cycling above general traffic¹ and on-street parking in the allocation of roadscape².

In summary, we support the proposed reduction in speed limits and removal of the slip lane at the Corner of Carrington Rd and Bronte Rd; and oppose the proposed road narrowing and any streetscape upgrades that prevent or increase the difficulty of future development of a separated cycleway along Bronte Rd.

Impact on Safety of People Riding Bikes on Bronte Rd

The proposed narrowing of the roadway to accommodate widened footpaths is detrimental to safe on-road cycling, providing inadequate space for people on bikes to filter between parked cars and stalled traffic (which is a common occurrence on this section of Bronte Rd), or avoid car doors opening into their path while allowing safe overtaking by motor vehicles in accordance with minimum passing distance laws.

The safety of people riding bikes on the road is also impacted negatively at pedestrian crossings with kerb extensions protruding into the traffic lane - where the kerb extension creates a 'pinch point' forcing people on bikes into conflict with vehicles travelling in the same direction.

Impact on Future Safe Cycleway

BIKEast regards Bronte Rd as an important local and regional bike route, and it is our understanding that it also forms part of TfNSW's Principle Bike Network. Given that Bronte Rd in Charing Cross is a busy road, with many bus routes, that passes through the Charing Cross village centre, the only suitable solution for a bike route is an off-road solution that is separated from pedestrians - which rules out a shared path or shoulder lanes.

¹ Walking and Cycling in Transport Projects Policy CP21001, 2 February 2021:

<http://www.transport.nsw.gov.au/system/files/media/documents/2021/providing-for-walking-and-cycling-in-transport-projects-policy.pdf>

² TfNSW, Road User Space Allocation Policy CP21000, 27 January 2021:

<http://www.transport.nsw.gov.au/system/files/media/documents/2021/road-user-space-allocation-policy.pdf> TfNSW, Providing for



Charing Cross Streetscape Upgrade - Bronte Road
18 May 2021

The proposed widening of the footpath and tree planting on both sides of the street has the potential to obstruct and/or increase the difficulty of installing a separated cycleway along Bronte Rd. While we recognise the value of increasing the tree canopy in the eastern suburbs, this should not be traded off against future development of safe separated cycleways. That is particularly the case given the important role that encouraging more people to ride their bikes will have in reducing carbon emissions³.

Landscaping treatments for the streetscape upgrade should therefore retain the future potential for separated cycling infrastructure along Bronte Rd, and involve soft landscaping or be limited to one side of the road only.

Reduced Speed Limits - 30km Please

While a reduction in the speed limit is appropriate, and supported, the speed through the Charing Cross village centres (and all village centres) should be reduced to 30 km/h - which significantly enhances cycling and pedestrian amenity and reduces the risk of serious injury or death due to accidents. BIKEast has developed a detailed case for Safe-Street Neighbourhoods⁴ and the arguments for reducing speeds in residential streets to 30 km/h also applies for busy roads through shopping precincts.

30 km/h zones, where pedestrians and people on bikes mix with motor traffic, have been embraced internationally⁵ and are also being trialled within Sydney⁶.

Concluding Remarks

We believe the benefits of active travel to community and worker health, as well as traffic congestion, are important to the local community, and should be captured in the planning processes going forward.

Thank you for taking the time to read and consider our feedback.

Anish Bhasin
Advocacy Coordinator - Waverley

Mark Worthington
President, BIKEast

Cc: Marjorie O'Neill MP (Member for Coogee)

³ <https://www.greenpeace.org/sotearoa/story/cycling-ten-times-more-important-than-electric-cars-for-reaching-net-zero-cities>

⁴ http://www.bikeast.org.au/wp-content/uploads/2017/02/BIKEast_201610_Safe-street-Neighbourhoods_Appendix-A.pdf

⁵ <https://30please.org/> or https://www.20splenty.org/un_says_20splenty

⁶ <https://www.smh.com.au/national/nsw/manly-cuts-speeds-to-30km-h-to-become-nsw-s-slowest-suburb-20200709-p55amd.html>

Submission 2:

1. HERITAGE:

Charing Cross is well recognised as a heritage shopping strip, Waverley's first business centre and originally nominated by the National Trust of NSW's in its 1987 Citation, leading to Council's DCP No 6 and subsequent DCPs, WLEP 1996 and current WLEP 2012, protections, as well as State Heritage listings (copy attached). Its status suggests a Conservation Management Plan is necessary to inform any work in the strip, noting that the State Heritage listing identifies works which should be undertaken (see Appendix).

There is no evidence in the Streetscape Upgrade proposal as to how the heritage values are identified and given priority, and how these may or may not be integrated into the proposals. How have the street elements been defined for upgrading?

2. KERB ALIGNMENT:

the kerb alignment is historic and relates directly to the buildings, which are set along their front property boundaries on both sides of the street giving the centre its special wall character. This parallel alignment with standard 3.6 metre width footpaths is visually critical. Remnants of the sandstone kerb remain near the post office. This alignment should not be changed into a variable line attempting to accommodate newly introduced features with inconsistent footpath widening.

3. FOOTPATH WIDENING: The existing footpaths comfortably accommodate the pedestrian traffic in the centre. The traditional width reflects original survey technology within the 20 metre (66 foot or 22 yards) one chain easement of Bronte Road. The cross section of Bronte Road realistically allows for footpaths, parking and travelling lanes in both directions on this artery.

4. KERBSIDE CAR PARKING IS EQUALLY AS IMPORTANT AS PEDESTRIAN AMENITY.

Kerbside parking is essential for most businesses, for customers as well as deliveries which must be from the street. Many shops do not have rear lane access.

Drivers getting out of cars become pedestrians and vice versa.

Opening car doors into the traffic is already tricky. If the gap is any narrower between parking and parked vehicles and travelling vehicles the situation will be dangerous, as people opening car or van doors will be caught by passing buses or trucks. Bicycles will not survive.

Parking restrictions have been carefully managed over many years to give reasonable access to the limited length of kerb space and adequate turnover for people to drop into the diverse businesses. Turnover is high, with kerbside parking movements happening throughout the day from early morning into the evening. Any narrowing of the parking lane will threaten safety for people parking to get out of their cars. Slower manoeuvring of vehicles into narrow spaces will increase waiting time for passing traffic including buses.

The whole road width is needed for busy turnover of kerbside parking and for travelling lanes with very high traffic volumes. The footpath width works well for the volume of pedestrians.

5. CHARING CROSS IS NOT A CAFE STRIP

Charing Cross is a Historic commercial strip with a diversity of shops and services, operating as a busy local centre

Cafes are one business amongst many which service the local community arriving on foot or by bus or car. This satisfies one of Council's main sustainability aims, to promote local shopping and services. Businesses, many of which are owner operated, provide residents and visitors, and the multitude of school children, teachers and parents, with a range of services including: travel, bottle shop, plumbing and bathroom supplies, architectural hardware, women's fashion, photos, hair dressing, news agency, St Vincent de Paul "Vinnies", picture framing, bicycle sales and repairs, dry cleaning, florist, professional services (doctor, architect, physiotherapy etc) massage, QE grocery, dining, educational coaching and, importantly, a street front post office. The Commonwealth Bank has recently closed, without consultation, to local dismay.

People drop into the ~~centre~~, all through the day - ~~specially~~ during COVID, when people did not want to go into Bondi Junction. There is a general increase in patronage of shops, including from teachers and students at many large local schools. Old fashioned street front services are much valued, such as the post office, with easy access from the public domain, not buried in Westfield.

The strength of multiple traders in the Cross should not be undermined by a mistaken idea that it is a cafe destination. This project should seek improved amenity without compromising the existing functioning and fabric.

6. UNDER GROUNDING POWER LINES:

Typically throughout history power lines have been aerially mounted for reasons of initial cost. Under grounding is more expensive, but much safer and less long term maintenance intensive. The proposal to ~~under-ground~~ power lines is welcome.

7. SMART POLES:

The introduction of smart poles is not supported. These are not appropriate to a heritage strip and will clutter up the sky with ugly contemporary utilities. Draped with jolly flags these would not be a good fit either. These utility features take heritage values and visual amenity backwards.

8. BUS ROUTE:

Bronte Road as a public transport corridor is key to quality of living in this location and for such densely settled residential areas within easy walking distance of the main street. The performance of these multiple services should not be compromised or endangered by narrow pedestrian crossings: ~~one~~ reasonably wide crossing as existing at the Albion Street / Bronte Road intersection is acceptable, a second crossing close to the main ~~signalled~~ intersection, with its existing pedestrian crossings, is irrational. For better pedestrian amenity and convenience, a scatter crossing should be introduced at the ~~Charing~~ Cross main intersection.

9. PEDESTRIAN CROSSINGS:

As proposed these create problems and do not solve them. ~~the~~ purpose is unclear, are these raised crossings intended to slow traffic or to provide pedestrian amenity?

- ~~the mid block~~ crossing proposal has come from a suggested crossing to service an ambitious plan for high-rise development behind (south of) the Robin Hood Hotel. This has not been approved, and the indicative crossing was expressly removed from Council's (then) Villages Strategy.

- Any direct access to this possible development could ~~favour~~ it over businesses to the southern end of ~~Charing~~ Cross. Great care must be taken to maintain equality of access to all businesses in the strip, and not to encourage any glossy new overdevelopment that breaks all the planning rules for ~~Charing~~ Cross.

- ~~Potential does~~ exist to upgrade the pedestrian crossings at the major ~~Charing~~ Cross intersection of Bronte and Carrington Roads, and Victoria Street, either with a scatter crossing, or with some paving ~~colour~~ or texture changes to indicate the 40 km / ~~hr~~ zone threshold (or 30 km zone if this can be achieved)

- Bronte Road / Albion Street intersection

The real problem for pedestrians in ~~Charing~~ Cross is at the Albion Street Bronte Road intersection: this problem has not been addressed. Any works must introduce a safe pedestrian crossing from the (former) Commonwealth Bank to Bellagio cafe at 235 Bronte Road corner, to complement the Bronte Road crossing. Residents and visitors have long been calling for a crossing in this location, denied by traffic engineers.

Officers should investigate The Spot at ~~Banwick~~ where a small trafficable roundabout allows for buses to pass whilst slowing traffic ahead of the pedestrian crossings on radiating streets.

10. LIGHTING DESIGN

~~Charing~~ Cross Village shopping strip needs careful attention to lighting design.

A sympathetic and delightful lighting design should be prepared. This would enhance amenity and enjoyment of ~~Charing~~ Cross, and should seek to support incremental reconstruction of posted awnings.

See 50 Macpherson Street, Bronte (corner Lugar Street) for sensitive under awning lighting, and contemporary style of posted awning treatment.

Street travelling lane lighting can be to heritage inspired design, and low key and solar powered.

11. TRAFFIC CALMING:

Reducing speed to 40 km / ~~hr~~ through the strip is welcome; further reduction to 30 km / ~~hr~~ would be better. Cycle safety is improved as speed is reduced. Visual signals to drivers can be achieved with thresh hold treatment at both ends of the strip, not a ~~mid block~~ pedestrian crossing which has unwanted strategic implications. A crossing at this location was specifically removed from Council's (former) Villages Strategy.

Bronte Road is a busy artery and already at a standstill for much of the day anyway, particularly in school term times. This chaos improves safety for pedestrians and cyclists.

12. BICYCLES:

The current proposal is extremely dangerous for cyclists: pinch points and narrower lanes reduce space for cycling and make legislated safe passing distances an impossible dream. Without being overly dramatic, the crossings are potential cyclist killers in this high volume traffic street.

Given the dangerous conditions, cyclists are likely to ride illegally on the footpath/s, endangering pedestrians.

Irrespective of future separated ~~cyclaway~~ location, cycles remain legitimate road users on all NSW roads and streets (apart from freeways and motorways) and many cyclists will continue to favour Bronte Road resulting from the good grades on the ridge top, avoiding descents and climbs on either side. Many adults take children to local schools on bikes. A long established bike shop in the ~~centre~~ indicates the sustainability of this transport mode and local demand for cycles and cycle repairs. Some cafes attract cyclists, though as a destination this is less significant than (for example) the beaches and Centennial Park.

13. TREES:

In the current proposal, ~~the~~ attempt to provide space for trees planted outside the awnings, is the wrong solution to achieving "greening" or better street amenity in ~~Charing~~ Cross. The proposal requires

- awkward footpath widening destroying the historic ~~kerb~~ alignment,
- unnecessarily widening footpaths which adequately accommodate pedestrian activity
- impractical and dangerous narrowing of parking lanes, forcing drivers to open doors into passing traffic, which includes at least 400 STA buses passing in each direction every day, as well as emergency services and many trucks;
- increased congestion from awkward ~~manoeuvring~~ to park;
- obscuring above awning heritage facades with tree canopies. Above awning facades are ~~Charing~~ Cross' defining feature to be celebrated, protected and restored, not cluttered up and

- 1 screened from view;
- leaf drop from deciduous trees, unless cleaned up immediately, becomes a slip hazard;
- tree trunks do not improve under awning amenity for pedestrians
- the proposed trees do not have any biodiversity benefits

Sensitive "greening" can be achieved in other ways. For example, improved quality plant containers with ~~well maintained~~ flowers, posted awnings with hanging baskets, neat hedges, carefully located trees in existing footpaths where there are no awnings e.g. outside Legions Club, outside 282 Bronte Road, outside 251 Bronte Road (southern end of the strip)

14. SLIP ROAD:

Removal of slip roads is often a way to improve pedestrian and cycle safety and amenity. In the case of the Robin Hood "nose" it turns at an acute angle, requiring slow speeds, and does not present as a known hazard to pedestrians. The slip road is painted with a clear pedestrian crossing, which could be raised if it is considered that safety would be improved, while permitting slow vehicle movement. It does not need to be removed altogether.

As background, residents in Judges Lane, Cables Place and several properties with driveways into Bronte Road, west side, cannot safely turn right across the traffic into Bronte Road, and generally turn left to go around the block. The slip road provides an escape, and is particularly important when the Judges Lane dog leg to Carrington Road may be temporarily blocked. Judges Lane is always a difficult and narrow street to access, at both ends. Further limiting options for egress is not supported.

The slip road at Queens Park, corner Darley / York / Avoca Street is quite a different situation and should be removed. It should not be cited as a reason to remove the slip road in ~~Charing~~ Cross. At Darley Road heading east, it cuts through a 90 ~~deg~~ corner, with high traffic volumes turning left towards Bondi Junction, across a major pedestrian and cycle access to Centennial Park. Clearly this should be redesigned as requested many times by ~~BLKEast~~ and other Park user groups and individuals.

15. CHARING CROSS LOOKING SHABBY

- Analysis of the reasons for ~~Charing~~ Cross looking shabby should inform how to refresh it; simply investing in the streetscape upgrade will cover up and diminish its real values;
- most of its historic buildings have not received any investment in restoration or maintenance of facades for decades
 - many original shop fronts have been removed and replaced with flush faced ~~aluminium~~ framed glazing, mostly out of character with the original recessed doorways and fine fenestration;
 - balconies have been removed, verandahs enclosed
 - absence of posted awnings removed in the '30s, and no replacements,
 - interior features (tiles, pressed metal ceilings ~~etc~~) have been demolished
 - poor quality of exterior paintwork, lack of routine painting, drab looks, and lack of ~~colour~~ co-ordination
 - poor quality of many awnings, no guidelines for replacements
 - jumble of uncoordinated visually confronting advertising signage
 - ~~inconsistent~~ accretion of utilities on building facades above and below awnings - air conditioners, gas pipes, NBN boxes, electrical boxes and other ducting
 - changes of use of shops, damaging works (often without DAs) and lack of real Council oversight of how heritage should be managed and supported
 - ~~mis~~-understood compliance with fire regulations in heritage buildings
 - waste bins and other clutter stored on the footpaths resulting from poor Council regulation and poor links with Council planning approvals
 - patched paving from utility trenching

16. AMENITY CAN BE IMPROVED. PLUMER ROAD, ROSE BAY EXAMPLE
 Charing Cross suffers from a lack of a co-ordinated approach to maintaining and upgrading its fabric. The incremental loss of heritage features results from the lack of knowledge, of design objectives for buildings, and regulatory oversight.
 Information for owners and good links with Council's heritage officers and planners should be established.
- * a sinking or investment fund established to give incentive to owners ready to restore heritage buildings,
 - * to provide architectural advice for reconstruction of windows, doors, balconies, parapets and mouldings, awnings and shopfronts etc
 - * The community hub at Shop 4, 276-278 Bronte Road, provides an opportunity to exchange knowledge and assistance with the street upgrade project.
 - * co-ordination can be achieved through careful documentation of desired works
 - * co-ordination of colours, fittings, numerals, signage, lighting, furniture
 - * paint colour palette already exists in former WDCP 2008 which could be expanded into design guidelines for restoration (copy attached)
 - * standard architectural details for replacements e.g. of shopfront glazing, awnings, awnings with posts, windows, doors, balconies, street numbers and signs etc
 - * footpaths repaved in simple concrete with some detailing (see photo of recent Randwick Council works)
 - * better regulation of waste bin storage (not on the footpaths), beer barrels, deliveries etc to reduce clutter;
 - * improved quality and consistency of standard fittings and fixtures including waste bins, seats, drinking fountains, and signage;
 - * re-open the red letterbox
 - * carefully locate bike lock up loops
 - * rapid response repairs to paving following service authority excavation and trenching
 - * reduce visually discordant and conflicting advertising signage
 - * Council develops a suite of standards for lighting, litter bins, seats, drinking water fountains, street numerals, lettering, advertising and information signage, and any other items in the public domain. Many historic town centres in NSW have seen such treatment, even Broken Hill and Camden. There are many other examples of historic restoration bringing about increased visitation and business.
17. SUSTAINABILITY: sustainability goes beyond rainwater capture. The range of shops and services for every day life help to meet Council's sustainability goals for walking, cycling and taking public transport. Solar lighting, awnings to protect pedestrians from sun as well as rain, retention and restoration of heritage fabric and possibly introduction of EV charging stations all help to reduce emissions.
18. CONSULTATION:
- The Streetscape Upgrade in Charing Cross is an important initiative and deserving of a proper project development process, including scoping out a design brief for works in the strip and to the private properties which define it. This is more important than a superficial "beautification" exercise.
- The community cannot adequately interact with an already designed project seeking tick off. Involving the community in a short consultation period about an already designed project gives little opportunity for local knowledge (including Council's own officers with roles in the centre), and community understanding to be agreed and incorporated into a really good and innovative project.
- The community will be delighted to work with Council officers, and particularly its heritage experts, to develop a properly considered design brief, and to support improvements to Charing Cross's amenity in the meanwhile, including under grounding power lines and re-

I
paving the footpaths.

19. WHOLE OF COUNCIL AND COMMUNITY APPROACH WITH A HERITAGE DESIGN LEAD PROJECT TEAM

Charing Cross Village could be a stunning example of how a heritage strip can be brought into the 21st century wisely.

This can be achieved with some re-shaping of the current funding into a more strategic project. Posted awnings are being replaced all over Sydney, and have given special environmental quality to 50 Macpherson Street in Bronte already. This could be replicated for many buildings in Charing Cross, making the footpath very pleasant while permitting inward and outward sightlines, so important for business visibility and pedestrian surveillance.

20. BONDI JUNCTION

Bondi Junction commercial centre is widely seen as a jumble of uncoordinated buildings, a wind tunnel, and a place which people do not like to visit, unless it is for specialist purposes and to catch the train.

Charing Cross has an opportunity to embed the differences from Bondi Junction which give it strength and attraction: the low rise buildings, sunny streets, diversity of street frontage businesses, pedestrian friendliness, human scale and accessibility.

Progress does not have to be measured as re-development and high rise buildings.

Progress for Charing Cross can be through contemporary investment in urban quality, in maintaining and restoring buildings, in re-introducing posted awnings with attractive hanging baskets and plants, through implementing consistency of colour co-ordination and signage and better regulatory control of lazy waste management practices. These goals are all perfectly achievable.

Submission 3:

To whom it may concern,

Submission on Charing Cross Streetscape Proposals 2021

Any proposed changes to the streetscape in Charing Cross need to strengthen the heritage conservation zone and the high usage public transport route. Not all the proposed works value these two principles.

Some of the proposed works pose increased risk of physical danger to the community, so much so some residents presume that not all intended works or planning changes are disclosed in the documents on exhibition. The proposal does not stack up, something else must be afoot.

Community consultation on this proposal has been scant and rushed.

1. Road narrowing

Bronte Road is simply not wide enough to lose 1.2 metres in width and still provide two mandatory standard traffic lane widths and two parked car widths with facility for bike transport next to the parked cars.

Cars are not light rail. They don't follow each other in a perfectly linear fashion in a tight format. There needs to be wriggle room for cars. Also, Cars reverse park into position on the kerbside. This requires a lot of wriggle room.

The proposal would make it unsafe to get out of a parked car, to reverse park a car or to ride a bike. There are real possibilities for bus collisions if a driver wanted to avoid harming people at the kerbside.

2. Speed bump /pedestrian crossings

Pedestrian crossings are proposed on speed bumps, presumably to slow traffic down.

Traffic mostly crawls through Charing Cross anyway. I can only imagine the proposed speed bumps are an attempt get lower speeds to qualify for narrower standard traffic lanes for areas of lower traffic speed and low truck volumes. The latter could not be realised here with the high volumes of buses (400+ a day) which travel through Charing Cross. Buses are equivalent to trucks in terms of bulk and scale.

Narrower traffic lanes are not appropriate for Charing Cross.

Buses, trucks, emergency vehicles travelling over speed bumps? Where does this come from? This is undesirable in the extreme.

└

The proposed second pedestrian crossing is puzzling. We have a set of traffic lights and a pedestrian crossing already. The public transport route will be adversely affected by another pedestrian crossing. It would never get through the Traffic Committee as we know it. Why is it proposed?

The proposal is justified in part by the numbers of school students crowding at traffic lights or on pedestrian islands. Movement of school students through Charing Cross is a matter for the respective schools. Students should be supervised at the traffic lights and dismissed from school at staggered times to reduce crowding in the streets.

3. Trees at the kerbside

This part of the proposal drives the widening of the footpaths, already described as undesirable.

The proposed trees are large and present canopy above the level of the awnings, thus obscuring the heritage frontages of the shops. This is undesirable in a heritage conservation zone in which the retention of heritage is primarily expressed in the unchanged first floor shop fronts.

Tree canopies will billow out into traffic lanes, be caught by buses etc. A tree will not be contained within the 600mm allotted to it in the footpath widening.

I appreciate the sentiment of wishing to green our streets.

Some suggestions

- (i) Use street trees to create a green avenue between Bondi Junction and Charing Cross
- (ii) Use smaller species on the footpaths in the conservation zone: species that can be hedged or that are dwarf forms. Hanging baskets watered every morning with a council vehicle. We need the vegetation at the street level not high in the sky.

4. Wires underground and smart poles

Burying wires is a good initiative. Smart cabling could also be buried.

There is no description of the efficacy of the smart pole for the community to assess them. Do we need them, if we can lay very smart cabling in the street?

A heritage style light for the conservation zone would be more appropriate.

5. Unsaid things in the proposal

What is proposed for the more than four hundred bus movements through Charing Cross? Is there an intention to move the public transport route that is not contained in this proposal? Any proposal for Charing Cross needs to provide for a large volume public transport route.

Is there an intention to remove kerbside parking along Bronte Road to allow for street trees and alfresco dining? The carpark behind the shops is always full, there is no spare capacity there. Shops depend on passing trade. We need the kerbside parking.

We need to be very careful with this proposal

Council needs to be upfront with its intentions for Charing Cross so the community can know what is intended and have a real say.

6. Community Consultation

This proposal was not workshopped with the community, and has had a very short consultation period.

It seems rushed. We need to take time to assess this proposal.

Yours faithfully

Submission 4:

SUBMISSION: PROPOSED CHARING CROSS STREETSCAPE UPGRADE

Bronte Road is a busy artery passing through Charing Cross Conservation Area. The highly valued shopping strip could benefit from sensitive investment in the historic character, including some greenery at pedestrian level and encouragement to building owners to paint and restore facades and original shops. Heritage and greening have to be carefully balanced as both are important. Any new greenery should enhance pedestrian comfort, not overwhelm heritage buildings. The proposed trees require footpath widening which will unreasonably squeeze traffic lanes, and they will obscure the best part of Charing Cross' heritage, its above awning facades.

Rather than awkwardly placed trees which badly damage views of buildings and require unreasonable footpath widening, heritage buildings can give much more value by improved coordination of paint colour schemes signage, awnings, and paving, removing ugly infrastructure (including garbage bins) advertising, and other additions. The lack of maintenance of buildings and their facades is the main reason for the centre's slightly dishevelled state. Replacing awnings with posts where they originally existed provides an opportunity for hanging baskets and cascading plants – similar to 50 Macpherson Street, corner Lugar Street. This is a much more heritage appropriate way to achieve "greening".

Submission 5:

CHARING CROSS STREETSCAPE UPGRADE

The Charing Cross Streetscape Upgrade proposal aims, as its priority, to preserve the Heritage aspect of Charing Cross. I consider that some aspects of the design should be re-considered as these elements are not consistent with the needs of Charing Cross.

The Town of Charing Cross was proposed in the 1860's with the objective of it becoming a major hub in Waverley as it was on the major road that led to Coogee. As the heritage Architecture of the Cross shows, however, significant development did not occur until Federation and then Charing Cross became of little commercial significance as Bondi Junction grew.

The result is that Charing Cross is now only a Community shopping strip servicing locals but it is one divided by a major road.

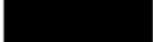
Bronte Road remains a major road. Eight bus routes pass through the Cross and the weekly bus volume is over 2000 trips. It is also used by trucks including many Council trucks. Traffic volumes are high and because of two complex intersections traffic behaviour can be erratic.

This combination of a Heritage Community Shopping strip on a major road does not appear to be suitably recognized in the proposed upgrade.

I submit the following points for your consideration. Notes on each of the items are attached.

1. Road widths and footpath widening. The Cross is a relatively quiet community shopping strip. The existing footpaths are well above Council's standards in width. No evidence of heavy pedestrian traffic is evident. On the other hand Bronte Road is a major thoroughfare subject to high bus and traffic volumes. The proposed lane widths are, in my view, well below RMS standards and are dangerous. The present design will make exiting a parked car car potentially a life threatening proposal. I recommend that the footpaths not be widened.
2. Trees Trees are not a feature of the shopping strips of the Federation era. The Heritage aspect of the Cross is all in the upper level of the shops as the street-level frontages are all modern. The proposal gives tall deciduous trees which offer no greenery at street level but will block the view to the upper level. Some planting has already been done which goes to awning level. I recommend that this form of planting be adopted and retained.
3. Pedestrian crossings. The proposed crossing at the existing car park will service only the northern half of the Cross. In particular, it will provide free car paring for the new major development taking place at the Robin Hood Hotel. This will have a dramatic, and unfortunate, impact on the on the shops at the south end. I recommend that the crossing be moved to the middle of the Cross where it will provide improved pedestrian circulation around the entire Cross.
4. Street Lights The proposal is for the removal of the existing poles and wires and for the installation of under-grounding power-lines and smart poles. Under-grounding the lines will have a great benefit. However, smart poles are very modern, very thick and completely out of character with the objective of preserving the Heritage aspect of the Cross, I recommend poles that are more in character with the Heritage of the Cross,

Yours faithfully



Road widths and Footpath widening

Lane widths standards are a crucial element of any redevelopment. Bronte Road is a high volume road with an exceptional eight bus routes along it. The proposal is to reduce the widths of the centre and kerb lanes to provide wider footpaths. However, the lanes are already well below standard.

"A typical car is 1.9m wide plus wing mirrors and the maximum width of a vehicle is 2.5m wide plus mirrors (unless it has an over-dimension permit). Roads are constructed so that each lane is wide enough to accommodate standard sized vehicles plus a margin of error as it's difficult to keep the swept path of a vehicle completely within its width

A standard urban lane is 3.5m wide,

Our general traffic lanes are 3.3-3.5 metres for roads with higher speeds and truck volumes, or 3.0-3.3 metres for lower speed roads with low truck volumes".¹

Bronte road has high bus volumes with eight bus services (314,316,317,348,353,379,400,400N). Where bus services are using the road, Kerb lane widths apply. *"The kerb lane is generally used in two configurations; As a parking lane minimum of 3.0 m wide to cater for bus stops and allow the bus to move out of the through traffic lane. As a traffic lane minimum of 3.5 m to allow buses to use the lane without passing over drainage structures."²*



No bus stop kerb lane widths

2.4m



Bus stop kerb lane widths

3.00m

Conclusion: Further checking is necessary but the indications are that the kerb lanes at 2.40m area below standard. The traffic lane widths at 3.20m are substantially below standard of 3.5m.

For a high volume road with large bus services in both directions we consider the widening of the footpaths may be unsafe and inappropriate for Charing Cross.

¹ <https://www.driverknowledgetests.com/resources/road-widths/>

² https://nacto.org/docs/usdg/bus_infrastructure_guide_nsw.pdf

Trees



There is no heritage at street level. It is all in the upper levels. It is this upper level perspective that needs to be preserved and kept open. Tall trees, as proposed, will give a view of the shop fronts but block the upper levels.

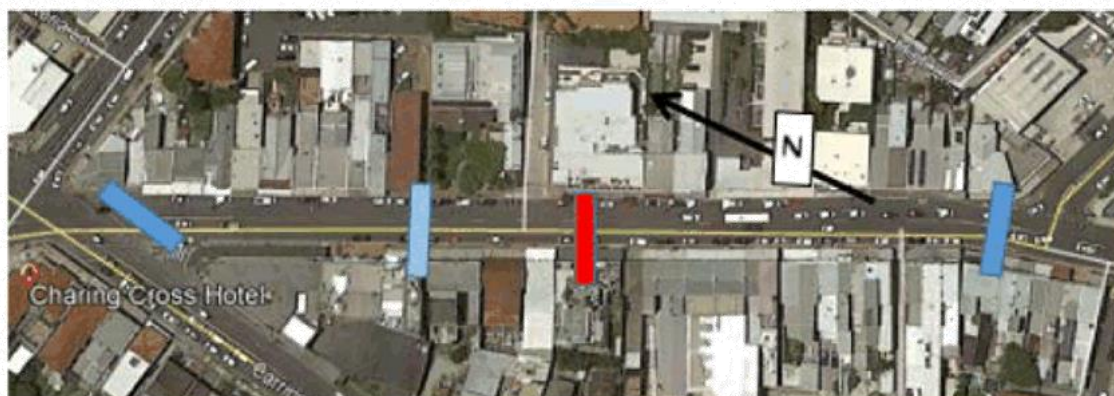
Some tree planting already exists in this area. It is non-deciduous, goes to awning level and, importantly, adds greenery at street level. It is a most effective form of tree planting for Charing Cross.



Deciduous trees leave an unsafe, slippery surface. They are inappropriate for an area that is classified as having a high pedestrian volume.



Pedestrian Crossing



Proposed crossing
at intersection



proposed crossing
at car park



suggested alternate position
to replace car park crossing



Proposed crossing
at intersection

Pedestrian crossing

The proposed crossing at the car park is placed at the 1/3 point. It will give unequal access to the car park for shops at the north end of Bronte Road, particularly those on the west side. **This will be most unfair and most damaging for the shops at the southern end.** It is also not the most efficient location to provide pedestrian circulation within Charing Cross. A more equal position is near the Charingfield access. This would also be very beneficial to the aged.

Street Lighting

The existing street lighting is wires on overhead poles. The proposal is to provide "under-grounding power-lines and smart pole." Removing the clutter is a good proposal but the nature of the "smart poles" is of concern.

The objective of this project is to preserve the heritage appearance of Charing Cross.



Smart poles are very modern and have very thick columns. They have no heritage aspect.

As can be seen from the photo below of Bronte, these poles dominate the skyline in a particularly unattractive manner.



For a specific Heritage project like Charing Cross light poles more sympathetic to an earlier period. Such light poles are commercially available.

Submission 6:

I will start by saying there is overwhelming support for reduced traffic speeds, improved pedestrian safety, green space, outdoor seating, under-grounding poles and wires and Heritage protection/conservation.

There is also support for improved provisions for cyclist but it appears that this has been overlooked – that said, I think Council agreed to proceed with the CC streetscape upgrade and will address provisions for cyclist in a separate study. If so an update would be appreciated.

From the feedback I have received it seems to me that the issues fall into a number of categories:-

1. Intersection at Bronte, Carrington, Victoria Streets

As we all know this is a complex issues involving NSW State Government and many conversations and meetings have been held. Maria Moran has forwarded copies of correspondence, she has had with State Government, to Council and on 27th April Jordan led a team of Council staff (Callum and Nick) and residents on site to discuss the matter in detail. Rather than go over this issue again in great detail may I suggest an update as I believe Callum was going to liaise with NSW Government?

2. Physical/visual impact of the proposed upgrade on the status of Charing Cross as an Urban Conservation Area. It would be advantageous to have input from the experts eg Council heritage staff.

3. Selection of appropriate street furniture eg bins, planter boxes, tree selection vs hanging baskets, awnings, paving and impact of smart poles (we need to discuss options).

4. Location of the proposed pedestrian crossing and impact of the removal of parking- There are mixed views about the impact of narrowing the road at the proposed location. We would like details of the impact studies and proposed alternatives.

5. Intersection at Albion and Bronte Road – There is a very strong view from local engineers that the proposed upgrae has not adequately considered the impact on pedestrian safety crossing Bronte Road.

This is my list – happy for input.

I would like to thank Jordan and George for agreeing to a meeting with stakeholders. Jordan suggested he might invite the heritage consultant who worked on the plan and possibly someone from the Assets team.

Thanks again.

Submission 7:

I think it's great to try and improve the streetscape with things like planter boxes and greenery etc but I don't agree with widening the footpath for safety reasons it will only encourage the small number of irresponsible bike riders that use the footpaths already. As for removing the the slipway at the corner of Bronte and Carrington roads will only clog up the flow of traffic heading north. Pedestrian crossings a big yes widening footpaths a big no.

Submission 8:

Thanks for the update. When in consultation with you last year we did put in an objection for the Green pillar electrical connections. Looking at the material you have just sent it looks like these are still in the plan though these is another image where in looks like the electrical connections are on the face of the buildings. Can you please let me know what is the actual plan for this please.

REPORT
CM/7.16/21.06

Subject: Clifftop Walkway Upgrade

TRIM No: A20/0387

Author: Genevieve Wilson, Senior Project Manager

Director: Sharon Cassidy, Acting Director, Community, Assets and Operations

RECOMMENDATION:

That Council:

1. Endorses the concept design Clifftop Walkway Upgrade Eastern Reserve and Diamond Bay Reserve attached to the report.
2. Endorses removing lighting from the design.
3. Proceeds to detailed design and the submission of a development application.
4. Notes engagement completed to date on the project and proceeds to public consultation as part of the development application process.

1. Executive Summary

The purpose of this report is to seek Council's approval to proceed with a development application for the concept design Clifftop Walkway Upgrade at Eastern Reserve and Diamond Bay Reserve. Recent planning advice is that a DA is required for this project due to the current walkway passing through the E2 conservation zone in two small sections where it encroaches past the cliff-line in Eastern Reserve.

The concept design has been developed based on Australian Standards, technical requirements and advice, planning advice, grant fund requirements of the NSW Government Public Legacy Program and through consultation with Sydney Water and internal stakeholders.

2. Introduction/Background

Council committed to the replacement of the existing Eastern Reserve and Diamond Bay Reserve boardwalks and viewing platform dating back to June 2019 (CM/8.3/19.06 and CM/7.5/19.09).

Council engaged consultancy Cardno in 2019 to complete asset condition assessments of Eastern Reserve and Diamond Bay Reserve boardwalks and a Feasibility Report comparing repair and replacement options. Both boardwalks were assessed as being in poor (condition 4) to very poor (condition 5) condition. As a result, short term remediation works (CM/7.14/19.11) were completed in June 2020 to ensure that stairways and walkways are secure until scheduled replacement as part of this project which is timed to coincide with Sydney Water's Refresh Vaucluse and Diamond Bay Project which will require Sydney Water to undertake works in Eastern and Diamond Bay Reserves to under bore pipe connections, build a pumping station and connect a new sewer rising main to the existing sewer network for treatment at Bondi Sewerage Treatment Plant.

In addition to the remediation works, temporary safety works (CM/7.10/20.07) based on an independent access assessment were completed in June 2020 to deter and restrict people from leaving the boardwalk through attachment at selected points of: secure mesh infill panels to existing fencing; and, hoarding beneath the boardwalk. Further safety measures including additional mesh infill and removal of the Diamond Bay lookout were undertaken in 2021.

Head Consultancy Thompson Berrill Landscape Design (TBLD) were engaged to design replacement boardwalks and upgrades to Eastern Reserve and Diamond Bay Reserve. The objectives are to:

- Connect the coastal walk.
- Improve pedestrian safety, amenity and equity of access where possible.
- Improve access to natural features and vantage points.
- Consistent coastal walk design language, materials and finishes.
- Protect and celebrate heritage and cultural value.
- Protect and enhance remnant vegetation.
- Minimise landscape and visual impact.
- Ensure residential amenity.
- Investigate opportunities to light the walkway.

As well as utilising robust materials, providing safe maintenance access, minimise construction risks, provide value for money as well as environmental and social sustainability.

3. Relevant Council Resolutions

Meeting and date	Item No.	Resolution
Council 21 July 2020	CM/7.10/20.07	<p>That Council:</p> <ol style="list-style-type: none"> 1. Receives and notes the findings and recommendations of the independent coastal risk assessment. 2. Notes that a number of recommendations from the risk assessment have been addressed via the remediation works undertaken at the Diamond Bay Reserve boardwalk and Eastern Avenue Reserve, including installation of mesh infill panels to the existing balustrade and installation of hoarding beneath the boardwalk to further deter and restrict access to the cliff edge in 'hotspot' locations. 3. Endorses ongoing implementation of the risk treatment plans set out in the coastal risk assessment report in accordance with the recommended priorities. 4. Notes that it has provided for the design and reconstruction works of the Diamond Bay Reserve and Eastern Avenue boardwalks in its Capital Work program. 5. Notes the actions undertaken to date in relation to coastal safety risks in Table 1 of this report. 6. Notes that the fence at the northern end of Rodney Reserve has collapsed, and replaces the fence as soon

		as possible due to safety concerns.
Council 19 November 2019	CM/7.14/19.11	<p>That Council:</p> <ol style="list-style-type: none"> 1. Receives and notes the current status of actions to improve safety along the coastal cliff edge outlined in this report. 2. Undertakes remediation works on the Diamond Bay and Eastern Avenue boardwalks as per condition assessment findings, noting cost estimates outlined in this report, with works to be funded from the SAMP reserve. 3. Proceeds to the design stage of reconstructing the Diamond Bay Reserve and Eastern Avenue boardwalks, noting cost estimates outlined in this report, with works to be funded in the 2020–21 capital works program. 4. Includes the possibility of a viewing platform as part of the design of the reconstructed boardwalk. 5. Does not install CCTV cameras at Diamond Bay Reserve at this stage until the final design is completed. 6. Acknowledges the heritage significance of the existing stone archway, wall and steps at Diamond Bay Reserve, and commences proceedings to heritage list them in order to protect and maintain these items as part of any future design and works.
Council 17 September 2019	CM/7.5/19.09	<p>That Council:</p> <ol style="list-style-type: none"> 1. Notes the current status of actions to improve safety along the costal cliff edge outlined in this report. 2. Considers and investigates the cost and feasibility of installing a viewing platform at Diamond Bay Reserve as part of any works proposed on the Diamond Bay boardwalk, following consideration of the boardwalk condition assessment. 3. Officers report back to Council with the results of the investigation.
Council 20 August 2019	CM/11.4/19.08	<p>That Council:</p> <ol style="list-style-type: none"> 1. Treats this report as confidential in accordance with section 11(3) of the <i>Local Government Act 1993</i>, as it relates to a matter specified in section 10A(2)(g) of the <i>Local Government Act 1993</i>. The report contains advice concerning litigation, or advice that would otherwise be privileged from production in legal proceedings on the ground of legal professional privilege.

		<ol style="list-style-type: none"> 2. Expresses its sympathy and sadness at the tragic loss of life that occurred at the Diamond Bay Reserve on Saturday, 17 August 2019. 3. Notes the action taken and underway in response to Council resolution CM/8.3/19.06. 4. Notes the additional action undertaken by Council following the tragic events of 17 August 2019. 5. Notes the legal advice and summary of issues set out in the report. 6. Endorses the carrying out of an independent coastal risk review by suitably qualified assessors to guide further decision making on risk management along the Waverley local government area coastline. Diamond Bay Reserve is to be a priority, with an interim report to be presented to Council as soon as possible. 7. Urgently explores and takes appropriate action related to: <ol style="list-style-type: none"> (a) Installing additional temporary barriers. (b) Signage. (c) Social media messaging, including on WeChat, Weibo and similar channels. (d) Internet sites, tourist sites and other PR outlets, including TripAdvisor. (e) Compliance action. (f) Investigating legal remedies, including trespass. 8. Investigates action related to: <ol style="list-style-type: none"> (a) Community education. (b) Licensing and other legal options. (c) CCTV. (d) Identifiable commercial operators, such as photographic businesses. (e) Parking regulations in the immediate vicinity. (f) Activities by other Councils in managing similar locations. 9. Contacts the State Member for Vaucluse, Gabrielle
--	--	---

		Upton, MP, to seek assistance in this matter.
		10. Requests the Diamond Bay/Vaucluse and Dover Heights Precincts to provide input.
Council 18 June 2019	CM/8.3/19.06	<p>That Council:</p> <ol style="list-style-type: none"> 1. Officers investigate measures to restrict or deter movement from the Diamond Bay Reserve and the Coastal Boardwalk to the cliff ledge. Such measures to include: <ol style="list-style-type: none"> (a) Appropriate multilingual signage (b) Further physical barriers to restrict or hinder movement to the cliff ledge. 2. Investigates the cost and appropriateness for CCTV and consults the local police area command. 3. Officers report back to Council by September 2019 with a further investigation to consider the appropriateness and cost of installing a viewing platform from the coastal boardwalk. 4. Increases the frequency of ranger patrols in the area, in particular on weekends. 5. Installs an additional bin in Diamond Bay Reserve. 6. Informs the Vaucluse/Diamond Bay Precinct of Council's decision. 7. As part of the investigation Council officers liaise with Sydney Water and groups representing recreational fishermen about the access taken along the edge of the cliff to Sydney Water infrastructure by local fishermen.

4. Discussion

The concept design (Attachment 1) has been developed based on Australian Standards, technical requirements, planning advice, grant fund requirements of the NSW Government Public Legacy Program and through consultation with Sydney Water and internal stakeholders. The draft concept design includes:

- Replacement of Diamond Bay lookout to capture coastline views in a more geotechnically stable location.
- Replacement of boardwalks along existing line except for Diamond Bay where it is moved landward to reduce risk from geotechnical instability.
- Extension of Eastern Reserve boardwalk with low boardwalks at either end over uneven surfaces to prevent erosion and trip hazards.
- Replacement of existing boardwalk fence, George Street fence and clifftop fence at beginning and end of Eastern Reserve boardwalk to improve safety and protection of remnant vegetation.

- Widening at lookout areas provided to stop and enjoy views and allow for pedestrian passing.
- Bollards at entry points to Eastern Reserve to improve views and visibility of access to walkway.
- Seating with paving at entry points to improve accessibility to views.
- Planting with low level native plants at selected fence-lines and cliff edges to restrict access and improve habitat corridors.
- Bins at entry points to reduce litter.

The following additional items have been included as a result of feedback from the NSW Government's Public Spaces Legacy Program who have recently confirmed \$2.993 million in grant funding towards the project:

- New stairs with landing paving at top and bottom midway between Bulga Rd and Eastern Ave
- Sealed path and lookout north of Oceanview Avenue.

The following additional items have been included as a result of feedback from Councillors at the workshop on 11 May:

- No handrail on cliffside of boardwalk in area near stone archway at Diamond Bay to further deter people from leaving the boardwalk
- Accessible areas noted.

Council officers recommend not including lighting in the DA package. Dimmable timed lighting to improve user safety and wayfinding at dawn and dusk was previously included in the concept design for the Councillor Workshop however, given the DA process and time constraints lighting has been removed from the design. Should Council wish to pursue lighting it can be developed into a separate future project.

The existing boardwalk is 2 m wide in total (approximately 1.8 m internal width). The proposed boardwalk in the draft concept design is 2.2 m wide total (2 m internal width) with additional widening at lookout areas provided to stop and enjoy views and allow for pedestrian passing. This is shown in Attachment 2 cross sections. Lookout areas have been placed to take advantage of views while avoid impacts on vegetation and/or heritage items.

The boardwalk is proposed to be fenced by the approved 1.2 m high Waverley Coastal Fence which is consistent with Waverley Cemetery boardwalk and supported by an independent risk assessment. A 1.8m high fence utilised at clifftop sports fields was not considered appropriate along the boardwalk as: hoarding will be included below the boardwalk at Diamond Bay, and this has proven to be effective at deterring most people from leaving the boardwalk; it would be inconsistent with other walkway areas; provide a visual barrier to enjoying the scenery; and would add considerable weight to the boardwalk structure in an area with high wind loading and geotechnical risk. The fence material is a durable stainless steel milled finish which will dull over the asset life and be suitable for the harsh coastal conditions. A handrail is included on both sides of the fence, except in the vicinity of the Diamond Bay lookout where a handrail is provided on the landward side only to deter people from leaving the boardwalk. This complies with Australian Standards which does not require handrails on flat sections and lookouts.

Geotechnical investigations identified a potential rockfall hazard at the current Diamond Bay lookout location. A peer review and risk assessment was undertaken by an independent geotechnical engineer. Based on the recommendations of an independent geotechnical engineer, to reduce risk: the existing Diamond Bay lookout has been removed; the future boardwalk has been relocated landward to a more geotechnically stable area: and a cable support system concealed beneath the boardwalk will be included in detailed design.

Geotechnical investigations also identified a potential risk at a steep slope adjacent to George St. Additional geotechnical investigations are being undertaken to inform detailed design.

An independent flora and fauna assessment concluded that there are no significant impacts on remnant vegetation or heritage (Landscape Conservation Area, Aboriginal Heritage and proposed heritage items).

Latest planning advice is that a development application (DA) is required for this project. An independent planning consultant has advised that the project cannot be Exempt development under SEPP Infrastructure 2007 as the current boundary of Eastern Reserve does not align with the clifftop and is encroached in two locations by the E2 conservation zone. Since the Councillor workshop, Council's Strategic Town Planning team have advised that the DA pathway will be quicker and more likely to obtain approval than an update to the Eastern Reserve boundaries in the Local Environmental Plan. As the project is time sensitive around Sydney Water works and grant funding requirements, progression via DA needs to occur as soon as possible and detailed design will be progressed while awaiting a DA determination. It is anticipated that this will keep the project on time with construction in early 2022 and completion by December 2022.

5. Financial impact statement/Time frame/Consultation

Financial

The current quantity surveyor cost estimate is for \$3.6 million for boardwalk replacement and safety upgrades. This excludes the cost for recently added items including new stairs and sealed path.

Council's Long Term Financial Plan allocates \$1.8 million (2021–22 and 2022–23) towards boardwalk replacement and an additional \$1.8 million (2022/23) to coastal walk and clifftop upgrades.

Council has received confirmation that \$2.993 million in grant funding has been allocated from the NSW Government's Public Spaces Legacy Program. Additional funding is anticipated from Sydney Water (to compensate for the impact of their Refresh Vaucluse and Diamond Bay Project works) and is subject to current Heads of Agreement negotiations.

Time frame

The table below outlines the predicted timings of key milestones for the project. Construction is planned to commence early 2022 and staged around Sydney Water works in order to minimise the length of time that the walkway will be closed and construction impacts on neighbouring properties. Works are required to be completed by December 2022 in order to meet grant funding requirements.

Table 1. Milestones.

Milestone	Estimated Completion
Council report	June 2021
DA submission	July 2021
Detailed design for tender for construction	December/January 2021
Tender for construction (following DA approval)	February 2022
Contract finalisation	February 2022
Construction of both stages (subject to completion of Sydney Water works)	December 2022

Consultation

During the development of the concept design, engagement was undertaken with Sydney Water, NSW Government and Council staff across: Open Space Planning, Asset Maintenance, Urban Design and Heritage, Environmental Sustainability, Asset Management, Major Projects, Strategic Town Planning, Safety and Wellbeing and Risk Management.

A concurrent community consultation and DA process will be required in order to meet the grant funding and Sydney Water construction timeline.

Public Notifications will be undertaken by Council's Planning team during the DA process. This will enable neighbouring property owners and others to provide feedback for consideration by the development assessor and the experts on the Waverley Local Planning Panel as part of their deliberations on how well the project meets NSW Government and Waverley Council development objectives and controls.

Council's Project Manager will also undertake meetings with key stakeholders such as the precinct committee and Sydney Water as well as conduct on-site Have Your Say pop-ups to inform the community that the project is going through a DA pathway and submissions can be made through the NSW Planning Portal. This will be complemented by communications via letter box drop, site signage, website updates and Council newsletter updates.

6. Conclusion

It is recommended that Council endorses the concept design of the Clifftop Walkway Upgrade at Eastern Reserve and Diamond Bay Reserve for development application and detailed design. As outlined in this report, the replacement boardwalk and proposed upgrades to Reserves will improve safety and user experience of the spectacular coastline and adjacent remnant vegetation while preserving heritage value.

7. Attachments

1. CWU Concept Design [↓](#)
2. CWU Concept Design - Typical Section [↓](#) .





CLIFFTOP WALKWAY UPGRADE

DRAFT CONCEPT DESIGN



DWG NO: CWU-DCD-00
Date: 08/06/2021
Scale: 1:1000 @ A1 1:2000 @ A3



CLIFFTOP WALKWAY UPGRADE

1

DRAFT CONCEPT DESIGN (LANCASTER ROAD)

0 1 2 3 5 10m
DWG NO: CWU-DCD-01
Date: 08/06/2021
Scale: 1:200 @ A1 1:400 @ A3









CLIFFTOP WALKWAY UPGRADE

4

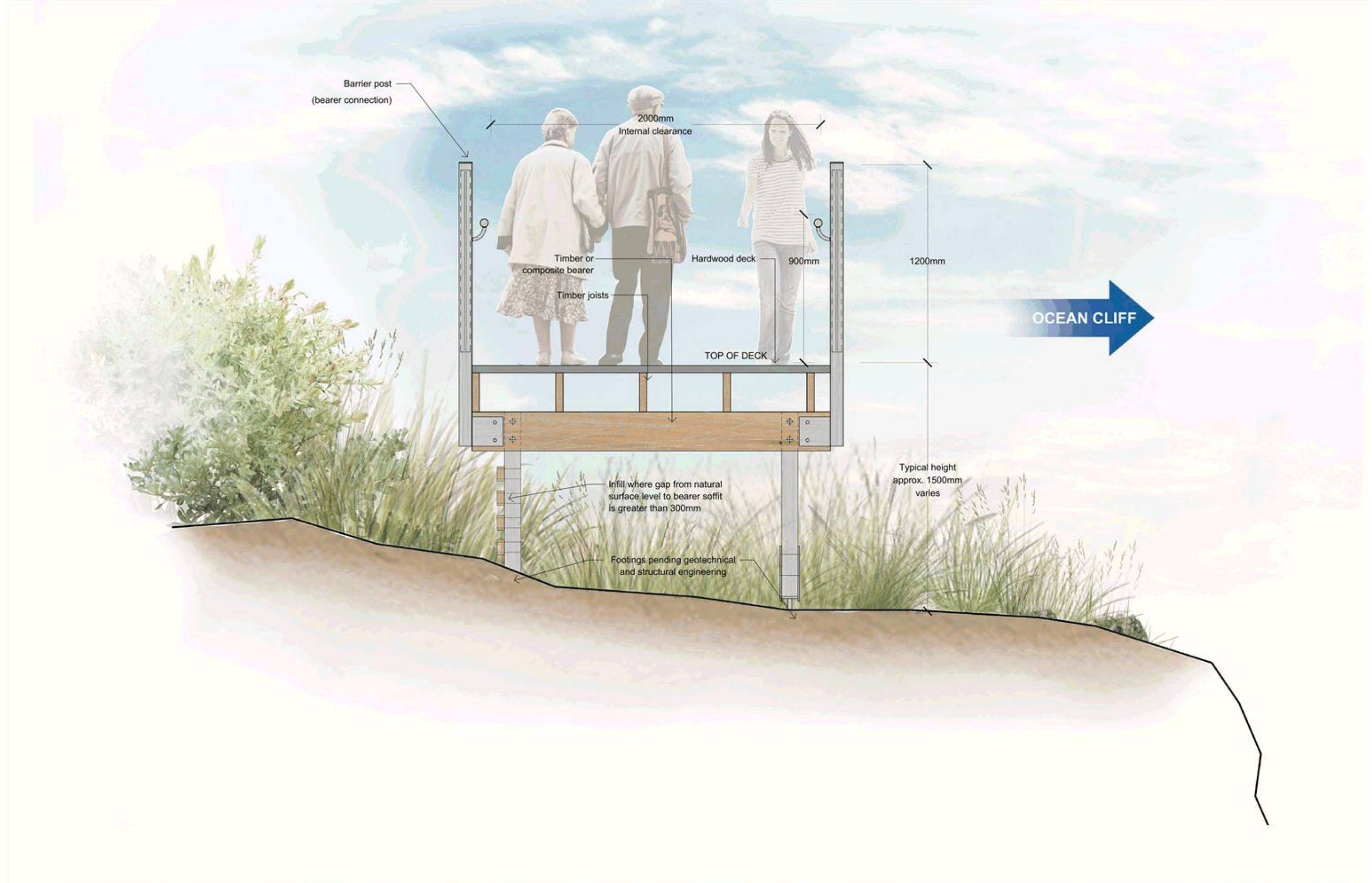
DRAFT CONCEPT DESIGN (CRN KIMBERLEY ST & RAY ST)

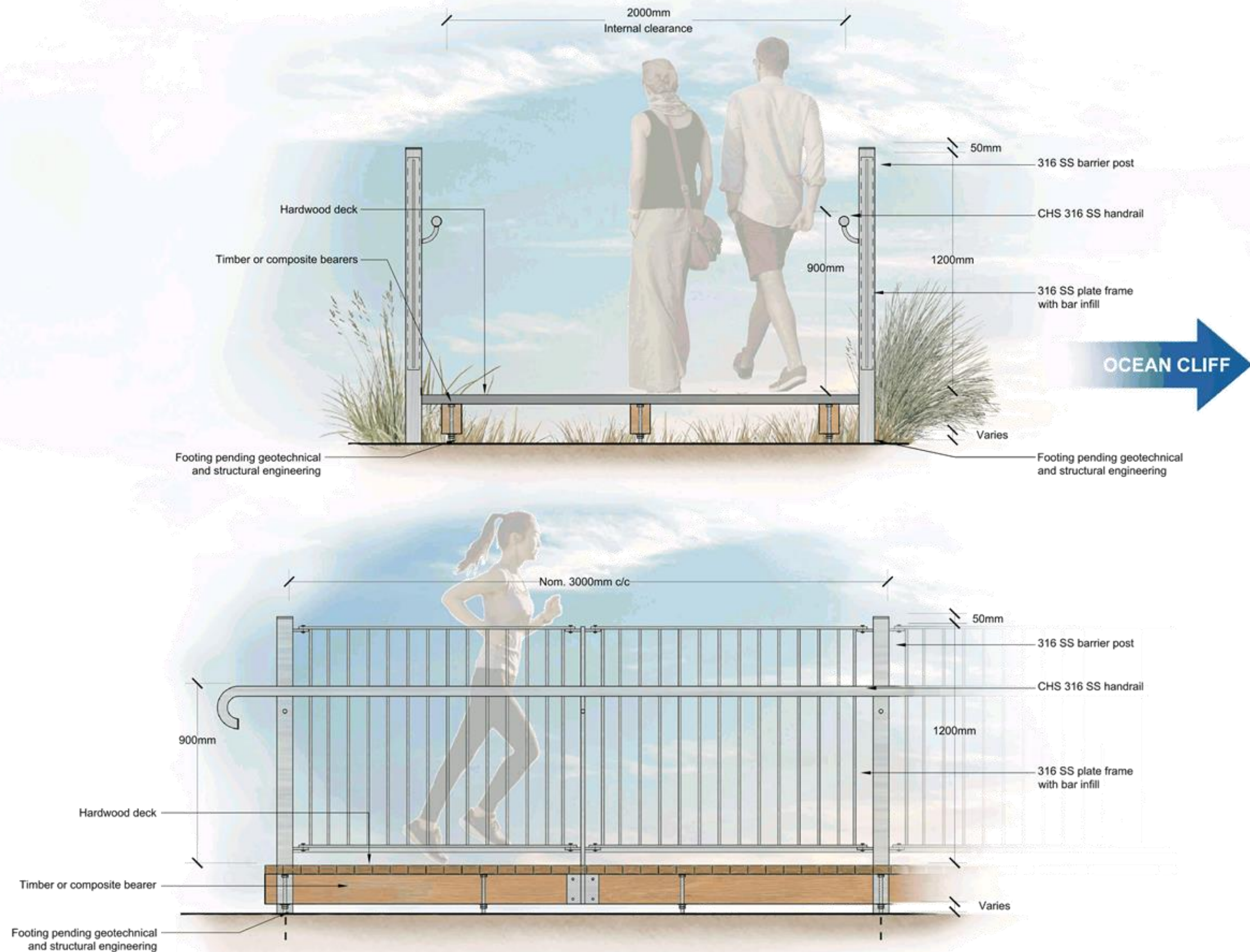
0 1 2 3 5 10m
DWG NO: CWU-DCD-04
Date: 08/06/2021
Scale: 1:200 @ A1 1:400 @ A3

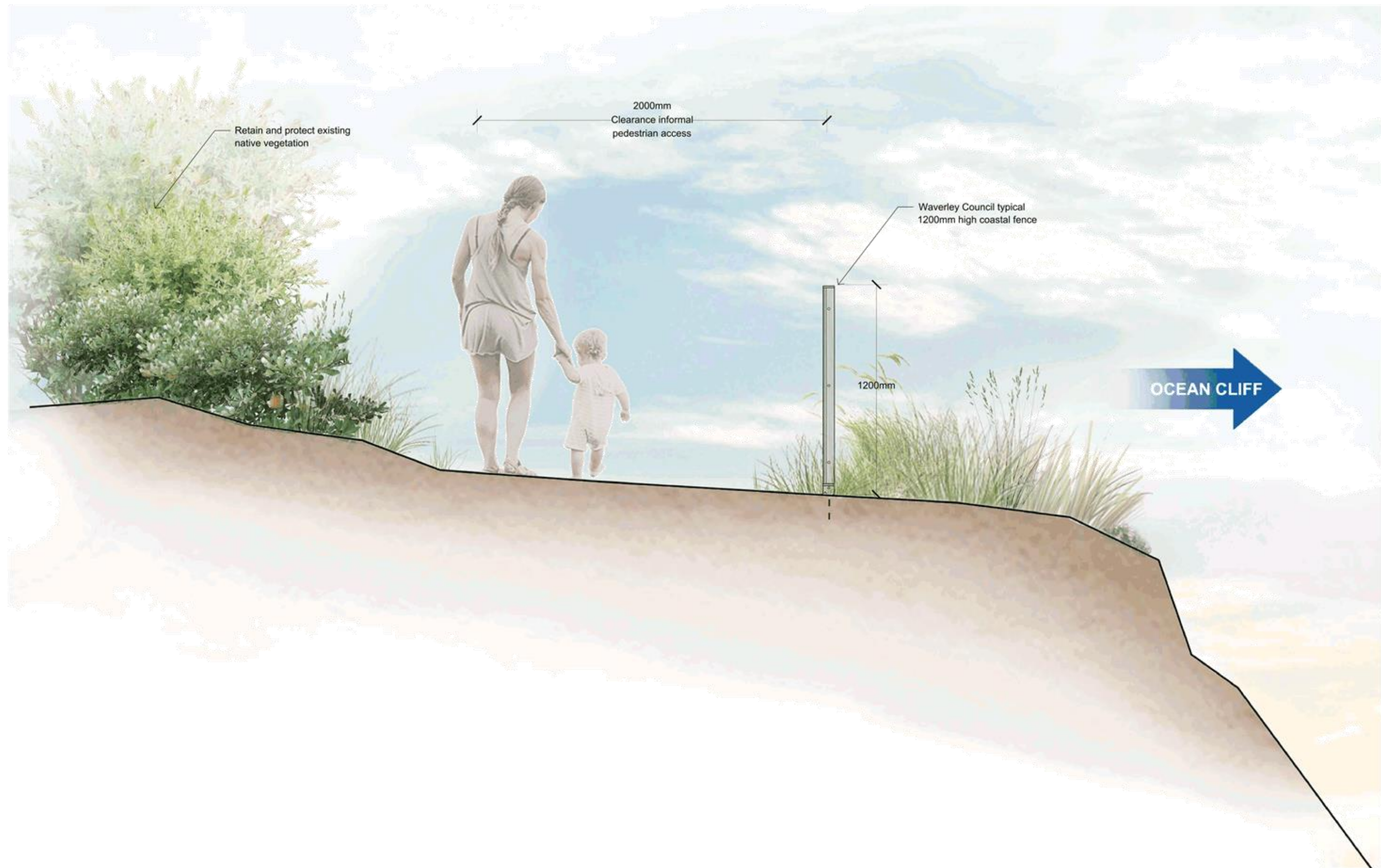












REPORT
CM/7.17/21.06

Subject: 27 Beaumont Street, Rose Bay - 'P Disability Only' Zone

TRIM No: A20/0534

Author: Calum Hutcheson, Service Manager, Traffic and Transport

Director: Sharon Cassidy, Acting Director, Community, Assets and Operations

RECOMMENDATION:

That Council:

1. Does not support the recommendation from the Waverley Traffic Committee to install a 5.4 metre long 'P Disability Only' parking zone across the driveway to 27 Beaumont Street, Rose Bay.
2. Determines whether to install a disabled parking space east of the driveway to 27 Beaumont Street and outside 27 Beaumont Street, or to refuse the request due to access to off-street parking being available.

1. Executive Summary

The Waverley Traffic Committee recommended installation of a 5.4 metre 'P Disability Only' parking zone across a driveway outside 27 Beaumont Street, Rose Bay, at meeting on 22 April 2021. Council considered this recommendation at its 25 May 2021 meeting and determined:

1. This item be deferred for urgent clarification to seek advice to determine if the 'P Disability Only' zone would benefit from being moved and where to, and if there are any further impacts.
2. A report come back to the June Council meeting.

The proposed location of the 'P Disability Only' zone is across the driveway of 27 Beaumont Street. This location was recommended as Council Officers understood that the driveway is no longer in use. It has subsequently become apparent that the parking space within the property is used to store plants and materials associated with their small business. The driveway is in use for delivery and removal of these plants.

Council does not install on-street disability parking spaces if an applicant has access to off-street parking within their property. Council can make an exception if it is satisfied that there are special circumstances that warrant provision of the on-street space.

If Council opts to make an exception in this case, then a 5.4 metre space east of the driveway to 27 Beaumont Street is recommended outside 27 Beaumont Street.

2. Introduction/Background

The location recommended by Council's traffic committee for the 'P Disability Only' zone is across the driveway of 27 Beaumont Street (see Figure 1). This location was recommended as Council Officers understood that the driveway is no longer in use. It has subsequently become apparent that the parking

space within the property is used to store plants and materials associated with their small business. The driveway is in use for delivery and removal of these plants.

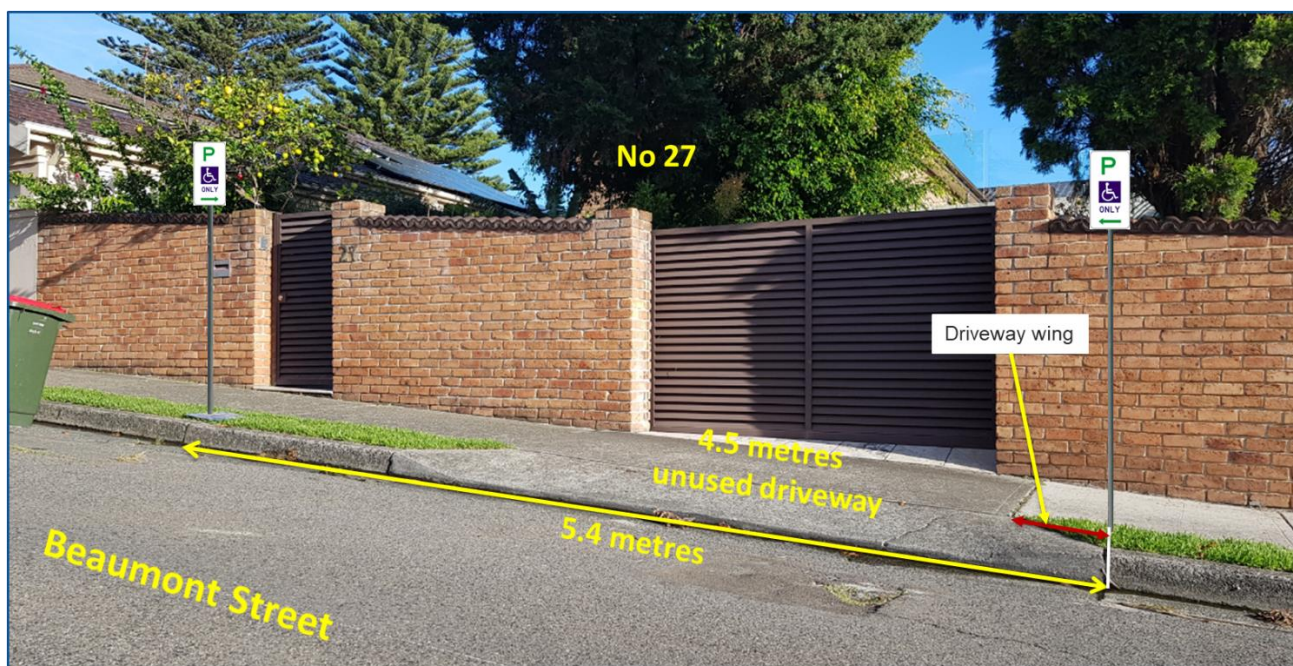


Figure 1. Proposed 'P Disability Only' parking zone location.

3. Relevant Council Resolutions

Meeting and date	Item No.	Resolution
Council 25 May 2021	CM/5.2.2/21.05	That: <ol style="list-style-type: none"> This item be deferred for urgent clarification to seek advice to determine if the 'P Disability Only' zone would benefit from being moved and where to, and if there are any further impacts. A report come back to the June Council meeting.
Waverley Traffic Committee 22 April 2021	TC/V.07/21.04	<i>Council did not adopt the recommendation below</i> That Council installs a 5.4 metre long 'P Disability Only' parking zone outside 25 Beaumont Street, Rose Bay.

4. Discussion

The applicant has advised that they are unable to use the off-street parking area if the plants and materials associated with their small business are removed. This is due to an NDIS participant who resides at the address requiring additional width beside a parked vehicle to get in or out of the vehicle. The applicant has provided the following information in support of the request:

- There are three people who live at the address (including one who is an NDIS participant) that hold independent disability parking permits and hence require accessible parking and facilities for their independent disabilities.
- The driveway was not suitable to accommodate the three disabled people.

- The driveway/hardstand space within the property was converted to a quasi-storage facility for pot plants amongst other things.
- The driveway is used to access these materials and transport them to and from the family's small business. As their business operations are 24/7, access is required for use of the driveway 24/7.
- If disability signage was to be put across the driveway, it would obstruct the use of the driveway if other members of the public with Mobility Parking Permits parked there.
- One of the occupants has carers 7 days a week for several hours a day. The carers require 24/7 access to an accessible parking spot to be able to transport him.

Council does not install on-street disability parking spaces if an applicant has access to off-street parking within their property. Council can make an exception if it is satisfied that there are special circumstances that warrant provision of the on-street space.

Alternative locations are shown in Figure 1. They are:

1. A 5.4 metre space east of the driveway to 27 Beaumont Street and outside 27 Beaumont Street.
2. A 5.4 metre space west of the driveway to 27 Beaumont Street and outside 25 Beaumont Street.

Both result in one on-street parking space being taken up by the disabled space. The original proposal had zero on-street parking being taken up by the disabled space.



Figure 2. Alternative on-street disabled parking space locations.

If Council opts to make an exception in this case, then a 5.4 metre space east of the driveway to 27 Beaumont Street is recommended outside 27 Beaumont Street.

5. Financial impact statement/Time frame/Consultation

If Council decides to proceed with signage Council will supply and install the signs and remove existing signs with funds from existing budgets.

6. Conclusion

Whilst the occupants of 27 Beaumont Street would not usually be provided with an on-street parking space due to having off-street parking, Council can consider waiving this criterion given the particular circumstances of the case.

7. Attachments

Nil .

REPORT CM/7.18/21.06



Subject: Waverley Park Cafe - Lease - Exhibition

TRIM No: A13/0629

Author: Andrew Best, Executive Manager, Property and Facilities
John Andrews, Property Manager

Director: Sharon Cassidy, Acting Director, Community, Assets and Operations

RECOMMENDATION:

That Council:

1. In accordance with section 47A of the *Local Government Act 1993*, publicly notifies and exhibits for a minimum of 28 days, Council's intent to grant a lease of five years in relation to the Waverley Park Cafe at the Margaret Whitlam Recreation Centre.
2. Notes that, in accordance with section 47A of the *Local Government Act 1993*, a report will be prepared for Council at the end of the exhibition and notification period should any submissions to the proposals be received.

1. Executive Summary

The Waverley Park Café has been vacant since April 2020 with the previous tenant surrendering the lease due to poor trading conditions. A new lease has not been sought since this time due to the impact of COVID-19 restrictions on the business environment, and issues related to the Waverley Park Plan of Management update and the Crown Land Management Act (2016) (CLMA) transitional arrangements.

With COVID restrictions being eased and a more optimistic outlook for food and beverage businesses, along with confirmation of an extension of the transitional arrangements under the CLMA to allow for the completion of Plans of Management, it is now proposed to seek a new tenant for the café.

Waverley Park is Crown Land and is managed by Council as Crown Land Manager as community land. Section 47A of the *Local Government Act 1993* (the Act) requires that if a council proposes to grant a lease in respect of community land for a period of five years it must publicly notify and exhibit the proposal for a period of no less than 28 days.

This report seeks Council approval to publicly exhibit the intent to lease the Waverley Park Café.

2. Introduction/Background

The Margaret Whitlam Centre is located within a Crown Reserve known as Waverley Park Reserve Trust D500494, for which Council acts as Crown Land Manager. The land is zoned RE1 Public Recreation & SP2 Special Purpose (Infrastructure) and a café is permitted with consent under this zoning.

The previous lease for the café was to Ms Gemma Lane. The lease commenced on 2 October 2012 for an initial term of five years with a five-year option. The lease was subsequently assigned to Ms Siti Djendroharto on the 22 November 2013.

Despite the tenant reporting poor trading conditions, they chose to exercise the option in 2017, in the hope of finding a buyer for the café. Over the period from late 2019 and early 2020 council officers were regularly chasing late rental payments and issuing breach notices. The tenant was unable to improve the café's offering and ultimately wrote to Council in February 2020 asking to surrender the lease. The Executive Leadership Team approved the surrender, and a deed was signed on the 30 March 2020. The cafe has remained vacant since April 2020.

3. Relevant Council Resolutions

Nil.

4. Discussion

The current Waverley Park Reserve Trust D500494 Plan of Management (POM) was endorsed in 2012 and is required to be updated in accordance with the Crown Lands Management Act 2016 (CLMA). The update was required to be carried out during transitional arrangements which were in force until the 30 June 2021. However, Crown Lands has recently indicated that the period of transitional arrangements for all Councils to complete POM updates will be extended past 30 June 2021. This allows time for a new POM developed, a process which is expected to take 12 months to complete.

As a result of this advice and with consideration that the extent of restrictions related to the ongoing pandemic have eased, it is proposed to now test the market and seek a new tenant for the café.

The proposed term of lease is five years, comprising of an initial term of two years with three one-year options. The rationale for offering this length of lease term is that that Council has endorsed entering into a Public Private Partnership with Easts Cricket Club to construct an indoor cricket net facility on the grassed roof located at the southern end of the recreation centre building. It is anticipated this project may occur in around two years' time. It is anticipated that the project may also include the reconfiguration of the public toilets located at the rear of the café to allow additional storage for the café and therefore address one of the limitations of the café design. Any future project would ensure that the number of public toilets available at the centre are increased. Should this reconfiguration of the toilets be part of the final design it is envisaged that this component of the project would be delivered at the very end of the construction period. While it is anticipated that these works may temporarily disrupt the tenant's operation it will not require them to relocate.

Section 47A of the *Local Government Act 1993* (the Act) requires that if a council proposes to grant a lease in respect of community land for a period of five years it must publicly notify and exhibit the proposal for a period of no less than 28 days. This report seeks Council approval to publicly exhibit the intent to lease the Waverley Park Café.

Should any submissions be received through the notice period a report will be brought back to Council to deal with the responses in accordance with section 47(4) of the Act.

5. Financial impact statement/Time frame/Consultation

There are no major financial implications for Council approving the public notification and exhibition of the proposal to grant a lease for the Waverley Park Café. The administrative costs related to undertaking the public exhibition process will be allocated from existing operating budgets.

Should any submissions be received through the public exhibition period, a further report will be brought back to Council for consideration.

A procurement process to appoint a future tenant will commence shortly with a report to be brought back to Council at the conclusion of the public exhibition process, seeking endorsement of the lease award.

6. Conclusion

It is recommended that Council approve officers publicly exhibiting the intent to lease the Waverley Park Café for no less than 28 days in accordance with section 47A of the *Local Government Act 1993*.

7. Attachments

Nil .

REPORT CM/7.19/21.06



Subject: Tender Evaluation - Car Park Access Infrastructure Upgrade

TRIM No: A20/0517

Author: Andrew Best, Executive Manager, Property and Facilities
Terry Kallis, Facilities Manager

Director: Sharon Cassidy, Acting Director, Community, Assets and Operations

RECOMMENDATION:

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 the Matrix 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(s) who supplied it.
2. Under clause 178(1)(a) of the *Local Government (General) Regulation 2005*, declines to accept all tenders for the Car Park Access Infrastructure Upgrade Project and enters into direct negotiations with the top-two-ranked tenderers, as identified in the confidential Tender Evaluation Matrix attached to the report.
3. Declines to invite fresh tenders or applications as referred to in clause 178(3) (b)-(d) of the *Local Government (General) Regulations 2005*.
4. Authorises the General Manager to finalise and agree terms and enter into a contract on behalf of Council with the preferred tenderer, following the completion of the direct negotiation process if within the approved budget.
5. Notifies unsuccessful tenderers of the decision in accordance with clause 179 of the *Local Government (General) Regulation 2005*.
6. Increases the 2021–22 capital works budget by \$550,000, funded from the Car Park Parking Reserve, to provide a budget total of \$1,350,000 for the project, and updates the 2021–22 Operational Plan, Budget and LTFP 5.3 to reflect the change.

1. Executive Summary

Council owns and operates three off-street car parks that are located within the Bondi Junction area: Eastgate Shopping Centre Car Park (71–91 Spring Street), Hollywood Avenue Car Park (38 Waverley Street) and Waverley Library Car Park (32–34 Denison Street). These car parks provide a total of 1,190 spaces.

In late 2019, officers engaged consultants CK Consulting to carry out a review of the existing car park access infrastructure installed at Council's three car parks and to provide an options analysis for the installation of a new car park access system. The review found that the current access infrastructure is approaching the

end of its commercial life and is required to be replaced. Consultants CK consulting analysed three possible replacement options and their analysis was presented to a Councillor workshop in August 2020.

At the September 2020 Council meeting, Council endorsed the installation of a hybrid car park access system, comprising both Automatic Number Plate Recognition (ANPR) and ticketing system technology. Tenders were called for on 4 May 2021, with the Tender period closing on 1 June 2021.

This report seeks Council's approval to reject all submissions received through the tender and enter into direct negotiations with the top two tenderers, as recommended by the Tender Evaluation Panel.

The ability to directly negotiate with the two short listed companies will ensure that the best value for money outcome for Council is achieved.

2. Description of Service or Product being Tendered

The tender seeks an appropriately qualified contractor to install a hybrid access ticketing system and computer network upgrade at Council's three off-street car parks. Included in the tender is the requirement to provide ongoing servicing and maintenance of the new parking system for a contract term of five years, plus one five-year option.

3. Scope of tender

The installation of a ticketed/ANPR (Automatic Number Plate Recognition) Parking System for all three Council car parks, including the upgrade of the computer network.

The tender also includes the provision of ongoing servicing and maintenance of the parking system for a term of five years, plus one five-year option.

4. Reason for Tender

A review of the existing car park access infrastructure was undertaken in 2019, which identified that the current equipment is nearing the end of its useful life and requires replacement.

At the Council meeting on 15 September 2020, Council endorsed the installation of a hybrid ticketed / ANPR access system for its three car parks to replace equipment that is approaching 'end of life', improve network connectivity, revenue capturing and processing capabilities. The system will provide an improved user experience utilising cutting edge technologies and will align with customer expectations when utilising public car parks.

5. Relevant Council Resolutions

Meeting and date	Minute No.	Decision
Council Meeting 15 September 2020	CM/7.16/20.09	That Council: <ol style="list-style-type: none"> 1. Installs a hybrid car park access system comprising both Automatic Number Plate Recognition and ticketing system technology, at the Eastgate, Hollywood Avenue and Library Council car parks. 2. Notes that a budget of \$1.5 million has been approved for the car park Infrastructure Upgrade Project, with \$700,000 allocated in the current financial year's Capital Works Program and \$800,000 allocated in the 2021–22 financial year.

6. Discussion

Invitation to tender

A Tender Evaluation Panel (TEP) was established to evaluate the tenders. The Panel consisted of:

- Andrew Best – Executive Manager, Property and Facilities.
- Terry Kallis – Facilities Manager.
- Greg Carter – Car Parks Supervisor.
- Rodhan Haughton – Acting Executive Manager, Major Projects.
- Michael Kent – CK Consulting (technical advisor – non-voting).

The evaluation process was supervised by Council's Procurement Officer, Maria Sun.

An RFT Evaluation and Probity Plan was developed and approved by the Evaluation Panel prior to the closure of the Tender.

Tenders for the Car Park Access Infrastructure Upgrade Project (RFT 2117) were called for on 4 May 2021 and closed at on 1 June 2021.

The TEP used the RFT Evaluation and Probity Plan to determine which tenders offered the best value for money for the installation of a hybrid car park Access system and ongoing system maintenance.

Tenders received

Tenders were received from the following companies:

- CDS Worldwide Pty Ltd.
- DESIGNA Australia Pty Ltd.
- FAAC Australia Pty Ltd t/a HUB Parking Technology.
- Park Aid Pty Ltd.
- Sensor Dynamics Pty Ltd.
- TMA Technology Australia Pty Ltd.
- Ybern Pty Ltd.

Late tenders

Nil.

Non-conforming tenders

The following non-conforming tenders were received:

The tenders submitted by Sensor Dynamics Pty Ltd and Ybern Pty Ltd were deemed to be non-conforming due to the fact they did not propose to install a 'hybrid' ticketed/ANPR access system as was required in the Tender documentation.

As the two tenders were assessed as non-confirming by the TEP, both were excluded from further consideration.

Alternative tenders

Nil.

Tender evaluation

Five tenders met the mandatory requirements and proceeded to a detailed evaluation. The conforming tenders are listed below:

CONFORMING TENDERS EVALUATED
DESIGNA Australia Pty Ltd
FAAC Australia t/a (HUB)
Park Aid Pty Ltd
TMA Australia Pty Ltd
CDS Worldwide Pty Ltd

All five conforming tenders were evaluated in accordance with Council's Purchasing Procedures and RFT Evaluation and Probity Plan, the *Tendering Guidelines for NSW Local Government 2009* issued by the Office of Local Government, and the provisions of the *Local Government Act 1993* and *Local Government (General) Regulation 2005*.

The submissions were evaluated against the following selection criteria:

Advertised Evaluation Criteria
Previous experience in delivering similar projects, demonstration of capability to deliver Tender requirement
Proposed program, capacity, technical response and methodology
Experience of key personnel on the project team
Demonstration and evidence of environmental and socially Sustainable Practises
Price

Tenders were given a score against each of the evaluation criteria, resulting in a total score out of 100. Tenders were ranked in accordance with their scores.

Given the highly technical nature of the specification of this Tender, CK Consulting were asked to provide an initial summary assessment of the technical responses for each of the Tender submissions. This was used to inform the scoring of the capacity, technical response, and methodology criteria during the evaluation meeting.

The compliant Tenders were scored against all evaluation criteria with the final scores and rankings provided in the confidential Tender Evaluation Matrix provided as Attachment 1 to this report.

Evaluation Panel's recommendation

The TEP recommends that Council reject all tender submissions and enter into direct negotiations with the top-two-ranked tenderers as identified in the confidential Tender Evaluation Matrix attached to this report.

The TEPs recommendation is based on two factors, the first being the very small margin in the final scores awarded to the top-two-ranked tenderers. The second factor relates to the highly technical and complex nature of the tender specification. The detailed specification was developed to ensure that the new access system provides the latest technology that meets the end user expectations while also ensuring the required level of revenue capture. Both submissions received from the two ranked tenderers require several technical clarifications to ensure that the system procured provides the best possible outcome for Council. Entering into direct negotiation provides the opportunity for officers to seek these clarifications in

relation to the technical responses, and in addition to address any departures from the contract the two tenderers may have included in their submissions.

Further to this, entering into direct negotiations also provides the opportunity to seek the best and final offer pricing from each of the Tenderers which may lead to a better value for money outcome for Council.

A summary of the proposed negotiation protocol is provided below:

- Issue a letter to the non-preferred tenderers advising them that their tenders were unsuccessful.
- Issue a letter to the two preferred tenderers inviting each preferred tenderer to participate in a negotiation process in relation to discussing their contract departures.
- Issue to each preferred tenderer who submits a signed acceptance form, a request for further clarification on tender submission, any departures from the contract and a request for best and final pricing.
- Afford each preferred tenderer a limited time frame to return a response to Council.
- The Tender Evaluation Panel in its discretion can also elect to conduct negotiation meetings with both Tenderers should it see fit.
- The Tender Evaluation Panel will then consider the responses and rescore accordingly.

7. Financial impact statement/Time frame/Consultation

Financial impact statement

The expenditure budget for the Car Parks Infrastructure Upgrade works has an \$800,000 allocation in FY 2021–22. During the Q3 review, \$550,000 from the 2020–21 budget allocation was put back the car park parking reserve until the tender process is finalised. As tender process has now been finalised, it is necessary to bring back the \$550,000 from the car park parking reserve for this project; hence, the 2021–22 budget will be increased by \$550,000 to \$1.35 million.

The ongoing costs related to the servicing and maintenance of the upgraded system will be funded through future year operational budgets.

Time frame

Following Council's approval of the award of a contract, it is anticipated that the works will take four months to complete.

Consultation

Car park customers will be advised of the upgrade works through Council's social media platforms and appropriately located signage. The project delivery methodology will ensure that the installation is carried out with the minimal impact to the day-to-day operation of the car parks.

8. Conclusion

The Tender Evaluation Panel recommends that Council declines to accept all tender submissions enters into direct negotiations with the top two shortlisted tenderers.

This report recommends the General Manager being given authority to agree terms and enter into a contract on behalf of Council with the preferred tenderer following the completion of the direct negotiation process.

9. Attachments

1. Tender Evaluation Matrix (confidential) .

NOTICE OF MOTION CM/8.1/21.06



Subject: Playground Maintenance Service Standards

TRIM No: A21/0299

Submitted by: Councillor Burrill
Councillor Betts

MOTION:

That Council investigates setting service standards outlining how and in what time frame the maintenance of playgrounds will take place, including the following:

1. Equipment needing maintenance will be secured to ensure safety to children.
2. Equipment requiring maintenance will have notification signage including contact details.
3. All equipment under maintenance will be resolved within three months unless an unexpected delay occurs.
4. Equipment installed in playgrounds will be listed on a register by date of installation and replaced on or before the recommended lifespan supplied by the manufacturer.
5. Develop an equipment succession plan for each playground to swiftly replace equipment that has reached the end of its life in the case where the playground may not be scheduled for a full upgrade within the next financial year.

Background

Over the last four years, there have been many incidences where playground equipment in Waverley has been reported as broken. Council's practice is to wrap warning tape around the equipment and then many months can pass and no action is taken. Often residents have made representations to Councillors or Precincts (Bondi Beach playground, Belgrave Street playground, Cuthbert Street playground) to finally get replacement parts or upgrades to playground equipment that have been missing or broken for years.

It is unacceptable to put plastic tape around broken play equipment in playgrounds and leave the broken pieces in place where they create a safety hazard to young children as they do not understand and can still access the equipment. Some equipment in playgrounds such as the fibreglass spinners are so old that a visual inspection is insufficient to identify whether a failure will occur such as has happened in both Belgrave Street and St James Playgrounds.

In many playgrounds equipment that fails is simply removed and there is no replacement such as at Cuthbert Street Playground. Council should replace equipment and not wait for the playground to be upgraded as it can take many years for this to happen and many children are missing out in their local neighbourhoods.

General Manager's comment

Open Spaces has in place a weekly playground audit process that is part of our Parks and Reserves checklist where our staff are required to inspect and report on any unserviceable items and arrange appropriate repairs, timely. In addition to this we engage an independent contractor to provide (3) comprehensive reports (minor condition reporting) and (1) operational report (inspecting for functionality and safety) during each calendar year. Due to COVID-19 and play equipment order times there have been instances where we have been unable to meet a 3-month timeline.

We have been progressively working through our Play Strategy for several years now and replaced a lot of the equipment in older play spaces. When upgrades occur, we document all equipment in an asset register for our parks and playgrounds to enable annual checks on their condition. Manufacturers do not provide an 'expected lifespan' on playground equipment, however we would expect to get 10-15 years operation from these items depending on location and exposure to the elements i.e. salt, sun and wind. When an item/playground equipment does reach the end of its life, when in poor condition and not effectively able to be refurbished we arrange a suitable like-for-like replacement in timely manner.

Sharon Cassidy

Acting Director, Community, Assets and Operations

NOTICE OF MOTION CM/8.2/21.06



Subject: Tower Cranes on Private Property

TRIM No: A02/0617-07

Submitted by: Councillor Burrill
Councillor Betts

MOTION:

That Council:

1. Notes that large tower cranes are being installed on private properties for long periods of time (up to a year) impacting on residents' views and private amenity. Council currently has no compliance measures that include use of cranes in the private domain except for the installation/uninstall, which is on the Traffic Committee agenda and costs incurred.
2. Makes representations to the Honourable Robert Stokes MP, Minister for Planning and Public Spaces, requesting that appropriate action be undertaken in relation to tower cranes to allow the regulation and imposition of conditions in relation to standards, safety and amenity and limit the occupation of tower cranes on building sites.

Background

Currently, there are a number of sites in the Waverley local government area that are affected by long term building projects, of twelve months or more. It is becoming more common that such sites include the operation of tower cranes. This may result in impacts on neighbouring properties including, loss of privacy, loss of view, loss of rental income, in addition to safety concerns as a result of the encroachment of airspace.

In SafeWork NSW's *Tower Cranes Project Findings Report - 1 June to 30 June 2019*, it was concluded that *'Overall, the knowledge and compliance levels observed by inspectors on-site was relatively high when it comes to lifting, slinging and moving loads, however, given the high-risk nature of tower crane operations and potential for catastrophic incidents, it remains a concern for SafeWork NSW.'*

These economic, safety and amenity issues related to tower cranes impact properties in the vicinity of these building sites for a considerable duration.

Given the submissions made by local residents, it would be appropriate for Council to make representations to the Minister requesting that the issue be investigated and appropriate action be taken to establish standards and conditions relating to safety and the duration of tower cranes being on-site for enforcement by Council.

General Manager's comment

Currently, the use of tower cranes, together with the length of time they remain on development sites, does not require formal Council approval.

Officers support making representations to the Hon. Robert Stokes MP seeking the imposition of regulatory controls to address safety, amenity and length of time issues.

Tony Pavlovic

Director, Planning, Environment and Regulatory

NOTICE OF MOTION CM/8.3/21.06



Subject: Metered Parking and Footpath Seating

TRIM No: A21/0298

Submitted by: Councillor Wakefield

MOTION:

That Council:

1. Notes that many areas of Waverley, especially commercially zoned areas, have existing metered parking and/or footpaths where outdoor seating is currently present or would be permissible.
2. Develops a methodology for footpath and road infrastructure works which makes use of financial feasibility analysis recognising that road space where metered parking exists generates revenue and that footpath space can generate revenue through outdoor seating licences.
3. Notes that the corner of Francis Street and Campbell Parade, Bondi Beach, is one such location where there is both metered parking and commercially used premises and applies this methodology to examine the feasibility of undertaking footpath reconstruction re-alignment and widening works which would extend current metered parking spaces and create footpath areas suitable for outdoor seating for adjacent commercial premises while at the same time improving pedestrian and vehicle safety and public amenity.
4. Prepares two separate reports:
 - (a) Detailing the method and analysis as described making use of the project for Francis Street and Campbell Parade as a practical example. Details how such projects may be accounted in Council's Long Term Financial Plans.
 - (b) A schema of works for the corner of Francis Street and Campbell Parade, specifying estimated capital cost and revenue potential from such works.

General Manager's comment

The motion would be referred to Council's Infrastructure Services department for the preparation of the two reports. It will be necessary to collect and co-ordinate information from a number of areas across Council, including areas responsible for assets, outdoor footpath seating and on street parking.

The methodology proposed will provide an opportunity to improve streetscapes with funding being provided by parking and outdoor seating licenses. The amenity of the area could also be improved by landscaping and pedestrian safety upgrades. Each space location would be unique and a preliminary design for each would be prepared to determine estimated constructions costs and area available for parking and footpath seating, and possible income generated.

In regard to Francis Street and Campbell Parade, consideration would be given to:

- The extremely large road space and relatively little footpath and reversing this situation.
- Vehicles at the intersection enter and leave at speed.
- Pedestrian danger when crossing the large intersection.
- The gradient of the space and method of making this area an attractive proposition for footpath seating.
- Increased vehicle parking.
- Status of the redevelopment of the adjacent building site known as Noah's.

Solutions to the above and other items will be determined during the preliminary design process and reported to Council.

Sharon Cassidy
Acting Director, Community, Assets and Operations

NOTICE OF MOTION CM/8.4/21.06



Subject: Rodney Reserve - Landslip

TRIM No: A19/0446

Submitted by: Councillor Betts
Councillor Nemesh

MOTION:

That Council officers:

1. Investigate the methodology of the Rodney Reserve sports field upgrade to establish:
 - (a) What the reduced levels (RLs) were before and after the upgrade.
 - (b) Was any provision made in the design for run off on the eastern side of the field.
 - (c) If any levels of the original playing fields were levelled or changed.
 - (d) If any underground irrigation resulted in water pooling on the eastern edge of the playing field.
2. Report back to Council to establish whether any further channeling or provision for any runoff needs to take place or any subsequent work on the irrigation system to ensure that no further pooling takes place which could result in a further landslip.

Background

In June 2017, Council approved the upgrading of Rodney Reserve and the installation of underground irrigation.

In March 2019, after extensive rain a serious land slip of approximately six metres occurred on the eastern edge of Rodney reserve, the first such landslip in over 70 years to the knowledge of local residents

It was determined that the landslip occurred due to high water levels as a result of a rain event in addition to field irrigation. The saturated soil together with the poorly compacted fill surface caused the landslip. In 2000 the slope was stabilised and drainage improved but only in the specific area of the landslip

General Manager's comment

Rodney Reserve sports field upgrade was primarily a turf and irrigation project. The scope of works included:

- Turf stripping.
- A new irrigation system with water storage tank.
- New turf.
- New line marking.

- New goal posts.
- New bubbler.

In addition, a drainage swale was created on the west side of the field to alleviate stormwater runoff. No soil regrading occurred outside the field parameters other than in this location. Runoff on the eastern side was not an issue at the time of the upgrade.

The field is comprised of sandy soil and landfill over natural Hawkesbury sandstone bedrock shelf which does not lend itself to 'pool' water, rather, it creates a free draining environment through voids between landfill rubble. There is a constant natural stream of groundwater seepage over the bedrock shelf. The landslip in question occurred after a heavy rainfall period and in a location with heavy deposits of landfill rubble. A Geotechnical Engineer was engaged to investigate and concluded that the likely causes of the landslip were:

- Locally elevated water levels within the fill and natural sands due to infiltration of surface run-off during the rainfall and introduction of water into the soil profile from the irrigation system prior to the rainfall event.
- Saturation of the soil profile due to the operation of the irrigation system prior to the rainfall event. This leads to an increased likelihood of elevated groundwater levels and a reduction in shear strength; this would have exacerbated the detrimental impact of raising of water levels during the heavy rainfall period.

The remediation of the landslip has provided a drainage sandstone rubble channel for the sports field whilst stabilising the embankment above the cliff.

While it is not anticipated that further works are required, a geotechnical and hydraulic engineer could be engaged to provide further advice.

Sharon Cassidy
Acting Director, Community, Assets and Operations

NOTICE OF MOTION CM/8.5/21.06



Subject: Kerb and Gutter Replacement Works - Dover Heights

TRIM No: A21/0106

Submitted by: Councillor Betts
Councillor Nemesh

MOTION:

That Council:

1. Immediately stops any work, increasing the size of the verges on corners at intersections of any roads in Dover Heights, during the kerb and gutter replacement process
2. Commences community consultation on the pros and cons of any such work.
3. Identifies all roads in Dover Heights, such as Lyons Road, that have already been had the verges increased and commences consultation with the community about those changes.
4. Officers report back to Council for a decision prior to the recommencement or rectification of any works.

Background

During kerb and guttering work in Dover Heights, Lyons Road was changed to increase the size of the verge on the corners apparently to improve pedestrian safety. There was no community consultation at all and no Council approval to undertake these changes. Similar work was done in other roads as well. When complaints were made by residents and the Precinct to staff, they were advised that no further changes would take place in the suburbs. However, the same scenario is taking place in Wallangra Road at many intersections and Blake Street.

This matter was raised at a Council meeting in May. However, no information or briefing has been forthcoming, and residents are becoming very angry, that they have not been consulted on a process that put them in some danger when attempting to exit Lyons Road. And now Wallangra Road and others.

General Manager's comment

If approved by Council, this motion will be referred to Council's Major Projects department.

Council contractors have undertaken works in Wallangra Road, Dover Road and Lyons street at its intersection with Wallangra Road.

The works involved the replacement of the kerb and gutter along both sides of Wallangra Road (from Dover Road to Liverpool Street) and the southern side of Dover Road (from Military Road to Wallangra Road), re sheeting of Dover Road and associated works such as kerb ramp reconstruction, stormwater drainage upgrades, and turfing. Kerb and gutter replacement is also occurring on both sides of Military Road (from Blake Street to Myuna Road).

The replacement of the kerb and gutter in Wallangra Road and Dover Road has widened the road carriageway by approximately 500 mm and the intersection of Wallangra Road and Lyons Street has been rationalised to square up the intersection (reduce kerb radius). The works will improve safety for both vehicles and pedestrians by reducing vehicle speed at the intersection, by reducing the road crossing distance and reducing likelihood of such things as the rear vision mirrors of parked vehicles being damaged. The intersection complies with standards for a residential street as it allows for the turning of a large commercial vehicle such as a Council waste vehicle in a single movement.

The extract below from the Street Design Manual explains the process of reducing the intersection kerb radius quite well. The Street Design Manual was endorsed by ELT as an operational document.

Corner Radii

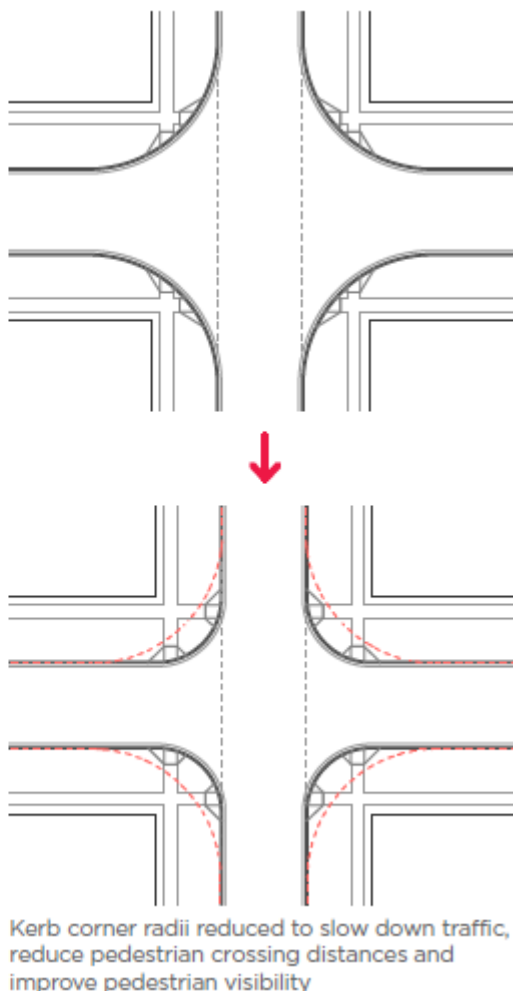
The corner kerb radii at intersections has a significant impact on the overall safety and accessibility for all users. The reduction of kerb radii increases visibility for both pedestrians and vehicles whilst increasing waiting space and reducing crossing distances for pedestrians at intersections. In addition, tighter corner radii ensures that vehicles reduce speed when navigating the corner. Design at intersections is to be based on three vehicle types:

1. An 8.8 metre medium rigid vehicle
2. A 9.887 metre Council waste vehicle
3. A 12.5 metre bus

There are two vehicle types to assess:

1. **The design vehicle** – can make a turn at an intersection without crossing the centreline
2. **The checking vehicle** – can make a turn at an intersection but needs to cross the centreline

Designing to the checking vehicle is not always possible. This is due to the network being developed over a period time 12.5 metre vehicles generally did not exist. Retrofitting for such vehicles is not appropriate or feasible in cases. Nevertheless, the turning path of the 12.5 metre vehicle should be accommodated along a bus route. This may involve some encroachment across the centreline if safe to do so. **The intersection should dictate which types of vehicles are able to turn. Not the otherway round.**



Sharon Cassidy
Acting Director, Community, Assets and Operations

NOTICE OF MOTION CM/8.6/21.06



Subject: CSIRO Radio Astronomy Facility, Rodney Reserve - State Heritage Listing

TRIM No: A03/1221

Submitted by: Councillor Betts
Councillor Nemesh

MOTION:

That Council:

1. Commences proceedings to nominate the CSIRO Radio Astronomy facility in Rodney Reserve on the State Heritage list.
2. Notes that the facility meets all of the following criteria for listing in that:
 - (a) The item is of local significance.
 - (b) The item is of significance throughout NSW.
3. Notes that all the research on the item is already available.

Background

The Australian Army developed the radar station as a coastal defense in the second world war, after which it was used by the CSIRO for experimental radar work. Between 1946 and 1954 CSIRO built a range of telescopes at Dover Heights and developed new ways of collecting radio data, making many discoveries, established Australia as a world leader in the emerging new science of radio astrology.

The Dover Heights Precinct has been calling for a viewing platform to be built at the facility in Rodney Reserve, but no funding has yet been allocated in the LTFP. State Heritage listing will open up many funding sources to Council to proceed with this most important project.

General Manager's comment

If Council resolves to nominate the CSIRO Radio Astronomy Facility for State Heritage Listing, it will be referred the Urban Planning Policy and Strategy team for review and officers will report back regarding resourcing and cost implications.

Sharon Cassidy
Acting Director, Community, Assets and Operations

NOTICE OF MOTION CM/8.7/21.06



Subject: Biodegradable Dog Litter Bags

TRIM No: A14/0106

Submitted by: Councillor Wy Kanak

MOTION:

That Council:

1. Reviews its use of non-biodegradable plastic dog litter bags, with a view to replacing them with a biodegradable alternative.
2. Officers report back to Council on costings, advantages and options to achieving this move towards using biodegradable dog litter bags and other related sustainable dog litter management options/benefits suggestions/strategies.

Background

Council currently uses some non-biodegradable plastic dog litter dispenser bags.

Links on this topic:

<https://www.theguardian.com/society/2019/jan/15/dog-poop-bags-plastic-alternatives>

<https://www.randwick.nsw.gov.au/about-council/news/news-items/2019/march/compostable-dog-poo-bags-available-for-all-randwick-city-pooches>

<https://yoursay.northsydney.nsw.gov.au/biodegradable-dog-tidy-bags>

General Manager's comment

A review has been undertaken into the costs and operational issues regarding the use of biodegradable dog litter bags. It is noted that other Councils have adopted this initiative and are using biodegradable dog litter bags with mixed feedback as to the quality of the bags.

There is a supply cost difference of approximately \$20,000 and there will be some increase to operational costs as the units will need to be serviced more often. Should Council be supportive of proceeding a budget amendment can be made in Q1 of 2021–22 to cover these increased costs.

Sharon Cassidy
Acting Director, Community, Assets and Operations

NOTICE OF MOTION CM/8.8/21.06



Subject: Unceded Aboriginal Sovereignty

TRIM No: A18/0112

Submitted by: Councillor Wy Kanak

MOTION:

That:

1. Council officers, in consultation with the Reconciliation Action Plan Advisory Panel, prepare a report in consultation with the Panel, Aboriginal community elders/organisations, statutory authorities, agencies and advocates on how the concept and issue of 'unceded Aboriginal sovereignty' can be dealt with into the future.
2. Inclusive of the diversity of Aboriginal Islander community opinion on the term/phrase 'sovereignty never ceded', a Council officer's report cover research into local historical as well as contemporary elements of the broader community discussion on First Nations Sovereignty, treaties, self-determination, constitutional recognition and related matters through the consultation of a 'Have a Say' process.
3. Council notes in these reports the following points:
 - (a) There has never been a constitutionally recognised/endorsed treaty with Australian First Nations peoples.
 - (b) The timetable for a referendum on Aboriginal Islander constitutional recognition has been rescheduled and stalled a number of times since its initial inception/impetus during the term of Australia's first woman Prime Minister, Julia Gillard, and former Senator Bob Brown.
 - (c) It is 13 years since Prime Minister Kevin Rudd's National Apology covering issues of the Stolen Generations, for which a 13 February 2008 public big screen telecast at Bondi Pavilion Community Cultural Centre event inclusive of local school students was organised by Council.
 - (d) Council has shown advocative leadership on Aboriginal Islander political cultural contexts by:
 - (i) Hosting at Waverley Oval the 26 January 'Survival Day' community concert gathering at the turn of the century.
 - (ii) Commencing Council's Reconciliation Australia endorsed 'Innovate' Reconciliation Action Plan (RAP).
 - (iii) Formally receiving under the Mayoralty of Councillor John Wakefield at a 26 January citizenship ceremony the Sydney-Newcastle Regional Aboriginal Lands Council's 'SACRED Principles' document from Mr Chris Ingrey, CEO of the La Perouse Local Aboriginal Land Council.

- (iv) Supporting through the Eastern Region Local Government Aboriginal Torres Strait Islander Committee Forum (ERLGATSIF) ongoing work in the engagement between municipal/shire councils, Aboriginal Land Councils, the NSW Local Government Aboriginal Network, Local Government NSW, Australian Local Government Association (ALGA) and the wider Community.
- (e) Implementation of the recommendations of the Royal Commission into Aboriginal deaths in police and prison custody is an important part of the relationship between local councils and police area commands, and this issue has recently been raised for the Waverley Police Area Command Committee.
- (f) Council has still not fully implemented all the recommendations from its 2007 Aboriginal Heritage Survey.
- (g) Recently as part of Bondi Pavilion Stakeholders Committee, Council engaged with Aunty Rhonda Dixon Grovenor in her capacity as community Darug Elder and through that relationship a cultural smoking ceremony by Elder Uncle Max Dhulumunmun for the Bondi Pavilion Community Cultural Centre was celebrated as part of the Mayor's end of year Gathering 2017.

Background

A Council resolution (CM/8.8/18.02) on unceded Aboriginal sovereignty received some feedback, and the recent establishment of the Council's Reconciliation Action Plan Advisory Panel presents a fresh opportunity to revisit aspects of Council's previous Resolution.

Officers consulted with the Gujaga Foundation and the La Perouse Local Aboriginal Land Council regarding the topic who noted that those organisations would be unable to be involved in research regarding this due to the complex and political nature of the issue and diverse opinions within the community.

Council officers have provided comments in support of the draft Aboriginal Cultural Heritage Bill. Once endorsed, Council officers will assess impacts on heritage identification, preservation and management issues in consultation with stakeholders.

General Manager's comment

The issue of 'Unceded Aboriginal Sovereignty' has been taken to the La Perouse Local Aboriginal Land Council and Gujaga Foundation to obtain feedback on the original Council resolution. As a statutory authority the Land Council was unable to participate in discussions around this issue. The Gujaga Foundation also indicated the complex nature of the issue and diverse opinions within the community would make it impossible to respond.

In response to clauses 1 and 2:

- The issue to be raised for discussion at the newly established RAP Advisory Committee, which includes local Waverley Aboriginal residents, Elders and traditional custodians. The first meeting is on 23 June. The committee should make recommendations around Council's role in dealing with this issue in the future.
- Clause 2 would be determined by:
 - Recommendations from the RAP Advisory Committee.
 - Availability of additional resources.

- Consideration of current priorities.

Sharon Cassidy

Acting Director, Community, Assets and Operations

URGENT BUSINESS
CM/10/21.06

Subject: Urgent Business

Author: Emily Scott, General Manager



In accordance with clause 9.3 of the Waverley Code of Meeting Practice, business may be considered at a meeting of Council even though due notice of the business has not been given to councillors. However, this can happen only if:

1. The business to be considered is ruled by the chair to be of great urgency on the grounds that it requires a decision by Council before the next scheduled ordinary meeting of Council, and
2. A motion is passed to have the business considered at the meeting.

Such a motion can be moved without notice.

Only the mover of the motion can speak to the motion before it is put. A motion to have urgent business transacted at the meeting requires a seconder.

For business to be considered urgent, it must require a decision by Council before the next scheduled ordinary meeting of Council.

The mover of the motion must, when speaking to the motion, explain why he or she believes it requires a decision by Council before the next scheduled ordinary meeting of Council.

CLOSED SESSION
CM/11/21.06

Subject: Moving into Closed Session

Author: Emily Scott, General Manager

**RECOMMENDATION:**

That:

4. 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* for the reasons specified:

CM/11.1/21.06 CONFIDENTIAL REPORT - Commercial Waste - Fees and Charges 2021-22

This matter is considered to be confidential in accordance with Section 10A(2)(c) of the Local Government Act, and the 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 information that would, if disclosed, confer a commercial advantage on a person with whom Council is conducting (or proposes to conduct) business.

CM/11.2/21.06 CONFIDENTIAL REPORT - Bondi Beach Mobile Vending Licensees - Financial Assistance

This matter is considered to be confidential in accordance with Section 10A(2)(c) of the Local Government Act, and the 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 information that would, if disclosed, confer a commercial advantage on a person with whom Council is conducting (or proposes to conduct) business.

CM/11.3/21.06 CONFIDENTIAL REPORT - Bondi Surf Club Conservation and Upgrade and Bronte Surf Club and Community Facilities Upgrade - Heads of Agreement

This matter is considered to be confidential in accordance with Section 10A(2)(d)(i) of the Local Government Act, and the 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/11.4/21.06 CONFIDENTIAL REPORT - 194-214 Oxford Street and 2 Nelson Street, Bondi Junction - Use of Council Land

This matter is considered to be confidential in accordance with Section 10A(2)(c) of the Local Government Act, and the 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 information that would, if disclosed, confer a

commercial advantage on a person with whom Council is conducting (or proposes to conduct) business.

CM/11.5/21.06 CONFIDENTIAL REPORT - 1 Bondi Road, Bondi Junction - Lease

This matter is considered to be confidential in accordance with Section 10A(2)(c) of the Local Government Act, and the 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 information that would, if disclosed, confer a commercial advantage on a person with whom Council is conducting (or proposes to conduct) business.

5. Pursuant to section 10A(1), 10(2) and 10A(3) of the *Local Government Act*, 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*.
6. 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*.

Introduction/Background

In accordance with section 10A(2) of the Act, Council may close part of its meeting to deal with business of the following kind:

- (a) Personnel matters concerning particular individuals (other than councillors).
- (b) Personal hardship of any resident or ratepayer.
- (c) Information that would, if disclosed, confer a commercial advantage on a person with whom Council is conducting (or proposes to conduct) business.
- (d) Commercial information of a confidential nature that would, if disclosed:
 - (i) Prejudice the commercial position of a person who supplied it: or
 - (ii) Confer a commercial advantage on a competitor of Council;
 - (iii) Reveal a trade secret.
- (e) Information that would, if disclosed, prejudice the maintenance of law.
- (f) Matters affecting the security of Council, Councillors, Council staff and Council property.
- (g) Advice concerning litigation, or advice that would otherwise be privileged from production in legal proceedings on the grounds of legal professional privilege.
- (h) Information concerning the nature and location of a place or an item of Aboriginal significance on community land.
- (i) Alleged contraventions of any Code of Conduct requirements applicable under section 440.

It is my opinion that the business listed in the recommendation is of a kind referred to in section 10A(2) of the *Local Government Act 1993* and, under the provisions of the Act and the *Local Government (General) Regulation 2005*, should be dealt with in a part of the meeting that is closed to members of the public and the media.

Pursuant to section 10A(4) of the Act and clauses 14.9–14.10 of the Waverley Code of Meeting Practice, members of the public may make representations to the meeting immediately after the motion to close part of the meeting is moved and seconded, as to whether that part of the meeting should be closed.

RESUMING IN OPEN SESSION CM/12/21.06

Subject: Resuming in Open Session
Author: Emily Scott, General Manager



RECOMMENDATION:

That Council resumes in open session.

Introduction/Background

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