



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

FINANCE, OPERATIONS AND COMMUNITY SERVICES COMMITTEE MEETING

A meeting of the FINANCE, OPERATIONS AND COMMUNITY SERVICES COMMITTEE will be held at Waverley
Council Chambers,
Cnr Paul Street and Bondi Road, Bondi Junction at:

7.00 PM, TUESDAY 6 JUNE 2023

Emily Scott
General Manager

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Delegations of the Finance, Operations and Community Services Committee

On 10 October 2017, Waverley Council delegated to the Finance, Operations and Community Services Committee the authority to determine any matter **other than**:

1. Those activities designated under s 377(1) of the *Local Government Act* which are as follows:
 - (a) The appointment of a general manager.
 - (b) The making of a rate.
 - (c) A determination under section 549 as to the levying of a rate.
 - (d) The making of a charge.
 - (e) The fixing of a fee
 - (f) The borrowing of money.
 - (g) The voting of money for expenditure on its works, services or operations.
 - (h) The compulsory acquisition, purchase, sale, exchange or surrender of any land or other property (but not including the sale of items of plant or equipment).
 - (i) The acceptance of tenders to provide services currently provided by members of staff of the council.
 - (j) The adoption of an operational plan under section 405.
 - (k) The adoption of a financial statement included in an annual financial report.
 - (l) A decision to classify or reclassify public land under Division 1 of Part 2 of Chapter 6.
 - (m) The fixing of an amount or rate for the carrying out by the council of work on private land.
 - (n) The decision to carry out work on private land for an amount that is less than the amount or rate fixed by the council for the carrying out of any such work.
 - (o) The review of a determination made by the council, and not by a delegate of the council, of an application for approval or an application that may be reviewed under section 82A of the *Environmental Planning and Assessment Act 1979*.
 - (p) The power of the council to authorise the use of reasonable force for the purpose of gaining entry to premises under section 194.
 - (q) A decision under section 356 to contribute money or otherwise grant financial assistance to persons,
 - (r) A decision under section 234 to grant leave of absence to the holder of a civic office.
 - (s) The making of an application, or the giving of a notice, to the Governor or Minister.
 - (t) This power of delegation.
 - (u) Any function under this or any other Act that is expressly required to be exercised by resolution of the council.
2. The adoption of a Community Strategic Plan, Resourcing Strategy and Delivery Program as defined under sections 402, 403, and 404 of the *Local Government Act*.

Statement of Ethical Obligations

Councillors are reminded of their oath or affirmation of office made under section 233A of the Act and their obligations under Council's code of conduct to disclose and appropriately manage conflicts of interest.

Live Streaming of Meeting

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 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 Chair 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. Addresses by Members of the Public

4. Confirmation of Minutes

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5. Reports

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6. Urgent Business

7. Meeting Closure

**CONFIRMATION OF MINUTES
FC/4.1/23.06**

Subject: Confirmation of Minutes - Finance, Operations and
Community Services Committee Meeting - 2 May 2023

TRIM No: SF23/17

Manager: Richard Coelho, Executive Manager, Governance

RECOMMENDATION:

That the minutes of the Finance, Operations and Community Services Committee meeting held on 2 May 2023 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 committee meetings must be confirmed at a subsequent meeting of the committee, in accordance with clause 20.23 of the Code of Meeting Practice.

Attachments

1. Finance, Operations and Community Services Committee Meeting Minutes - 2 May 2023 .



**MINUTES OF THE FINANCE, OPERATIONS AND COMMUNITY SERVICES COMMITTEE MEETING
HELD AT WAVERLEY COUNCIL CHAMBERS, CNR PAUL STREET AND BONDI ROAD, BONDI JUNCTION ON
TUESDAY, 2 MAY 2023**

Present:

Councillor Dominic Wy Kanak (Chair)	Bondi Ward
Councillor Paula Masselos (Mayor)	Lawson Ward
Councillor Elaine Keenan (Deputy Mayor)	Lawson Ward
Councillor Sally Betts	Hunter Ward
Councillor Ludovico Fabiano	Waverley Ward
Councillor Leon Goltsman	Bondi Ward
Councillor Michelle Gray	Bondi Ward
Councillor Tony Kay	Waverley Ward
Councillor Steven Lewis	Hunter Ward
Councillor Tim Murray	Waverley Ward
Councillor Will Nemesh	Hunter Ward

Staff in attendance:

Emily Scott	General Manager
Sharon Cassidy	Director, Assets and Operations
Tara Czinner	Director, Corporate Services
Fletcher Rayner	Director, Planning, Sustainability and Compliance
Ben Thompson	Director, Community, Culture and Customer Experience

At the commencement of proceedings at 7.00 pm, those present were as listed above, with the exception of Cr Keenan who arrived at 7.03 pm during apologies.

Crs Betts, Kay and Keenan attended the meeting by audio-visual link.

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 Chair 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

Apologies were received from Cr Angela Burrill.

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

- 3.1 Y Kendall (chief petitioner) – FC/5.1/23.05 – Petition – St Catherine's School, Waverley – Kiss and Ride Parking Reduction.

4. Confirmation of Minutes

FC/4.1/23.05 Confirmation of Minutes - Finance, Operations and Community Services Committee Meeting - 4 April 2023 (SF23/17)

MOTION / UNANIMOUS DECISION

Mover: Cr Wy Kanak

Seconder: Cr Murray

That the minutes of the Finance, Operations and Community Services Committee meeting held on 4 April 2023 be received and noted, and that such minutes be confirmed as a true record of the proceedings of that meeting.

5. Reports**FC/5.1/23.05 Petition - St Catherine's School, Waverley - Kiss and Ride Parking Reduction (A05/0908)****MOTION / UNANIMOUS DECISION**

Mover: Cr Masselos
Seconder: Cr Keenan

That Council:

1. Refers the petition requesting a reduction in 'kiss and ride' parking in Macpherson Street, Waverley, to the St Catherine's Development Community Consultative Committee (CCC) for consideration at the next CCC meeting.
2. Notes that:
 - (a) The CCC is a requirement of the State Significant Development of St Catherine's School, which is required to run the Committee for two years from the date of the occupation certificate (30 March 2022).
 - (b) Council will resume responsibility for the 'kiss and ride' parking zone from April 2024, at which time a report with options for improvements to the operation of the zone will be prepared for the Waverley Traffic Committee if required.

Y Kendall (chief petitioner) addressed the meeting.

FC/5.2/23.05 Arts and Culture Advisory Committee Meeting - Minutes - 24 November 2022 (A23/0237)**MOTION / UNANIMOUS DECISION**

Mover: Cr Masselos
Seconder: Cr Keenan

That Council notes the minutes of the Arts and Culture Advisory Committee meeting held on 24 November 2022 attached to the report.

FC/5.3/23.05 Public Art Committee Meeting - Minutes - 6 March 2023 (A20/0160)**MOTION / UNANIMOUS DECISION**

Mover: Cr Keenan
Seconder: Cr Masselos

That Council notes the minutes of the Public Art Committee meeting held on 6 March 2023 attached to the report.

FC/5.4/23.05 Bondi Beach Mobile Vendor Licences - Exhibition (SF22/4119)

MOTION / UNANIMOUS DECISION

Mover: Cr Goltsman
Seconder: Cr Gray

That Council:

1. In accordance with section 47A of the *Local Government Act 1993*, publicly notifies and exhibits for 28 days the proposal to grant four licences of up to five years to mobile vendors at Bondi Beach for the provision of beach-related services.
2. Officers prepare a report to Council following the exhibition period should any submissions be received.
3. Subject to no submissions being received, approves in principle the granting of the licences.
4. Notes that a tender process will be undertaken to seek licensees, with a report to be prepared to Council to grant the licences to the preferred tenderers.

6. Urgent Business

There was no urgent business.

7. Meeting Closure

THE MEETING CLOSED AT 7.23 PM.

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SIGNED AND CONFIRMED
CHAIR
6 JUNE 2023

REPORT

FC/5.1/23.06



Subject: Bondi Junction Cycleway and Streetscape Upgrade - Operational and Safety Update

TRIM No: A14/0193

Manager: Nikolaos Zervos, Executive Manager, Infrastructure Services

Director: Sharon Cassidy, Director, Assets and Operations

RECOMMENDATION:

That Council notes the operational and safety update on the Bondi Junction Cycleway and Streetscape Upgrade, as set out in the report.

1. Executive Summary

The purpose of this report is to provide an update on the ongoing operational management of the recently completed Bondi Junction Cycleway and Streetscape Upgrade.

2. Introduction/Background

The Bondi Junction Cycleway and Streetscape Upgrade is Council's largest active transport project to date. The first sections of the cycleway were opened in June 2021, with the final section on Oxford Street fronting the Waverley Bus Depot and Centennial Park opening in December 2022. The entire 1.3 km separated cycleway is operational.

Two bike counters have been in place on Spring Street and Oxford Street west since 2021, with usage numbers growing year on year. Peak weekly combined trips on Oxford Street have grown from 5,000 in 2021, to 6,000 in 2022 and 8,000 in 2023. Numbers on Spring Street have similarly grown from 2,500 peak weekly trips in 2021, to 5,000 in 2022, and 6,000 in 2023.

3. Relevant Council Resolutions

Meeting and date	Item No.	Resolution
Council 15 March 2022	CM/8.3/22.03	That Council: <ol style="list-style-type: none"> 1. Notes that the Bondi Junction Cycleway is nearing completion, with only the section in front of the bus depot on West Oxford Street yet to commence. The cycleway from St James Road to Waverley Mall is expected to be operational from late March/April 2022. 2. Notes that 'Safety by Design' initiatives will be introduced into the Oxford Street Mall in the second half of 2022. 3. Investigates ways to improve the safety of pedestrians and cyclists in Bondi Junction resulting from the

		<p>introduction of the new cycleway, such as:</p> <ul style="list-style-type: none"> (a) Clearly distinguishing between the footpath and the cycleway on Spring Street by, for example, tactile paving, blisters and/or spaced planter boxes. (b) Installing temporary educational cyclist ‘Give Way and Stop’ signs on the cycleway at conflict points. (c) Installing ‘No Cycling’ and ‘Cyclist Detour’ signage at each end of the Oxford Street Mall at an appropriate time to allow transition for using the new cycleway. (d) Reducing the regulatory speed limit in the Oxford Street bus transit lane between Bronte Road and Adelaide Street from 50 km/h to 30 km/h. (e) Commencing an education campaign to encourage cyclists to ride through Spring Street rather than through Oxford Street Mall. (f) Improving compliance with bin placement on Spring Street. (g) Improving ‘No Entry, Buses, Taxis Excepted’ compliance into Grosvenor Street by additional signage in Bronte Road, both on poles and on the road. <p>4. Immediately commences the process to update the Bondi Junction cycle route in the Waverley Bike Plan 2013 to reflect the new cycleway route via Spring Street.</p> <p>5. Takes appropriate steps to:</p> <ul style="list-style-type: none"> (a) Move commercial rubbish bins placed on the Spring Street cycleway. (b) Educate owners and occupiers in Spring Street of the correct location to place commercial bins. (c) Issue fines for repeated offenders if appropriate. <p>6. Officers prepare a report on the above matters for Council, and where relevant Traffic Committee, consideration.</p>
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4. Discussion

The following discussion is in response to Council resolution CM/8.3/22.03.

Clause 2 – Notes that ‘Safety by Design’ initiatives will be introduced into the Oxford Street Mall in the second half of 2022.

The ‘Safety by Design’ works at the two ends of Oxford Street Mall have resulted in the installation of raised planters with seating, and both fixed and hydraulic bollards. These treatments have provided considerable additional narrowing of openings and have made access to the Mall less attractive for bike riders. Further works in this area including the activation of the hydraulic bollards in the central (driveable area) for both ends will create additional narrowing.

Officers are currently investigating options to declassify Oxford Street Mall from its current ‘road’ status to allow for easier prohibition of bike riding through, and within, the Mall. A separate report will be presented on this matter to Council in the near future. The report will include signage options, land classification, education and compliance options. It already appears that the majority of bike riders are using Spring Street for through trips.

Separately, officers will prepare a report to Waverley Traffic Committee proposing to install cyclist dismount signage at each end of Oxford Street Mall. This would act as a precursor to the above investigation into declassification of the Mall.

Existing bike parking/racks will remain within Oxford Street Mall, given the Mall itself is a destination. Relocation of these facilities towards the end of the Mall was assessed as part of the Safety by Design project and not deemed feasible due to spatial constraints. Officers are working with Transport for NSW on a bike parking shed underneath Syd Einfeld Drive parking on Grafton Street. This is unlikely to be complete before the end of the year and its purpose is to service northern access to the interchange and its unlikely to decrease demand for bike parking in Oxford Street Mall.

Clause 3(a) – Clearly distinguishing between the footpath and the cycleway on Spring Street by, for example, tactile paving, blisters and/or spaced planter boxes.

The cycleway is currently visually distinguished as from the adjoining footpath areas with the following treatments:

- Darker asphalt surface.
- Edge delineation via line marking or concrete hob.
- Internal line marking and directional bike logos with arrows.
- Green paint on approach to Newland Street, Bronte Road, and the mid-block crossing at Eastgate.

The cycleway infrastructure within Spring Street was largely completed in 2020. However, the cycleway was not opened until June 2021 in order to allow the connection via Oxford Street west to be completed. During this time, it was observed footpath users became used to walking on the unopened cycleway. Since the cycleway has opened and usage numbers have steadily grown, the observed wandering behaviour of pedestrians into the cycleway has reduced.

Interventions to further distinguish the cycleway from the adjoining footpath have been considered and Officers propose ‘Phase 1’ intervention to install a ‘rumble strip’ along the cycleway’s footpath edge. This is a relatively low cost initiative that provides an additional visual and tactile delineator, assisting with clear delineation of the footpath area and the cycleway for visually impaired persons.

This would be monitored after installation and if unsuccessful other interventions could be considered, such as:

- Installation of planter boxes. Planter boxes would act as a physical barrier but could not be continuous due to the business loading requirements on Spring Street. Further, they would take up footpath space and do not solve an issue with greenery on Spring Street given the new trees and landscaping already installed. For this reason, they are not proposed as an initial intervention.
- Paint the entire flush cycleway green. The green paint currently installed in the cycleway is based on its use as a method to highlight key conflict points or changes of operation of the cycleway. The green paint has been used on approach to intersections, pedestrian crossings and in the location of driveway crossovers. Applying green paint throughout the flush Spring Street cycleway would diminish its current use of highlighting key conflict locations. For this reason, it is not proposed as an initial intervention.
- Tactile paving such as studs in the footpath pavers or bespoke tactile pavers are likely to prove difficult to maintain due to loading demands on Spring Street, and may also impede loading operations. For this reason, they are not proposed as an initial intervention.
- Bin presentation areas will be marked so that bins do not spill onto the cycleway and don't create additional impediment on the footpath areas.

Clause 3(b) – Installing temporary educational cyclist ‘Give Way and Stop’ signs on the cycleway at conflict points

Footpath decals were chosen as the preferred treatment in this scenario to avoid cluttering the streetscape with more signs and line marking. Eight decals per design in Figure 1 were installed throughout the cycleway route at the identified conflict points (refer Figure 2) in June 2022.



Figure 1. Footpath decal (300 x 300 mm).

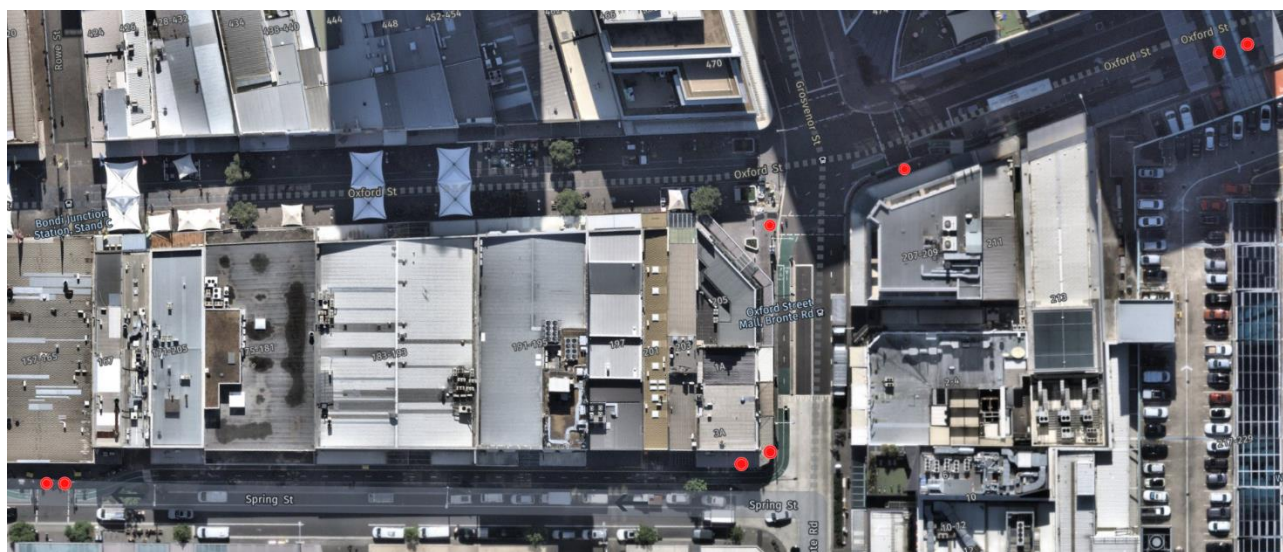


Figure 2. Decal locations along Spring Street, Bronte Road, and Oxford Street.

Since installation, some decals have deteriorated, and some have come off the pavement surface entirely. Officers are developing new and larger decals which will be placed at the same locations as above. These are expected to be installed by the end of June 2023.

Additional initiatives planned to be rolled out include:

- Installing an information board at the Oxford Street and Mill Hill Road and Oxford Street and Ruthven Street intersections. This information board will include key messaging as to the use of the intersections and display a QR code which when scanned will direct to a webpage with further explanation. This webpage also includes informational videos on the operation of the intersections.
- Develop additional FAQs and messaging on letter drops throughout the local government area (LGA), which will refer to the webpage referenced above.

That said, with the greater exposure of road users to these intersections and infrastructure since the cycleway opened, and the greater roll out of such treatments throughout Greater Sydney, road users are becoming more aware of how to use these facilities.

Clause 3(c) – Installing ‘No Cycling’ and ‘Cyclist Detour’ signage at each end of the Oxford Street Mall at an appropriate time to allow transition for using the new cycleway.

As noted in response to clause 2, officers will prepare a report to Waverley Traffic Committee proposing to install cyclist dismount signage at each end of the Oxford Street Mall. The report to the Traffic Committee will be presented in the first quarter of the 2023-24 Financial Year.

As mentioned previously, the usage numbers on Spring Street continue to grow and lack of community awareness of the cycleway on Spring Street is no longer considered to be an issue. For that reason, it is not proposed to install ‘detour’ signage at each end of Oxford Street Mall.

Clause 3(d) – Reducing the regulatory speed limit in the Oxford Street bus transit lane between Bronte Road and Adelaide Street from 50 km/h to 30 km/h

Bondi Junction, as a high pedestrian activity area, will be switching to 40 km/h as part of the greater 40 km/h Speed Limit Changes project south of Bondi Road. Officers are awaiting direction from Transport for NSW (TfNSW) to begin signage roll-out. This is anticipated in the next few months.

Once the 40km/h speed limits are installed, officers will review the speed limit roll-out and install speed counts to monitor speed/compliance throughout the LGA including within the Oxford Street transit mall between Bronte Road and Adelaide Street.

TfNSW does not currently support 30 km/h zones.

Clause 3(e) – Commencing an education campaign to encourage cyclists to ride through Spring Street rather than through Oxford Street Mall

As noted in the introduction, combined weekly trip numbers on the Spring Street section of the cycleway have grown to a peak of 6,000 in 2023. This can likely be attributed to greater comfort and awareness of the facility, but additionally the finalisation of key links at the eastern and western extremity of the overall route which were not operational when the Spring Street section first opened.

The Strategic Transport and Communications and Engagement teams will soon be organising brochures to be made available to the public, handed out to schools, businesses and public buildings such as the Library and Customer Service centre. These brochures will include FAQs regarding the cycleway and promotion of Spring Street and the route in general. It is anticipated that this education campaign be timed along with the introduction of formal cyclist dismount signage.

Clause 3(f) – Improving compliance with bin placement on Spring Street

Officers identified key bin placement areas on Spring Street and all Spring Street businesses were issued letters by hand to notify of these locations. Since the letters were issued, there was improvement in compliance with bin placement, however over time this compliance has decreased. This could partially be due to the changing of businesses and owners.

In that regard, Council officers will:

- Visually delineate the bin placement areas on site via discrete markings that complement the streetscape such as those installed to delineate outdoor dining areas. This work will be undertaken in July 2023.
- Reissue a letter to all Spring Street businesses to re-enforce the bin placement locations and advise of the new markings to help distinguish these locations.

The new multi-function poles and Council-owned electrical and communications network installed as part of the streetscape upgrade readily facilitates installation of CCTV cameras. CCTV cameras and supervision would assist in improving compliance and observation of bin placements. Officers are reviewing CCTV options within this area and will consider suitable placement of cameras to assist with bin placement.

Clause 3(g) – Improving ‘No Entry, Buses, Taxis Excepted’ compliance into Grosvenor Street by additional signage in Bronte Road, both on poles and on the road.

Since the Council resolution, two measures have been implemented:

- Line marking applied to the Spring Street and Bronte Road intersection to promote the left turn movement from Bronte Road into Spring Street.
- Replacing the existing ‘No Entry’ signs on Bronte Road with larger signs, and installing a new and additional ‘Left Turn Only’ sign on the eastern side of Bronte Road on approach to the intersection

From site observations and feedback from Police, these measures appear to have been effective in improving compliance.

Clause 4 – Immediately commences the process to update the Bondi Junction cycle route in the Waverley Bike Plan 2013 to reflect the new cycleway route via Spring Street.

An update to the Waverley Network Map to reflect implemented bike paths, including the Bondi Junction bike path has been drafted. Once approved, this will be incorporated into the latest version of the Bike Plan 2013 and replace the existing version on Council’s website.

Clause 5(a) – Move commercial rubbish bins placed on the Spring Street cycleway and clause 5(b) Educate owners and occupiers in Spring Street of the correct location to place commercial bins

Refer to commentary above regarding clause 3(g).

Clause 5(c) – Issue fines for repeated offenders if possible

Technically, offenders could be infringed. However, to do so officers would need to have concrete evidence as, without this, offenders could easily claim the bins were placed correctly but had been moved by person(s) unknown.

Refer to commentary above regarding clause 3(f). The introduction of CCTV cameras and relevant resource allocation would allow fines to be issued.

5. Financial impact statement/Time frame/Consultation

With the project complete and operational, costs to install or action the above items will be funded by operational budgets within each relevant Department. These additional costs can be absorbed by operational budgets.

Refer to section 4 for expected time frames of the various elements proposed.

6. Conclusion

The Bondi Junction Cycleway and Streetscape Upgrade project has rejuvenated the Bondi Junction CBD. The streetscape now fosters a more welcoming and sustainable environment for all road users and community members, featuring new greenery, trees, greater accessibility and improved safety in the public domain.

Council officers will be implementing the above-mentioned measures to help improve operation of the cycleway and adjoining road users. The cycleway's operation will continue to be monitored and improvements implemented where possible, in line with ongoing best practice and general operational management.

7. Attachments

Nil.

REPORT
FC/5.2/23.06

Subject: Tuckeroo Trees in Myuna Road, Dover Heights

TRIM No: SF19/2986

Manager: Ben Kusto, Executive Manager, Open Space and Recreation Operations

Director: Sharon Cassidy, Director, Assets and Operations

RECOMMENDATION:

That Council prunes all 16 Tuckeroo trees in Myuna Road, Dover Heights, in accordance with the Tree Management Policy and Tree Management Guidelines.

1. Executive Summary

Council Officers completed a visual tree assessment (VTA) or inspection of all 16 Tuckeroo trees on the southern side of Myuna Road in April 2023. These trees were also assessed independently in 2022 as part of the Public Domain Tree Inventory audit (PDTI) conducted by Mosaic Insights.

Officers identified general maintenance and selective crown reduction pruning to subject trees that could potentially assist reinstating pre-existing views.

2. Introduction/Background

The Tuckeroo Trees on the southern side of Myuna Road range in height between 3 m to 6 m, are semi-mature to mature and are assessed in good condition. These trees were planted in or around 2007 and pre-date Council's first Tree Management Policy (TMP) 2012.

On 18 April 2023, Council requested a report be prepared that identifies which of the Tuckeroo trees in Myuna Road, Dover Heights, required maintenance pruning and selective crown reduction pruning that will assist in the reinstatement of pre-existing views.

In 2014, Council Officers responded to two requests asking for pruning to be undertaken to reinstate views of Sydney Harbour.

In 2019, Council Officers responded to one request asking for pruning to be undertaken to reinstate views of Sydney Harbour.

In 2022, Council Officers responded to one request from a non-resident of Myuna Road asking for pruning to be undertaken to reinstate views of Sydney Harbour.

Each request was actioned in accordance with Council's Tree Management Policy and Guidelines for trees and views, and finalised.

3. Relevant Council Resolutions

Meeting and date	Item No.	Resolution
Council 18 April 2023	CM/8.2/23.04	<p>That Council:</p> <ol style="list-style-type: none"> 1. Notes that: <ol style="list-style-type: none"> (a) The Tuckeroo tree (<i>Cupaniopsis anacardioides</i>) is listed in Council's Street Tree Master Plan. (b) The Tuckeroo tree is a commonly used tree species for street planting throughout Dover Heights due to its survival rate and adaptability to soil and weather conditions. (c) Tuckeroos trees were planted along the odd numbered (south) side of Myuna Road, Dover Heights, in or about 2007. (d) A Merit request review of all properties in Myuna Road has identified only two residents in the street and one resident living nearby who have requested pruning in respect of views dating from 2014, 2015 and 2019. 2. Undertakes an inspection of the Tuckeroo trees on the south side of Myuna Road. 3. Officers prepare a report to Council identifying which of the Tuckeroo trees in Myuna Road require maintenance pruning and selective crown reduction that will assist the reinstatement of pre-existing views.

4. Discussion

Since the introduction of a Tree Management Policy, each policy has stated that 'View pruning will only be considered where it is requested to retain a previously established view and there is a history of the identified tree(s) being pruned to restore the pre-existing view.'

After extensive community and Council consultation during last year's review of the Tree Management Policy 2012, Council also inserted the following provision: 'New plantings in the public domain will always consider the impact on views and an appropriate size species will be selected and placed as not to impede on pre-existing views' (Tree Management Policy, section 5.4.5, Tree Planting and Selection).

However, the guidelines for view pruning remain the same (Tree Management Guidelines, section 3.5, Trees and Views).

When the Tree Management team receive a request to prune to reinstate views, the resident or requestor is required to provide history or evidence the identified tree(s) being pruned are to restore the pre-existing view.

Council Officers are trained to use specific pruning techniques to reduce a canopy while also maintaining that the tree remains in a healthy, safe, stable, and aesthetic condition.

These techniques are:

- Raising – The removal of lower branches to allow for clear sightlines.
- Thinning - Selective branch removal to increase light penetration and air movement through the crown. General tree tolerances are no greater than 10% or branch diameter no greater than 90mm concentrated on outer canopy spread to promote a more upright vase effect.
- Reduction – The pruning back of branch leaders and branch terminals to secondary branches that are large enough to assume the terminal roles, whilst maintaining the form and structural integrity of the tree.

All pruning techniques are to Australian Standard AS 4373-2007 – Pruning of Amenity Trees to maintain tree structure, health, and condition. Percentage of overall canopy thinning can vary slightly subject to each individual tree and may require pruning for desired effect over more than one growing season to minimise health impacts.

Based on using the three pruning techniques discussed and adhering to the Tree Management Policy and Tree Management Guidelines, Tree Officers identified all 16 Tuckeroo trees on the southern side in Myuna Road would benefit from individual maintenance pruning works.

Each tree would have specific pruning techniques conducted that would consider the health and condition of each tree in accordance with the Australian Standards, address pedestrian access and potentially assist in the reinstatement of pre-existing views of Sydney Harbour. It is noted that this pruning could be used as future evidence that pruning occurred to reinstate a view.

5. Financial impact statement/Time frame/Consultation

The pruning works would be undertaken by Council's Tree Officers within existing budget. The works would be undertaken in mid-June and take 1-2 days dependent on weather conditions.

6. Conclusion

Tree Officers identified that all 16 Tuckeroo Trees on the southern side in Myuna Road would benefit from maintenance pruning works. Each tree would have specific pruning techniques conducted that will consider the health and condition of each tree in accordance with the Australian Standards, address pedestrian access and potentially assist in reinstating pre-existing views of Sydney Harbour.

7. Attachments

Nil.

REPORT
FC/5.3/23.06

Subject: Reconciliation Action Plan Advisory Committee -
Community Membership

TRIM No: A14/0173

Manager: Annette Trubenbach, Executive Manager, Community Services

Director: Ben Thompson, Director, Community, Culture and Customer Experience

RECOMMENDATION:

That Council:

1. Appoints the following individuals to the Reconciliation Action Plan Advisory Committee for a term of two years from June 2023 to June 2025:
 - (a) Kirsty Beller.
 - (b) Brad Franks.
 - (c) Earl Weir.
 - (d) Walangari Karntawarra.
 - (e) Michael Mahoney.
2. Increases the community membership of the Committee from eight to 10 members for this term of the Committee.
3. Extends the term of the Committee members who were appointed in 2022 to June 2025 to align with the new term of the Committee.
4. Acknowledges the contribution of Aunty Barb Simms, who is not seeking a new term.

1. Executive Summary

Expressions of interest (EOI) were invited for membership of the Reconciliation Action Plan (RAP) Advisory Committee for a term of two years. The EOI was open from 12 April–10 May 2023.

Five applications for four vacant positions were received and reviewed by the assessment panel. The panel included Community Programs Officers with oversight by the Director, Community, Culture and Customer Experience. All five applications were assessed as eligible for membership, displaying a strong interest and commitment to reconciliation. As there were more applicants than vacant Committee positions (one additional), this report seeks Council approval of all applications for membership on the Committee and to increase the number of Committee members to ten for this term of the Committee. Currently, the terms of reference provide for up to eight members for a term of two years, which this report seeks to extend, so that the term of all members, existing and newly appointed, will conclude in June 2025.

2. Introduction/Background

In 2021, Council received and approved six applications for membership of the RAP Advisory Committee. For various reasons, two of these members resigned from the Committee and one member unfortunately passed away in 2022. This meant that in April 2023 three original members remained who had completed their two year term.

The terms of reference allow for up to eight community members, who may be an individual or a representative of a community organisation. The existing members of the Committee were Walangari Karntawarra, Aunty Barbara Simms and Michael Mahoney. Council appointed three more members at the Finance, Operations and Community Services Committee meeting in September 2022, being Gene Ross, Liz Tierney and Dr Sarah Jane Moore for a two-year term. Damian Barnes became a member following the Council meeting in October 2022.

The current EOI for new membership of the Committee was open from 12 April to 10 May 2023 and widely promoted via:

- An update on Council's website.
- Social media channels.
- Have Your Say subscribers.
- *Wentworth Courier*.
- Council's newsletters and networks.
- Emails to previous enquirers.

3. Relevant Council Resolutions

Meeting and date	Item No.	Resolution
Council 18 October 2022	CM/7.7/22.10	That Council appoints Damien Barnes to the Reconciliation Action Plan (RAP) Advisory Committee for a two-year term from October 2022 to October 2024.
Finance, Operations and Community Services Committee 6 September 2022	FC/5.3/22.09	That Council appoints the following community members to the Reconciliation Action Plan (RAP) Advisory Committee for a two-year term from August 2022 to August 2024: <ol style="list-style-type: none"> 1. Elizabeth Tierney 2. Sarah Jane Moore 3. Gene Ross
Council 25 May 2021	CM/7.10/21.05	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: <ol style="list-style-type: none"> 1. Chris Bonney. 2. Peter Cooley. 3. Walangari Karntawarra. 4. Michael Mahoney.

		5. Barbara Simms.
		6. Sally Walker.

4. Discussion

Five applications were received for membership of the Committee:

- Kirsty Beller.
- Brad Franks.
- Earl Weir.
- Walangari Karntawarra.
- Michael Mahoney.

Of these, two were current members and three were new applications. According to the terms of reference, the maximum number of Committee members is eight who meet the following criteria:

- Traditional Custodians and Elders of the Waverley area
- Aboriginal Peoples and Torres Strait Islander Peoples who live, work or have a connection to the Waverley and surrounding areas.
- Representatives from Aboriginal and Torres Strait Islander community groups and organisations that operate and/or are located within the jurisdiction of the La Perouse Local Aboriginal Land Council.

The applicants all meet at least one of the required criteria, and one meets all three. They also demonstrate a range of skills, experience and personal and professional backgrounds of benefit to the Committee.

All applicants have displayed a strong interest in and commitment to reconciliation, to support and advocate for Aboriginal and Torres Strait Islander people in and around the Waverley local government area, and to promote, share and celebrate Aboriginal and Torres Strait Islander cultures.

Additional information about the applicants has been distributed to Councillors separately from the agenda.

At the most recent RAP Advisory Committee meeting in March 2023, the members indicated that they would like to increase the maximum number of members to accommodate more people and to provide consistent support to the Committee. For this reason, and because the number of applications exceed the number of vacant positions, it is recommended that all five applicants are endorsed as members for the new term.

As four new Committee members were endorsed in 2022 due to vacancies, it is recommended that the term of all Committee members will end in June 2025. This will provide consistency and avoid recruitment of new members part way through this new term.

5. Financial impact statement/Time frame/Consultation

Council has approved a payment for each member of \$200 per meeting, which has been included in the operational budget for 2023–24. The next Committee meeting is due to take place on Thursday, 22 June 2023.

6. Conclusion

Following an EOI process, this report recommends the appointment of five applicants to the RAP Advisory Committee for a period of two years from June 2023 to June 2025 by increasing Committee membership to ten members and to align the current term for all members, existing and newly appointed, to end in June 2025.

Aunty Barb Simms is not seeking a second term on the Committee and her contribution should be recognised and gratefully acknowledged.

7. Attachments

Nil.

REPORT
FC/5.4/23.06

Subject: Early Childhood Education and Care Inquiries - Submissions

TRIM No: A23/0291

Manager: Annette Trubenbach, Executive Manager, Community Services

Director: Ben Thompson, Director, Community, Culture and Customer Experience

RECOMMENDATION:

That Council approves:

1. The submission to the Independent Pricing and Regulatory Tribunal on the Review of Early Childhood Education and Care attached to the report (Attachment 1).
2. The submission to the Productivity Commission on the Inquiry into Early Childhood Education and Care attached to the report (Attachment 2).

1. Executive Summary

This report updates Council on two major inquiries into the early education and care sector and seeks endorsement of two submissions under the IPART and the Productivity Commission's public inquiries into the early education and care sector. The submissions have already been provided to IPART and the Productivity Commission, pending approval by Council.

2. Introduction/Background

There is widespread agreement that the early education and care sector is in crisis. The lingering impacts of the Pandemic and other challenges facing providers include increased costs, staff shortages, inequitable funding and, more recently, due to hybrid working environments, changing usage patterns Australia wide. Two extensive public inquiries undertaken by the Independent Pricing and Regulatory Tribunal (IPART - NSW State Government) and the Productivity Commission (Australian Government) are seeking to understand how service provision is impacted by cost and other barriers to formulate recommendations for significant improvements to the sector.

3. Relevant Council Resolutions

Nil.

4. Discussion

Council provides early education and care services in four early education centres and a family day care service and is recognised as industry leader and provider of choice by many families in the community.

Lack of a universal model and unified system, with different national and state regulations and funding streams operating side by side, as well as legacy issues, inequities and structural imbalances prevent the early childhood sector from performing well. It is widely acknowledged that the system is broken and

requires significant reforms. It is one of the most expensive childcare systems in the developed world with costs spiralling out of control. However, families say their needs are not being met and despite federally funded fee subsidies, childcare is for many too expensive to access. Providers, particularly not for profit services, have complained that viability and long-term sustainability has become a significant concern for many.

Council is not immune to these trends and impacts. The high cost of quality care is an issue for many – families, providers and decision makers. The scope of these two inquiries is extensive and provides a good opportunity for Council to document and report on recent challenges and specific issues impacting on local government providers. Participation in these reviews enables Waverley Council to have a voice and to connect with other providers around common themes to inform advocacy and reform. Feedback by Council officers has also informed the submission prepared by the Local Government Children’s Services Managers Group, and the Local Government NSW Senior Policy Officer, Social and Community Advocacy.

The importance of universal access to childcare has been well documented. It contributes to healthy child development, social cohesion, labour market productivity, gender equality and community wellbeing outcomes. While specifics differ depending on service type, the sector is united in calling for an overhaul of the early education and care sector. The impact of the COVID pandemic has only exacerbated what had already been experienced by many providers as widening cracks in the system. The sector has expressed concerns about lack of planning, inadequate funding, particularly for family day care, and the provision of the (more expensive) care for babies; overly complex, bureaucratic and labour-intensive administration and payment systems; federal and state inconsistencies around policy and resourcing; discrepancies with the assessment and rating process administered by the national body, the Australian Children’s Education and Care Quality Authority (ACECQA).

The terms of reference of the two inquiries are similar, covering the same themes and issues, based on federal and state perspective respectively. It is hoped that Council’s submissions contribute to better outcomes for early education and care services.

5. Financial impact statement/Time frame/Consultation

A draft submission was circulated to Councillors prior to the deadline to seek feedback on the draft.

6. Conclusion

Across the nation, the early childhood education and care sector has been challenged over the recent past. Local government is an important player due to its planning, coordination, service delivery and advocacy functions. When the market fails, Council’s role is critical as a gap provider particularly relating to infant care (six weeks to two years), quality education and care at a price families can afford; and provision of services catering for children with additional needs. The submissions contribute to a better understanding of issues and potential solutions that can support a stronger and more equitable sector for all.

7. Attachments

1. Submission to IPART [↓](#)
2. Submission to Productivity Commission [↓](#) .

REPORT

FC/5.5/23.06



Subject: Access and Inclusion Advisory Panel Meeting - Minutes - 23 March 2023

TRIM No: A21/0096

Manager: Annette Trubenbach, Executive Manager, Community Services

Director: Sharon Cassidy, Director, Assets and Operations

RECOMMENDATION:

That Council notes the minutes of the Access and Inclusion Advisory Panel meeting held on 23 March 2023 attached to the report.

1. Executive Summary

This report provides information about the Access and Inclusion Advisory Panel meeting held on 23 March 2023. The minutes of the meeting are attached to this report.

2. Introduction/Background

On 16 March 2021, Council established the Access and Inclusion Advisory Panel to provide feedback and advice to Council about disability access and inclusion. The Panel builds on the work of the former Access Advisory Committee. Its objective is to promote an inclusive community and enhance the inclusion and participation of people with disability in community life. Members provide advice from a lived experience, carer or service provider perspective.

3. Relevant Council Resolutions

Meeting and date	Item No.	Resolution
Council 16 March 2021	CM/7.3/21.03	<p>That Council:</p> <ol style="list-style-type: none"> 1. Thanks the following members of the Access Advisory Committee 2014–2021 for their contribution: <ol style="list-style-type: none"> (a) Nicola Sellman. (b) Mary Doyle. (c) Rachel Lazarov. (d) Ben Alexander. (e) Meredith Coote. (f) Ben Whitehorn. 2. Adopts the Terms of Reference for the Access and

		<p>Inclusion Advisory Panel (formerly Access Advisory Committee) attached to the report.</p> <p>3. Notes that the development of the 2022–2026 Disability Inclusion Action Plan will be integrated into engagement activities of the new Community Strategic Plan.</p> <p>4. Sets a fee of \$200 per meeting to be paid to community members and community organisations/groups for attendance.</p> <p>5. Notes that funding of up to \$6,250 for the payment of the fees referred to in clause 3 above has been included in the draft 2021–22 Operational budget.</p>
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4. Discussion

This report updates Councillors on items discussed at Access and Inclusion Advisory Panel meeting held on 23 March 2023. The minutes attached to this report were confirmed at the subsequent meeting of the Panel.

5. Financial impact statement/Time frame/Consultation

The minutes, once noted, will be placed on Council's website.

6. Conclusion

This report provides information about the Access and Inclusion Advisory Panel meeting held on 23 March 2023.

7. Attachments

1. Access and Inclusion Advisory Panel - Minutes - 23 March 2023 [↓](#) .

