



W A V E R L E Y
COUNCIL

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 16 MAY 2023

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

Emily Scott
General Manager

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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 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.

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8. Notices of Motions

Nil

9. Questions with Notice

Nil

10. Urgent Business..... 295

11. Closed Session 296

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

CM/11.1/23.05 CONFIDENTIAL REPORT - Monopoly - Bondi Edition

CM/11.2/23.05 CONFIDENTIAL REPORT - Boot Factory and Tamarama Surf Life Saving Club -
Project Updates

CM/11.3/23.05 CONFIDENTIAL REPORT - Shop 4, 276 Bronte Road, Waverley - Lease

12. Resuming in Open Session 298

13. Meeting Closure

OBITUARIES

CM/3/23.05

Subject: Obituaries

Manager: 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/5.1/23.05



WAVERLEY
COUNCIL

Subject: Confirmation of Minutes - Council Meeting - 18 April 2023

TRIM No: SF23/16

Manager: Richard Coelho, Executive Manager, Governance

RECOMMENDATION:

That the minutes of the Council meeting held on 18 April 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 Council meetings must be confirmed at a subsequent meeting of Council, in accordance with section 375 of the *Local Government Act 1993*.

Attachments

1. Council Meeting Minutes - 18 April 2023 .



**MINUTES OF THE WAVERLEY COUNCIL MEETING
HELD AT WAVERLEY COUNCIL CHAMBERS, CNR PAUL STREET AND BONDI ROAD, BONDI JUNCTION ON
TUESDAY, 18 APRIL 2023**

Present:

Councillor Paula Masselos (Mayor) (Chair)	Lawson Ward
Councillor Elaine Keenan (Deputy Chair)	Lawson Ward
Councillor Sally Betts	Hunter Ward
Councillor Angela Burrill	Lawson 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
Councillor Dominic Wy Kanak	Bondi 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.

Cr Wy Kanak 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 Mayor read the following Acknowledgement of Indigenous Heritage:

Waverley Council respectfully acknowledges our Indigenous heritage and recognises the ongoing Aboriginal traditional custodianship of the land which forms our local government area.

1. Apologies/Leaves of Absence

There were no apologies.

2. Declarations of Pecuniary and Non-Pecuniary Interests

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

- 2.1 Cr Kay declared a less than significant non-pecuniary interest in item CM/5.2/23.04 – Adoption of Minutes – Waverley Traffic Committee Meeting – 23 March 2023 – TC/V.03/23.03 – Griffith Avenue and Plowman Street, North Bondi – ‘No Stopping’ Zone Modification and informed the meeting that he lives in Plowman Street.

3. Obituaries

Yvette Deerness Mellis
Ruth Hessey
Linda Davidson

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 Merten (on behalf of Bondi Beach Precinct) – CM/7.4/23.04 – International Beach Festival – High Impact Event.

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/5.1/23.04 Confirmation of Minutes – Council Meeting – 21 March 2023.
- CM/5.2/23.04 Adoption of Minutes – Waverley Traffic Committee Meeting – 23 March 2023.
- CM/7.3/23.04 Investment Portfolio Report – March 2023.
- CM/8.2/23.04 Tuckerroo Trees in Myuna Road, Dover Heights.
- CM/8.3/23.04 Reverse Vending Machine at Bondi Beach.

5. Confirmation and Adoption of Minutes**CM/5.1/23.04 Confirmation of Minutes - Council Meeting - 21 March 2023 (SF23/16)****MOTION / UNANIMOUS DECISION**

Mover: Cr Masselos

Seconder: Cr Keenan

That the minutes of the Council meeting held on 21 March 2023 be received and noted, and that such minutes be confirmed as a true record of the proceedings of that meeting.

CM/5.2/23.04 Adoption of Minutes - Waverley Traffic Committee Meeting - 23 March 2023 (SF23/19)

Cr Kay declared a less than significant non-pecuniary interest in item TC/V.03/23.03 – Griffith Avenue and Plowman Street, North Bondi – ‘No Stopping’ Zone Modification and informed the meeting that he lives in Plowman Street.

MOTION / UNANIMOUS DECISION

Mover: Cr Masselos

Seconder: Cr Keenan

That Part 1 of the minutes of the Waverley Traffic Committee meeting held on 23 March 2023 be received and noted, and that the recommendations contained therein be adopted.

6. Mayoral Minutes

There were no mayoral minutes.

7. Reports

CM/7.1/23.04 Draft Operational Plan 2023-24 including Budget and Statement of Revenue Policy - Exhibition (A22/0557)

MOTION / UNANIMOUS DECISION

Mover: Cr Masselos

Seconder: Cr Keenan

That Council:

1. Publicly exhibits for 28 days:

- (a) The draft Operational Plan 2023–24, including the Budget and Statement of Revenue Policy, attached to the report.
- (b) The rating structure for 2023–24 contained on page 80 of the draft Operational Plan 2023–24. In accordance with sections 497, 516, 518, 529 (2)(d), 534, 535 and 548(3) of the *Local Government Act 1993* (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 2023 to 30 June 2024:
 - (i) An ordinary rate of 0.076000 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 sub-categorised Ordinary in accordance with section 529(2)(b) of the Act.
 - (ii) An ordinary rate of 0.385566 cents in the dollar on all rateable land categorised Business in accordance with section 518 of the Act and sub-categorised Ordinary in accordance with section 529 (2)(d) of the Act.
 - (iii) An ordinary rate of 0.784942 cents in the dollar on all rateable land categorised Business in accordance with section 518 of the Act and sub-categorised Bondi Junction in accordance with section 529(2)(d) of the Act
- (c) The Domestic Waste Management Service Charge being set at \$616 per service per annum for the financial year 2023–24 in accordance with section 496 of the Act.
- (d) The Stormwater Management Service Charge contained on page 83 of the draft Operational Plan 2023–24 in accordance with section 496A of the Act for the financial year 2023–24 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

2. Authorises the General Manager to make any necessary editorial and content changes to the draft Operational Plan and Budget for public exhibition in order to give effect to Council's resolution.

3. Officers prepare a report to Council following the exhibition period.

CM/7.2/23.04 Draft Pricing Policy, Fees and Charges 2023-24, Budget and Long Term Financial Plan 6.1 - Exhibition (SF22/3751)

MOTION

Mover: Cr Masselos
Seconder: Cr Keenan

That Council:

1. Publicly exhibits for 28 days the draft Pricing Policy, Fees and Charges 2023–24, draft Budget and draft Long Term Financial Plan 6.1 attached to the report.
2. Notes that the Long Term Financial Plan (LTFP) 6.1:
 - (a) Will be reviewed annually in line with the Operational Plan and Annual Budget development.
 - (b) Sets out the projects and initiatives that Council intends to invest in and the associated resource requirements for the next 11 years. It considers and utilises a range of options for achieving balanced budgets over the life of LTFP 6.1 likely including realising efficiencies and cost reductions within Council operations, applying reserve funds earlier than forecast in LTFP 6.1, reducing or rescheduling the capital expenditure program and increasing revenue to fund specific programs and initiatives.
3. Authorises the General Manager to make any necessary editorial and content changes to the draft Pricing Policy, Fees and Charges 2023–24, Budget and LTFP for public exhibition to give effect to Council's resolution.
4. Officers prepare a report to Council following the exhibition period.

THE MOVER OF THE MOTION ACCEPTED AN AMENDMENT TO CLAUSE 1.

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

UNANIMOUS DECISION

That Council:

1. Publicly exhibits for 28 days the draft Pricing Policy, Fees and Charges 2023–24, draft Budget and draft Long Term Financial Plan 6.1 attached to the report, subject to the following amendment:
 - (a) The Capital Works Long Term Financial Plan be expanded to include the Capital Works Program Schedule as part of the exhibition documentation, excluding project level dollar figures.
2. Notes that the Long Term Financial Plan (LTFP) 6.1:
 - (a) Will be reviewed annually in line with the Operational Plan and Annual Budget development.
 - (b) Sets out the projects and initiatives that Council intends to invest in and the associated resource requirements for the next 11 years. It considers and utilises a range of options for achieving balanced budgets over the life of LTFP 6.1 likely including realising efficiencies and

cost reductions within Council operations, applying reserve funds earlier than forecast in LTFP 6.1, reducing or rescheduling the capital expenditure program and increasing revenue to fund specific programs and initiatives.

3. Authorises the General Manager to make any necessary editorial and content changes to the draft Pricing Policy, Fees and Charges 2023–24, Budget and LTFP for public exhibition to give effect to Council's resolution.
4. Officers prepare a report to Council following the exhibition period.

CM/7.3/23.04 Investment Portfolio Report - March 2023 (A03/2211)

MOTION / UNANIMOUS DECISION

Mover: Cr Masselos

Seconder: Cr Keenan

That Council:

1. Notes the Investment Summary Report for March 2023 attached to the report.
2. Notes that the Executive Manager, Finance, 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/7.4/23.04 International Beach Festival - High Impact Event (A23/0011)

MOTION

Mover: Cr Masselos

Seconder: Cr Gray

That Council:

1. Notes that the applicant has withdrawn their application for the International Beach Festival event at Bondi Beach.
2. Notes the strong community opposition to high-impact events on the beach that involve alcohol and loss of public space and amenity for significant periods of time and are for commercial purposes.
3. Notes that Bondi Beach is an attractive, vibrant, international destination that is a popular location for events and promotions. The newly renovated Bondi Pavilion is further adding to this vibrancy offering interesting and engaging programming, activities and destination eateries.
4. Officers review the Events Policy to reflect these community concerns with a report to be prepared for Council.

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

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

UNANIMOUS DECISION

That Council:

1. Notes that the applicant has withdrawn their application for the International Beach Festival event at Bondi Beach.
2. Notes the report's recommendation to not approve the event for the reasons set out in the report.
3. Notes the strong community opposition to high-impact events on the beach that involve alcohol and loss of public space and amenity for significant periods of time and are for commercial purposes.
4. Notes that Bondi Beach is an attractive, vibrant, international destination that is a popular location for events and promotions. The newly renovated Bondi Pavilion is further adding to this vibrancy offering interesting and engaging programming, activities and destination eateries.
5. Officers review the Events Policy to reflect these community concerns with a report to be prepared for Council.

M Merten (on behalf of Bondi Beach Precinct) addressed the meeting.

8. Notices of Motions

CM/8.1/23.04 AUKUS (A02/0267)

MOTION

Mover: Cr Keenan
Seconder: Cr Fabiano

That Council:

1. Notes that:
 - (a) Council affirmed its opposition to the development of nuclear power in Australia in 1980 and again in 2006 when it resolved to re-erect 'Nuclear Free Zone' signs at suitable entry points to the local government area (LGA).
 - (b) These signs remain in place across the LGA.
 - (c) Peace and anti-nuclear groups, unions, the Greens and some former Labor leaders have expressed their opposition to AUKUS.
2. Calls on the Albanese Labor government to:
 - (a) Withdraw from the AUKUS pact and discontinue plans to build or purchase nuclear submarines.
 - (b) Redirect the hundreds of billions of dollars earmarked for AUKUS to addressing the urgent crises of climate catastrophe, affordable housing and the cost of living.
 - (c) Sign and ratify the Treaty on the Prohibition of Nuclear Weapons.
 - (d) Agree to legislation that would require Parliament to approve the sending of Australian troops to an overseas conflict.

3. Writes to the Prime Minister, Anthony Albanese, and the Member for Wentworth, Allegra Spender, expressing Council's distress and exasperation at the AUKUS plans and includes the wording of this resolution.
4. Writes to all other Mayors in NSW, and LGNSW, informing them of this resolution and requesting them to move a similar motion and write to the Federal Government outlining their communities' concerns with the AUKUS plan.

THE MOTION WAS PUT AND DECLARED LOST.

Division

For the Motion: Crs Fabiano, Gray, Keenan and Wy Kanak.

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

CM/8.2/23.04 Tuckeroo Trees in Myuna Road, Dover Heights (SF19/2986)

MOTION / UNANIMOUS DECISION

Mover: Cr Masselos

Seconder: Cr Keenan

That Council:

1. Notes that:
 - (a) The Tuckeroo tree (*Cupaniopsis anacardioides*) 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.

CM/8.3/23.04 Reverse Vending Machine at Bondi Beach (A17/0647)

MOTION / UNANIMOUS DECISION

Mover: Cr Masselos

Seconder: Cr Keenan

That Council:

1. Notes that local Bondi Beach residents are interested in having a Return and Earn set up in the Bondi

Beach area.

2. Notes that a Return and Earn Express was installed in Bondi Junction in February 2023.
3. Contacts Tomra to assist with the introduction of an additional container collection point in the Waverley local government area.

9. Questions with Notice

There were no questions with notice.

10. Urgent Business

There was no urgent business.

11. Closed Session

There were no matters dealt with in closed session.

12. Meeting Closure

THE MEETING 8.11 PM.

.....
SIGNED AND CONFIRMED
MAYOR
16 MAY 2023

CONFIRMATION AND ADOPTION OF MINUTES CM/5.2/23.05



Subject: Adoption of Minutes - Waverley Traffic Committee Meeting - 27 April 2023

TRIM No: SF23/19

Manager: Richard Coelho, Executive Manager, Governance

RECOMMENDATION:

That Part 1 of the minutes of the Waverley Traffic Committee meeting held on 27 April 2023 be received and noted, and that the recommendations contained therein be adopted.

Introduction/Background

The Waverley Traffic Committee (WTC) is a committee of Council that 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 April 2023 .

**MINUTES OF THE WAVERLEY TRAFFIC COMMITTEE
MEETING HELD BY VIDEO CONFERENCE ON
THURSDAY, 27 APRIL 2023**



Voting Members Present:

Cr P Masselos	Waverley Council – Chair
Sgt A Leeson	NSW Police – Eastern Suburbs Police Area Command – Traffic Services
Mr J Tukadra	Transport for NSW – Network and Safety Officer
Mr A Weilsman	Representing Marjorie O’Neill, MP, Member for Coogee
Ms J Zin	Representing Gabrielle Upton, MP, Member for Vaucluse

Also Present:

Mr B Gidies	Transdev John Holland – Traffic and Events Manager
Ms K Lewis	Transport for NSW – Manager, Communication and Stakeholder Engagement
Cr L Fabiano	Waverley Council – Deputy Chair
Cr T Kay	Waverley Council – Deputy Chair
Mr N Zervos	Waverley Council – Executive Manager, Infrastructure Services
Mr C Hutcheson	Waverley Council – Service Manager, Traffic and Transport
Mr C Yakuba	Waverley Council – Manager, Strategic Transport
Mr K Magistrado	Waverley Council – Traffic Engineer
Mr B Wang	Waverley Council – Traffic Engineer

At the commencement of proceedings at 10.02, those present were as listed above, with the exception of Sgt A Leeson who arrived at 10.13 am.

At 10.38 am, Mr A Weilsman left the meeting and did not return.

Apologies

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

Declarations of Interest

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

Adoption of Previous Minutes by Council - 23 March 2023

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 23 March 2023 were adopted by Council at its meeting on 18 April 2023.

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/23.04/C.01 Spring Street, Bondi Junction – Parking Restriction Modifications.

TC/23.04/C.06 6 Dickson Street, Bronte – Construction Zone.

TC/23.04/V.02 Lamrock Avenue and Rickard Avenue, Bondi Beach – 'No Stopping' Zone.

TC/23.04/V.03 Stanley Street, Vaucluse – 'No Stopping' 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.01/23.04 Spring Street, Bondi Junction - Parking Restriction Modifications (A14/0145)

COUNCIL OFFICER'S PROPOSAL:

That Council:

1. Changes the two 'No Stopping' community bus zones on the southern side of Spring Street, Bondi Junction, to 'No Parking, Community Buses Excepted, 15 Min Only.'
2. Changes the 'No Parking' zone on the northern side of Spring Street to 'No Stopping, Waste Collection Vehicles Excepted, 10 Min Only.'
3. Changes the 'Loading Zone' restriction on the southern side of Spring Street on Saturdays and Sundays to '1/2P, Meter Registration, 6.30 am–6 pm Sat–Sun.'

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.02/23.04 1 Illawong Avenue, Tamarama - Pick-Up and Drop-Off Extension (A02/0637)

COUNCIL OFFICER'S PROPOSAL:

That Council changes the 12 metre '1/4P, 8 am–9.30 am, 3.30 pm–6 pm Mon-Fri' restriction outside 1 Illawong Avenue, Tamarama, to a 19.2 metre 'P10 min, 8 am–10 am, 3.30 pm–6 pm Mon-Fri' restriction.

WTC RECOMMENDATION (UNANIMOUS SUPPORT):

That:

1. The Council Officer's Proposal not be adopted.
2. Council defers this item for six months for officers to consult the residents of Illawong Avenue and the childcare centre regarding:
 - (a) The outcomes of the resident parking scheme review in the street.
 - (b) Parking demands post-completion of the development at 20 Illawong Avenue.
3. Officers prepare a report to the Traffic Committee.

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

TC/C.03/23.04 High Street, Waverley - 'P Motor Bikes Only' Parking Zone Modification (A21/0065)**COUNCIL OFFICER'S PROPOSAL:**

That Council extends the 3.2 metre 'P Motor Bikes Only' parking zone on the western side of High Street, Waverley, south by 3 metres and north by 2.2 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.04/23.04 13 Denison Street, Bondi Junction - Mobility Parking Space Relocation (A20/0534)**COUNCIL OFFICER'S PROPOSAL:**

That Council relocates the mobility parking space in front of 13 Denison Street, Bondi Junction, 16.6 metres north to the front of 7 Denison Street, Bondi Junction.

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.05/23.04 24 Dellview Street, Tamarama - Mobility Parking Space (A20/0534)**COUNCIL OFFICER'S PROPOSAL:**

That Council installs a 5.4 metre mobility parking space in front of 26–28 Dellview Street, Tamarama.

WTC RECOMMENDATION (UNANIMOUS SUPPORT):

That the Council Officer's Proposal be adopted subject to an amendment such that the recommendation now reads as follows:

That Council installs a 6.5 metre mobility parking space in front of 26–28 Dellview Street, Tamarama.

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

TC/C.06/23.04 6 Dickson 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 Sat, Council Authorised Vehicles Excepted' construction zone in front of 6 Dickson Street, Bronte.
2. Notifies residents in the vicinity of the construction zone prior to it being installed.
3. 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.01/23.04 Yeshiva College, Flood Street, Bondi - Pick-Up/Drop-Off Zone Removal (A14/0145)****COUNCIL OFFICER'S PROPOSAL:**

That Council:

1. Removes the 23.8 metre 'No Parking, 7.30 am–9 am Mon–Fri, 3 pm–5.30 pm Mon–Thu, 1.30 pm–2.30 pm Fri' pick-up/drop-off zone in front of Yeshiva College, on the eastern side of Flood Street, Bondi.

2. Reduces the 'No Stopping' zone north of the pick-up/drop-off zone from 17.6 metres to 14.3 metres.

WTC RECOMMENDATION (UNANIMOUS SUPPORT):

That the Council Officer's Proposal be adopted subject to the deletion of clause 1 and the addition of two new clauses such that the recommendation now reads as follows:

That Council:

1. Reduces the 'No Stopping' zone north of the pick-up/drop-off zone in front of Yeshiva College from 17.6 metres to 14.3 metres.
2. Defers the removal of the pick-up/drop zone until further consultation has been undertaken with relevant stakeholders.
3. Officers prepare a report to the Traffic Committee.

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

TC/V.02/23.04 Lamrock Avenue and Rickard Avenue, Bondi Beach - 'No Stopping' Zone (A14/0145)

COUNCIL OFFICER'S PROPOSAL:

That Council installs a 2.7 metre 'No Stopping' zone on the southern side of Lamrock Avenue, Bondi Beach, at the kerb ramp connecting the Lamrock Avenue cycleway to Rickard Avenue.

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.03/23.04 Stanley Street, Vacluse - 'No Stopping' Zone (A14/0145)

COUNCIL OFFICER'S PROPOSAL:

That Council installs a 7.9 metre 'No Stopping' zone at the bend in Stanley Street, Vacluse, 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.04/23.04 168-170 Hastings Parade, North Bondi - Construction Zone (A03/2514-04)**COUNCIL OFFICER'S PROPOSAL:**

That Council:

1. Installs an 18 metre 'No Parking, 7 am–5 pm Mon–Fri, 8 am–3 pm Sat, Council Authorised Vehicles Excepted' construction zone in front of 168–170 Hastings Parade, North Bondi.
2. Notifies residents in the vicinity of the construction zone prior to it being installed.
3. 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 Vaucluse, NSW Police representative, TfNSW representative and Waverley Council representative (Chair).

THE MEETING CLOSED AT 10.59 AM.

.....
SIGNED AND CONFIRMED
MAYOR
16 MAY 2023

:

MAYORAL MINUTES CM/6/23.05

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/7.1/23.05**

Subject: Quarterly Budget Review (Q3) - March 2023

TRIM No: A03/0346

Manager: Teena Su, Executive Manager, Finance

Director: Tara Czinner, Director, Corporate Services

RECOMMENDATION:

That Council:

1. Notes that the Executive Manager, Finance, as the responsible accounting officer, advises that the projected financial position of Council is satisfactory.
2. Adopts the variations to the 2022–23 operating and capital budgets in accordance with the attachments to the report.

1. Executive Summary

A tight labour market driving wage growth, supply chain disruptions, and high inflations are expected to continue to impact our operational services and capital works program throughout the remainder of the financial year.

Following the Q3 2022–23 budget review, Council's Q3 proposed budget projected to generate a total income of \$161.84m and to spend \$166.81m, which resulted in the use of reserves totalling \$4.97m to deliver the planned expenditure program within a balanced budget for 2022–23 financial year.

The following amendments are proposed:

- Decreased operating income by \$1.78m to \$143.16m.
- Decreased operating expenses by \$1.31m to \$120.36m.
- Increased capital income by \$1.05m to \$18.68m.
- Decreased capital expenses by \$7.19m to \$46.45m.
- Reduced the use of reserves fund for the revised 2022-23 program by \$7.77m to \$4.97m.

The Q3 budget continued to deliver a balanced budget, and the Q3 review has improved the Operating Performance Ratio from 0.87% to 3.91% for the 2022-23 financial year.

2. Introduction/Background

As part of the Integrated Planning and Reporting Framework for NSW Local Government, the Office of Local Government has a set of minimum reporting requirements for councils. These reporting requirements have been put in place to assist councils to facilitate progress reporting against the original and revised annual budgets. Reporting is required at the end of each quarter.

Collectively, these documents are known as the Quarterly Budget Review Statement (QBRs). Quarterly reports are required to be submitted at the end of each quarter to Council in accordance with the relevant legislation, section 203 of the *Local Government (General) Regulation 2021*, and that the responsible accounting officer of the Council prepares and submits to Council a Budget Review Statement that indicates the latest estimates of income and expenditure for the current financial year. The QBRs must include, or be accompanied by:

- A report as to whether or not the responsible accounting officer believes that the Statement indicates that the financial position of the Council is satisfactory, having regard to the original estimates of income and expenditure.
- If that position is unsatisfactory, recommendations for remedial action.

3. Relevant Council Resolutions

Nil.

4. Discussion

The March quarterly budget review forecasts a decrease in income by \$0.74m to \$161.84m. It comprises of \$1.78m decrease in operating income and a \$1.05m increase in capital income. It also forecasts a total decrease of \$8.5m in expenses, this comprises of \$1.31m decrease in operating expenses, \$3.67m decrease from the Capital Works Program and a \$3.52m decrease from other capital expenses. These have revised the expense program total to \$166.35m, (\$166.81m including loan principal repayment) for the 2022–23 financial year.

The following table provides a comparison of the Council's forecast position between the current approved budget and Q3 proposed budget and actuals (including commitments) for the third quarter to 31 March 2023.

Table 1. Comparison of current approved budget and Q3 proposed budget.

Table 1 - Q3 Proposed Budget - '000	Current	Q3	Q3 Proposed		Actual (Incl.	
	Approved	Amendment	Budget	Q3 change %	Commitments) 31	Note
	Budget				March 2023	
Estimated Income	162,574	(735)	161,839	(0.45%)	130,198	
Operating Income	144,938	(1,780)	143,158	(1.23%)	122,462	1
Capital Income	17,636	1,045	18,681	5.93%	7,736	2
Estimated Expenses	(175,318)	8,504	(166,815)	(4.85%)	(132,090)	
Operating Expense	(121,673)	1,309	(120,364)	(1.08%)	(87,669)	3
Capital Works Program	(47,126)	3,673	(43,453)	(7.79%)	(42,157)	4
Other Capital Expense	(6,060)	3,521	(2,538)	(58.11%)	(1,923)	5
Loan Repayment	(460)	0	(460)	-	(341)	
Net Income / (Expenses)	(12,744)	7,769	(4,975)	(60.96%)	(1,892)	
Reserve Funds	12,744	(7,769)	4,975	(60.96%)	(6,860)	6
Net Result - Surplus/(Deficit)	0	(0)	(0)	0.0%	(8,751)	

(Excluding depreciation expense)

Operating income

Operating income (excluding capital works income and proceeds from the sale of assets) decreased by \$1.78m, mainly attributed to the following changes:

User charges decreased by \$2.6m mainly due to:

- \$0.18m increase in parking permits due to higher than expected result.
- \$0.17m increase in sale of cemetery rights and interment fees due to better than expected result.
- \$0.13m increase in service utility fees and road opening permits due to restoration work contract higher than expected.
- \$0.90m decrease in temporary truck zones permit fees due to lower permit applications than initially expected.
- \$0.69m decrease in development applications and associated advertising fees due to industry and economic market influences.
- \$0.56m decrease in childcare benefit (CCS) and childcare fees based on current trend.
- \$0.40m decrease in parking fees due to revenue not returning to pre-COVID estimates as it was budgeted.
- \$0.42m decrease in sponsorship fees due to lower than expected result.

Other revenue decreased by \$0.26m mainly due to:

- \$0.30m decrease in legal recovery fees mainly due to lower legal costs than initially anticipated. It offset the legal cost reduction in the expenditure section.

Investment income increased by \$1.0m as a result of the continuing increase in interest rates and high level of cash holdings.

Capital income

Capital income increased by \$1.05m:

- \$1.16m increase in grants and contributions for the capital works program.
- \$0.93m increase in housing contributions.
- \$0.72m increase in section 7.12 contributions.
- \$0.98m decrease in voluntary planning agreement contributions to better reflect the timing of the money receipt.
- \$0.79m decrease in net gains from the disposal of assets from the plant replacement program because of the slow turnover the fleet replacements in the current market.

Operating expenses

Operating expenses (excluding capital expenditure) decreased by \$1.31m, mainly attributed to:

- Employee costs (including agency temporary hires) decreased by \$0.62m due to vacancies. This saving resulted from the challenging recruitment in the tight labour market, which took longer to recruit vacant positions in several areas across the Council.
- Materials and contracts (excluding agency temporary hires) decreased by \$0.64m, mainly due to:
 - \$1.23m decrease in consultants and technical assistance mainly due to the implementation of the ICT program and other enterprise IT projects that are not progressing as per the original plan.
 - \$0.29m decrease in legal costs due to lower than expected legal disputes across DA and health services.
 - \$0.64m increase in contractors expense mainly due to \$120k increase for road and footpath restoration contracts which is fully offset by additional service fees income; \$61k increase in Festival of the Winds; \$70k increase for family movie night, and \$181k increase in health services for bridge the vacancies gap.

- \$0.10m increase in cleaning requirement across several sites than initially anticipated.

Other expenses decreased by \$0.27m, mainly due to:

- \$0.05m decrease in subsidy payments.
- \$0.04m decrease in promotions and publicity.
- \$0.03m decrease in credit card fees.
- \$0.09m increase in abandonment fines by Revenue NSW to better reflect the current trend.

Capital Works Program (Attachments 2 and 3)

The Capital Works Program proposes amendments to 86 projects. These amendments will result in a net decrease in program expenditure by \$3.67m to \$43.45m following a reassessment of the project work delivery schedule and other priorities. The Q3 amendments include a \$5.08m projects costs deferrals to the next financial year 2023–24.

The Q3 capital works program review resulted in an increase in revenue (\$1.16m), decrease in use of reserves fund (\$3.87m), and a decrease in the use of general fund (\$0.97m).

The table below provides a summary of expense changes to the Capital Works Program:

Table 2. Expense changes to Capital Works Program.

Table 4 - Capital Works Program Q3 amendments	No of projects	Amount - \$'000
C - Project cost reduction	34	1,991
D - Project cost defer to FY23/24	14	5,080
I - Project cost increase / Correction	35	(2,013)
B - Funds brought forward (LTFP)	2	(1,050)
N - New Project	1	(335)
Total	86	3,673

Significant changes to these projects include:

Building infrastructure

\$3.47m decrease in building infrastructure projects mainly due to:

- \$3.31m decrease of work deferred to the next financial year 2023-24 for Boot Factory Restoration and Mill Hill Upgrade project due to the contractor in voluntary administration.
- \$0.51m decrease of work deferred to the next financial year 2023-24 for Tamarama Surf Life Saving Club building upgrade project due to the contractor in voluntary administration.
- \$0.15m decrease in Council Chambers Upgrade Project to \$0.85m deferred to the 2025-26 financial year to reflect the spending profile.
- \$0.25m increase in Bronte Surf Life Saving Club and Community Facilities Project to \$0.85m, brought forward from the 2023-24 financial year to reflect the spending profile for this financial year.
- \$0.25m increase in short-term office accommodation project to \$0.78m to cover the Library fit-out.

Public domain infrastructure

\$0.04m decrease in public domain projects mainly due to:

- \$0.40m decrease in SAMP 5 Park Drive South and Queen Elizabeth Drive retaining wall upgrade to \$0.1m to reflect spend profile for this financial year.
- \$0.17m decrease of work deferred to the next financial year 2023-24 for Notts Avenue boardwalk remediation works.
- \$0.15m decrease in rockfall remediation to \$0.1m to reflect spend profile for this financial year.
- \$0.8m increase in Cliff Walk remediation to \$1.8m, brought forward from the 2023-24 financial year to reflect the spending profile for this financial year.

Road infrastructure:

\$0.87m increase in road infrastructure projects mainly due to:

- \$0.34m increase for a new project, 2023 Regional and Local Road Rehabilitation. It is fully grant-funded from State Government.
- \$0.3m increase in project Glenayr Avenue - Blair Street to Hall Street to \$3.47m to cover latent conditions in the construction stage.
- \$0.25m increase in Bondi Junction Cycleway/Streetscape Upgrade Project to \$3.76m relating to additional lighting scope on York Road which is not funded by Transport for NSW (TfNSW).
- \$0.15m increase in Birrell Street rehabilitation to \$0.65m to cover construction expenses greater than the budget.
- \$0.14m increase in York Road slip lane to \$1.2m to cover latent conditions in the construction stage.
- \$0.1m decrease in Curlewis Street Streetscape Upgrade Project to \$0.3m, cost deferred to the 2024-25 financial year to better reflect project spend profile.
- \$0.1m decrease in project Bourke Street to \$0.02m as project scope reduced.
- \$0.19m decrease of work deferred to the next financial year 2023-24 for Syd Einfeld Drive bike parking to \$0.03m, as we are awaiting TfNSW's approval.
- \$0.2m decrease in renewal roundabouts/speedhumps traffic islands/lines to reflect spend profile for this financial year.
- \$0.24m decrease in project Wairoa Avenue - Ramsgate Ave to Hastings Parade, as construction costs are not required this financial year.
- \$0.26m decrease of work deferred to the next financial year 2023-24 for 40 km/h speed zone review/signage, as we are awaiting TfNSW's approval.

Living infrastructure

\$0.01m decrease in living infrastructure mainly due to:

- \$0.05m decrease in planting street trees to \$0.1m to reflect spend profile for this financial year.
- \$0.04m increase in car park access infrastructure upgrade to \$0.4m to cover final costs to complete the project.

Recreational and public spaces

\$0.03m decrease in recreation and public spaces projects mainly due to:

- \$0.05m of work deferred to the next financial year from the Public Art Commissions Project.

Sustainability infrastructure

\$0.01m decrease in sustainability infrastructure projects mainly due to:

- \$0.04m decrease in SAMP renewal of stormwater quality improvement devices (SQID) and harvesting systems due to saving in the delivery of renewal works.

\$43.45m of Capital Works Program projects will be delivered in this financial year following the Q3 review. The following table shows how the revised Capital Works Program is funded.

Table 3. Funding of revised capital works program.

Capital Works Program Funding Sources '000	Current Budget	Q3 Proposed Budget	Q3 Amendments Increase / (Decrease)
Expenditure	47,126	43,453	(3,673)
<u>funding Sources:</u>			
Grants and Contributions	13,390	14,553	1,163
External Restricted Reserve	7,942	8,394	452
Internal Restricted Reserve	21,443	17,125	(4,318)
General Fund	4,351	3,381	(970)
Total Funding Sources	47,126	43,453	(3,673)

Other capital expenses

Other capital expenses decreased by \$3.52m mainly attributed to the following:

- \$3.34m decrease in other capital purchases for plant replacement program, \$3.06m of which is to be deferred to the 2023-24 financial year.
- \$0.18m decrease in other capital expenses mainly because of the Bondi Pavilion IT equipment setup spent re-categorised from capital to operating.

The Q3 review proposes \$3.34m decrease in the 2022-23 Plant Replacement program, \$3.06m (35 items) to be deferred to next financial year 2023-24 to align with the revised delivery schedule, and a \$0.28m reduction to reflect pricing adjustments for the replacement purchases.

The revised Q3 budget anticipated 26 fleet items replacement purchases for this financial year. As at 31 March, 21 items have been purchased, with the remaining five items to be bought in Q4.

2022/23 Budget Plant Replacement Program	2022/23 Current Approved Budget		Q3 Amendments Deferrals		Q3 Amendments Additions/price update		Mar YTD Act (Inc. Commitments)		2022/23 Q3 Projected Budget	
	Qty	\$	Qty	\$	Qty	\$	Qty	\$	Qty	\$
Passenger Vehicle	11	403,426	(12)	(503,784)	6	342,353	5	241,995	5	241,995
Light Commercial Vehicle	24	865,695	(13)	(512,380)	(1)	39,027	10	392,342	10	392,342
Truck Fleet	5	1,160,048	(4)	(1,054,316)		369,284	1	103,975	1	475,016
Specialised Equipment	18	2,126,249	(6)	(989,442)	(2)	(1,032,832)	5	430,517	10	103,975
Total	58	4,555,418	(35)	(3,059,922)	3	(282,168)	21	1,168,829	26	1,213,328

Depreciation expenses

Following a review of useful lives in the Council's infrastructure assets, including civil, open space, and other infrastructure assets, the actual half-yearly depreciation expenses have reduced by around \$2m compared to last year, 2021-22. Therefore, the re-forecasted yearly depreciation is reduced from an original budget of \$21.9m to \$17.2m, which has been applied in the Operating Performance Ratio calculation.

After incorporating the Q3 operating income and operating expense, including the depreciation expense, the Operating Performance Ratio has improved to 3.91% from 0.87% for the 2022-23 financial year.

Reserves

As a result of the proposed Q3 income and expenditure budget amendments, a decrease of \$7.77m reserve funds requirement for the 2022-23 program is recommended. The application of reserves fund is within the principle of the Council's Reserves Strategy.

The reserves fund requirement for the 2022-23 program is revised to \$4.97m from \$12.74m. And the balance of the closing reserve is re-forecasted to \$111.31m as of 30 June 2023.

Financial performance measures

The following financial performance measures indicate that Council meets all six of the OLG Performance Measures from Q3 proposed budget.

Table 6. Financial performance measures.

	Forecasted indicator 30-Jun-23		Benchmark
Key Performance Indicators:			
1. Operating Performance Ratio	3.91%	✓	>0.00%
This ratio measures Council's achievement of containing operating expenditure within operating revenue.			
2. Own source operating revenue ratio	84.13%	✓	>60.00%
This ratio measures fiscal flexibility. It is the degree of reliance on external funding sources such as operating grants and contri			
3. Unrestricted current ratio	3.82	✓	>1.50x
To assess the adequacy of working capital and its ability to satisfy obligations in the short term for the unrestricted activities c			
4. Debt service cover ratio	45.22	✓	>2.00x
This ratio measures the availability of operating cash to service debt including interest, principal and lease payments			
5. Rates, annual charges, interest and extra charge outstanding percentage	4.50%	✓	<5.00%
To assess the impact of uncollected rates and annual charges on Council's liquidity and the adequacy of recovery efforts			
6. Buildings and Infrastructure renewals ratio	266.85%	✓	>=100.00%
To assess the rate at which these assets are being renewed relative to the rate at which they are depreciating			
Note. Asset fair valuation adjustment and net gain on asset disposal are excluded in the above calculations.			

Income and expense performance as at 31 March 2023

Figures 1 and 2 below illustrate the income and expense performance for the nine months of the year ending 31 March 2023 compared to the Q3 proposed budget for the year ending 30 June 2023.

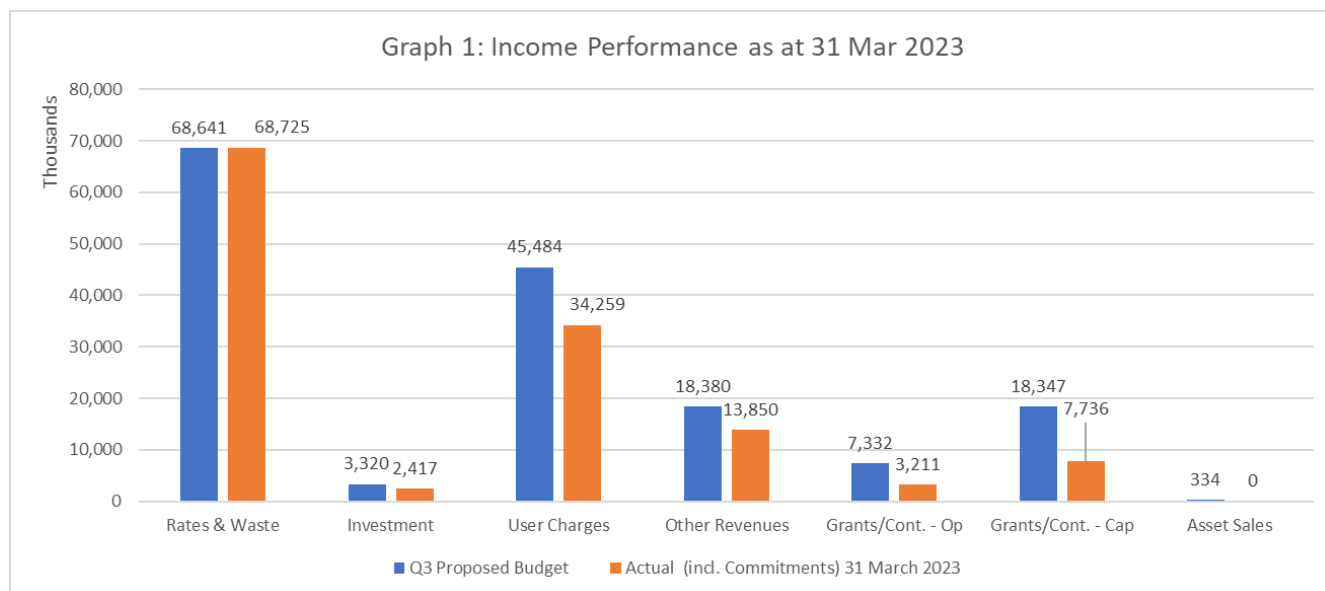


Figure 1. Income performance as at 31 March 2023.

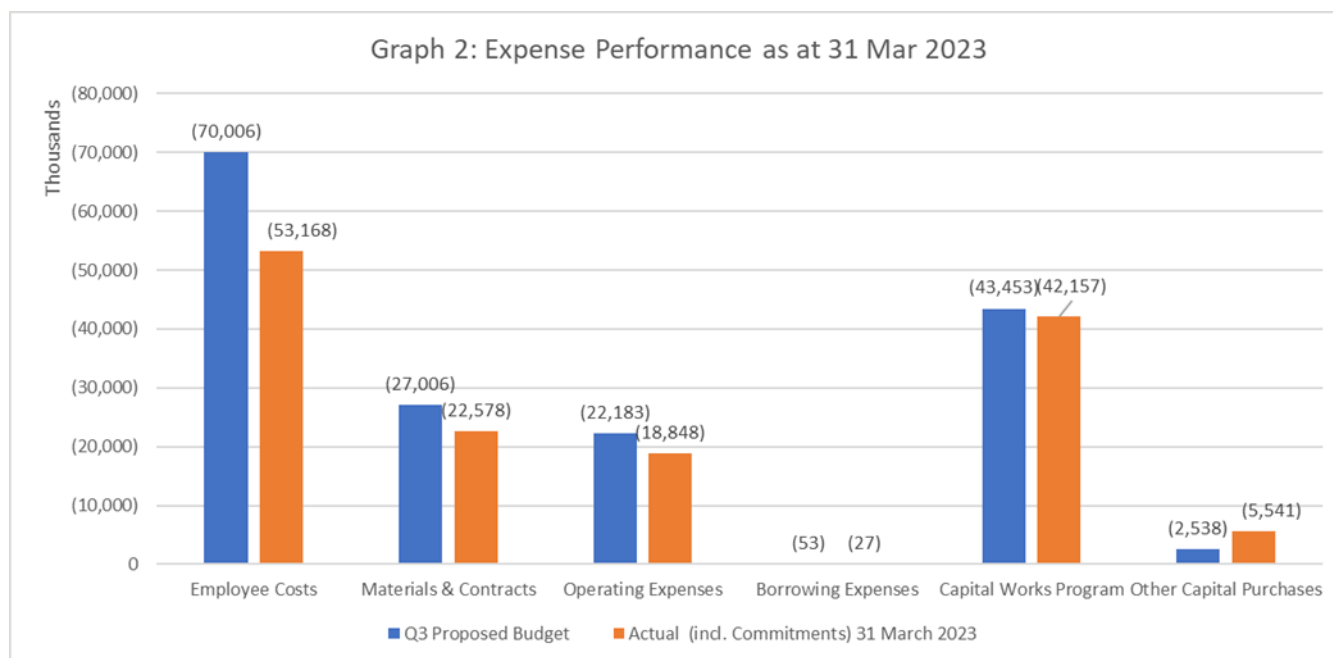


Figure 2. Expense performance as at 31 March 2023.

See Attachment 4 for Directorates' Q3 budget performance as at 31 March 2023.

5. Financial impact statement/Time frame/Consultation

Council is required under section 203 of the *Local Government (General) Regulation 2021* to, no later than two months after the end of each quarter, prepare and submit a reviewed budget statement showing, by reference to the estimate of income and expenditure which is set out in the operational plan, a revised estimate of the income and expenditure.

The Q3 deferrals and brought-forwards proposals in this report will be incorporated in the draft 2023/24 Operational Plan, Budget, and the Long Term Financial Plan (LTFP) 6.1, which are currently on public exhibition. These documents will be re-presented to the June 2023 council meeting for consideration and approval.

6. Conclusion

Council's Executive Manager, Finance, as the responsible accounting officer, advises that Council's overall projected financial position is satisfactory.

7. Attachments

1. Q3 Quarterly Budget Review Statement (QBRs) [↓](#)
2. Q3 Revised Capital Works Program [↓](#)
3. Q3 Revised Capital Works Program Funding Sources [↓](#)
4. Q3 Budget Statement - Council and by Directorate [↓](#) .

Waverley Council

Quarterly Budget Review Statement
for the period 01/01/23 to 31/03/23

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Attachment 1 - Q3 QBRS Statement

Council Meeting 16 May 2023

Waverley Council

Quarterly Budget Review Statement
for the period 01/01/23 to 31/03/23

Report by Responsible Accounting Officer

The following statement is made in accordance with Clause 203(2) of the Local Government (General) Regulations 2021:

31 March 2023

It is my opinion that the Quarterly Budget Review Statement for Waverley Council for the quarter ended 31/03/23 indicates that Council's projected financial position at 30/6/23 will be satisfactory at year end, having regard to the projected estimates of income and expenditure and the original budgeted income and expenditure.

Signed: _____

Date:

Teena Su
Responsible Accounting Officer

Attachment 1 - Q3 QBRS Statement

Council Meeting 16 May 2023

Waverley Council

Quarterly Budget Review Statement
for the period 01/01/23 to 31/03/23

Income & Expenses Budget Review Statement

Budget review for the quarter ended 31 March 2023

Income & Expenses - Council Consolidated

(\$000's)	Original Budget 2022/23	Approved Changes			Revised Budget 2022/23	Variations for this Mar Qtr	Notes	Projected Year End Result	Actual YTD figures
		Carry Forwards	Sep QBRs	Dec QBRs					
Income									
Rates and Annual Charges	68,641				68,641			68,641	68,725
User Charges and Fees	45,870		1,697	520	48,087	(2,603)	1	45,484	34,259
Interest and Investment Revenues	956		432	935	2,323	998	2	3,320	2,417
Other Revenues	19,649		(1,015)	8	18,643	(263)	3	18,380	13,850
Grants & Contributions - Operating	5,711		1,136	396	7,244	88		7,332	3,211
Grants & Contributions - Capital	15,969	3,560	(1,210)	(1,807)	16,512	1,836	4	18,347	7,736
Net gain from disposal of assets	1,265		(141)		1,124	(791)	5	334	
Total Income from Continuing Operations	158,062	3,560	899	53	162,574	(735)		161,839	130,198
Expenses									
Employee Costs	71,309		450	(993)	70,765	(759)	6	70,006	52,284
Borrowing Costs	53				53			53	27
Materials & Contracts	19,750		557	732	21,038	833	7	21,871	15,224
Depreciation	21,998				21,998	(4,798)	8	17,200	10,110
Legal Costs	935		14	745	1,694	(288)	9	1,406	757
Consultants	3,479		984	290	4,753	(1,048)	10	3,704	2,163
Other Expenses	23,303		245	(178)	23,370	(47)		23,323	17,213
Total Expenses from Continuing Operations	140,826		2,250	595	143,671	(6,108)		137,563	97,778
Net Operating Result from Continuing Operations	17,236	3,560	(1,351)	(543)	18,903	5,373		24,276	32,420
Net Operating Result from All Operations	17,236	3,560	(1,351)	(543)	18,903	5,373		24,276	32,420
Net Operating Result before Capital Items	1,267		(141)	1,264	2,391	3,537		5,928	24,684

Attachment 1 - Q3 QBRS Statement

Council Meeting 16 May 2023

Waverley Council

Quarterly Budget Review Statement
for the period 01/01/23 to 31/03/23**Income & Expenses Budget Review Statement**
Recommended changes to revised budget

Budget Variations being recommended include the following material items:

Notes	Details
1	Unfavourable change of \$2.6m to User Charges and Fees due to following reasons: \$0.18m increase in Parking Permits due to higher than expected result \$0.17m increase in Sale of Cemetery Rights and Interment Fees due to better than expected results \$0.13m increase in Service Utility Fees and Road Opening Permits due to Restoration work contract higher than expected. \$0.90m decrease in Temporary Truck Zones Permit Fees due to lower than expected market demand \$0.69m decrease in Development Applications & its associated Advertising Fees due to industry and economic market influences. \$0.56m decrease in Child Care Benefit (CCS) and Child Care Fees based on current trend. \$0.40m decrease in Parking Fees due to revenue not returning to Pre-Covid estimates as it was budgeted. \$0.42m decrease in Sponsorship Fees due to lower than expected results
2	Favourable change of \$1m to Interest and Investment revenues due to less than expected cash outflow as well as increases in interest rate by RBA
3	Unfavourable change of \$0.3m to other revenue due to lower than expected Legal Recovery Fees
4	Favourable change of \$1.8m to Grants & Contributions - Capital due to following reasons: \$1.16m increase in Grants and contributions for the capital works program. \$0.93m increase in Housing Contributions. \$0.72m increase in Section 7.12 Contributions. \$0.98m decrease in Voluntary Planning Agreement Contributions.
5	Unfavourable change of \$0.79m to net gain on disposal of assets due to proposed reduction/deferral to the plant replacement program.
6	Favourable change of \$0.76m to Employee Costs is due to following reasons: \$1.57m decrease in wages and salaries costs across various areas mainly due to vacancies. \$0.11m decrease in Training Expenses due to remaining training scheduled lower than budget. \$0.3m increase in overtime expenses, offset by savings in staff vacancies \$0.6m increase in casual, offset by savings in staff vacancies

Attachment 1 - Q3 QBRS Statement

Council Meeting 16 May 2023

- 7 Unfavourable change of \$0.8m to Materials & Contracts is due to following reasons:
\$0.64m increase in Contractors due to: (\$120k increase for Restos contract of Road & Footpath Restoration; \$61k increase in Festival of the Winds; \$70k increase for family movie night; \$181k increase in Health Services as original budget did not include various positions).
\$0.10m increase in Cleaning requirement across a number of sites than previously anticipated
- 8 Favourable change of \$4.8m to Depreciation is due to a recent review of useful lives in Council's infrastructure assets including civil, open space and other infrastructure assets
- 9 Favourable change of \$0.3m to legal costs is due to lower than expected legal disputes across DA and Health Services
- 10 Favourable change of \$1.05m to the Consultant budget is mainly due to the implementation of ICT program and other enterprise IT projects that are not progressing as per the original plan.

Attachment 1 - Q3 QBRs Statement

Council Meeting 16 May 2023

Waverley Council

Quarterly Budget Review Statement

for the period 01/01/23 to 31/03/23

Capital Budget Review Statement

Budget review for the quarter ended 31 March 2023

Capital Budget - Council Consolidated

(\$000's)	Original Budget 2022/23	Approved Changes			Revised Budget 2022/23	Variations for this Mar Qtr	Notes	Projected Year End Result	Actual YTD figures
		Carry Forwards	Sep QBRs	Dec QBRs					
Capital Expenditure									
New Assets									
- Plant & Equipment	5,125	101	(499)		4,726	(3,342)	1	1,384	798
- Land & Buildings	456	413	(229)		640	(184)	2	457	218
- Roads, Bridges, Footpaths	2,220	571		1,382	4,173	288	3	4,461	4,128
- Other	1,550	196	(1,346)	(60)	339	(45)		294	16
Renewal Assets (Replacement)									
- Plant & Equipment									
- Land & Buildings	12,570	2,195	4,589	1,137	20,492	(3,666)	4	16,826	12,157
- Roads, Bridges, Footpaths	13,318	3,879	(2,401)	(260)	14,536	577	5	15,114	7,230
- Other	9,021	995	(1,687)	(52)	8,278	(822)	6	7,455	2,487
Loan Repayments (Principal)	460				460			460	341
Total Capital Expenditure	44,720	8,350	(1,573)	2,147	53,645	(7,194)		46,451	27,374
Capital Funding									
Rates & Other Untied Funding	3,116	3,194	(1,161)	549	5,699	(1,149)		4,550	5,811
Capital Grants & Contributions	11,584	2,744	818	(1,756)	13,390	1,163		14,553	4,656
Reserves:									
- External Restrictions/Reserves	5,826	1,136	764	1,189	8,915	(233)		8,682	4,329
- Internal Restrictions/Reserves	22,929	1,276	(1,853)	2,165	24,517	(6,185)		18,332	12,578
New Loans									
Receipts from Sale of Assets									
- Plant & Equipment	1,265		(141)		1,124	(791)		334	
- Land & Buildings									
Total Capital Funding	44,720	8,350	(1,573)	2,147	53,645	(7,194)		46,451	27,374
Net Capital Funding - Surplus/(Deficit)	-	-	-	-	-	-		-	0

Attachment 1 - Q3 QBRS Statement

Council Meeting 16 May 2023

Waverley Council

Quarterly Budget Review Statement
for the period 01/01/23 to 31/03/23

Capital Budget Review Statement
Recommended changes to revised budget

Budget Variations being recommended include the following material items:

Notes	Details
1	Plant and Equipment New Assets decreased by \$3.34m mainly due to: \$3.34m decrease in Plant replacement program deferred to 2023/24.
2	Land and Buildings New Assets reduced by \$184k mainly due to: \$0.18m decrease in Other Capital Expenses mainly because of the Bondi Pavilion IT equipment set up spent re-categorised from capital to operating
3	Roads, Bridges, Footpaths New Assets increased by \$288k mainly due to: \$0.25m increase in Bondi Junction Cycle Way / Street Scape Upgrade due to additional lighting scope on York Rd not funded by TfNSW \$0.14m increase in York Road Slip Lane to cover latent conditions in construction stage \$0.01m increase in Tamarama Marine Drive to cover latent conditions in construction stage \$0.19m decrease in Syd Einfield Drive Bike Parking deferred awaiting TfNSW approval
4	Land & Buildings Replacement Assets decreased by \$3.67m mainly due to: \$3.31m decrease in Boot Factory Restoration and Mill Hill Upgrade due to Contractor is in voluntary administration causing delays to the project. Project to be completed in 23/24. \$0.51m decrease in Tamarama SLSC – Building Upgrade. \$165k decrease in Bronte and Gardiner Early Education Centre \$65k decrease in SAMP5 Tunnel 1 Feasibility Study and design \$50k decrease in Waverley Cemetery Buildings \$100k increase in Short Term Office accommodation/Council Chambers Upgrade to cover Library fit out \$68k increase in Bondi Lifeguard Facilities Upgrade to cover increase construction costs due to latent conditions. \$250k increase in Bronte Surf Club & Community Facilities. Multiyear project, budget adjusted to reflect spend profile for this financial year
5	Roads, Bridges, Footpaths Replacement increase by \$577k mainly due to: \$800k increase in Cliff Walk Remediation. Multiyear project - budget adjusted to reflect spend profile for this financial year \$335k increase in 2023 Regional and Local Road Rehabilitation, new project fully grant funded. \$300k increase in 2020/21 - RC - Glenayr Avenue - Blair St to Hall St. Budget increased to cover latent conditions in construction stage \$150k increase in Birrell Street - Rehabilitation \$95k decrease in 2022/23 - FC - Hall Street at Old South Head Road \$100k decrease in Curlewis St Streetscape Upgrade. Multiyear project, design completed - budget adjusted to reflect construction in 2023/24 \$100k decrease in 2021/22 -SWC - Bourke Street \$200k decrease in SAMP5 Renewal Roundabouts / Speedhumps Traffic Islands/ Line, budget adjusted to reflect spend profile for this financial year \$240k decrease in 2021/22 - FC - Wairoa Ave - Ramsgate Ave to Hastings Pde (S/ \$262k decrease in 40km/hr speed zone review - signage, deferred awaiting TfNSW approval

Attachment 1 - Q3 QBRS Statement

Council Meeting 16 May 2023

- 6 Other Replacement Assets reduced by \$822k mainly due to:
- \$80k increase in North Bondi Promenade - Remediation Works to reflect increased impact of storm damage
 - \$70k decrease in Waverley Cemetery Renewal and enhancements to reflect Quinn Rd project procurement in progress, construction in 2023/24
 - \$80k decrease in SAMP Promenade Sea Walls. Scoping work has commenced, design work to continue into 2023/24
 - \$150k decrease in Rockfall remediation. Multiyear project - budget adjusted to reflect spend profile for this financial year
 - \$170k decrease in Notts Ave Boardwalk - Remediation Works. Multiyear project - budget adjusted to reflect spend profile for this financial year
 - \$400k decrease in SAMP5 Park Drive South & QED Retaining Wall Upgrade. Multiyear project - budget adjusted to reflect spend profile for this financial year

Attachment 1 - Q3 QBRs Statement

Council Meeting 16 May 2023

Waverley Council

Quarterly Budget Review Statement for the period 01/01/23 to 31/03/23

Cash & Investments Budget Review Statement

Budget review for the quarter ended 31 March 2023

Cash & Investments - Council Consolidated

(\$000's)

Externally Restricted ⁽¹⁾

	Original Budget 2022/23	Approved Changes Carry Forwards & Other	Sep QBRs	Dec QBRs	Revised Budget 2022/23	Variations for this Mar Qtr	Notes	Projected Year End Result	Actual YTD figures
Developer Contributions	22,692	(1,331)	(1,287)	(561)	19,512	(314)	1	19,199	20,290
Domestic Waste Reserve	16,213	(6)	(446)	238	15,999	785	2	16,784	15,779
Unexpended Grant/Subsidy	1,921			(177)	1,744	745	3	2,489	1,888
Stormwater Management Service Reserve	995		100		1,095	180	4	1,275	1,215
Total Externally Restricted	41,820	(1,337)	(1,633)	(500)	38,350	1,397		39,747	39,172

(1) Funds that must be spent for a specific purpose

Internally Restricted ⁽²⁾

Affordable Housing Program	313	(4)	977	427	1,713	(41)	5	1,672	1,784
Cemetery	931		191	304	1,425	252	6	1,677	1,630
Centralised - Other	9,924	(2,412)	2,832	(2,944)	7,399	1,122	7	8,521	9,777
Deposits & Bonds	19,365				19,365			19,365	19,365
Election	330				330			330	302
Employees Leave Entitlements	5,270				5,270			5,270	5,270
Property Investment Strategy	12,904	(118)	(3,320)	(34)	9,431	2,713	8	12,144	13,564
IT Equipment & Upgrade	3,375	(235)	422	5	3,566	340	9	3,906	2,702
Other Internal Restricted	3,835		181	(46)	3,970	1		3,971	4,378
Parking - Car Park	2,672	(361)			2,311	(40)		2,271	2,321
Parking - Meter	2,169				2,169			2,169	2,123
Plant & Vehicles Replacement	3,831		359		4,189	1,867		6,056	6,732
SAMP Infrastructure	3,522	(318)	201	100	3,505	180	10	3,685	4,199
Social Housing	537	(5)	13	(1)	544	(21)		523	537
Unexpended Loans									
Total Internally Restricted	68,976	(3,454)	1,855	(2,190)	65,188	6,372		71,560	74,685

(2) Funds that Council has earmarked for a specific purpose

Unrestricted (i.e. available after the above Restrictions) 10,766 10,766 10,766 13,936

Total Cash & Investments **121,563** **(4,790)** **222** **(2,690)** **114,305** **7,769** **122,074** **127,792**

Waverley Council

Quarterly Budget Review Statement
for the period 01/01/23 to 31/03/23

Cash & Investments Budget Review Statement

Recommended changes to revised budget

Budget Variations being recommended include the following material items:

Notes	Details
1	Decrease in Developer contribution reserve as less contribution expected to receive
2	Increase in Domestic Waste reserve adjusted according to operational requirements
3	Increase in Unexpended Grant/Subsidy reserve due to capital works program changes
4	Increase in Stormwater Management service reserve due to capital works program changes
5	Decrease in Affordable Housing reserve due to capital works program changes
6	Increase in Cemetery reserve due to capital works program changes
7	Increase in Centralised reserve due to capital works program changes
8	Increase in Property Investment Strategy mainly due to increase in Short Term Office accommodation.
9	Increase in Computer reserve due to deferral in ICT Implementation
10	Increase in SAMP Infrastructure reserve due to Waverley Cemetery Renewal and enhancements deferred to 2023/24 year

Waverley Council

Quarterly Budget Review Statement
for the period 01/01/23 to 31/03/23

Key Performance Indicators Budget Review Statement - Council specific KPI's

Budget review for the quarter ended 31 March 2023

(\$000's)	Current Projection		Original Budget 22/23	Actuals Prior Periods	
	Amounts	Indicator		21/22	20/21
	22/23	22/23		21/22	20/21

The Council monitors the following Key Performance Indicators:

1. Operating Performance Ratio

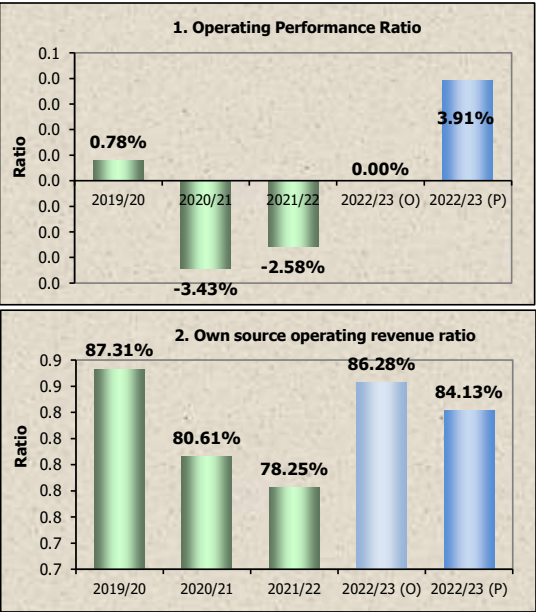
Total continuing operating revenue (1) excluding capital grants and contributions less operating expenses	5,595	3.91%	0.0%	-2.6%	-3.4%
Total continuing operating revenue (1) excluding capital grants and contributions	143,158				

This ratio measures Council's achievement of containing operating expenditure within operating revenue.

2. Own source operating revenue ratio

Total continuing operating revenue (1) excluding all grants and contributions	136,160	84%	86%	78%	81%
Total continuing operating revenue (1)	161,839				

This ratio measures fiscal flexibility. It is the degree of reliance on external funding sources such as operating grants and contributions.



Waverley Council

Quarterly Budget Review Statement
for the period 01/01/23 to 31/03/23

Key Performance Indicators Budget Review Statement - Council specific KPI's

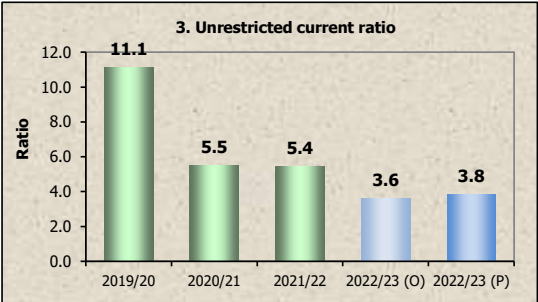
Budget review for the quarter ended 31 March 2023

(\$000's)	Current Projection		Original Budget 22/23	Actuals Prior Periods	
	Amounts	Indicator		21/22	20/21
	22/23	22/23		21/22	20/21

3. Unrestricted current ratio

Current assets less all external restrictions (2)	88,045	3.8	3.6	5.4	5.5
Current liabilities less specific purpose liabilities (3, 4)	23,047				

To assess the adequacy of working capital and its ability to satisfy obligations in the short term for the unrestricted activities of Council.

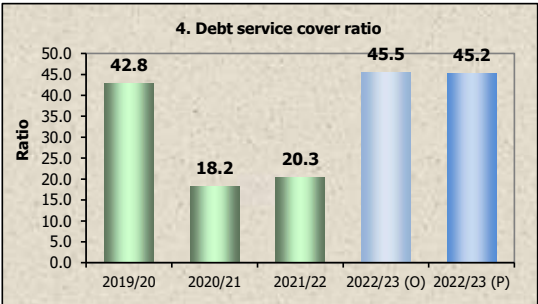


The Council monitors the following Key Performance Indicators:

4. Debt service cover ratio

Operating result (1) before capital excluding interest and depreciation/impairment/amortisation	23,181	45.2	45.5	20.3	18.2
Principal repayments (Statement of Cash Flows) plus borrowing costs (Income Statement)	513				

This ratio measures the availability of operating cash to service debt including interest, principal and lease payments



Waverley Council

Quarterly Budget Review Statement
for the period 01/01/23 to 31/03/23

Key Performance Indicators Budget Review Statement - Council specific KPI's

Budget review for the quarter ended 31 March 2023

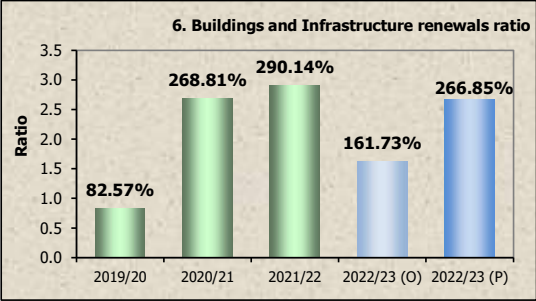
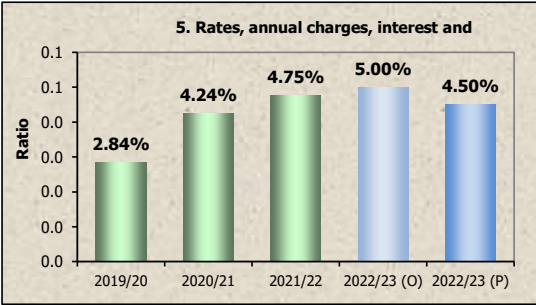
(\$000's)	Current Projection		Original Budget 22/23	Actuals Prior Periods	
	Amounts	Indicator		21/22	20/21
	22/23	22/23		21/22	20/21

5. Rates, annual charges, interest and extra charges outstanding percentage					
Rates, annual and extra charges outstanding	3,200	4.5%	5%	5%	4%
Rates, annual and extra charges collectible	71,086				

To assess the impact of uncollected rates and annual charges on Council’s liquidity and the adequacy of recovery efforts.

6. Buildings and Infrastructure renewals ratio					
Asset Renewals	39,395	267%	162%	290%	269%
Depreciation, amortisation and impairment	14,763				

To assess the rate at which these assets are being renewed relative to the rate at which they are depreciating



Waverley Council

Quarterly Budget Review Statement
for the period 01/01/23 to 31/03/23

Contracts Budget Review Statement

Budget review for the quarter ended 31 March 2023

Part A - Contracts Listing - contracts entered into during the quarter

Contractor	Contract detail & purpose	Contract Value	Start Date	Duration of Contract	Budgeted (Y/N)
Kapish	Content Manager Renewal	\$680,879.24	17/03/2023	3 year and 3 months	Y
ReIn Pty Ltd	Compost Revolution Stock and Delivery - RELN	\$105,184.80	01/03/2023	2 year and 3 months	Y
Flytogreen	SkyParks UNSW	\$64,550.00	17/01/2023	4 Months	Y

Notes:

- 1. Minimum reporting level is 1% of estimated income from continuing operations of Council or \$50,000 - whatever is the lesser.
- 2. Contracts listed are those entered into during the quarter being reported and exclude contractors on Council's Preferred Supplier list.
- 3. Contracts for employment are not required to be included.

Waverley Council

Quarterly Budget Review Statement
for the period 01/01/23 to 31/03/23

Consultancy & Legal Expenses Budget Review Statement

Consultancy & Legal Expenses Overview

Expense	YTD Expenditure (Actual Dollars)	Budgeted (Y/N)
Consultancies	5,562,758	Y
a. Operational	2,162,976	Y
b. Capital	3,399,782	Y
Legal Fees	762,687	Y
a. Operational	757,261	Y
b. Capital	5,426	Y

Definition of a consultant:

A consultant is a person or organisation engaged under contract on a temporary basis to provide recommendations or high level specialist or professional advice to assist decision making by management. Generally it is the advisory nature of the work that differentiates a consultant from other contractors.

Attachment 2 - Capital Works Program Q3 Amendments

Council Meeting 16 May 2023



Budget Review Project Expenditure - Capital Works

As at Period 09

Financial Year Ending June 2023

Table 4 - Capital Works Program Q3 amendments	No of projects	Amount - \$'000	Capital Works Program Q3 amendments	Amount
C - Project cost reduction	34	1,991	No. of Projects	152
D - Project cost defer to FY23/24	14	5,080	Expenditure	(43,453)
I - Project cost increase / Correction	35	(2,013)	funding Sources:	
B - Funds brought forward (LTFP)	2	(1,050)	Grants and Contributions	14,553
N - New Project	1	(335)	External Restricted Reserve	8,394
			Internal Restricted Reserve	17,125
			General Fund	3,381
Total	86	3,673		

Project Number	Project Description	Original Budget \$	Current Budget \$	Amendments \$	Q3 Increase/ (Decrease) %	Proposed Estimate \$	Actuals \$	Commitments \$	YTD \$	YTD %	Code	Report Commentary
BUILD 01 - Buildings - Buildings												
C0004	Bondi Bathers SLSC	(100,000)	(250,000)		0%	(250,000)	(210,102)	(601,087)	(811,189)	324.48%	▲	
C0006	Bondi Pavilion Conservation & Restoration	-	(3,977,324)		0%	(3,977,324)	(3,014,917)	(454,668)	(3,469,585)	87.23%		
C0007	Bronte Surf Club & Community Facilities	(100,000)	(600,000)	(250,000)	42%	(850,000)	(668,404)	(169,736)	(838,140)	98.60%		B - Multiyear project, budget adjusted to reflect spend profile for this financial year
C0125	South Bronte (Community Centre) Toilet	-	(17,902)	11,860	-66%	(6,042)	(6,042)	-	(6,042)	100.00%		C - Design work completed. Construction scheduled within LTFP.
C0289	Bronte Pump House Upgrade and Pump Replacement	(40,000)	(142,780)		0%	(142,780)	(20,934)	(121,846)	(142,780)	100.00%		
C0547	Council Chambers Upgrade	(1,800,000)	(1,000,000)	150,000	-15%	(850,000)	(445,078)	(340,509)	(785,587)	92.42%		D - Multiyear project, budget adjusted to reflect spend profile for this financial year
C0688	Tamarama SLSC – Building Upgrade	(2,000,000)	(3,146,300)	505,796	-16%	(2,640,504)	(2,454,948)	(1,095,990)	(3,550,938)	134.48%	▲	D Contractor is in voluntary administration causing delays to the project. Project to be completed in 23/24
C0712	2A Edmund Street (Social Housing) Redevelopment	(2,580,349)	(365,441)		0%	(365,441)	(163,021)	(106,524)	(269,545)	73.76%		
C0726	Boot Factory Restoration and Mill Hill Upgrade	(4,000,000)	(5,500,000)	3,309,815	-60%	(2,190,185)	(1,948,918)	(4,102,469)	(6,051,387)	276.30%	▲	D Contractor is in voluntary administration causing delays to the project. Project to be completed in 23/24
C0867	Bondi Lifeguard Facilities Upgrade	-	(895,792)	(67,970)	8%	(963,762)	(717,515)	(201,855)	(919,370)	95.39%		I Budget increase to cover increase construction costs due to latent conditions.
C0879	SAMPS Tunnel 1 Feasibility Study and design	(50,000)	(100,000)	65,000	-65%	(35,000)	(14,605)	-	(14,605)	41.73%		D Multiyear project - budget adjusted to reflect spend profile for this financial year
C0980	Rowe Street Development	(456,400)	(400,000)		0%	(400,000)	(217,724)	(291,554)	(509,278)	127.32%	▲	
C1027	Integriti access control system	-	(35,758)		0%	(35,758)	(27,617)	(8,110)	(35,727)	99.91%		
C1034	Short Term Office Accommodation	(200,000)	(534,000)	(250,000)	47%	(784,000)	(536,123)	(489,465)	(1,025,588)	130.81%	▲	I Budget increase to cover library fit out
C1038	Bondi Diggers/Waverley Sub-Depot	(150,000)	(50,000)		0%	(50,000)	-	-	-	-		
Total Buildings - Buildings		(11,476,749)	(17,015,297)	3,474,501	-20.4%	(13,540,796)	(10,445,947)	(7,983,813)	(18,429,761)	136.11%	▲	
BUILD 03 - SAMP Carparks												
Total SAMP Carparks		(162,000)	(162,000)	-	0.0%	(162,000)	(9,598)	(19,475)	(29,073)	17.95%		
BUILD 04 - SAMP Cemeteries												
Total SAMP Cemeteries		(69,800)	(69,800)	50,000	-71.6%	(19,800)	-	(12,890)	(12,890)	65.10%		Adjustment across SAMP category based priority scope requirements
BUILD 05 - SAMP Childcare Facilities												
Total SAMP Childcare Facilities		(434,000)	(399,000)	180,600	-45.3%	(218,400)	(167,662)	(34,330)	(201,992)	92.49%		Adjustment across SAMP category based priority scope requirements
BUILD 06 - SAMP Communit Centres & Halls												
Total SAMP Communit Centres & Halls		(277,300)	(277,300)	40,635	-14.7%	(236,665)	(178,865)	(11,910)	(190,776)	80.61%		Adjustment across SAMP category based priority scope requirements
BUILD 07 - SAMP Community Tenants												
Total SAMP Community Tenants		(98,000)	(98,000)	(44,703)	45.6%	(142,703)	(74,554)	(13,518)	(88,072)	61.72%		Adjustment across SAMP category based priority scope requirements
BUILD 08 - SAMP Council Administration												
Total SAMP Council Administration		(93,900)	(93,900)	8,500	-9.1%	(85,400)	(3,840)	(4,385)	(8,225)	9.63%		Adjustment across SAMP category based priority scope requirements
BUILD 09 - SAMP Residential Lease												
Total SAMP Residential Lease		(120,000)	(120,000)	(15,000)	12.5%	(135,000)	(18,541)	(12,916)	(31,457)	23.30%		Adjustment across SAMP category based priority scope requirements

Attachment 2 - Capital Works Program Q3 Amendments

Council Meeting 16 May 2023



Budget Review Project Expenditure - Capital Works

As at Period 09

Financial Year Ending June 2023

Table 4 - Capital Works Program Q3 amendments	No of projects	Amount - \$'000	Capital Works Program Q3 amendments	Amount
C - Project cost reduction	34	1,991	No. of Projects	152
D - Project cost defer to FY23/24	14	5,080	Expenditure	(43,453)
I - Project cost increase / Correction	35	(2,013)	funding Sources:	
B - Funds brought forward (LTFP)	2	(1,050)	Grants and Contributions	14,553
N - New Project	1	(335)	External Restricted Reserve	8,394
			Internal Restricted Reserve	17,125
			General Fund	3,381
Total	86	3,673		

Project Number	Project Description	Original Budget \$	Current Budget \$	Q3 Amendments \$	Q3 Increase/ (Decrease) %	Proposed Estimate \$	Actuals \$	Commitments \$	YTD \$	YTD %	Report Commentary
BUILD 10 - Surf Clubs and Ancillary Coastal Facilities											
	Total Surf Clubs and Ancillary Coastal Facilities	(110,000)	(110,000)	5,000	-4.5%	(105,000)	(19,260)	(65,725)	(84,985)	80.94%	Adjustment across SAMP category based priority scope requirements
BUILD 11 - SAMP Commercial Buildings											
	Total SAMP Commercial Buildings	(35,000)	(35,000)	9,850	-28.1%	(25,150)	(15,073)	(10,056)	(25,129)	99.92%	Adjustment across SAMP category based priority scope requirements
BUILD 12 - SAMP Social & Affordable Housing											
	Total SAMP Social & Affordable Housing	(150,000)	(150,000)	1,200	-0.8%	(148,800)	(81,590)	-	(81,590)	54.83%	Adjustment across SAMP category based priority scope requirements
LIV 01 - Living - Corridors											
C0041	Thomas Hogan Environmental Restoration Action Plan reg	(30,000)	(30,000)		0%	(30,000)	(8,317)	(8,859)	(17,176)	57.25%	
C0882	Greening Steep Slopes	(20,000)	(20,000)		0%	(20,000)	(7,137)	(10,784)	(17,921)	89.60%	
	Total Living - Corridors	(50,000)	(50,000)	-	0.0%	(50,000)	(15,454)	(19,642)	(35,097)	70.19%	
LIV 02 - Living - Trees											
C0186	Planting Street Trees (SAMP 11)	(200,000)	(150,000)	50,000	-33%	(100,000)	(42,944)	(28,940)	(71,883)	71.88%	C - Annual program, budget adjusted to reflect spend profile for this financial year
	Total Living - Trees	(200,000)	(150,000)	50,000	-33.3%	(100,000)	(42,944)	(28,940)	(71,883)	71.88%	
LIV 04 - Living - Turf											
C0263	Turf improvement program	(300,000)	(300,000)		0%	(300,000)	(127,023)	(84,631)	(211,654)	70.55%	
	Total Living - Turf	(300,000)	(300,000)	-	0.0%	(300,000)	(127,023)	(84,631)	(211,654)	70.55%	
PA 01 - Parking Infrastructure - Carparks											
C0843	Car Park Access Infrastructure Upgrade	-	(360,745)	(40,000)	11%	(400,745)	(343,477)	(198)	(343,675)	85.76%	I - Project complete, budget increase to cover final costs
	Total Parking Infrastructure - Carparks	-	(360,745)	(40,000)	11.1%	(400,745)	(343,477)	(198)	(343,675)	85.76%	
PUB 01 - Public Domain Infrastructure - Lighting / Electrical Equipme											
C0565	Waverley Park Landscape Lighting	(800,000)	(28,192)	25,373	-90%	(2,819)	(2,819)	-	(2,819)	100.00%	C - Lightng included in Waverley Park Playground project
C0848	SAMP5 Lighting & Electrical Infrastructure Renewal	(150,000)	(150,000)		0%	(150,000)	(48,443)	(37,949)	(86,392)	57.59%	
C0851	SAMP5 Bondi Park CCTV upgrades	(2,000,000)	(1,000,000)		0%	(1,000,000)	(859,424)	(5,411)	(864,834)	86.48%	
C1075	SAMP5 Bondi Park Lighting	-	(1,000,000)		0%	(1,000,000)	(63,042)	(566,211)	(629,253)	62.93%	
	Total Public Domain Infrastructure - Lighting / Electrical Equi	(2,950,000)	(2,178,192)	25,373	-1.2%	(2,152,819)	(973,727)	(609,570)	(1,583,297)	73.55%	
PUB 02 - Public Domain Infrastructure - Water Equipment											
C0849	SAMP5 Water Equipment Renewal	(60,000)	(60,000)		0%	(60,000)	(4,958)	-	(4,958)	8.26%	
	Total Public Domain Infrastructure - Water Equipment	(60,000)	(60,000)	-	0.0%	(60,000)	(4,958)	-	(4,958)	8.26%	
PUB 03 - Public Domain Infrastructure - Street Furniture											
C0845	SAMP5 - Bus Shelters, Seats and Benches, bike furniture, bi	(300,000)	(300,000)		0%	(300,000)	(53,808)	(33,661)	(87,469)	29.16%	
C0850	Waverley signage strategy implementation	(100,000)	(100,000)		0%	(100,000)	(21,125)	(55,912)	(77,037)	77.04%	
	Total Public Domain Infrastructure - Street Furniture	(400,000)	(400,000)	-	0.0%	(400,000)	(74,933)	(89,573)	(164,506)	41.13%	
PUB 04 - Public Domain Infrastructure - Structures											
C0581	Cliff Walk Remediation	(3,743,100)	(1,000,000)	(800,000)	80%	(1,800,000)	(138,622)	(1,649,452)	(1,788,074)	99.34%	B - Multiyear project - budget adjusted to reflect spend profile for this financial year

Attachment 2 - Capital Works Program Q3 Amendments

Council Meeting 16 May 2023



Budget Review Project Expenditure - Capital Works

As at Period 09

Financial Year Ending June 2023

Table 4 - Capital Works Program Q3 amendments	No of projects	Amount - \$'000	Capital Works Program Q3 amendments	Amount
C - Project cost reduction	34	1,991	No. of Projects	152
D - Project cost defer to FY23/24	14	5,080	Expenditure	(43,453)
I - Project cost increase / Correction	35	(2,013)	funding Sources:	
B - Funds brought forward (LTFP)	2	(1,050)	Grants and Contributions	14,553
N - New Project	1	(335)	External Restricted Reserve	8,394
			Internal Restricted Reserve	17,125
			General Fund	3,381
Total	86	3,673		

Project Number	Project Description	Original Budget \$	Q3		Q3 Increase/ (Decrease) %	Proposed Estimate \$	Actuals \$	Commitments \$	YTD \$	YTD %	Code	Report Commentary
			Current Budget \$	Amendments \$								
C0811	Safety by design in public places	(800,000)	(1,693,423)	20,000	-1%	(1,673,423)	(1,006,527)	(916,877)	(1,923,404)	114.94%	▲	R - Multiyear project - budget adjusted to reflect spend profile for this financial year
C0847	SAMP5 Park Drive South & QED Retaining Wall Upgrade	(500,000)	(500,000)	400,000	-80%	(100,000)	(87,520)	-	(87,520)	87.52%		R - Multiyear project - budget adjusted to reflect spend profile for this financial year
C0865	Coastal Fencing Renewal - Clarke Reserve	-	(17,019)		0%	(17,019)	(17,076)	-	(17,076)	100.33%	▲	
C0883	SAMP5 - Other: Fences, Stairs, Edging, walls / Retaining wa	(300,000)	(300,000)		0%	(300,000)	(62,018)	(2,040)	(64,058)	21.35%		
C0944	Rockfall remediation	(300,000)	(250,000)	150,000	-60%	(100,000)	(35,600)	(21,059)	(56,659)	56.66%		R - Multiyear project - budget adjusted to reflect spend profile for this financial year
C0972	South Head Cemetery Retaining wall reconstruction	-	(34,000)		0%	(34,000)	(8,950)	(4,000)	(12,950)	38.09%		
C0973	Waverley Cemetery Contemplation Shelters Renewal and E	(50,000)	(50,000)	-	0%	(50,000)	(13,380)	-	(13,380)	26.76%		
C1039	SAMP Promenade Sea Walls	(100,000)	(100,000)	80,000	-80%	(20,000)	(10,000)	-	(10,000)	50.00%		D Scoping work has commenced, design work to continue into 2023/24
C1040	Waverley Cemetery Renewal and enhancements	(425,000)	(100,000)	70,000	-70%	(30,000)	(10,000)	(8,708)	(18,708)	62.36%		D Budget adjusted to reflect Quinn Rd project procurement in progress, construction in 2023/24
C1071	Notts Ave Boardwalk - Remediation Works	-	(200,000)	170,000	-85%	(30,000)	-	(3,850)	(3,850)	12.83%		D Multiyear project - budget adjusted to reflect spend profile for this financial year
C1072	North Bondi Promenade - Remediation Works	-	(100,000)	(80,000)	80%	(180,000)	(29,928)	-	(29,928)	16.63%		I Budget increase to reflect increased impact of storm damage
Total Public Domain Infrastructure - Structures		(6,218,100)	(4,344,442)	10,000	-0.2%	(4,334,442)	(1,419,621)	(2,605,986)	(4,025,607)	92.87%		
ROAD 01 - Road Infrastructure - Kerb and Gutter												
Total Road Infrastructure - Kerb and Gutter		(900,000)	(875,000)	15,000	-1.7%	(860,000)	(72,279)	(85,540)	(157,819)	18.35%		Adjustment across SAMP category based priority scope requirements
ROAD 03 - Road Infrastructure - Footpaths												
Total Road Infrastructure - Footpaths		(1,500,000)	(2,046,767)	302,000	-14.8%	(1,744,767)	(815,059)	(220,248)	(1,035,307)	59.34%		Adjustment across SAMP category based priority scope requirements
ROAD 04 - Road Infrastructure - Stormwater Drainage												
Total Road Infrastructure - Stormwater Drainage		(370,000)	(770,000)	155,000	-20.1%	(615,000)	(564,185)	(24,770)	(588,955)	95.77%		Adjustment across SAMP category based priority scope requirements
ROAD 05 - Road Infrastructure – Transport												
C0021	Bondi Junction Cycle Way / Street Scape Upgrade	(2,000,000)	(3,507,967)	(250,000)	7%	(3,757,967)	(3,426,768)	(108,166)	(3,534,934)	94.07%		I Budget increased relating to additional lighting scope on York Rd not funded by TfNSW
C0716	40km/hr speed zone review	-	(235,000)	4,898	-2%	(230,102)	(230,102)	-	(230,102)	100.00%		C - Minor budget increase on completion
C0718	Coastal Path Improvements - Notts Ave	-	(12,818)	(15,000)	117%	(27,818)	-	(12,000)	(12,000)	43.14%		X - Budget increase for minor rectifications on completion
C0719	Coastal Path Improvements – Bronte Cutting	-	(5,000)	(3,580)	72%	(8,580)	2,540	-	2,540	(29.60%)		I Budget increase for minor rectifications on completion
C0891	Curlew St Streetscape Upgrade	-	(400,000)	100,000	-25%	(300,000)	(131,790)	(110,975)	(242,765)	80.92%		D Multiyear project, design completed - budget adjusted to reflect construction in 2023/24
C0949	Syd Einfeld Drive Bike Parking	(220,000)	(220,000)	187,254	-85%	(32,746)	(32,096)	(650)	(32,746)	100.00%		D Budget deferred awaiting TfNSW approval
C1076	40km/hr speed zone review - signage	-	(262,085)	262,085	-100%	-	-	-	-	-		D Budget deferred awaiting TfNSW approval
Total Road Infrastructure – Transport		(2,220,000)	(4,642,870)	285,657	-6.2%	(4,357,213)	(3,818,215)	(231,791)	(4,050,006)	92.95%		
ROAD 06 - Road Infrastructure - Streetscape Upgrade												
C0717	Charing Cross Streetscape Upgrade	(300,000)	(350,000)	70,000	-20%	(280,000)	(113,243)	(138,973)	(252,215)	90.08%		D Multiyear project - budget adjusted to reflect spend profile for this financial year
C0889	2020/21 - RC - Glenayr Avenue - Blair St to Hall St	(1,684,721)	(3,165,010)	(300,000)	9%	(3,465,010)	(2,878,045)	(706,350)	(3,584,395)	103.45%	▲	I Budget increased to cover latent conditions in construction stage
C1043	Oxford St Mall Refresh	(500,000)	(500,000)		0%	(500,000)	(298,474)	(97,838)	(396,311)	79.26%		
Total Road Infrastructure - Streetscape Upgrade		(2,484,721)	(4,015,010)	(230,000)	5.7%	(4,245,010)	(3,289,762)	(943,160)	(4,232,922)	99.72%		

Attachment 2 - Capital Works Program Q3 Amendments

Council Meeting 16 May 2023



Budget Review Project Expenditure - Capital Works

As at Period 09

Financial Year Ending June 2023

Table 4 - Capital Works Program Q3 amendments	No of projects	Amount - \$'000	Capital Works Program Q3 amendments	Amount
C - Project cost reduction	34	1,991	No. of Projects	152
D - Project cost defer to FY23/24	14	5,080	Expenditure	(43,453)
I - Project cost increase / Correction	35	(2,013)	funding Sources:	
B - Funds brought forward (LTFP)	2	(1,050)	Grants and Contributions	14,553
N - New Project	1	(335)	External Restricted Reserve	8,394
			Internal Restricted Reserve	17,125
			General Fund	3,381
Total	86	3,673		

Project Number	Project Description	Q3				Proposed Estimate \$	Actuals \$	Commitments \$	YTD \$	YTD %	Report Commentary
		Original Budget \$	Current Budget \$	Amendment \$	Q3 Increase/ (Decrease) %						
ROAD 07 - Road Infrastructure - Traffic Infrastructure											
C0654	SAMP Street Signage and Linemarking	(70,000)	(70,000)		0%	(70,000)	(8,656)	-	(8,656)	12.37%	R - Annual program - budget adjusted to reflect spend profile for this financial year I Budget increased to cover latent conditions in construction stage I Budget increased to cover latent conditions in construction stage I Minor budget increase on completion I Budget increased to cover final constuction contract amount
C0807	SAMP5 Renewal Roundabouts / Speedhumps Traffic Island	(350,000)	(405,000)	200,000	-49%	(205,000)	(117,032)	(74,937)	(191,969)	93.64%	
C0952	Tamarama Marine Drive	-	(330,129)	(90,000)	27%	(420,129)	(485,273)	(45,400)	(530,673)	126.31%	
C1029	York Road Slip Lane	-	(1,060,931)	(135,000)	13%	(1,195,931)	(8,225)	(1,368,028)	(1,376,253)	115.08%	
C1030	Birrell Street Pedestrian Crossing - Henrietta Street	-	(205,000)	(194)	0%	(205,194)	(175,552)	(29,642)	(205,194)	100.00%	
C1033	Streets as shared spaces	(800,000)	(570,000)		0%	(570,000)	(473,117)	(25,421)	(498,538)	87.46%	
C1078	Macpherson St & St Thomas St Pedestrian Crossing	-	(295,000)	(20,000)	7%	(315,000)	(583)	(295,408)	(295,991)	93.97%	
Total Road Infrastructure - Traffic Infrastructure		(1,220,000)	(2,936,060)	(45,194)	1.5%	(2,981,254)	(1,268,438)	(1,838,836)	(3,107,274)	104.23%	▲
ROAD 08 - Road Infrastructure - Sealed Roads - Construction											
Total Road Infrastructure - Sealed Roads - Construction		(1,400,000)	(1,412,355)	(492,612)	34.9%	(1,904,967)	(395,475)	(452,229)	(847,704)	44.50%	Adjustment across SAMP category based priority scope requirements
ROAD 10 - Road Infrastructure - Sealed Roads - Regional construction											
Total Road Infrastructure - Sealed Roads - Regional construc		(600,000)	(1,156,000)	(110,000)	9.5%	(1,266,000)	(18,274)	(9,650)	(27,924)	2.21%	Adjustment across SAMP category based priority scope requirements
RP 01 - Recreational & Public Spaces - Recreational											
C0562	Barracluff Park + Playground	-	(10,174)	8,259	-81%	(1,915)	(1,915)	-	(1,915)	100.00%	C - Minor budget decrease on completion
C0714	Public Art Commissions	(250,000)	(50,000)	45,000	-90%	(5,000)	-	(4,852)	(4,852)	97.04%	D Multiyear project - budget adjusted to reflect spend profile for this financial year
C0854	Onslow Park and Playground	-	(7,760)	(3,450)	44%	(11,210)	-	(11,210)	(11,210)	100.00%	I Minor budget increase on completion
C0884	Belgrave Street Reserve Park and Playground Upgrade - De	-	(165,000)	(16,732)	10%	(181,732)	(155,912)	(9,630)	(165,543)	91.09%	I Budget increased due to cost increases construction stage
C0885	Waverley Park Slope Stabilisation and Path to Netball Coui	-	(2,600)		0%	(2,600)	(1,760)	(840)	(2,600)	100.00%	
C0886	Waverley Park Playground and Fitness Station Upgrade	(1,931,000)	(1,500,000)		0%	(1,500,000)	(223,197)	(1,276,803)	(1,500,000)	100.00%	▲
C0975	SAMP5 Park & Playground Planning & Design	(220,000)	(220,000)		0%	(220,000)	(202,474)	(17,821)	(220,295)	100.13%	▲
C1032	Williams Park Walking Track	(260,000)	(279,350)		0%	(279,350)	(16,049)	(900)	(16,949)	6.07%	
C1042	SAMP5 Park & Playground Renewal and Upgrades	(200,000)	(35,000)		0%	(35,000)	(21,493)	(1,338)	(22,831)	65.23%	
Total Recreational & Public Spaces - Recreational		(2,861,000)	(2,269,884)	33,077	-1.5%	(2,236,807)	(622,801)	(1,323,394)	(1,946,195)	87.01%	
SUS 01 - Sustainability Infrastructure - Renewable Energy											
C0438	Installation of EV charging stations	(70,000)	(170,783)		0%	(170,783)	(75,592)	(16,163)	(91,755)	53.73%	
C0812	SAMP5 Renewal of Solar Energy Infrastructure	(5,337)	(5,337)		0%	(5,337)	-	-	-	-	
Total Sustainability Infrastructure - Renewable Energy		(75,337)	(176,120)	-	0.0%	(176,120)	(75,592)	(16,163)	(91,755)	52.10%	
SUS 03 - Sustainability Infrastructure - Stormwater & Groundwater											
C0813	SAMP5 Renewal of SQUID's & Harvesting Systems	(39,006)	(39,006)	4,000	-10%	(35,006)	(16,153)	-	(16,153)	46.14%	C - Minor saving in delivery of renewal works
C0943	SAMP5 Renewal of Tanks and Pumps	(2,826)	(2,826)		0%	(2,826)	-	-	-	-	

Attachment 2 - Capital Works Program Q3 Amendments

Council Meeting 16 May 2023



Budget Review Project Expenditure - Capital Works
As at Period 09
Financial Year Ending June 2023

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Total	86	3,673		

Project Number	Project Description	Original Budget \$	Current Budget \$	Amendments \$	Q3 Increase/ (Decrease) %	Proposed Estimate \$	Actuals \$	Commitments \$	YTD \$	YTD %	C o d e Report Commentary
C0977	North Bondi GPT	-	(10,000)		0%	(10,000)	-	(9,770)	(9,770)	97.70%	
Total Sustainability Infrastructure - Stormwater & Groundw:		(41,832)	(51,832)	4,000	-7.7%	(47,832)	(16,153)	(9,770)	(25,923)	54.19%	
UNPLANED - Unplanned Works											
E0005	2022 April Storm Damage	-	(400,000)		0%	(400,000)	(136,844)	(283,534)	(420,378)	105.09% ▲	
Total Unplanned Works		-	(400,000)	-	0.0%	(400,000)	(136,844)	(283,534)	(420,378)	105.09% ▲	
Grand Total		(36,877,739)	(47,125,574)	3,672,884	(7.79%)	(43,452,690)	(25,110,144)	(17,046,643)	(42,156,787)	97.02%	

Attachment 2 - Capital Works 2022/23 Q3 Amendments

Council Meeting 16 May 2023



Budget Review Project Expenditure - Capital Works
As at Period 09
Financial Year Ending June 2023

		FUNDING SOURCES																						
Project Number	Project Description	Q3 Proposed Budget \$	Total Grant Funding \$	Infrastructure Malls Reserve \$	Carry Over Reserve \$	Suplus Land Sale Reserve \$	Infrastructure Cemetery Reserve \$	Infrastructure Coastal & Retaining Reserve \$	Affordable Housing Contributions Reserve \$	Infrastructure Roads Reserve \$	Other Infrastructure Reserve \$	Investment Strategy Reserve \$	Car Parking Reserve \$	Cemetery Reserve \$	S7.12 Contributions Reserve \$	Central Reserve \$	Stormwater Management Service Reserve \$	Affordable Housing Program Reserve \$	Social Housing Reserve \$	PA Reserve \$	Infrastructure Building Reserve \$	Neighbourhood Amenity Fund Reserve \$	Unexpensed Grant Reserve \$	General Fund \$
BUILD 01 - Buildings - Buildings																								
C0004	Bondi Bathers SLSC	(250,000)	75,000	-	-	-	-	-	-	-	-	100,000	-	-	-	-	-	-	-	-	-	-	-	75,000
C0006	Bondi Pavilion Conservation & Restoration	(3,977,324)	-	-	1,245,324	-	-	-	-	-	-	2,530,986	-	-	-	-	-	-	-	-	-	-	-	201,014
C0007	Bronte Surf Club & Community Facilities	(850,000)	70,000	-	-	-	-	-	-	-	-	-	-	-	780,000	-	-	-	-	-	-	-	-	-
C0125	South Bronte (Community Centre) Toilet	(6,042)	-	-	-	-	-	-	-	-	-	-	-	-	6,042	-	-	-	-	-	-	-	-	-
C0289	Bronte Pump House Upgrade and Pump Replacement	(142,780)	-	-	47,780	-	-	-	-	-	-	-	-	-	62,753	-	-	-	-	-	-	-	-	32,247
C0547	Council Chambers Upgrade	(850,000)	-	-	-	-	-	-	-	-	-	850,000	-	-	-	-	-	-	-	-	-	-	-	-
C0688	Tamarama SLSC - Building Upgrade	(2,640,504)	175,000	-	684,026	-	-	-	-	-	-	-	-	-	82,938	1,460,178	-	-	-	-	-	-	-	238,362
C0712	2A Edmund Street (Social Housing) Redevelopment	(365,441)	-	-	-	-	-	-	112,159	-	-	-	-	-	-	-	-	247,955	5,327	-	-	-	-	-
C0726	Boat Factory Restoration and Mill Hill Upgrade	(2,190,185)	-	-	-	-	-	-	-	-	-	1,885,546	-	-	-	-	-	-	-	304,639	-	-	-	-
C0867	Bondi Lifeguard Facilities Upgrade	(963,762)	165,613	-	-	-	-	-	-	-	-	-	-	-	-	798,149	-	-	-	-	-	-	-	-
C0879	SAMPs Tunnel 1 Feasibility Study and design	(35,000)	-	-	-	-	-	-	-	-	-	-	-	-	-	35,000	-	-	-	-	-	-	-	-
C0980	Rowe Street Development	(400,000)	304,800	-	-	95,200	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
C1027	Integriti access control system	(35,758)	-	-	-	-	-	-	-	-	-	35,758	-	-	-	-	-	-	-	-	-	-	-	-
C1034	Short Term Office Accommodation	(784,000)	-	-	-	-	-	-	-	-	-	784,000	-	-	-	-	-	-	-	-	-	-	-	-
C1038	Bondi Diggers/Waverley Sub-Depot	(50,000)	-	-	50,000	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
Total Buildings - Buildings		(13,540,796)	790,413	-	1,977,130	145,200	-	-	112,159	-	-	6,186,290	-	-	931,733	2,293,327	-	247,955	5,327	304,639	-	-	-	546,623
BUILD 03 - SAMP Carparks																								
C0820	Eastgate Undercover Car Park	(150,000)	-	-	-	-	-	-	-	-	-	-	150,000	-	-	-	-	-	-	-	-	-	-	-
C0821	Hollywood Ave Undercover Car Park	(12,000)	-	-	-	-	-	-	-	-	-	-	12,000	-	-	-	-	-	-	-	-	-	-	-
Total SAMP Carparks		(162,000)	-	-	-	-	-	-	-	-	-	-	162,000	-	-	-	-	-	-	-	-	-	-	-
BUILD 04 - SAMP Cemeteries																								
C1035	South Head Cemetery	(19,800)	-	-	-	-	-	-	-	-	-	-	-	19,800	-	-	-	-	-	-	-	-	-	-
C1041	Cemetery Residence and Maintenance building Options	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
Total SAMP Cemeteries		(19,800)	-	-	-	-	-	-	-	-	-	-	-	19,800	-	-	-	-	-	-	-	-	-	-
BUILD 05 - SAMP Childcare Facilities																								
C0825	Bronte Early Education Centre	(45,400)	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	45,400
C0826	Gardiner Early Education Centre	(23,000)	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	23,000
C0828	The Terraces - The Terraces	(65,000)	-	-	-	-	-	-	-	-	-	-	-	-	-	65,000	-	-	-	-	-	-	-	-
C0829	Waverley Early Education Centre	(85,000)	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	85,000
Total SAMP Childcare Facilities		(218,400)	-	-	-	-	-	-	-	-	-	-	-	-	-	65,000	-	-	-	-	-	-	-	153,400
BUILD 06 - SAMP Community Centres & Halls																								
C0686	Wairoa Community Centre	(39,400)	-	-	-	-	-	-	-	-	-	-	-	-	39,400	-	-	-	-	-	-	-	-	-
C0831	Margaret Whitlam Recreation Centre	(70,000)	-	-	-	-	-	-	-	-	-	-	-	-	70,000	-	-	-	-	-	-	-	-	-
C0833	Waverley Library - Waverley Library	(68,500)	-	-	-	-	-	-	-	-	-	-	-	-	68,500	-	-	-	-	-	-	-	-	-
C1037	42 Brighton Blvd (Bondi Beach Cottage)	(19,000)	-	-	-	-	-	-	-	-	-	-	-	-	5,000	-	-	-	-	-	-	-	-	14,000
C0695	Thomas Hogan Reserve Hall Remediation	(3,425)	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	3,425
C1036	Hugh Bamford Hall	(36,340)	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	36,340
Total SAMP Community Centres & Halls		(236,665)	-	-	-	-	-	-	-	-	-	-	-	-	182,900	-	-	-	-	-	-	-	-	53,765
BUILD 07 - SAMP Community Tenants																								
C0875	59 Newland St, Bondi Junction	(51,000)	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	51,000
C0877	74 Newland St	(44,703)	-	-	-	-	-	-	-	-	-	-	-	-	44,703	-	-	-	-	-	-	-	-	-
C0962	Grace Child Care	(47,000)	-	-	-	-	-	-	-	-	-	-	-	-	-	47,000	-	-	-	-	-	-	-	-
Total SAMP Community Tenants		(142,703)	-	-	-	-	-	-	-	-	-	-	-	-	44,703	47,000	-	-	-	-	-	-	-	51,000
BUILD 08 - SAMP Council Administration																								
C0868	Alexandria Integrated Facility	(20,000)	10,000	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	10,000
C0956	SES Depot Syd Einfield Drive	(29,500)	19,000	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	10,500
C1070	Bondi Parks Sub Depot	(35,900)	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	35,900
Total SAMP Council Administration		(85,400)	29,000	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	56,400
BUILD 09 - SAMP Residential Lease																								
C0839	Bronte House - Bronte House	(135,000)	-	-	-	-	-	-	-	-	-	-	-	-	7,085	99,245	-	-	-	-	-	7,915	-	20,755
Total SAMP Residential Lease		(135,000)	-	-	-	-	-	-	-	-	-	-	-	-	7,085	99,245	-	-	-	-	-	7,915	-	20,755
BUILD 10 - Surf Clubs and Ancillary Coastal Facilities																								
C0878	Tamarama Lifeguard Tower	(80,000)	-	-	(15,000)	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	95,000
C0965	Bondi Surf Life Saving Club	(5,000)	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	5,000
C0967	North Bondi Surf Life Saving Club	(20,000)	-	-	-	-	-	-	-	-	-	-	-	-	15,000	-	-	-	-	-	-	-	-	5,000
Total Surf Clubs and Ancillary Coastal Facilities		(105,000)	-	-	(15,000)	-	-	-	-	-	-	-	-	-	15,000	-	-	-	-	-	-	-	-	105,000
BUILD 11 - SAMP Commercial Buildings																								
C0969	65 Ebley Street, Bondi Junction	(25,150)	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	25,150
Total SAMP Commercial Buildings		(25,150)	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	25,150
BUILD 12 - SAMP Social & Affordable Housing																								
C0959	141 Bronte Rd, Bonte	(50,000)	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	50,000	-	-	-	-	-
C0960	17-23 Victoria Rd	(50,000)	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	50,000	-	-	-	-	-
C0964	Affordable Housing unit portfolio	(39,300)	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	39,300	-	-	-	-	-	-
C0968	158 Carrington Rd, Charing Cross	(9,500)	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	9,500	-	-	-	-	-
Total SAMP Social & Affordable Housing		(148,800)	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	39,300	109,500	-	-	-	-	-
LIV 01 - Living - Corridors																								



Attachment 2 - Capital Works 2022/23 Q3 Amendments
Budget Review Project Expenditure - Capital Works
As at Period 09
Financial Year Ending June 2023

Council Meeting 16 May 2023

		FUNDING SOURCES																						
Project Number	Project Description	Q3 Proposed Budget \$	Total Grant Funding \$	Infrastructure Malls Reserve \$	Carry Over Reserve \$	Suplus Land Sale Reserve \$	Infrastructure Cemetery Reserve \$	Coastal & Retaining Reserve \$	Affordable Housing Contributions Reserve \$	Infrastructure Roads Reserve \$	Other Infrastructure Reserve \$	Investment Strategy Reserve \$	Car Parking Reserve \$	Cemetery Reserve \$	57.12 Contributions Reserve \$	Central Reserve \$	Stormwater Management Service Reserve \$	Affordable Housing Program Reserve \$	Social Housing Reserve \$	PA Reserve \$	Infrastructure Building Reserve \$	Neighbourhood Amenity Fund Reserve \$	Unexpensed Grant Reserve \$	General Fund \$
C0041	Thomas Hogan Environmental Restoration Action Plan regenerat	(30,000)	-	-	-	-	-	-	-	-	-	-	-	-	-	30,000	-	-	-	-	-	-	-	-
C0882	Greening Steep Slopes	(20,000)	-	-	-	-	-	-	-	-	-	-	-	-	-	20,000	-	-	-	-	-	-	-	-
Total Living - Corridors		(50,000)	-	-	-	-	-	-	-	-	-	-	-	-	-	50,000	-	-	-	-	-	-	-	-
LIV 02 - Living - Trees																								
C0186	Planting Street Trees (SAMP 11)	(100,000)	5,000	-	-	-	-	-	-	-	-	-	-	-	-	34,100	-	-	-	60,900	-	-	-	-
Total Living - Trees		(100,000)	5,000	-	-	-	-	-	-	-	-	-	-	-	-	34,100	-	-	-	60,900	-	-	-	-
LIV 04 - Living - Turf																								
C0263	Turf improvement program	(300,000)	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	300,000	-	-	-	-
Total Living - Turf		(300,000)	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	300,000	-	-	-	-
PA 01 - Parking Infrastructure - Carparks																								
C0843	Car Park Access Infrastructure Upgrade	(400,745)	-	-	-	-	-	-	-	-	-	-	400,745	-	-	-	-	-	-	-	-	-	-	-
Total Parking Infrastructure - Carparks		(400,745)	-	-	-	-	-	-	-	-	-	-	400,745	-	-	-	-	-	-	-	-	-	-	-
PUB 01 - Public Domain Infrastructure - Lighting / Electrical Equipme																								
C0565	Waverley Park Landscape Lighting	(2,819)	-	-	(271,808)	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	274,627
C0848	SAMPS Lighting & Electrical Infrastructure Renewal	(150,000)	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	150,000
C0851	SAMPS Bondi Park Lighting	(1,000,000)	-	-	463,669	-	-	-	-	-	-	-	-	-	535,430	901	-	-	-	-	-	-	-	-
C1075	SAMPS Bondi Park CCTV upgrades	(1,000,000)	555,634	-	-	-	-	-	-	-	-	-	-	-	444,366	-	-	-	-	-	-	-	-	-
Total Public Domain Infrastructure - Lighting / Electrical Equipme		(2,152,819)	555,634	-	191,861	-	-	-	-	-	-	-	-	-	979,796	901	-	-	-	-	-	-	-	424,627
PUB 02 - Public Domain Infrastructure - Water Equipment																								
C0849	SAMPS Water Equipment Renewal	(60,000)	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	60,000
Total Public Domain Infrastructure - Water Equipment		(60,000)	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	60,000
PUB 03 - Public Domain Infrastructure - Street Furniture																								
C0845	SAMPS - Bus Shelters, Seats and Benches, bike furniture, bin	(300,000)	-	-	-	-	-	-	-	-	-	-	-	-	275,000	25,000	-	-	-	-	-	-	-	-
C0850	Waverley signage strategy Implementation	(100,000)	-	-	-	-	-	-	-	-	-	-	-	-	-	63,000	-	-	-	-	-	-	-	37,000
Total Public Domain Infrastructure - Street Furniture		(400,000)	-	-	-	-	-	-	-	-	-	-	-	-	275,000	88,000	-	-	-	-	-	-	-	37,000
PUB 04 - Public Domain Infrastructure - Structures																								
C0581	Cliff Walk Remediation	(1,800,000)	860,000	-	-	-	-	-	-	-	-	-	-	-	400,000	80,000	-	-	-	320,000	-	-	-	140,000
C0811	Safety by design in public places	(1,673,423)	-	-	57,458	-	-	-	-	-	-	-	-	-	-	-	-	-	-	835,965	-	-	-	780,000
C0847	SAMPS Park Drive South & QED Retaining Wall Upgrade	(100,000)	-	-	-	-	-	-	-	-	-	-	-	-	-	80,000	-	-	-	-	-	-	-	20,000
C0865	Coastal Fencing Renewal - Clarke Reserve	(17,019)	-	-	-	-	-	764	-	-	-	-	-	-	-	630	-	-	-	15,625	-	-	-	-
C0883	SAMPS - Other: Fences, Stairs, Edging, walls / Retaining wal	(300,000)	-	-	-	-	-	-	-	-	-	-	-	-	-	100,000	-	-	-	-	200,000	-	-	-
C0944	Rockfall remediation	(100,000)	-	-	58,000	-	-	-	-	-	-	-	-	-	-	42,000	-	-	-	-	-	-	-	-
C0972	South Head Cemetery Retaining wall reconstruction	(34,000)	-	-	-	-	34,000	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
C0973	Waverley Cemetery Contemplation Shelters Renewal and Enhance	(50,000)	-	-	-	-	50,000	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
C1039	SAMP Promenade Sea Walls	(20,000)	-	-	(80,000)	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	100,000
C1040	Waverley Cemetery Renewal and enhancements	(30,000)	-	-	-	-	30,000	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
C1071	Notts Ave Boardwalk - Remediation Works	(30,000)	400,000	-	(370,000)	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
C1072	North Bondi Promenade - Remediation Works	(180,000)	100,000	-	-	-	-	-	-	-	-	-	-	-	80,000	-	-	-	-	-	-	-	-	-
Total Public Domain Infrastructure - Structures		(4,334,442)	1,360,000	-	(334,542)	-	114,000	764	-	-	-	-	-	-	480,000	302,630	-	-	-	1,171,590	-	200,000	-	1,040,000
ROAD 01 - Road Infrastructure - Kerb and Gutter																								
C0933	2020/21 - KGC - Waratah Street (B/S), Murrivierie Rd to Dead	(2,500)	-	-	2,500	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
C1013	2021/22 - KGC - Intersection of Hollywood Ave and Allens Pd	(2,500)	-	-	2,500	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
C1016	2021/22 - KGC - Trafalgar Street - Adjacent Cemetery	(125,000)	-	-	60,000	-	65,000	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
C1017	2021/22 - KGC - Miller Street - Castelfield St to Imperial	(7,500)	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
C1018	2021/22 - KGC - Gould Lane, Roscoe St to Hall St (B/S)	(5,000)	-	-	5,000	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
C1056	2022/23 - KGC - Rickard Avenue, Corner Lamrock Avenue	(50,000)	-	-	43,917	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	6,083	-	-	-
C1057	2022/23 - KGC - Gould Street, Corner of Hastings Parade	(12,500)	-	-	12,500	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
C1058	2022/23 - KGC - Tamarama Marine Drive, adjacent to Pacific D	(530,000)	500,000	-	30,000	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
C1059	2022/23 - KGC - Avoca Street, Avoca Lane to Bondi Rd	(25,000)	-	-	25,000	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
C1060	2022/23 - KGC - Salisbury, Corner of Henrietta Street	(100,000)	-	-	100,000	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
Total Road Infrastructure - Kerb and Gutter		(860,000)	500,000	-	288,917	-	65,000	-	-	-	-	-	-	-	-	-	-	-	-	-	-	6,083	-	-
ROAD 03 - Road Infrastructure - Footpaths																								
C0916	2020/21 - FC - Birrell Street - Cross St to Wolaroi Crescent	(34,394)	-	-	7,883	-	-	-	-	-	-	-	-	-	21,086	5,425	-	-	-	-	-	-	-	-
C0917	2020/21 - FC - Bronte Road - Pacific St to 495 Bronte Rd	(15,941)	-	-	6,823	-	-	-	-	-	-	-	-	-	6,378	2,740	-	-	-	-	-	-	-	-
C0920	2020/21 - FC - Allens Pde (Hollywood to botany) - (B/S)	(2,500)	-	-	-	-	-	-	-	-	-	-	-	-	-	2,500	-	-	-	-	-	-	-	-
C0999	2021/22 - FC - Military Road - East Side - (NEW - Park / SW	(5,000)	-	-	-	-	-	-	-	-	-	-	-	-	-	5,000	-	-	-	-	-	-	-	-
C1000	2021/22 - FC - Dickson Reserve	(100,253)	-	-	78,270	-	-	-	-	-	-	-	-	-	21,983	-	-	-	-	-	-	-	-	-
C1001	2021/22 - FC - Chris Bang Crescent (NEW - Park Side)	(100,000)	-	-	100,000	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
C1002	2021/22 - FC - Denison Street - Ebbley St to Birrell S (E/S)	(46,805)	-	-	-	-	-	-	-	-	-	-	-	-	46,805	-	-	-	-	-	-	-	-	-
C1005	2021/22 - FC - Gould Street - Hastings Pde to Ramsgate Ave ((12,500)	-	-	12,500	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
C1009	2021/22 - FC - Walroa Ave - Ramsgate Ave to Hastings Pde (S/	(40,000)	-	-	-	-	-	-	-	-	-	-	-	-	6,430	7,856	-	-	-	-	-	-	-	25,714
C1011	2021/22 - FC - Simpson Street - Blair St to Beach Rd (W/S)	(103,000)	-	-	-	-	-	-	-	-	-	-	-	-	5,179	97,821	-	-	-	-	-	-	-	-
C1012	2021/22 - RC - Gaerloch Avenue - Kenneth St to 22 Gaerloch A	(38,460)	-	-	12,449	-	-	-	-	-	-	-	-	-	26,011	-	-	-	-	-	-	-	-	-
C1061	2022/23 - FC - Hall Street at Old South Head Road	(25,000)	-	-	-	-	-	-	-	-	-	-	-	-	-	7,292	-	-	-	-	-	-	-	17,708
C1062	2022/23 - FC - Nelson Street between Oxford Street to Drive	(140,000)	-	-	-	-	-	-	-	-	-	-	-	-	-	45,000	-	-	-	-	-	-	-	95,000
C1063	2021/22 - FC - Hollywood Ave at Pine Lane	(180,000)	-	-	-	-	-	-	-	-	-	-	-	-	70,470	49,255	-	-	-	-	-	-	-	60,275
C1064	2022/23 - FC - Denison Street - Ebbley St to Birrell S (E/S	(914)	-	-	-	-	-	-	-	-	-	-	-	-	914	-	-	-	-	-	-	-	-	-
C1065	2022/23 - FC - Newland Street	(20,000)	-	-	-	-	-	-	-	-	-	-	-	-	20,000	-	-	-	-	-	-	-	-	-
C1066	2022/23 - FC - Tamarama Marine Drive	(300,000)	-	-	-	-	-	-	-	-	-													



Attachment 2 - Capital Works 2022/23 Q3 Amendments

Council Meeting 16 May 2023

Budget Review Project Expenditure - Capital Works
As at Period 09
Financial Year Ending June 2023

		FUNDING SOURCES																						
Project Number	Project Description	Q3 Proposed Budget \$	Total Grant Funding \$	Infrastructure Malls Reserve \$	Carry Over Reserve \$	Suplus Land Sale Reserve \$	Infrastructure Cemetery Reserve \$	Infrastructure Coastal & Retaining Reserve \$	Affordable Housing Contributions Reserve \$	Infrastructure Roads Reserve \$	Other Infrastructure Reserve \$	Investment Strategy Reserve \$	Car Parking Reserve \$	Cemetery Reserve \$	57.12 Contributions Reserve \$	Central Reserve \$	Stormwater Management Service Reserve \$	Affordable Housing Program Reserve \$	Social Housing Reserve \$	PA Reserve \$	Infrastructure Building Reserve \$	Neighbourhood Amenity Fund Reserve \$	Unexpensed Grant Reserve \$	General Fund \$
C1067	2022/23 - FC - York Road at Darly	(100,000)	-	-	-	-	-	-	-	-	-	-	-	-	50,000	4,947	-	-	-	-	-	-	-	45,053
C1068	2022/23 - FC - Glenayr Ave - Blair St to Warners Ave	(480,000)	-	-	-	-	-	-	-	-	-	-	-	-	324,000	69,464	-	-	-	-	-	-	-	86,536
Total Road Infrastructure - Footpaths		(1,744,767)	-	-	217,925	-	-	-	-	-	-	-	-	-	779,256	342,300	-	-	-	-	-	-	-	405,286
ROAD 04 - Road Infrastructure - Stormwater Drainage																								
C0771	Raingarden repair/construction	(40,000)	-	-	-	-	-	-	-	-	-	-	-	-	-	-	40,000	-	-	-	-	-	-	-
C0993	2021/22 -SWC - Bourke Street	(20,000)	-	-	-	-	-	-	-	-	-	-	-	-	-	-	20,000	-	-	-	-	-	-	-
C0994	2021/22 -SWC - Edmoud Street	(20,000)	-	-	-	-	-	-	-	-	-	-	-	-	-	-	20,000	-	-	-	-	-	-	-
C0996	2021/22 -SWC - Pits/Pipes Various Locations	(25,000)	-	-	-	-	-	-	-	-	-	-	-	-	-	25,000	-	-	-	-	-	-	-	-
C1069	2022/23 - SWC - Raleigh St & Lola Road - New Drainage Line	(10,000)	-	-	-	-	-	-	-	-	-	-	-	-	-	-	10,000	-	-	-	-	-	-	-
C1073	Glenayr Avenue - Flood Improvements	(500,000)	500,000	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
Total Road Infrastructure - Stormwater Drainage		(615,000)	500,000	-	-	-	-	-	-	-	-	-	-	-	-	25,000	90,000	-	-	-	-	-	-	-
ROAD 05 - Road Infrastructure - Transport																								
C0021	Bondi Junction Cycle Way / Street Scape Upgrade	(3,757,967)	2,941,307	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	816,660	-	-	-	-
C0716	40km/hr speed zone review	(230,102)	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	230,102	-	-	-	-
C1076	40km/hr speed zone review - signage	-	262,085	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	(262,085)	-
C0718	Coastal Path Improvements - Notts Ave	(27,818)	-	-	-	-	-	-	-	-	-	-	-	-	7,435	20,383	-	-	-	-	-	-	-	-
C0719	Coastal Path Improvements –Bronte Cutting	(8,580)	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	3,580	-	-	-	5,000
C0949	Syd Einfield Drive Bike Parking	(32,746)	220,000	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	(187,254)	-
C0725	Cycleway Infrastructure – Curlewis St	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
C0891	2020/21 - RC - Curlewis Street - Campbell Pde to Wellington	(300,000)	400,000	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	(100,000)	-
Total Road Infrastructure - Transport		(4,357,213)	3,823,392	-	-	-	-	-	-	-	-	-	-	-	7,435	20,383	-	-	-	1,050,342	-	-	(549,339)	5,000
ROAD 06 - Road Infrastructure - Streetscape Upgrade																								
C0717	Charing Cross Streetscape Upgrade	(280,000)	-	-	-	-	-	-	-	-	-	-	-	-	130,600	-	-	-	-	128,400	-	21,000	-	-
C1043	Oxford St Mall Refresh	(500,000)	-	357,438	-	-	-	-	-	-	43,804	-	-	-	-	-	-	-	-	-	-	-	-	98,758
C0889	2020/21 - RC - Glenayr Avenue - Blair St to Hall St	(3,465,010)	768,481	-	1,874,609	-	-	-	-	-	-	-	-	-	147,140	87,860	-	-	-	586,920	-	-	-	-
Total Road Infrastructure - Streetscape Upgrade		(4,245,010)	768,481	357,438	1,874,609	-	-	-	-	-	43,804	-	-	-	277,740	87,860	-	-	-	715,320	-	21,000	-	98,758
ROAD 07 - Road Infrastructure - Traffic Infrastructure																								
C0654	SAMP Street Signage and Linemarking	(70,000)	-	-	70,000	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
C0807	SAMPS Renewal Roundabouts / Speedhumps Traffic Islands/ Line	(205,000)	-	-	-	-	-	-	-	-	-	-	-	-	53,335	47,665	-	-	-	-	-	29,000	-	75,000
C0952	Tamarama Marine Drive	(420,129)	330,129	-	-	-	-	-	-	-	-	-	-	-	45,000	45,000	-	-	-	-	-	-	-	-
C1029	York Road Slip Lane	(1,195,931)	902,288	-	-	-	-	-	-	-	164,446	-	-	-	129,197	-	-	-	-	-	-	-	-	-
C1030	Birrell Street Pedestrian Crossing - Henrietta Street	(205,194)	-	-	190,194	-	-	-	-	-	-	-	-	-	-	15,000	-	-	-	-	-	-	-	-
C1033	Streets as shared spaces	(570,000)	500,000	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	70,000
C1078	Macpherson St & St Thomas St Pedestrian Crossing	(315,000)	295,000	-	-	-	-	-	-	-	-	-	-	-	20,000	-	-	-	-	-	-	-	-	-
Total Road Infrastructure - Traffic Infrastructure		(2,981,254)	2,027,417	-	260,194	-	-	-	-	-	164,446	-	-	-	247,532	107,665	-	-	-	-	-	29,000	-	145,000
ROAD 08 - Road Infrastructure - Sealed Roads - Construction																								
C0981	2021/22 - RC - Military Road - Raleigh St to 216 Military Rd	(11,051)	-	-	11,051	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
C0983	2021/22 - RC - Harlow Place - East of Andrew St	(47,500)	10,248	-	9,752	-	-	-	-	11,305	-	-	-	-	-	16,195	-	-	-	-	-	-	-	-
C0984	2021/22 - RC - Andrew St - South of Darling St	(30,000)	30,000	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
C0985	2021/22 - RC - Miller Street - Imperial Ave to Castlefield S	(10,000)	-	-	10,000	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
C1044	2022/23 - RC - Heavy Patching program	(297,183)	47,000	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	250,183	-	-	-	-
C1045	2022/23 - RC - Crack Sealing	(50,000)	50,000	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
C1046	2022/23 - RC - Tamarama Marine Drive - Near Pacific Dr	(250,000)	250,000	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
C1047	2022/23 - RC - York Road - Bonnara Rd to Darley Rd	(100,000)	100,000	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
C1048	2022/23 - RC - Glenayr Avenue - Warners Ave to Beach	(445,000)	111,569	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	293,431	-	40,000	-	-
C1049	2022/23 - RC - Avoca La - Imperial Ave to Avoca St	(4,873)	2,873	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	2,000	-	-	-	-
C1050	2022/23 - RC - Avoca Street - Avoca La to Bondi Rd	(37,500)	20,000	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	17,500	-	-	-	-
C1051	2022/23 - RC - Wills Avenue - McPherson St to Dead End	(45,000)	15,372	-	29,628	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
C1052	2022/23 - RC - Denison Street - Oxford St to Ebley St	(147,500)	85,000	-	-	-	-	-	-	-	-	-	-	-	32,500	30,000	-	-	-	-	-	-	-	-
C1053	2022/23 - RC - Leichhardt Street - Bronte Rd to Leichhardt L	(8,431)	8,431	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
C1054	2022/23 - RC - Yenda Avenue - Arnold St to Dead End	(85,817)	42,817	-	-	-	-	-	-	-	-	-	-	-	21,500	21,500	-	-	-	-	-	-	-	-
C1081	2023 Regional and Local Road Rehabilitation	(335,112)	335,112	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
Total Road Infrastructure - Sealed Roads - Construction		(1,904,967)	1,108,422	-	60,431	-	-	-	-	11,305	-	-	-	-	70,195	51,500	-	-	-	563,114	-	40,000	-	-
ROAD 10 - Road Infrastructure - Sealed Roads - Regional Construction																								
C1055	2022/23 - RC - Bronte Road Btw Ebley St and Church St	(560,000)	302,776	-	213,487	-	-	-	-	-	-	-	-	-	23,747	17,238	-	-	-	2,752	-	-	-	-
C1079	Birrell Street - Rehabilitation	(650,000)	500,000	-	-	-	-	-	-	-	-	-	-	-	80,000	70,000	-	-	-	-	-	-	-	-
C1080	Queens Park Rd Shared Path	(56,000)	56,000	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
Total Road Infrastructure - Streetscape Upgrade		(1,266,000)	858,776	-	213,487	-	-	-	-	-	-	-	-	-	103,747	87,238	-	-	-	2,752	-	-	-	-
RP 01 - Recreational & Public Spaces - Recreational																								
C0562	Barracuff Park + Playground	(1,915)	-	-	1,915	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
C0714	Public Art Commissions	(5,000)	-	-	(35,000)	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	40,000
C0854	Onslow Park and Playground	(11,210)	-	-	-	-	-	-	-	-	-	-	-	-	4,599	-	-	-	-	6,611	-	-	-	-
C0884	Belgrave Street Reserve Park and Playground Upgrade - Design	(181,732)	-	-	-	-	-	-	-	-	-	-	-	-	98,768	82,964	-	-	-	-	-	-	-	-
C0885	Waverley Park Slope Stabilisation and Path to Netball Court	(2,600)	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	2,600	-	-	-	-
C0886	Waverley Park Playground and Fitness Station Upgrade	(1,500,000)	1,696,745	-	-	-	-	-	-															



Attachment 2 - Capital Works 2022/23 Q3 Amendments

Council Meeting 16 May 2023

Budget Review Project Expenditure - Capital Works
As at Period 09
Financial Year Ending June 2023

		FUNDING SOURCES																						
Project Number	Project Description	Q3 Proposed Budget \$	Total Grant Funding \$	Infrastructure Malls Reserve \$	Carry Over Reserve \$	Suplus Land Sale Reserve \$	Infrastructure Cemetery Reserve \$	Infrastructure Coastal & Retaining Reserve \$	Affordable Housing Contributions Reserve \$	Infrastructure Roads Reserve \$	Other Infrastructure Reserve \$	Investment Strategy Reserve \$	Car Parking Reserve \$	Cemetery Reserve \$	57.12 Contributions Reserve \$	Central Reserve \$	Stormwater Management Service Reserve \$	Affordable Housing Program Reserve \$	Social Housing Reserve \$	PA Reserve \$	Infrastructure Building Reserve \$	Neighbourhood Amenity Fund Reserve \$	Unexpensed Grant Reserve \$	General Fund \$
C0438	Installation of EV charging stations	(170,783)	-	-	100,783	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	70,000
C0812	SAMP5 Renewal of Solar Energy Infrastructure	(5,337)	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	5,337
C0978	Facilities Sustainable Energy upgrades (Social Housing Solar	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
Total Sustainability Infrastructure - Renewable Energy		(176,120)	-	-	100,783	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	75,337
SUS 03 - Sustainability Infrastructure - Stormwater & Groundwater																								
C0813	SAMP5 Renewal of SQID's & Harvesting Systems	(35,006)	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	35,006
C0943	SAMP5 Renewal of Tanks and Pumps	(2,826)	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	2,826
C0977	North Bondi GPT	(10,000)	-	-	-	-	-	-	-	-	-	-	-	-	-	10,000	-	-	-	-	-	-	-	-
Total Sustainability Infrastructure - Stormwater & Groundwater		(47,832)	-	-	-	-	-	-	-	-	-	-	-	-	-	10,000	-	-	-	-	-	-	-	37,832
UNPLANNED - Unplanned Works																								
E0005	2022 April Storm Damage	(400,000)	250,000	-	150,000	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
Total Unplanned Works		(400,000)	250,000	-	150,000	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
Grand Total		(43,452,690)	14,552,630	357,438	4,952,710	145,200	179,000	764	112,159	11,305	208,250	6,186,290	562,745	19,800	4,760,489	3,795,113	90,000	287,255	114,827	4,177,868	7,915	296,083	(746,084)	3,380,933

Attachment 3 - 2022/23 Q3 Budget Statement by Directorate

Council meeting 16 May 2023

WAVERLEY COUNCIL Q3 FY2022-23 Budget Statement							
	Original Budget	Current Budget	Q3 Proposed Budget	Change in Q3 budget		FY2022-23 ACTUAL YTD Mar (incl. commitments)	% to Q3 Proposed Budget
				\$	%		
Income							
Rates & Annual Charges	68,641,435	68,641,435	68,641,435			68,724,598	100.1%
Investment Income	955,782	2,322,508	3,320,445	997,937	43.0%	2,417,324	72.8%
User Charges	45,870,320	48,087,363	45,484,150	(2,603,213)	(5.4%)	34,258,585	75.3%
Other Revenues	19,649,472	18,642,919	18,379,980	(262,939)	(1.4%)	13,850,062	75.4%
Grants Subsidies & Contributions - Operational	5,711,411	7,243,998	7,332,349	88,351	1.2%	3,211,257	43.8%
Subtotal - Operating Income	140,828,420	144,938,223	143,158,359	(1,779,864)	(1.2%)	122,461,826	85.5%
Grants Subsidies & Contributions - Capital	15,968,915	16,511,615	18,347,400	1,835,785	11.1%	7,736,475	42.2%
Net gains from the disposal of assets	1,264,971	1,124,263	333,502	(790,761)	(70.3%)		
Subtotal - Capital Income	17,233,886	17,635,878	18,680,902	1,045,024	5.9%	7,736,475	41.4%
Total Income	158,062,306	162,574,102	161,839,261	(734,840)	(0.5%)	130,198,302	80.4%
Expense and Loans Repayment							
Employee Costs	(71,308,617)	(70,765,163)	(70,006,004)	759,159	1.1%	(52,284,379)	74.7%
Borrowing Expenses	(52,954)	(52,954)	(52,954)			(26,631)	50.3%
Materials & Contracts	(24,163,659)	(27,506,029)	(27,006,190)	499,839	1.8%	(18,144,467)	67.2%
Other Operating Expenses	(23,302,915)	(23,349,319)	(23,298,825)	50,494	0.2%	(17,213,259)	73.9%
Subtotal - Operating Expense	(118,828,145)	(121,673,465)	(120,363,974)	1,309,492	1.1%	(87,668,737)	72.8%
Other Capital Purchases	(6,342,767)	(6,059,783)	(2,538,437)	3,521,346	58.1%	(1,922,888)	75.8%
Capital Works Program	(37,917,739)	(47,125,574)	(43,452,690)	3,672,884	7.8%	(42,156,787)	97.0%
External Loans Principal Repayment	(459,658)	(459,658)	(459,658)			(341,418)	74.3%
Subtotal - Capital Expense & Loan Repayment	(44,720,164)	(53,645,015)	(46,450,785)	7,194,230	13.4%	(44,421,094)	95.6%
Total Expense	(163,548,309)	(175,318,480)	(166,814,758)	8,503,722	4.9%	(132,089,831)	79.2%
Performance Result before capital items and loan repayment - (Surplus)/Deficit	22,000,275	23,264,758	22,794,385	(470,373)	(2.0%)	34,793,090	152.6%
Performance Result after capital items and loan repayment- (Surplus)/Deficit	(5,486,003)	(12,744,378)	(4,975,497)	7,768,881	61.0%	(1,891,529)	38.0%
Other Funding Sources from:							
New Loans							
Transfers to Reserves	(22,265,227)	(23,231,093)	(25,169,645)	(1,938,552)	(8.3%)	(23,780,891)	94.5%
Transfer from Reserves	27,751,231	35,975,472	30,145,142	(5,830,330)	(16.2%)	16,920,982	56.1%
Total new loan and reserves	5,486,003	12,744,378	4,975,497	(7,768,882)	(61.0%)	(6,859,909)	(137.9%)
Budget Result - Surplus/(Deficit)			(0)	(0)		(8,751,438)	

Community, Culture and Customer Experience Q3 FY2022-23 Budget Statement							
	Original Budget	Current Budget	Q3 Proposed Budget	Change in Q3 budget		FY2022-23 ACTUAL YTD Mar (incl. commitments)	% to Q3 Proposed Budget
				\$	%		
Income							
User Charges	11,486,517	12,321,223	11,841,666	(479,557)	(3.9%)	8,818,671	74.5%
Other Revenues	2,604,135	1,710,610	1,729,141	18,531	1.1%	1,143,011	66.1%
Grants Subsidies & Contributions - Operational	896,953	1,129,574	1,332,049	202,475	17.9%	1,115,971	83.8%
Subtotal - Operating Income	14,987,605	15,161,407	14,902,856	(258,551)	(1.7%)	11,077,652	74.3%
Total Income	14,987,605	15,161,407	14,902,856	(258,551)	(1.7%)	11,077,652	74.3%
Expense and Loans Repayment							
Employee Costs	(16,522,934)	(17,307,647)	(17,082,208)	225,439	1.3%	(12,616,478)	73.9%
Materials & Contracts	(4,952,885)	(4,603,207)	(4,690,253)	(87,046)	(1.9%)	(2,966,044)	63.2%
Other Operating Expenses	(6,695,859)	(6,671,333)	(6,567,781)	103,552	1.6%	(4,758,587)	72.5%
Subtotal - Operating Expense	(28,171,678)	(28,582,187)	(28,340,242)	241,945	0.8%	(20,341,109)	71.8%
Other Capital Purchases	(258,000)	(1,266,197)	(1,287,760)	(21,563)	(1.7%)	(1,163,161)	90.3%
Subtotal - Capital Expense & Loan Repayment	(258,000)	(1,266,197)	(1,287,760)	(21,563)	(1.7%)	(1,163,161)	90.3%
Total Expense	(28,429,678)	(29,848,384)	(29,628,002)	220,382	0.7%	(21,504,270)	72.6%
Performance Result before capital items and loan repayment - (Surplus)/Deficit	(13,184,073)	(13,420,780)	(13,437,387)	(16,607)	(0.1%)	(9,263,457)	68.9%
Performance Result after capital items and loan repayment- (Surplus)/Deficit	(13,442,073)	(14,686,977)	(14,725,146)	(38,170)	(0.3%)	(10,426,618)	70.8%
Other Funding Sources from:							
New Loans							
Transfers to Reserves	(274,337)	(266,600)	(203,100)	63,500	23.8%	(64,679)	31.8%
Transfer from Reserves		569,917	570,848	931	0.2%		
Total new loan and reserves	(274,337)	303,317	367,748	64,431	21.2%	(64,679)	(17.6%)
Budget Result - Surplus/(Deficit)	(13,716,410)	(14,383,660)	(14,357,399)	26,261		(10,491,297)	

Attachment 3 - 2022/23 Q3 Budget Statement by Directorate

Council meeting 16 May 2023

Planning, Sustainability and Compliance Q3 FY2022-23 Budget Statement							
	Original Budget	Current Budget	Q3 Proposed Budget	Change in Q3 budget		FY2022-23 ACTUAL YTD Mar (incl. commitments)	% to Q3 Proposed Budget
				\$	%		
<u>Income</u>							
User Charges	16,473,176	17,404,036	16,628,179	(775,857)	(4.5%)	13,414,499	80.7%
Other Revenues	11,482,927	11,473,018	11,183,918	(289,100)	(2.5%)	8,367,266	74.8%
Grants Subsidies & Contributions - Operational	870,000	1,168,417	941,967	(226,450)	(19.4%)	751,190	79.7%
Subtotal - Operating Income	28,826,103	30,411,757	29,120,350	(1,291,407)	(4.2%)	22,532,955	77.4%
Grants Subsidies & Contributions - Capital	5,926,015	4,898,183	5,570,856	672,673	13.7%	3,374,885	60.6%
Subtotal - Capital Income	5,926,015	4,898,183	5,570,856	672,673	13.7%	3,374,885	60.6%
Total Income	34,752,118	35,309,940	34,691,206	(618,734)	(1.8%)	25,907,840	74.7%
<u>Expense and Loans Repayment</u>							
Employee Costs	(14,435,340)	(14,205,301)	(14,266,719)	(61,418)	(0.4%)	(10,556,695)	74.0%
Materials & Contracts	(5,293,128)	(5,792,334)	(5,246,008)	546,326	9.4%	(3,416,754)	65.1%
Other Operating Expenses	(8,916,397)	(8,824,117)	(8,868,450)	(44,333)	(0.5%)	(6,786,158)	76.5%
Subtotal - Operating Expense	(28,644,865)	(28,821,752)	(28,381,177)	440,575	1.5%	(20,759,607)	73.1%
Capital Works Program	(157,169)	(227,952)	(227,952)			(91,744)	40.2%
Subtotal - Capital Expense & Loan Repayment	(157,169)	(227,952)	(227,952)			(91,744)	40.2%
Total Expense	(28,802,034)	(29,049,704)	(28,609,129)	440,575	1.5%	(20,851,351)	72.9%
Performance Result before capital items and loan repayment - (Surplus)/Deficit	181,238	1,590,005	739,173	(850,832)	(53.5%)	1,773,349	239.9%
Performance Result after capital items and loan repayment- (Surplus)/Deficit	5,950,084	6,260,236	6,082,077	(178,159)	(2.8%)	5,056,489	83.1%
<u>Other Funding Sources from:</u>							
New Loans							
Transfers to Reserves	(6,331,133)	(5,669,587)	(6,352,260)	(682,673)	(12.0%)	(2,206,991)	34.7%
Transfer from Reserves	63,000	195,032	195,032			76,132	39.0%
Total new loan and reserves	(6,268,133)	(5,474,555)	(6,157,228)	(682,673)	(12.5%)	(2,130,859)	34.6%
Budget Result - Surplus/(Deficit)	(318,049)	785,681	(75,151)	(860,832)		2,925,630	

Attachment 3 - 2022/23 Q3 Budget Statement by Directorate

Council meeting 16 May 2023

Corporate Services Q3 FY2022-23 Budget Statement							
	Original Budget	Current Budget	Q3 Proposed Budget	Change in Q3 budget		FY2022-23 ACTUAL YTD Mar (incl. commitments)	% to Q3 Proposed Budget
				\$	%		
Income							
Rates & Annual Charges	49,534,831	49,534,831	49,534,831			49,508,156	99.9%
Investment Income	952,782	1,705,832	2,703,769	997,937	58.5%	2,416,933	89.4%
User Charges	569,500	579,834	582,114	2,280	0.4%	424,791	73.0%
Other Revenues	448,965	533,868	553,283	19,415	3.6%	479,821	86.7%
Grants Subsidies & Contributions - Operational	1,755,222	1,624,670	1,713,147	88,477	5.4%	695,354	40.6%
Subtotal - Operating Income	53,261,300	53,979,035	55,087,144	1,108,109	2.1%	53,525,054	97.2%
Total Income	53,261,300	53,979,035	55,087,144	1,108,109	2.1%	53,525,054	97.2%
Expense and Loans Repayment							
Employee Costs	(10,734,257)	(10,745,404)	(10,601,678)	143,726	1.3%	(7,947,462)	75.0%
Borrowing Expenses	(52,954)	(52,954)	(52,954)			(26,631)	50.3%
Materials & Contracts	(5,849,159)	(7,519,665)	(7,002,408)	517,257	6.9%	(5,030,501)	71.8%
Other Operating Expenses	13,539,904	13,509,132	13,519,134	10,002	0.1%	10,180,843	75.3%
Subtotal - Operating Expense	(3,096,466)	(4,808,891)	(4,137,906)	670,985	14.0%	(2,823,751)	68.2%
Other Capital Purchases	(1,000,000)	(184,792)	(975)	183,817	99.5%		
External Loans Principal Repayment	(459,658)	(459,658)	(459,658)			(341,418)	74.3%
Subtotal - Capital Expense & Loan Repayment	(1,459,658)	(644,450)	(460,633)	183,817	28.5%	(341,418)	74.1%
Total Expense	(4,556,124)	(5,453,341)	(4,598,539)	854,802	15.7%	(3,165,169)	68.8%
Performance Result before capital items and loan repayment - (Surplus)/Deficit	50,164,834	49,170,144	50,949,238	1,779,094	3.6%	50,701,303	99.5%
Performance Result after capital items and loan repayment- (Surplus)/Deficit	48,705,176	48,525,694	50,488,605	1,962,911	4.0%	50,359,885	99.7%
Other Funding Sources from:							
New Loans							
Transfers to Reserves	(9,417,523)	(9,844,096)	(10,224,552)	(380,456)	(3.9%)	(7,060,311)	69.1%
Transfer from Reserves	115,760	856,622	831,622	(25,000)	(2.9%)	278,278	33.5%
Total new loan and reserves	(9,301,763)	(8,987,474)	(9,392,930)	(405,456)	(4.5%)	(6,782,033)	72.2%
Budget Result - Surplus/(Deficit)	39,403,413	39,538,220	41,095,675	1,557,455		43,577,851	

Assets and Operations Q3 FY2022-23 Budget Statement							
	Original Budget	Current Budget	Q3 Proposed Budget	Change in Q3 budget		FY2022-23 ACTUAL YTD Mar (incl. commitments)	% to Q3 Proposed Budget
				\$	%		
<u>Income</u>							
Rates & Annual Charges	19,106,604	19,106,604	19,106,604			19,216,442	100.6%
Investment Income	3,000	250,390	250,390			391	0.2%
User Charges	17,341,127	17,768,659	16,418,580	(1,350,079)	(7.6%)	11,589,963	70.6%
Other Revenues	5,113,445	4,925,400	4,913,615	(11,785)	(0.2%)	3,859,941	78.6%
Grants Subsidies & Contributions - Operational	2,189,236	3,321,337	3,345,186	23,849	0.7%	648,743	19.4%
Subtotal - Operating Income	43,753,412	45,372,390	44,034,375	(1,338,015)	(2.9%)	35,315,481	80.2%
Grants Subsidies & Contributions - Capital	10,042,900	11,613,432	12,776,544	1,163,112	10.0%	4,361,591	34.1%
Net gains from the disposal of assets	1,264,971	1,124,263	333,502	(790,761)	(70.3%)		
Subtotal - Capital Income	11,307,871	12,737,695	13,110,046	372,351	2.9%	4,361,591	33.3%
Total Income	55,061,283	58,110,086	57,144,422	(965,664)	(1.7%)	39,677,072	69.4%
<u>Expense and Loans Repayment</u>							
Employee Costs	(27,921,263)	(26,743,149)	(26,306,551)	436,598	1.6%	(19,987,663)	76.0%
Materials & Contracts	(7,550,988)	(9,084,879)	(9,582,465)	(497,586)	(5.5%)	(6,505,692)	67.9%
Other Operating Expenses	(22,368,250)	(22,369,043)	(22,384,234)	(15,191)	(0.1%)	(16,329,443)	73.0%
Subtotal - Operating Expense	(57,840,501)	(58,197,071)	(58,273,250)	(76,179)	(0.1%)	(42,822,798)	73.5%
Other Capital Purchases	(5,084,767)	(4,608,794)	(1,249,702)	3,359,092	72.9%	(759,728)	60.8%
Capital Works Program	(37,760,570)	(46,897,622)	(43,224,738)	3,672,884	7.8%	(42,065,043)	97.3%
Subtotal - Capital Expense & Loan Repayment	(42,845,337)	(51,506,416)	(44,474,440)	7,031,976	13.7%	(42,824,771)	96.3%
Total Expense	(100,685,838)	(109,703,487)	(102,747,690)	6,955,797	6.3%	(85,647,569)	83.4%
Performance Result before capital items and loan repayment - (Surplus)/Deficit	(14,087,089)	(12,824,681)	(14,238,875)	(1,414,194)	(11.0%)	(7,507,317)	52.7%
Performance Result after capital items and loan repayment- (Surplus)/Deficit	(45,624,555)	(51,593,401)	(45,603,268)	5,990,133	11.6%	(45,970,496)	100.8%
<u>Other Funding Sources from:</u>							
New Loans							
Transfers to Reserves	(6,229,892)	(7,438,468)	(8,377,390)	(938,923)	(12.6%)	(14,439,657)	172.4%
Transfer from Reserves	27,572,471	34,353,901	28,547,640	(5,806,261)	(16.9%)	16,566,572	58.0%
Total new loan and reserves	21,342,579	26,915,433	20,170,250	(6,745,184)	(25.1%)	2,126,915	10.5%
Budget Result - Surplus/(Deficit)	(24,281,976)	(24,677,968)	(25,433,019)	(755,050)		(43,843,582)	

Attachment 3 - 2022/23 Q3 Budget Statement by Directorate

Council meeting 16 May 2023

General Manager Unit Q3 FY2022-23 Budget Statement							
	Original Budget	Current Budget	Q3 Proposed Budget	Change in Q3 budget		FY2022-23 ACTUAL YTD Mar (incl. commitments)	% to Q3 Proposed Budget
				\$	%		
<u>Income</u>							
User Charges		13,611	13,611			10,661	78.3%
Other Revenues		23	23			23	98.9%
Subtotal - Operating Income		13,634	13,634			10,684	78.4%
Total Income		13,634	13,634			10,684	78.4%
<u>Expense and Loans Repayment</u>							
Employee Costs	(1,694,823)	(1,763,662)	(1,748,848)	14,814	0.8%	(1,176,081)	67.2%
Materials & Contracts	(517,499)	(505,944)	(485,056)	20,888	4.1%	(225,476)	46.5%
Other Operating Expenses	1,137,687	1,006,042	1,002,506	(3,536)	(0.4%)	480,085	47.9%
Subtotal - Operating Expense	(1,074,635)	(1,263,564)	(1,231,398)	32,166	2.5%	(921,472)	74.8%
Total Expense	(1,074,635)	(1,263,564)	(1,231,398)	32,166	2.5%	(921,472)	74.8%
Performance Result before capital items and loan repayment - (Surplus)/Deficit	(1,074,635)	(1,249,930)	(1,217,764)	32,166	2.6%	(910,789)	74.8%
Performance Result after capital items and loan repayment- (Surplus)/Deficit	(1,074,635)	(1,249,930)	(1,217,764)	32,166	2.6%	(910,789)	74.8%
<u>Other Funding Sources from:</u>							
Transfers to Reserves	(12,343)	(12,343)	(12,343)			(9,252)	75.0%
Total new loan and reserves	(12,343)	(12,343)	(12,343)			(9,252)	75.0%
Budget Result - Surplus/(Deficit)	(1,086,978)	(1,262,273)	(1,230,107)	32,166		(920,041)	

**REPORT
CM/7.2/23.05**

Subject: Investment Portfolio Report - April 2023

TRIM No: A03/2211

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

Director: Tara Czinner, Director, Corporate Services

RECOMMENDATION:

That Council:

1. Notes the Investment Summary Report for April 2023 attached to the report.
2. Notes that the Executive Manager, Finance, 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 the month of April 2023, Council's investment portfolio generated \$325,709 in interest.

The interest income for year to date achieved 82.61% (\$2,743,033) of the Q3 proposed budget forecast of \$3,320,445.

2. Introduction/Background

Section 212 of the *Local Government (General) Regulation 2021* 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 interest on investment budget for the 2022-23 financial year was adopted by Council at this meeting on 21 June 2022 and was set at \$955,782. The interest income was revised to \$2,322,508 in the Q2 budget review. As per the Q3 budget amendment it is proposed to be increased to \$3,320,445.

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	2022-23 Current Budget (\$)	Actual Monthly (\$)	Actual YTD (\$)	Tracking YTD Original Budget %	Tracking YTD Current Approved Budget %	Tracking Proposed Q3 Budget %
July	1,387,341	101,473	101,473	7.31%	4.37%	3.06%
August	1,387,341	125,200	226,673	16.34%	9.76%	6.83%
September	1,387,341	291,440	518,113	37.35%	22.31%	15.60%
October	1,387,341	253,797	771,910	55.64%	33.24%	23.25%
November	1,387,341	234,308	1,006,218	72.53%	43.32%	30.30%
December	2,322,508	409,540	1,415,758	102.05%	60.96%	42.64%
January	2,322,508	297,538	1,713,295	123.49%	73.77%	51.60%
February	2,322,508	259,480	1,972,775	142.20%	84.94%	59.41%
March	2,322,508	444,549	2,417,324	174.24%	104.08%	72.80%
April	2,322,508	325,709	2,743,033	197.72%	118.11%	82.61%

3. Relevant Council Resolutions

Meeting and date	Item No.	Resolution
Council 18 April 2023	CM/7.3/23.04	<p>That Council:</p> <ol style="list-style-type: none"> Notes the Investment Summary Report for March 2023 attached to the report. Notes that the Executive Manager, Finance, 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

4. Discussion

As at 30 April 2023, Council's cash investment portfolio for the financial year, generated interest earnings of \$2,743,033 representing 82.61% of the Q3 proposed budget of \$3,320,445.

Council's investment portfolio posted a marked-to-market return of 5.21% pa for the month against the bank bill index benchmark return of 3.77% pa. Without marked-to-market influences, Council's investment portfolio yielded 4.02% pa for the month. This is based on the actual interest rates being received on existing investments and excludes the underlying changes to the market value of the securities/deposits.

Over the last 12 months, Council's investment portfolio had a 2.75% return, versus the bank bill index benchmark of 2.37%.

During April, Council's portfolio had \$5m among a 5 month and a 12 month term deposits mature which had been paying an average of 2.64%pa. Council invested \$6m between a 6 month and a 12 month deposit paying an average of 4.54%pa.

As at 30 April 2023, Council's investment portfolio has a current market value of \$128,907,928, which represents a gain of \$1,024,536 on the \$127,883,392 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	\$14,193,205	\$14,193,205
Floating Rate Note	\$23,800,000	\$23,600,531
Managed Funds	\$13,890,187	\$13,890,187
Term Deposit	\$76,000,000	\$77,224,005
Total	\$127,883,392	\$128,907,928

Table 3. Portfolio value – Summary by investment (reserve) type.

Reserves	Value
External Restriction Reserves	\$ 49,610,975
Internal Restriction Reserves	\$ 74,684,534
Unrestricted fund	\$ 3,587,883
Total	\$ 127,883,392

Analysis

Attached to this report are the summaries of the investment portfolio for the month of April. These reports are prepared by Council's independent financial advisor, Prudential Investment Services Corp.

The table below compares Council's portfolio return to the bank bill index benchmark.

Table 4. Portfolio return.

Month	Portfolio return %	Ausbond BB index %	Variance %
July-22	5.31	1.45	3.86
Aug-22	1.71	1.84	-0.13
Sep-22	-0.72	1.79	-2.51
Oct-22	5.84	2.89	2.95
Nov-22	6.09	3.07	3.02
Dec-22	-0.06	2.98	-3.04
Jan-23	7.42	3.18	4.24
Feb-23	2.68	3.18	-0.50
Mar-23	4.66	3.39	1.27
Apr-23	5.21	3.77	1.44
Average % return over the last 12 months	2.75	2.37	0.38

Council has a well-diversified portfolio invested predominantly among a range of term deposits and senior ranked floating rate notes from highly rated Australian bank issuers. Council also has exposure to growth classes, including listed property and international and domestic shares, via NSW TCorpIM's Long Term

Growth Fund. It is expected that Council's portfolio will achieve above benchmark returns over the medium/long term with prudent investment selection and holding the securities for the recommended time horizons of their asset classes.

As at the end of April 2023, 71% of Council's portfolio was invested in non-fossil-fuel-lending authorised deposit-taking institutions (ADIs) and socially responsible investments, while fossil-fuel-lending ADIs (including the daily operation fund) accounted for 18% of the portfolio. The remaining 11% is invested with TCorp.

Over the period of 59 months, from June 2018 to April 2023, Council has reduced its investment in fossil-fuel-lending ADIs from 59% to 18%, as shown in Figure 1 below.

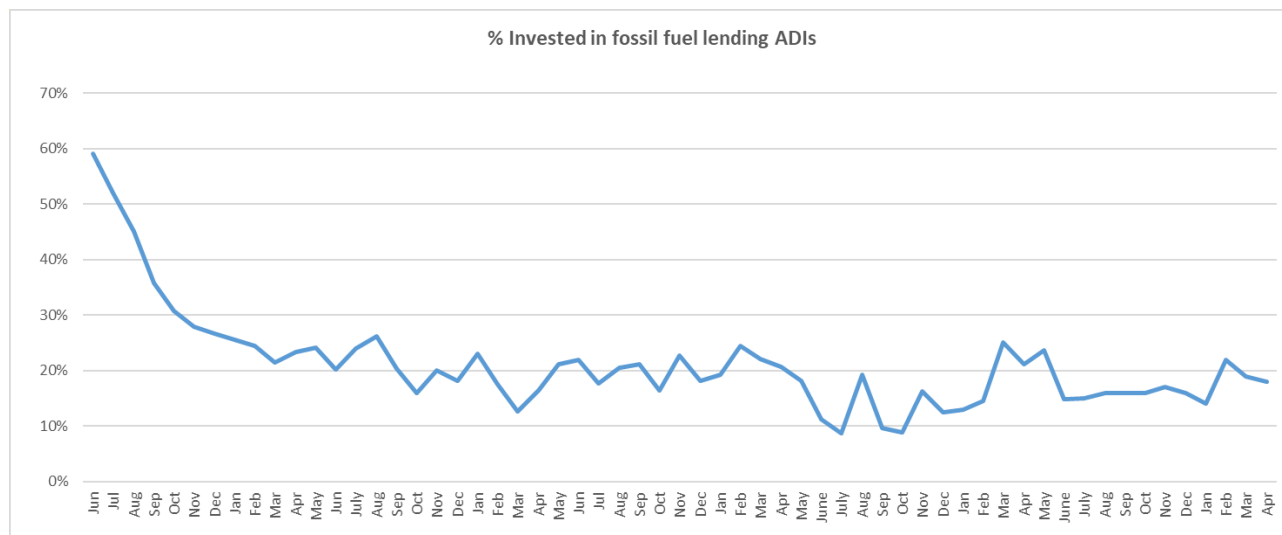


Figure 1. Investments in fossil-fuel-lending ADIs.

The following table compares rates on offer during April 2023 between the non-fossil/green investments and the fossil fuel ADIs. During April, Council invested in the non-fossil/green ADIs only.

Table 5. Non-fossil fuel vs fossil fuel ADI deposit rates.

Date	Amount	Term (months)	Non-Fossil/Green Deposit Rates	Fossil Fuel ADI Deposit Rates
28-Apr-23	3,000,000	6	4.62%	4.60%
28-Apr-23	3,000,000	12	4.46%	4.65%

When excluding the working capital funds held in the Commonwealth Bank account (a fossil-fuel-lending bank) to meet day-to-day operating requirements, 79.87% of Council's investment portfolio was invested in non-fossil-fuel-lending ADIs and socially responsible investments, while fossil-fuel-lending ADIs accounted for 7.92% of the portfolio. The remaining 12.22% is invested with TCorp as displayed in Figure 2 below.

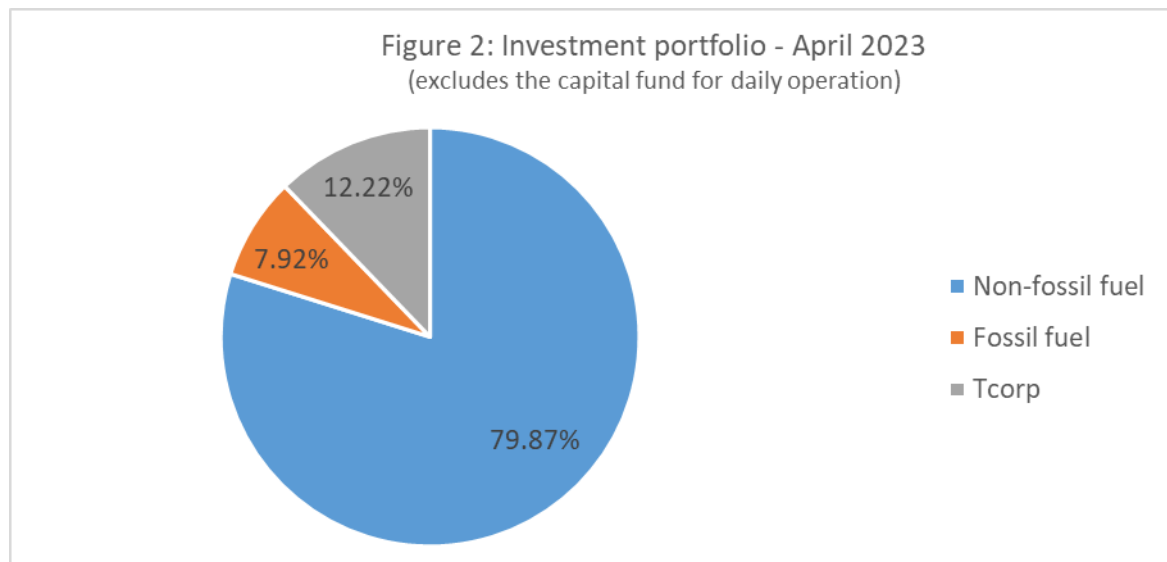


Figure 2. Investment portfolio.

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 \$2,743,033 for the year to date, representing 82.61% of the Q3 proposed budget of \$3,320,445.

7. Attachments

1. Investment Summary Report - April 2023 [↓](#) .



Investment Summary Report April 2023

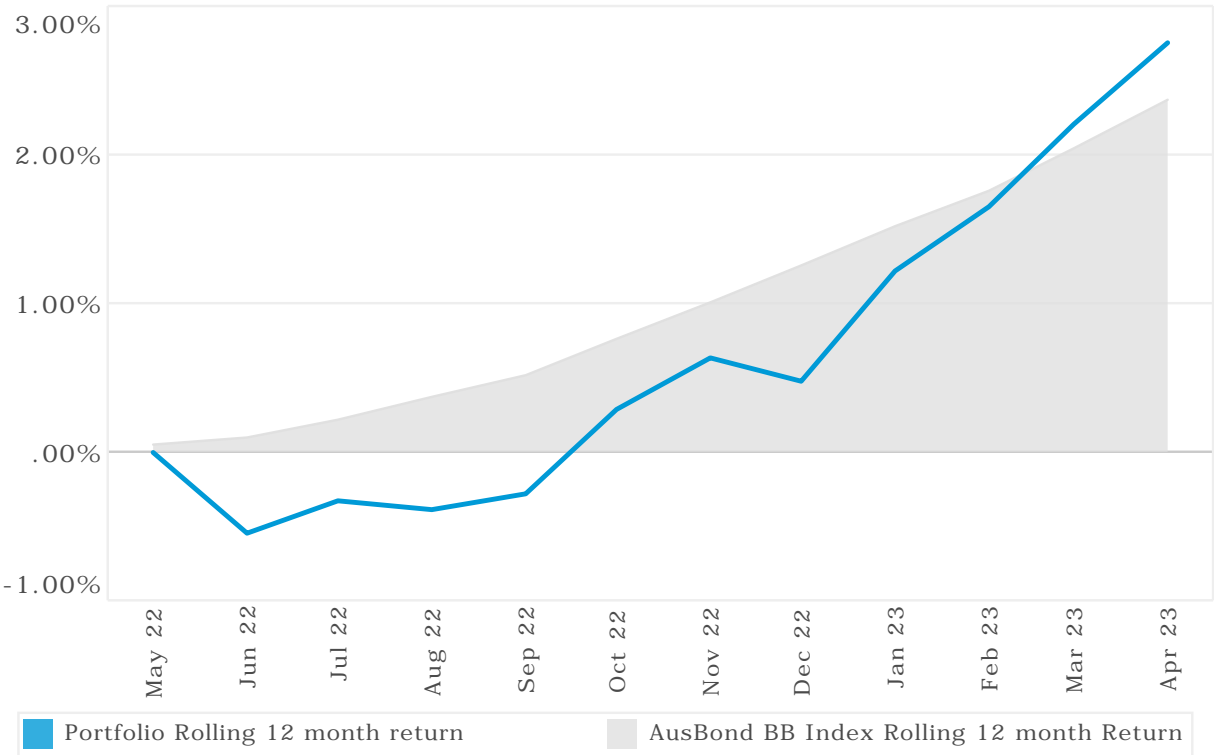
Waverley Council
Executive Summary - April 2023



Investment Holdings

Investment Performance

	Face Value (\$)	Current Value (\$)
Cash	14,193,205	14,193,205
Floating Rate Note	23,800,000	23,600,531
Managed Funds	13,890,187	13,890,187
Term Deposit	76,000,000	77,224,005
	127,883,392	128,907,928

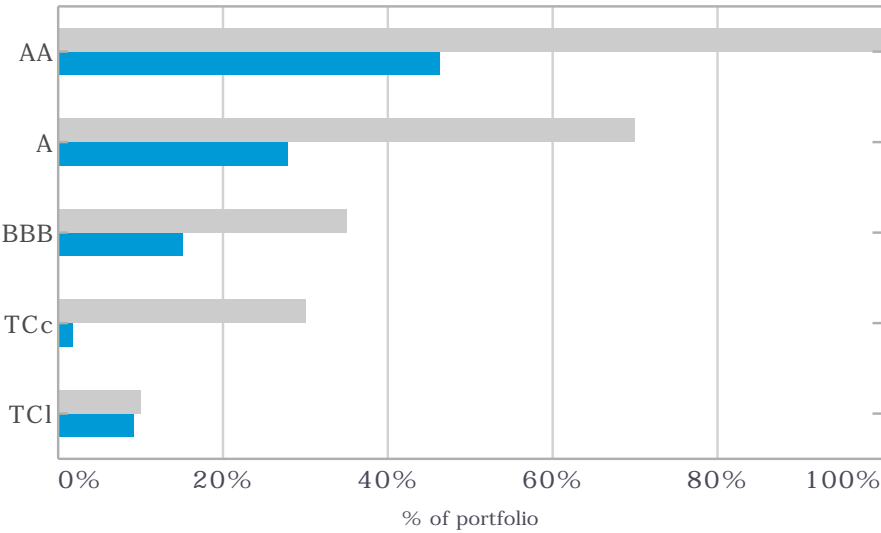


Investment Policy Compliance

Total Credit Exposure

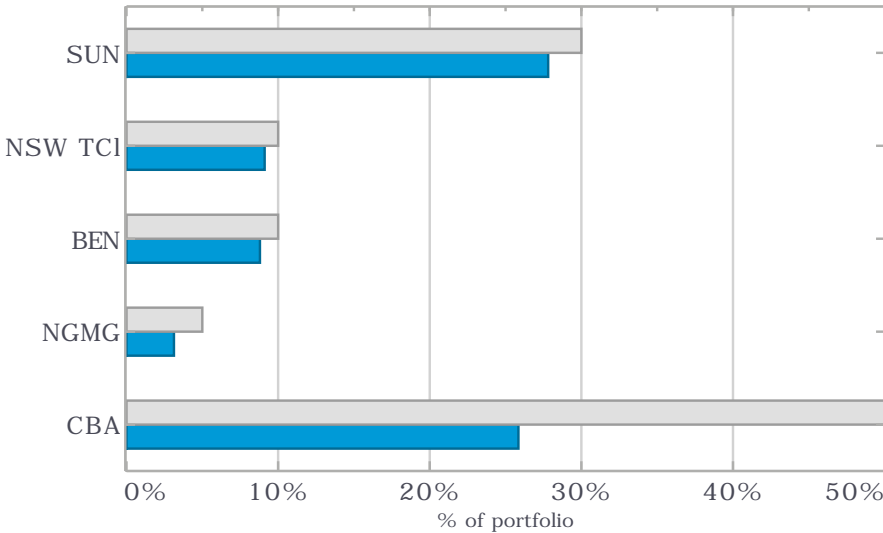
Individual Institutional Exposures

Term to Maturities



Portfolio Exposure

Investment Policy Limit



	Face Value (\$)		Policy Max	
Between 0 and 1 years	95,083,392	74%	100%	a
Between 1 and 10 year:	32,800,000	26%	70%	a
	127,883,392			

Specific Sub Limits				
Between 3 and 10 year:	12,750,000	10%	50%	a
Between 5 and 10 year:	0	0%	25%	a

Waverley Council

Investment Holdings Report - April 2023



Cash Accounts

Face Value (\$)	Current Rate (%)	Institution	Credit Rating		Current Value (\$)	Deal No.	Reference
1,000.00	0.0000%	Commonwealth Bank of Australia	AA-		1,000.00	120800	Eastgate CP
3,265.00	0.0000%	Commonwealth Bank of Australia	AA-		3,265.00	120796	Cemetery Funds
4,215.59	0.0000%	Commonwealth Bank of Australia	AA-		4,215.59	120801	Hollywood Av CP
52,359.06	0.0000%	Commonwealth Bank of Australia	AA-		52,359.06	370151	Library Gift
101,257.21	0.0000%	Commonwealth Bank of Australia	AA-		101,257.21	120795	Trust Funds
142,413.45	0.0000%	Commonwealth Bank of Australia	AA-		142,413.45	120799	Library CP
659,633.48	0.0000%	Commonwealth Bank of Australia	AA-		659,633.48	120797	Depositor Funds
883,133.18	0.0000%	Commonwealth Bank of Australia	AA-		883,133.18	120794	General Funds
12,345,927.77	3.7000%	Commonwealth Bank of Australia	AA-		12,345,927.77	120789	24hr Call
14,193,204.74	3.2184%				14,193,204.74		

Managed Funds

Face Value (\$)	Monthly Return (%)	Institution	Credit Rating	Funds Name	Current Value (\$)	Deal No.	Reference
2,243,214.11	0.3598%	NSW T-Corp (Cash)	TCc	Short Term Income Fund	2,243,214.11	411310	Builder Deposits
11,646,972.85	1.2042%	NSW T-Corp (LT)	TCI	Long Term Growth Fund	11,646,972.85	538089	
13,890,186.96	1.0678%				13,890,186.96		

Term Deposits

Maturity Date	Face Value (\$)	Current Rate (%)	Institution	Credit Rating	Purchase Price (\$)	Purchase Date	Current Value (\$)	Deal No.	Accrued Interest (\$)	Next Interest Date	Reference
2-May-23	3,000,000.00	4.0600%	Suncorp Bank	A+	3,000,000.00	22-Nov-22	3,053,391.78	543574	53,391.78	At Maturity	
6-Jun-23	2,000,000.00	3.6500%	Bendigo and Adelaide Bank	BBB+	2,000,000.00	10-Jun-22	2,065,000.00	542860	65,000.00	At Maturity	
13-Jun-23	3,000,000.00	3.6500%	Bendigo and Adelaide Bank	BBB+	3,000,000.00	10-Jun-22	3,097,500.00	542861	97,500.00	At Maturity	
20-Jun-23	5,000,000.00	4.1500%	Commonwealth Bank of Australia	AA-	5,000,000.00	21-Jun-22	5,178,506.85	542878	178,506.85	At Maturity	ESGTD
11-Jul-23	3,000,000.00	4.4700%	Suncorp Bank	A+	3,000,000.00	10-Jan-23	3,040,781.10	543686	40,781.10	At Maturity	
18-Jul-23	2,000,000.00	4.4700%	Suncorp Bank	A+	2,000,000.00	10-Jan-23	2,027,187.40	543687	27,187.40	At Maturity	
8-Aug-23	3,000,000.00	3.9300%	Suncorp Bank	A+	3,000,000.00	10-Aug-22	3,085,275.62	543165	85,275.62	At Maturity	

Waverley Council

Investment Holdings Report - April 2023



Maturity Date	Face Value (\$)	Current Rate (%)	Institution	Credit Rating	Purchase Price (\$)	Purchase Date	Current Value (\$)	Deal No.	Accrued Interest (\$)	Next Interest Date	Reference
15-Aug-23	3,000,000.00	3.9000%	Commonwealth Bank of Australia	AA-	3,000,000.00	15-Aug-22	3,083,021.92	543178	83,021.92	At Maturity	ESGTD
22-Aug-23	3,000,000.00	3.9400%	Suncorp Bank	A+	3,000,000.00	18-Aug-22	3,082,901.92	543194	82,901.92	At Maturity	
23-Aug-23	3,000,000.00	3.9700%	Commonwealth Bank of Australia	AA-	3,000,000.00	23-Aug-22	3,081,901.64	543208	81,901.64	At Maturity	Green
24-Aug-23	3,000,000.00	4.0400%	Commonwealth Bank of Australia	AA-	3,000,000.00	26-Aug-22	3,082,349.59	543240	82,349.59	At Maturity	Green
5-Sep-23	3,000,000.00	3.9600%	Suncorp Bank	A+	3,000,000.00	22-Aug-22	3,082,020.82	543202	82,020.82	Annually	
19-Sep-23	3,000,000.00	4.0500%	Suncorp Bank	A+	3,000,000.00	2-Sep-22	3,019,972.60	543280	19,972.60	Quarterly	
26-Sep-23	2,000,000.00	4.1900%	Westpac Group	AA-	2,000,000.00	21-Mar-23	2,009,413.15	543947	9,413.15	At Maturity	Green
3-Oct-23	3,000,000.00	4.6200%	Westpac Group	AA-	3,000,000.00	30-Sep-22	3,012,151.23	543451	12,151.23	Quarterly	
31-Oct-23	3,000,000.00	4.6200%	Suncorp Bank	A+	3,000,000.00	28-Apr-23	3,001,139.18	544049	1,139.18	At Maturity	
7-Nov-23	3,000,000.00	4.4200%	Westpac Group	AA-	3,000,000.00	9-Nov-22	3,062,848.77	543532	62,848.77	At Maturity	Green
14-Nov-23	2,000,000.00	4.4300%	Suncorp Bank	A+	2,000,000.00	15-Nov-22	2,040,537.53	543558	40,537.53	At Maturity	
20-Feb-24	2,000,000.00	1.5800%	Westpac Group	AA-	2,000,000.00	9-Feb-22	2,007,012.60	542328	7,012.60	Quarterly	Green
5-Mar-24	4,000,000.00	1.8300%	Westpac Group	AA-	4,000,000.00	9-Mar-22	4,010,629.04	542424	10,629.04	Quarterly	Green
12-Mar-24	3,000,000.00	4.8500%	Westpac Group	AA-	3,000,000.00	3-Mar-23	3,023,519.18	543890	23,519.18	At Maturity	Green
13-Mar-24	3,000,000.00	4.8000%	Auswide Bank	Baa2	3,000,000.00	14-Mar-23	3,018,936.99	543961	18,936.99	At Maturity	
19-Mar-24	3,000,000.00	4.7200%	Suncorp Bank	A+	3,000,000.00	13-Mar-23	3,019,009.32	543932	19,009.32	At Maturity	
1-May-24	3,000,000.00	4.4600%	Westpac Group	AA-	3,000,000.00	28-Apr-23	3,001,099.73	544048	1,099.73	At Maturity	Green
4-Sep-24	4,000,000.00	4.4000%	Westpac Group	AA-	4,000,000.00	2-Sep-22	4,028,931.51	543279	28,931.51	Quarterly	
4-Mar-25	2,000,000.00	2.0200%	Westpac Group	AA-	2,000,000.00	9-Feb-22	2,008,965.48	542329	8,965.48	Quarterly	Green
76,000,000.00		3.9964%			76,000,000.00		77,224,004.95		1,224,004.95		

Floating Rate Notes

Maturity Date	Face Value (\$)	Current Rate (%)	Security Name	Credit Rating	Purchase Price (\$)	Purchase Date	Current Value (\$)	Deal No.	Accrued Interest (\$)	Next Coupon Date	Reference
30-Jul-24	2,500,000.00	4.4581%	SUN Snr FRN (Jul24) BBSW+0.78%	A+	2,500,000.00	30-Jul-19	2,503,016.05	538331	916.05	31-Jul-23	
24-Oct-24	1,000,000.00	4.8032%	GSB Snr FRN (Oct24) BBSW+1.12%	BBB	1,000,000.00	24-Oct-19	1,002,351.16	538604	921.16	24-Jul-23	
2-Dec-25	2,250,000.00	4.1437%	BEN Snr FRN (Dec25) BBSW+0.52%	BBB+	2,250,000.00	2-Dec-20	2,235,603.51	540603	15,326.01	2-Jun-23	
24-Feb-26	1,300,000.00	3.9634%	SUN Snr FRN (Feb26) BBSW+0.45%	A+	1,300,000.00	24-Feb-21	1,292,585.70	540958	9,316.70	24-May-23	

Waverley Council
Investment Holdings Report - April 2023



Maturity Date	Face Value (\$)	Current Rate (%)	Security Name	Credit Rating	Purchase Price (\$)	Purchase Date	Current Value (\$)	Deal No.	Accrued Interest (\$)	Next Coupon Date	Reference
4-Mar-26	4,000,000.00	4.2625%	NPBS Snr FRN (Mar26) BBSW+0.63%	BBB	4,000,000.00	4-Mar-21	3,937,798.90	540983	26,158.90	5-Jun-23	
18-Jun-26	4,000,000.00	4.3385%	BEN Snr FRN (Jun26) BBSW+0.65%	BBB+	4,000,000.00	11-Jun-21	3,960,368.99	541523	19,968.99	19-Jun-23	
15-Sep-26	3,750,000.00	4.1383%	SUN Snr FRN (Sep26) BBSW+0.48%	A+	3,750,000.00	9-Sep-21	3,711,220.39	541877	19,982.89	15-Jun-23	
23-Dec-26	5,000,000.00	4.1060%	CBA Green Snr FRN (Dec26) BBSW+0.41%	AA-	5,000,000.00	21-Sep-21	4,957,586.16	541916	21,936.16	23-Jun-23	
23,800,000.00		4.2385%			23,800,000.00		23,600,530.86		114,526.86		

Waverley Council

Accrued Interest Report - April 2023



Investment	Deal No.	Comments	Face Value (\$)	Settlement Date	Maturity Date	Interest Received (\$)	Days	Interest Yield Accrued (\$)	(% pa)
Floating Rate Note									
SUN Snr FRN (Jul24) BBSW+0.78%	538331		2,500,000.00	30-Jul-19	30-Jul-24	25,081.21	30	8,611.42	4.19%
GSB Snr FRN (Oct24) BBSW+ 1.12%	538604		1,000,000.00	24-Oct-19	24-Oct-24	10,857.45	30	3,695.84	4.50%
BEN Snr FRN (Dec25) BBSW+0.52%	540603		2,250,000.00	2-Dec-20	2-Dec-25	0.00	30	7,663.00	4.14%
SUN Snr FRN (Feb26) BBSW+0.45%	540958		1,300,000.00	24-Feb-21	24-Feb-26	0.00	30	4,234.86	3.96%
NPBS Snr FRN (Mar26) BBSW+0.63%	540983		4,000,000.00	4-Mar-21	4-Mar-26	0.00	30	14,013.69	4.26%
BEN Snr FRN (Jun26) BBSW+0.65%	541523		4,000,000.00	18-Jun-21	18-Jun-26	0.00	30	14,263.57	4.34%
SUN Snr FRN (Sep26) BBSW+0.48%	541877		3,750,000.00	15-Sep-21	15-Sep-26	0.00	30	12,755.04	4.14%
CBA Green Snr FRN (Dec26) BBSW+0.41%	541916		5,000,000.00	23-Sep-21	23-Dec-26	0.00	30	16,873.97	4.11%
						35,938.66		82,111.39	4.20%
Managed Funds									
NSW T-Corp Defensive Cash Funds	505262				1-Oct-22	0.00	0	0.00	
NSW T-Corp Defensive Cash Funds	411310				1-Aug-23	0.00	0	8,041.55	4.47%
						0.00		8,041.55	4.47%
Term Deposits									
Suncorp Bank	542468		3,000,000.00	22-Mar-22	4-Apr-23	1,314.25	3	303.29	1.23%
Suncorp Bank	543601		2,000,000.00	30-Nov-22	27-Apr-23	32,843.84	26	5,769.87	4.05%
Suncorp Bank	543574		3,000,000.00	22-Nov-22	2-May-23	0.00	30	10,010.96	4.06%
Bendigo and Adelaide Bank	542860		2,000,000.00	10-Jun-22	6-Jun-23	0.00	30	6,000.00	3.65%
Bendigo and Adelaide Bank	542861		3,000,000.00	10-Jun-22	13-Jun-23	0.00	30	9,000.00	3.65%
Commonwealth Bank of Australia	542878		5,000,000.00	21-Jun-22	20-Jun-23	0.00	30	17,054.80	4.15%
Suncorp Bank	543686		3,000,000.00	10-Jan-23	11-Jul-23	0.00	30	11,021.92	4.47%
Suncorp Bank	543687		2,000,000.00	10-Jan-23	18-Jul-23	0.00	30	7,347.95	4.47%
Commonwealth Bank of Australia	543178		3,000,000.00	15-Aug-22	15-Aug-23	0.00	30	9,616.44	3.90%
Commonwealth Bank of Australia	543208		3,000,000.00	23-Aug-22	23-Aug-23	0.00	30	9,789.04	3.97%
Commonwealth Bank of Australia	543240		3,000,000.00	26-Aug-22	24-Aug-23	0.00	30	9,961.64	4.04%
Suncorp Bank	543165		3,000,000.00	10-Aug-22	8-Aug-23	0.00	30	9,690.41	3.93%

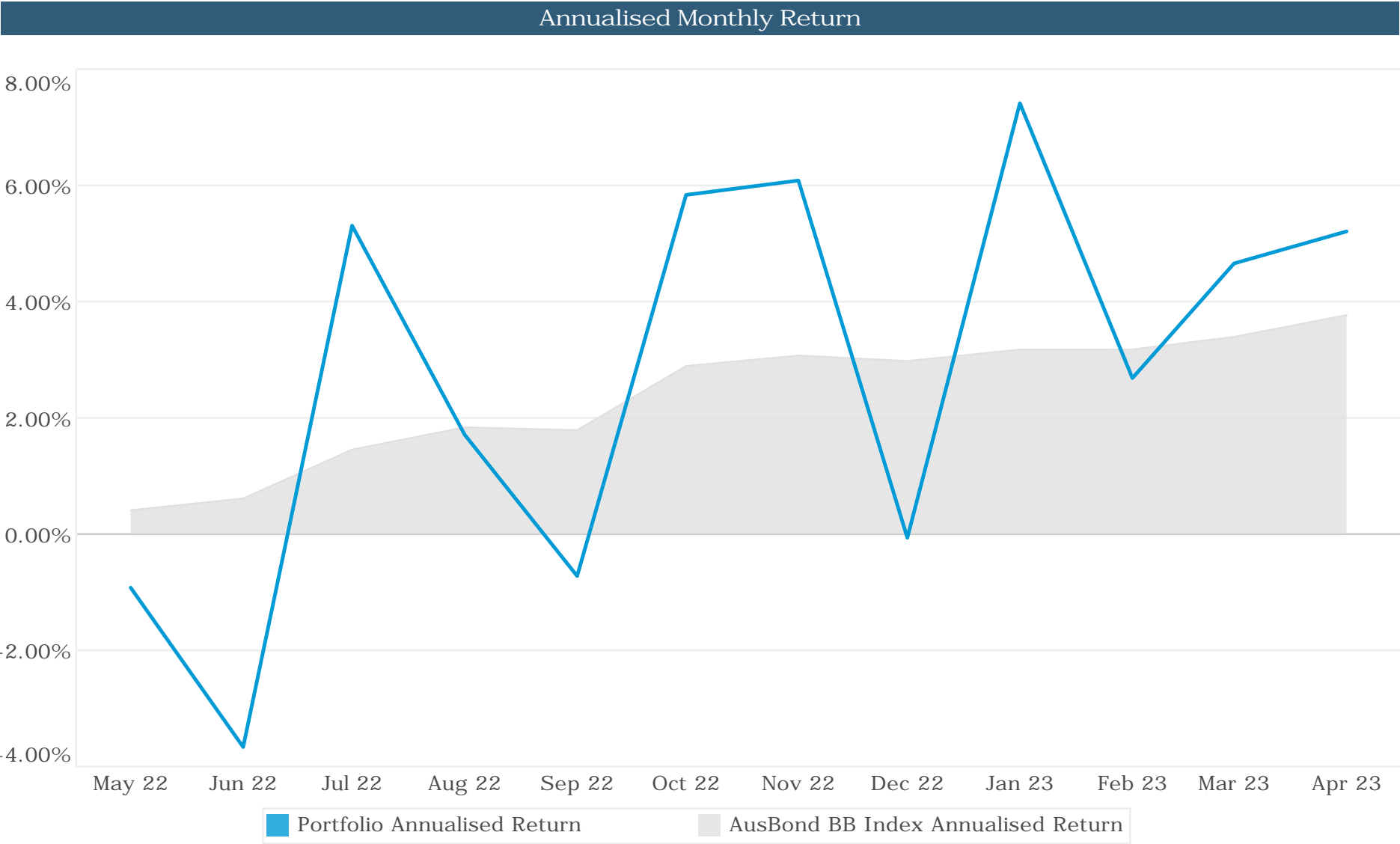
Waverley Council

Accrued Interest Report - April 2023



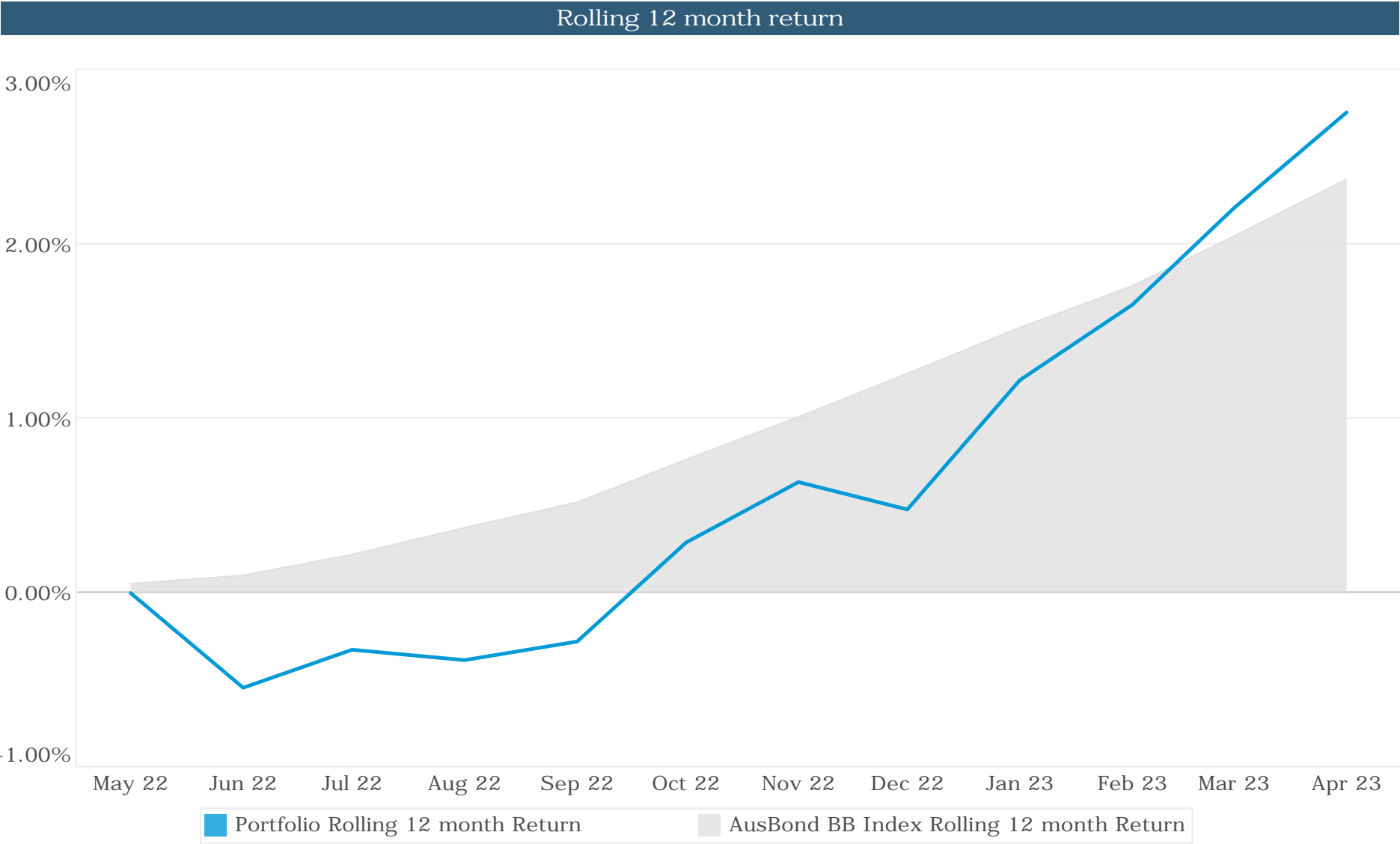
Investment	Deal No.	Comments	Face Value (\$)	Settlement Date	Maturity Date	Interest Received (\$)	Days	Interest Yield Accrued (\$)	(% pa)
Suncorp Bank	543194		3,000,000.00	18-Aug-22	22-Aug-23	0.00	30	9,715.07	3.94%
Suncorp Bank	543202		3,000,000.00	22-Aug-22	5-Sep-23	0.00	30	9,764.38	3.96%
Suncorp Bank	543280		3,000,000.00	2-Sep-22	19-Sep-23	0.00	30	9,986.30	4.05%
Westpac Group	543947		2,000,000.00	21-Mar-23	26-Sep-23	0.00	30	6,887.67	4.19%
Suncorp Bank	544049		3,000,000.00	28-Apr-23	31-Oct-23	0.00	3	1,139.18	4.62%
Westpac Group	543451		3,000,000.00	30-Sep-22	3-Oct-23	0.00	30	11,391.78	4.62%
Suncorp Bank	543558		2,000,000.00	15-Nov-22	14-Nov-23	0.00	30	7,282.19	4.43%
Westpac Group	543532		3,000,000.00	9-Nov-22	7-Nov-23	0.00	30	10,898.63	4.42%
Westpac Group	542328		2,000,000.00	9-Feb-22	20-Feb-24	0.00	30	2,597.26	1.58%
Auswide Bank	543961		3,000,000.00	14-Mar-23	13-Mar-24	0.00	30	11,835.62	4.80%
Suncorp Bank	543932		3,000,000.00	13-Mar-23	19-Mar-24	0.00	30	11,638.36	4.72%
Westpac Group	542424		4,000,000.00	9-Mar-22	5-Mar-24	0.00	30	6,016.44	1.83%
Westpac Group	543890		3,000,000.00	3-Mar-23	12-Mar-24	0.00	30	11,958.91	4.85%
Westpac Group	544048		3,000,000.00	28-Apr-23	1-May-24	0.00	3	1,099.73	4.46%
Westpac Group	543279		4,000,000.00	2-Sep-22	4-Sep-24	0.00	30	14,465.76	4.40%
Westpac Group	542329		2,000,000.00	9-Feb-22	4-Mar-25	0.00	30	3,320.55	2.02%
						34,158.09		235,564.15	3.95%
Grand Totals						70,096.75		325,717.09	4.02%

Waverley Council
Investment Performance Report - April 2023



Historical Performance Summary (% pa)			
	Portfolio	Annualised BB Index	Outperformance
Apr 2023	5.21%	3.77%	1.44%
Last 3 months	4.22%	3.45%	0.77%
Last 6 months	4.32%	3.26%	1.06%
Financial Year to Date	3.79%	2.75%	1.04%
Last 12 months	2.75%	2.37%	0.38%

Waverley Council
Investment Performance Report - April 2023



Historical Performance Summary (% actual)			
	Portfolio	Annualised BB Index	Outperformance
Apr 2023	0.42%	0.30%	0.12%
Last 3 months	1.01%	0.83%	0.18%
Last 6 months	2.12%	1.60%	0.52%
Financial Year to Date	3.15%	2.28%	0.87%
Last 12 months	2.75%	2.37%	0.38%

Waverley Council

Environmental Commitments Report - April 2023



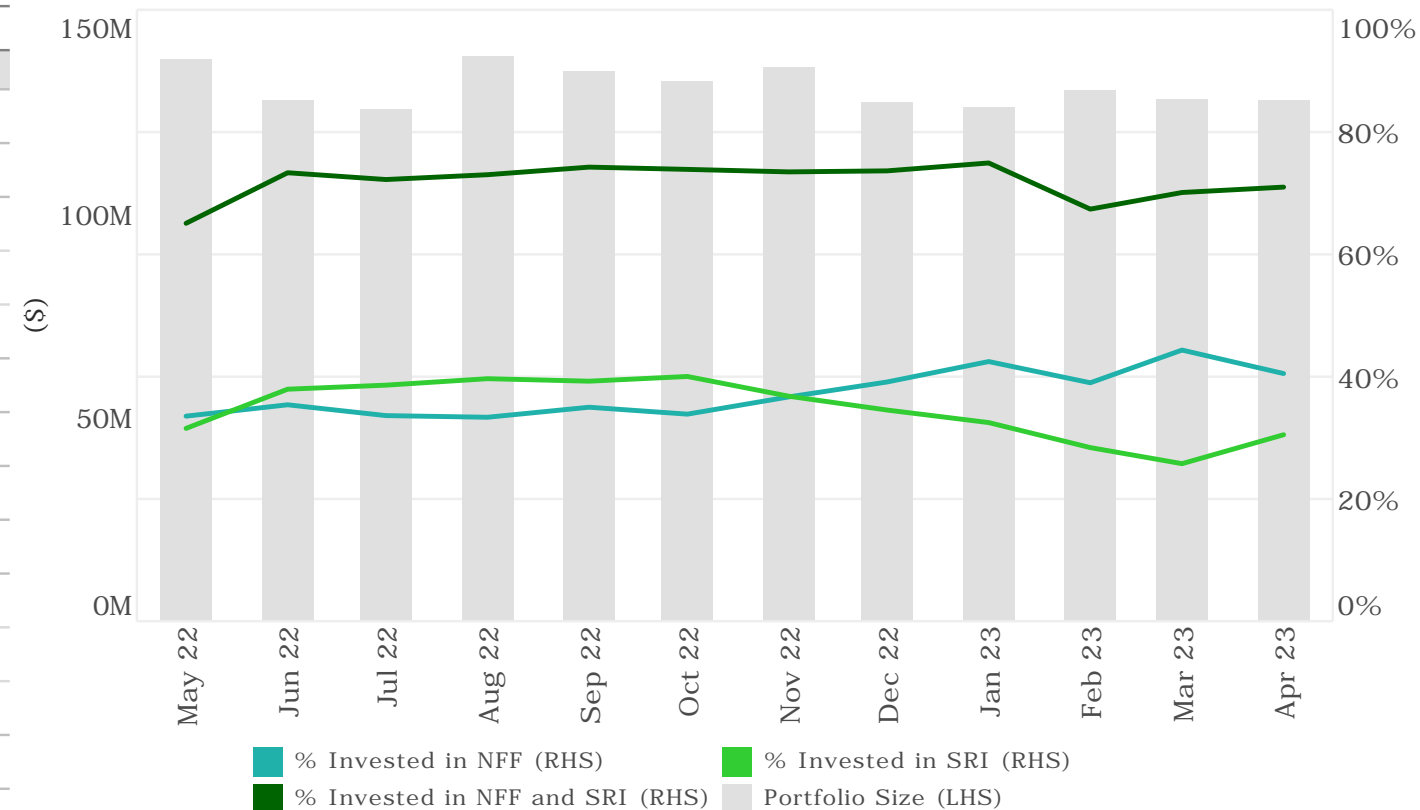
Current Breakdown

ADI Lending Status *	Current Month (\$)	Previous Month (\$)
Fossil Fuel Lending ADIs		
Commonwealth Bank of Australia	14,193,205	15,521,574
Westpac Group	9,000,000	9,000,000
	23,193,205 18%	24,521,574 19%
Non Fossil Fuel Lending ADIs		
Auswide Bank	3,000,000	3,000,000
Bendigo and Adelaide Bank	11,250,000	11,250,000
Great Southern Bank	1,000,000	1,000,000
Newcastle Greater Mutual Group	4,000,000	4,000,000
Suncorp Bank	32,550,000	37,550,000
	51,800,000 41%	56,800,000 44%
Other		
NSW T-Corp (Cash)	2,243,214	2,235,173
NSW T-Corp (LT)	11,646,973	11,508,392
	13,890,187 11%	13,743,564 11%
Socially Responsible Investment		
CBA (Green)	19,000,000	19,000,000
Westpac Group (Green TD)	20,000,000	14,000,000
	39,000,000 30%	33,000,000 26%
	127,883,392	128,065,138

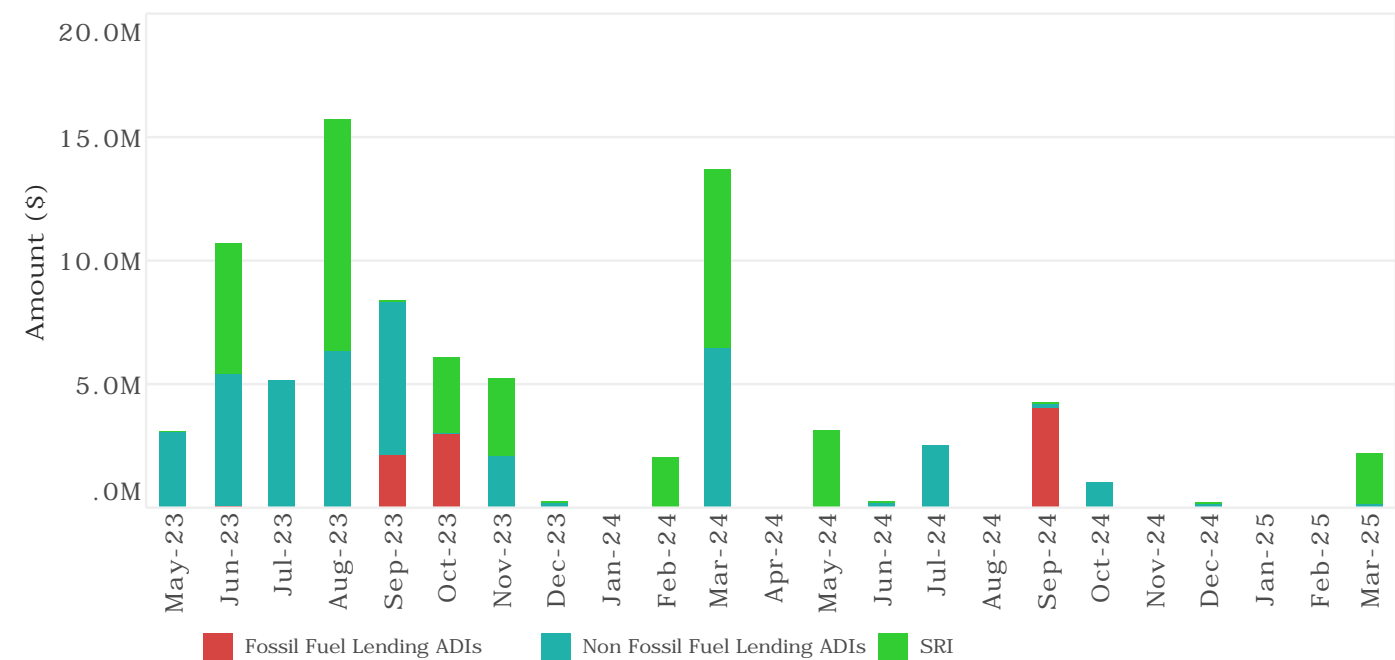
* source: Marketforces

Percentages may not add up to 100% due to rounding

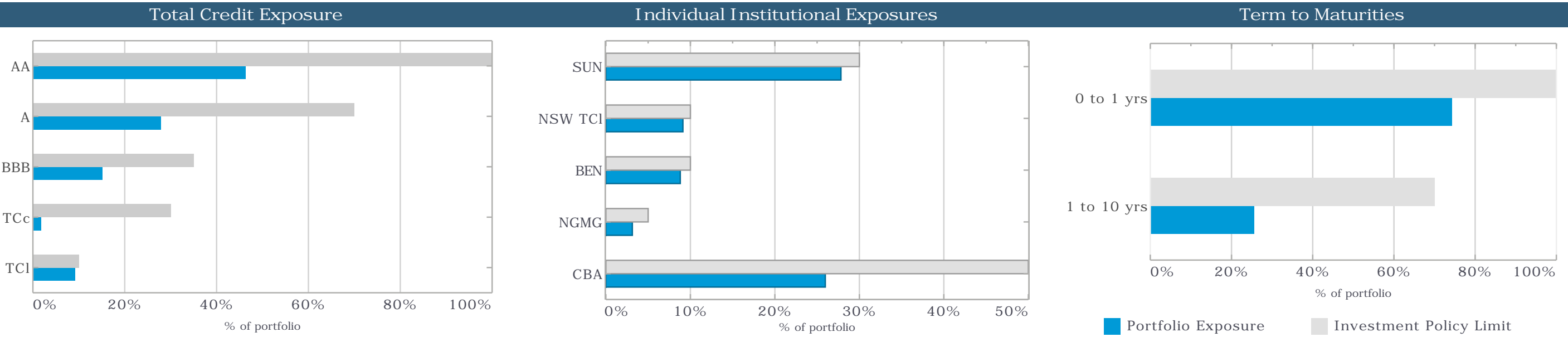
Historical Portfolio Exposure to NFF Lending ADIs and SRIs



Upcoming Maturities



Waverley Council
Investment Policy Compliance Report - April 2023



Credit Rating Group	Face Value (\$)		Policy Max	
AA	59,193,205	46%	100%	a
A	35,550,000	28%	70%	a
BBB	19,250,000	15%	35%	a
TCc	2,243,214	2%	30%	a
TCI	11,646,973	9%	10%	a
127,883,392				

Specific Sub Limits				
BBB+	11,250,000	9%	35%	a
BBB	8,000,000	6%	15%	a

Institution	% of portfolio	Investment Policy Limit	
Suncorp Bank (A+)	28%	30%	a
NSW T-Corp (TCI)	9%	10%	a
Bendigo and Adelaide Bank (BBB+)	9%	10%	a
Newcastle Greater Mutual Group (BBB)	3%	5%	a
Commonwealth Bank of Australia (AA-)	26%	50%	a
Auswide Bank (Baa2)	2%	5%	a
Westpac Group (AA-)	20%	50%	a
Great Southern Bank (BBB)	1%	5%	a
NSW T-Corp (TCc)	2%	30%	a

	Face Value (\$)		Policy Max	
Between 0 and 1 years	95,083,392	74%	100%	a
Between 1 and 10 years	32,800,000	26%	70%	a
127,883,392				

Specific Sub Limits				
Between 3 and 10 years	12,750,000	10%	50%	a
Between 5 and 10 years	0	0%	25%	a

a = compliant

r = non-compliant

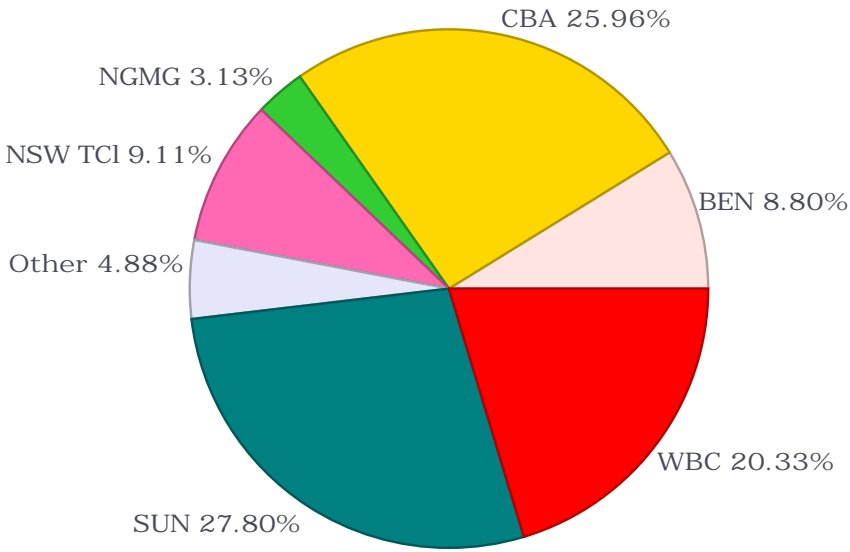
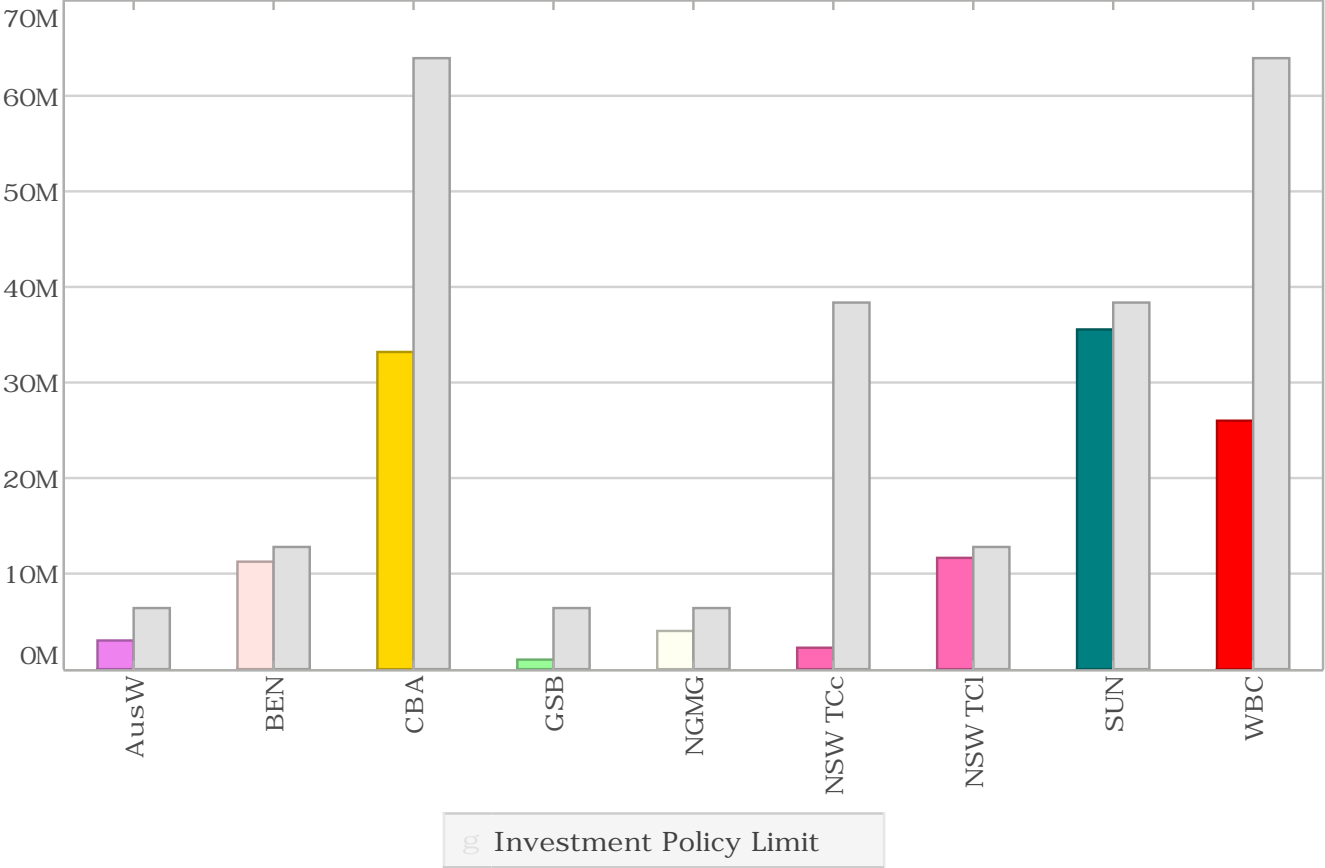
Waverley Council
Individual Institutional Exposures Report - April 2023



Individual Insitutional Exposures

Individual Insitutional Exposure Charts

	Current Exposures		Policy Limit		Capacity
Auswide Bank (Baa2)	3,000,000	2%	6,394,170	5%	3,394,170
Bendigo and Adelaide Bank (BBB+)	11,250,000	9%	12,788,339	10%	1,538,339
Commonwealth Bank of Australia (AA-)	33,193,205	26%	63,941,696	50%	30,748,491
Great Southern Bank (BBB)	1,000,000	1%	6,394,170	5%	5,394,170
Newcastle Greater Mutual Group (BBB)	4,000,000	3%	6,394,170	5%	2,394,170
NSW T-Corp (TCc)	2,243,214	2%	38,365,018	30%	36,121,804
NSW T-Corp (TCI)	11,646,973	9%	12,788,339	10%	1,141,366
Suncorp Bank (A+)	35,550,000	28%	38,365,018	30%	2,815,018
Westpac Group (AA-)	26,000,000	20%	63,941,696	50%	37,941,696
	127,883,392				



Waverley Council

Cashflows Report - April 2023



Actual Cashflows for April 2023

Date	Deal No.	Cashflow Counterparty	Asset Type	Cashflow Description	Amount
4-Apr-23	542468	Suncorp Bank	Term Deposit	Maturity: Face Value	3,000,000.00
		Suncorp Bank	Term Deposit	Maturity: Interest Received/Paid	1,314.25
		<u>Deal Total</u>			<u>3,001,314.25</u>
Day Total					3,001,314.25
24-Apr-23	538604	GSB Snr FRN (Oct24) BBSW+ 1.12%	Floating Rate Note	Coupon Date	10,857.45
		<u>Deal Total</u>			<u>10,857.45</u>
		Day Total			
27-Apr-23	543601	Suncorp Bank	Term Deposit	Maturity: Face Value	2,000,000.00
		Suncorp Bank	Term Deposit	Maturity: Interest Received/Paid	32,843.84
		<u>Deal Total</u>			<u>2,032,843.84</u>
Day Total					2,032,843.84
28-Apr-23	538331	SUN Snr FRN (Jul24) BBSW+ 0.78%	Floating Rate Note	Coupon Date	25,081.21
		<u>Deal Total</u>			<u>25,081.21</u>
		28-Apr-23	544048	Westpac Group	Term Deposit
<u>Deal Total</u>				<u>-3,000,000.00</u>	
28-Apr-23	544049			Suncorp Bank	Term Deposit
		<u>Deal Total</u>			<u>-3,000,000.00</u>
		Day Total			
<u>Total for Month</u>					<u>-929,903.26</u>

Forecast Cashflows for May 2023

Date	Deal No.	Cashflow Counterparty	Asset Type	Cashflow Description	Amount
2-May-23	543574	Suncorp Bank	Term Deposit	Maturity: Face Value	3,000,000.00
		Suncorp Bank	Term Deposit	Maturity: Interest Received/Paid	53,725.48
				<u>Deal Total</u>	<u>3,053,725.48</u>
				Day Total	3,053,725.48

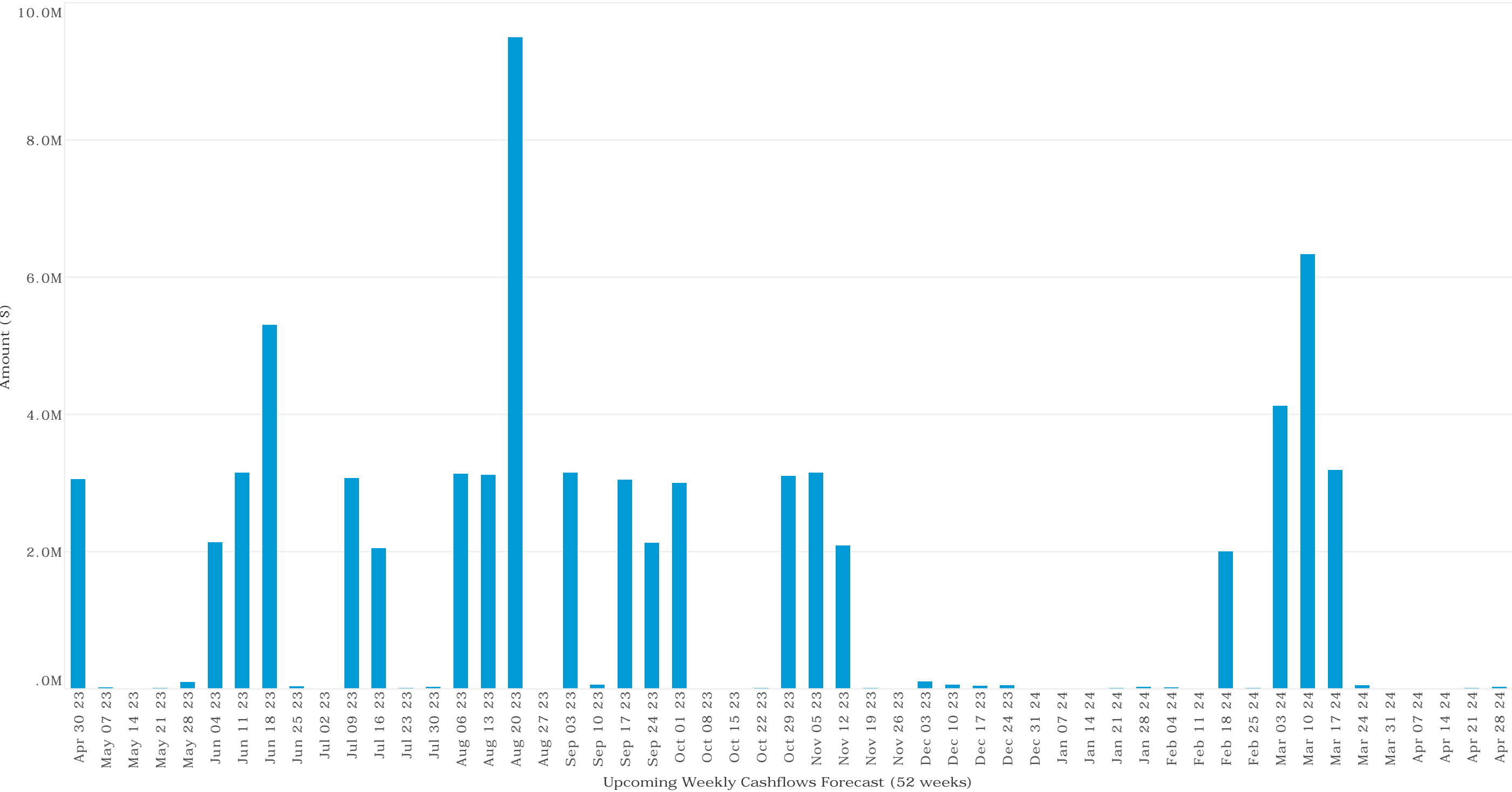
Waverley Council
Cashflows Report - April 2023



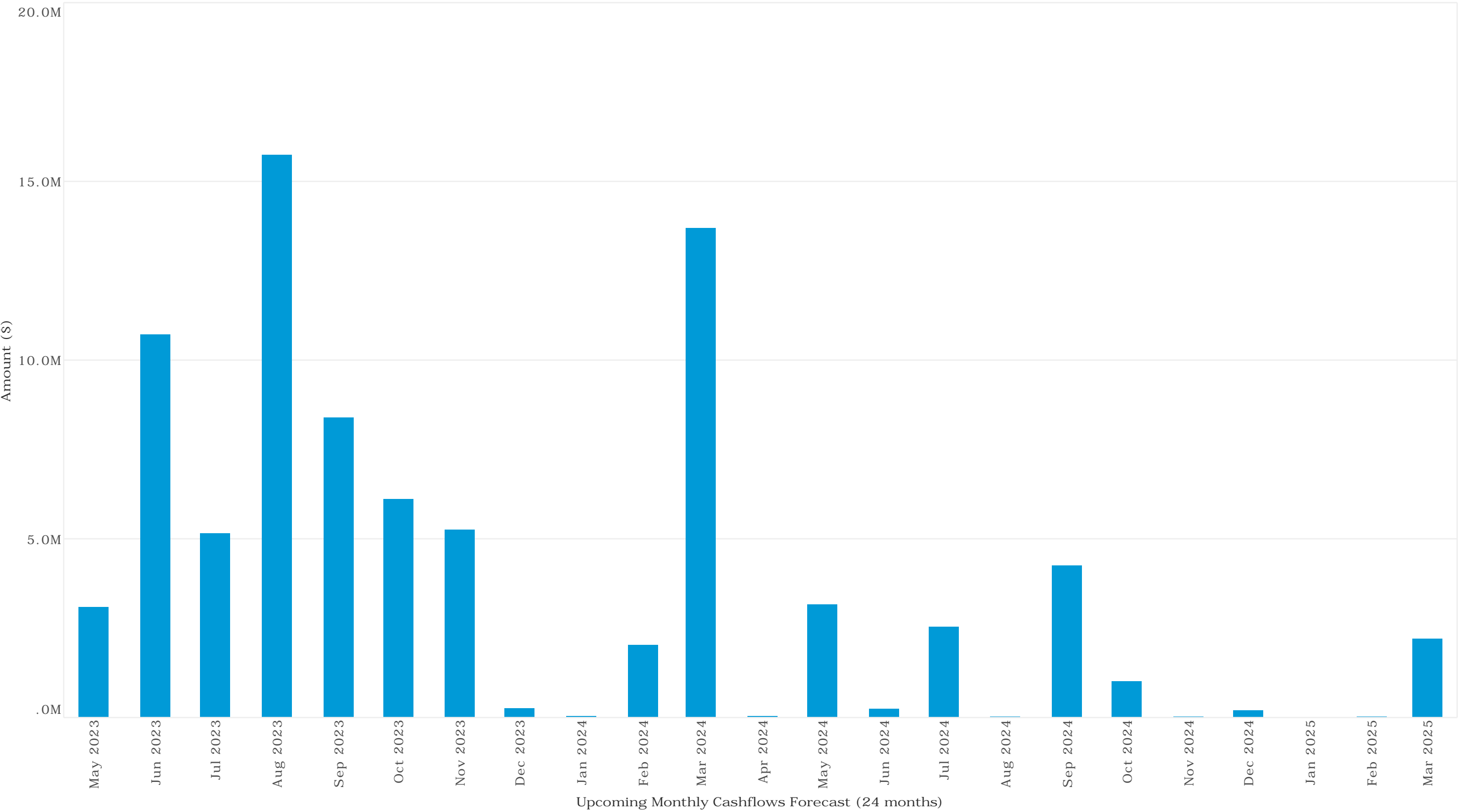
Date	Deal No.	Cashflow Counterparty	Asset Type	Cashflow Description	Amount
9-May-23	542328	Westpac Group	Term Deposit	During: Interest Received/Paid Dates	7,705.21
Deal Total					7,705.21
9-May-23	542329	Westpac Group	Term Deposit	During: Interest Received/Paid Dates	9,850.96
Deal Total					9,850.96
Day Total					17,556.16
24-May-23	540958	SUN Snr FRN (Feb26) BBSW+0.45%	Floating Rate Note	Coupon Date	12,563.44
Deal Total					12,563.44
Day Total					12,563.44
Total for Month					3,083,845.08

Waverley Council

Cashflows Report - April 2023



Waverley Council
Cashflows Report - April 2023



**REPORT
CM/7.3/23.05**

Subject: Audit, Risk and Improvement Committee - Annual Report 2022

TRIM No: SF23/1230

Manager: Richard Coelho, Executive Manager, Governance

Director: Tara Czinner, Director, Corporate Services

RECOMMENDATION:

That Council notes the Audit, Risk and Improvement Committee's Annual Report to Council for 2022 attached to the report.

1. Executive Summary

Under clause 8 of its Charter, the Audit, Risk and Improvement Committee (ARIC) is required to report to Council on its activities once each year.

The Committee's 2022 report to Council, prepared by the chair of the Committee and attached to the report, covers the activities of the Committee for the period January 2022 to December 2022.

It is recommended that Council notes the Annual Report.

2. Introduction/Background

Under clause 8 of its Charter, the ARIC is required to report to Council on its activities once each year.

The Annual Report is prepared by the chair of the ARIC and covers the period January 2022 to December 2022.

3. Relevant Council Resolutions

Nil.

4. Discussion

Nil.

5. Financial impact statement/Time frame/Consultation

Funds are allocated in Council's operational budget for the operation and support of an internal audit function, including the ARIC. There have been no unbudgeted costs to Council in preparing this report.

The attached report covers the Committee's activities from January 2022 to December 2022.

A draft of the Annual Report to Council was endorsed by the ARIC at its meeting on 6 April 2023.

6. Conclusion

It is recommended that Council notes the attached report from the chair of the ARIC about the Committee's activities in 2022.

7. Attachments

1. ARIC Annual Report 2022 [↓](#) .

Annual ARIC Report January 2022 – December 2022

About the report

This annual report documents the operation and activities of the Audit Risk & Improvement Committee (ARIC) and an overview of the Internal Audit function for Waverley Council for the period from January 2022 to December 2022.

The ARIC is a key component of Waverley Council's governance framework. The objective of the ARIC is to provide independent assurance and assistance to Council by overseeing and monitoring Council's governance, risk and control frameworks and its external accountability requirements.

There are 3 independent members and 1 councillor on the Committee

Purpose of this report

The purpose of this report is tabled under Clause 8 of the ARIC Charter which requires that:

The Committee shall report to the Council on the management of risk and internal controls at least once each year. At the first meeting after the financial statements are considered each year by the Committee, the Committee through the Chair shall also submit and present a formal report outlining its major achievements, issues identified and other relevant matters to a closed session of a Council meeting

Member Profiles

Waverley Council's ARIC has been established as an advisory committee of Council to provide independent assurance.

Members have varied qualifications and experience which contribute to the effectiveness of the Committee.

Here is a snapshot of the members:

Independent Members

Elizabeth Gavey-Committee Chair

B Com (Economics) LLB GAICD

Elizabeth joined Waverley Council's Audit Risk and Improvement Committee as an independent member when it was first constituted in October 2019. She also serves on the Audit Risk and Improvement Committees for 3 other Local Councils in New South Wales and on the Audit and Risk Committee for the NSW Electoral Commission, the Office of Independent Review and the Audit Office of NSW.

She has 30 years' plus experience gained in commercial law, investment banking and the health sector and is an experienced Company Director in the Not for Profit sector.

Kath Roach – Committee Member

B. Comm; MBA; GAICD

Kath was appointed to Waverley Council's Audit Risk and Improvement Committee as an independent member at its commencement in October 2019. Kath has over 20 years' public sector and general management experience and established SINC Solutions Pty Ltd which works across numerous local councils in NSW. Kath was the Executive Director, Governance & Regulation for the NSW Department of Housing and the first Local Government Internal Ombudsman in NSW. Kath also has 13 years' experience as a Detective Sergeant, with the Australian Federal Police. She has extensive experience in the areas of corruption prevention, whistle-blowing, fraud awareness, local government best practice, ethics and governance. Kath is also an independent member of the Inner West Local Planning Panel and a Conduct Reviewer on numerous Code of Conduct Panels for local Councils.

John Gordon – Committee Member

B.Comm.(Hons.), FCA, CPA, AGIA, ACG, AIIA (Aust.), MAICD, JP.

John was appointed to the Committee on its formation in October 2019. He is an assurance, risk and corporate governance specialist. John had a career of over 30 years, 22 as an Audit/Assurance Partner, with PwC (PricewaterhouseCoopers) and predecessor firms. Clients covered a broad range of organisations including listed public companies across most industry sectors. Public Sector clients, including Federal, State and Local Governments, comprised approximately 30 % of John's portfolio. John served in the roles of Hunter Region Managing Partner; NSW Local Government Leader; National Staff Partner, and National Risk Management Partner for the Resources, Services and Government Division of PwC.

Since 2009, John has worked in governance and risk. He has served with Audit & Risk Committees for over 25 ACT, NSW State and NSW Local Government agencies as well as not-for-profit organisations. John is chair or member of 8 Audit & Risk Committees including 4 in NSW Local Government.

Councillor Member**Dominic WY Kanak**

"I pay respect to Elders and Country, and to the memory of Auntie Pat Dixon, Founder of LGAN NSW. Waverley, your community support is appreciated."

The people of Waverley Local Government Area, LGA, are served by Dominic in his capacity as an Indigenous (First Nations TI>Erub, and South Sea>Epi) boondiboondi Bondi Ward Waverley Greens Councillor (first Elected September 1999; Deputy Mayor 2017-2019, 2007-2008). He has co-chaired Waverley Council's Multicultural Advisory Committee, and as the Mayor's nominee, chaired the Eastern Region Local Government Aboriginal Torres Strait Islander Committee (ERLGATSI Forum) on behalf of Woollahra, Waverley, Randwick, Bayside (amalgamated Botany Bay, Rockdale), City of Sydney and Inner West (amalgamated Leichhardt, Marrickville, and Ashfield) Councils.

A paralegal, law student and Native Title Consultant (NTC), Dominic was Honorary NTC for Rockdale and District Landscape Heritage Committee (RDLHC), and a past Executive Committee Convenor of the Indigenous Working Group for the United Nations Association of Australia (NSW Branch).

Outside of Council responsibilities, Dominic was a driver for Oscar Winner, Cate Blanchett, during 1993 ABC TV series 'Heartlands', participated as an Associate Member of (First Nations) Darug Link Association in 1994 prior to their Native Title Claim over parts of Sydney, was part of the then Royal Prince Charles' (now King Charles III) Media Entourage in 1994; and was a NSW Commonwealth Education Coordinator for the UN International Year for the World's Indigenous Peoples (1993), attending the United Nations Permanent Forum on Indigenous Issues with Siberian (Russia) Indigenous Sakha People (New York, USA, 2018) after Australia ratified the UN Declaration on the Rights of Indigenous Peoples, UNDRIP, in 2009.

During his terms on Council, Dominic has served the community as a member of the Management Committee for the NSW Reconciliation Council (Reconciliation NSW nominee to Indigenous Veterans Committee) and as a former Director (Vice Chair) on the 2014 Board of Tranby Aboriginal College, (Deaths in Custody Watch Committee, 1987) Glebe, as well as being President (and Vice President, 2015-2016) of the NSW Local Government Aboriginal Network, LGAN (2017-2021).

Dominic's passionately held values for Bondi-Waverley's Grassroots Democracy consensus process through 'Caring for Country and Community' is demonstrated by locally advocating policy interests including:

- 'Truth, Treaty, Voice' to be then constitutionally recognized;
- Protection of Community/Women/Heritage/Native Title/Crown-Public Land & Water;
- Reconciliation; Constitutional Recognition for Local Government;
- 'Green' Sustainability in curbing overdevelopment;
- and Social-Economic Justice/Health (COVID related) Advocacy for Our Community's vulnerable marginalised and isolated People.

How the Committee is supported by Legislation

The new *Local Government (Planning and Governance) Amendment Act 2016 Section 428A* mandates the requirement for an Audit, Risk and Improvement Committee and specifies its responsibilities. Councils were required to establish an Audit Risk and Improvement Committee by 4 June 2022.

Waverley Council took a proactive position in 2019 to implement the ARIC and its operations in line with the legislation to support a sound governance framework and to provide greater assurance around Council's activities.

What the Committee is tasked to do

The Committee operates under the Audit, Risk and Improvement Committee Charter which reflects guidelines provided by the NSW Office of Local Government and industry best practice. The Charter was approved by Council on 18 February 2020 and includes the responsibilities specified under Section 428A of the *Local Government (Planning and Governance) Amendment Act 2016*.

The objective of the Committee is contained in the ARIC Charter:

The Waverley Audit, Risk and Improvement Committee ('the 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 adequate and effective for the management of risk across the organisation.

The Charter contains a number of administrative requirements and also prescribes the main responsibilities of the Committee into broad categories as follows:

- Compliance
- Risk Management
- Fraud Control
- Financial Management
- Governance
- Implementation of the strategic plan, delivery program and strategies
- Service Reviews
- Collection of performance measurement data

The Committee annually adopts a forward responsibility meeting plan that ensures coverage of these responsibility areas over a twelve-month period.

An overview of the year and key achievements of the Committee

During 2022, the ARIC performed its functions and responsibilities, as outlined in the ARIC Charter. This was facilitated by the adoption of a Forward Responsibility Calendar, which reflects the requirements of the Charter and Legislation, allocating the varying responsibilities to nominated meetings across a 12-month period to ensure complete coverage.

The ARIC recognises that 2022 was a challenging year for Council as a result of the continuation of the COVID-19 pandemic and significant adverse weather events that put pressure on Council's resources requiring Council to significantly alter the way it operates and still have many staff working remotely. Coupled with this was a management restructure and a period of time when all Directorates were headed by persons in acting roles.

Despite this, Council has continued to develop its management of strategic and operational risks, financial and other internal controls and compliance obligations as well as adapt to changes in the Council's operations. Areas on which to focus and dedicate resources have been prioritised by Council using a risk based approach.

The ARIC believes that Council is adequately supporting its internal and external audit functions and meets its external accountability requirements.

The ARIC's overall assessment is that the arrangements in the areas of responsibility specified in the ARIC Charter were operating adequately during 2022.

Key achievements of the ARIC in 2022 include:

- Endorsement of a comprehensive and risk-based Internal Audit Program for 2022-2023.
- Continued oversight of Council's financial position with annual reviews of Council's long-term financial plan and quarterly reviews of its budget and investments initiated.
- Review of Council's Investment and Reserves Policies and procedures.
- Monitoring and review of Council's continued response to COVID-19 and adverse weather events and the economic and social impact of the same.
- Oversight of the development of Risk Management, Compliance and Governance Frameworks
- Oversight of Council's ICT Modernisation and Information Management Programs and Cyber Security uplift activities, with these items being a standing agenda item at ARIC meetings.
- Review and oversight of the implementation of recommendations from internal audits, reviews and investigations
- Oversight of implementation of the External Audit Management Letter recommendations
- Review of Council's Financial Statements on 8 September 2022.
- "Deep dives" into the core governance frameworks being developed by Council (Risk Management and Business Improvement Frameworks and Council's Performance Data Collection and Measurement Process) prior to the scheduled normal ARIC meetings.
- Receiving updates on the implementation of business improvement activities.
- Review of the management of volunteers engaged by Council, including consideration of the tragic death of a volunteer at another NSW council and working with children and vulnerable people to assess whether those risks were being appropriately managed by Council.

Overall, during 2022, the Committee continued to be a well-balanced team that has operated in a collaborative and constructive manner

2 Committee assessment of key responsibility areas for January 2022 – December 2022

The Committee has assessed the key responsibility areas as follows

Responsibility	Assessment
Compliance	<p>Specific areas of compliance well established including work health safety and financial reporting.</p> <p>Comprehensive Council-wide compliance risk framework remains under development</p>
Risk Management	<p>Work was undertaken in 2022 to review Council's Risk Framework and reassess risks being faced by Council.</p> <p>Although the Enterprise Risk Management Framework is currently at an emergent level of</p>

	<p>maturity, a mature awareness of risks and a commitment by management to further developing a strong risk culture is evident</p>
Fraud Control	<p>Fraud and corruption prevention controls are at an intermediate level of maturity.</p> <p>In March 2021 an assessment was undertaken of Council's fraud control framework using the Audit Office of NSW's Fraud Improvement Toolkit, to benchmark Council's fraud controls. All recommendations to uplift Council's maturity in this area have now been actioned and a comprehensive Fraud and Corruption Control Framework is being implemented.</p> <p>A new benchmarking of Council's fraud control maturity is scheduled for mid-2023.</p>
Financial Management	<p>Council has prepared a Long-Term Financial Plan and is aware of the fiscal constraints it will face based on current budget projections.</p> <p>The ARIC notes that significant expenditure is planned for the ICT Modernisation Program which is expected to cause Council to have a negative operating performance ratio in FYs 2023/2024 and FY2024/2025. However, the successful completion of the ICT Modernisation Program is expected to generate financial benefits allowing Council to return to a positive operating performance ratio.</p> <p>A series of service reviews is also planned to assist in managing the situation</p>
Governance	<p>Governance processes in place and at an emergent level of maturity.</p> <p>Significant uplift work was undertaken in 2022, with an overarching governance framework being approved in May 2022.</p> <p>36 actions have been identified to complete the governance uplift. These are scheduled for completion by June 2023.</p>

Strategic Plan, Delivery Program and Strategies	Strategic plans, delivery program and strategies implemented. Work underway to ensure alignment between the plans and delivery programs to create a more holistic planning and delivery program noted by the ARIC
Service Reviews	Service reviews planned and will be presented to the ARIC once finalised
Performance Measurement Data	As above
Overall	<p>Council is working diligently to establish and embed frameworks. Despite the continuing impact of the COVID-19 pandemic and the departure from Council of senior management, significant progress has been made in further developing the Enterprise Risk Management, Compliance and Governance Frameworks.</p> <p>Staff vacancies have had an impact on identifying and clearing audit, review and investigation recommendations and progress in this area will continue to be monitored by the ARIC.</p> <p>The ARIC notes progress in development of robust governance systems and expects there will be continued progress in 2023</p>

Committee Dashboard

Participation in meetings during 2022

The Committee has four (4) scheduled normal meetings during the calendar year and one special meeting for the review and endorsement of the financial statements (8 September 2022). There was a quorum for each of the meetings held in 2022.

Attendance at meetings for the calendar year is as follows:

Name	Role	Eligible*	Attended
Elizabeth Gavey	Independent Chair	5	5
Kath Roach	Independent	5	5

John Gordon	Independent	5	5
Dominic WY Kanak	Councillor	5	2
Tim Murray	Councillor (Alternate)	3	3**
Non-Committee Regular Attendees			
NSW Audit Office	NSW Audit Office	5	2
Nexia Australia	External Audit Contractor	5	3
Emily Scott	General Manager	5	5
Grant Thornton Australia	Internal Auditor	5	5
Karen Mobbs	Chief Audit Executive/ General Counsel (to May 2022)	1	1
Richard Sheridan	Interim Director Finance and Governance (to October 2022)	4	4
Tara Czinner	Director Corporate Services (from September 2022)	1	1
Sharon Cassidy	Director, Assets and Operations (Acting Director to August 2022)	5	5
George Bramis	Acting Director, Planning, Environment and Regulatory (to June 2022)	2	2
Mitchell Reid	Acting Director, Planning, Sustainability and Compliance	1	0
Fletcher Rayner	Director, Planning Sustainability and Compliance (from September 2022)	1	1
Meredith Graham	Acting Director, Customer Service and Organisation Improvement (to October 2022)	3	3
Ben Thompson	Director Community Culture and Customer Experience (from October 2022)	1	1
Richard Coelho	Executive Manager, Governance and Risk	5	5
Teena Su	Executive Manager Finance	5	5
Al Johnston	Committee Secretary	5	5

*Attendance at the September 2022 meeting for the review and endorsement of the financial statements was limited to the ARIC members, the General Manager, the external and internal auditors, the Chief Audit Executive, representatives from Finance and Assets and Operations and the Committee Secretaries

**Councillor Tim Murray attended ARIC meetings in March, June 2022 and part of the ARIC meeting in July 2022 in his capacity as an Alternate Councillor member

In addition to the meetings above;

- The Committee received presentations on the topics prior to the ARIC meeting covering the

following areas –

- March 2022 – Risk Project Work Program
- June 2022 – Risk Management Framework Development
- July 2022 – Council’s Business Improvement Framework
- September 2022 – Council’s Performance Data Collection and Measurement Process and associated Risks;
- The General Manager provided a briefing session to the independent members of the ARIC regarding staffing issues and associated risks in November 2022;
- The ARIC had confidential in camera meetings with the Audit Office of NSW in November 2022;
- The ARIC had a confidential in camera meeting with the internal auditor, Grant Thornton in November 2022; and
- The ARIC Chair held an induction session with the General Manager and the new Executive Leadership Team in November 2022

ARIC Business Papers and Reports reviewed

Meeting Date	Number of Papers/Reports reviewed and discussed
31 March 2022	11
2 June 2022	13
28 July 2022	9
8 September 2022 (Review of 2021/2022 Financial Statements)	4
24 November 2022	12

Committee Actions Register

The Committee Actions Register includes items raised by ARIC members for action/re-submission

Number of actions raised – 28

Number of actions completed – 24

Number of actions due to next/future meeting – 4

Internal Audit Reports/Reviews & Recommendations considered

Audit Name	No. of Recommendations	Overall Assessment	ARIC Meeting Date

Information Technology General Controls	7 Recommendations (4 Moderate; 3 Low) 1 Performance Improvement Opportunity	Needs Improvement	2 June 2022
Cemetery Management	19 Recommendations (4 High; 9 Moderate; 6 Low)	Needs Improvement	2 June 2022
Procurement Review	10 Recommendations (6 Moderate; 4 Low) 1 Improvement Opportunity	Acceptable	28 July 2022
Developer Contributions	6 Recommendations (1 High; 2 Moderate; 3 Low)	Needs Improvement	24 November 2022
Development Applications	4 Recommendations (2 High, 2 Low) 1 Performance Improvement Opportunity	Needs Improvement	24 November 2022
Payroll and Timesheets	4 Recommendations (4 Low) 1 Performance Improvement Opportunity	Acceptable	24 November 2022
Total Recommendations Reviewed	50		

Other activities undertaken by the ARIC:

- Oversighting the development and implementation of the governance, compliance and risk management frameworks
- Oversighting Council's ICT and Information Management Modernisation Programs and Cyber Security Initiatives. These are major projects currently being undertaken by Council of a significant dollar value and associated risks. Accordingly, an update on these items is a standing agenda item at ARIC meetings
- Reviewing Council's work on its Fraud and Corruption Control Activities
- Monitoring the status of audit recommendations and revisiting prior audits, reviews and investigations for status updates
- Monitoring the status of the 4-year Audit Plan and Annual Audit Program
- Monitoring the implementation of recommendations of the NSW Audit Office's Procurement Performance Audit review, where Council was selected as one of six auditees.
- Oversighting the External Audit Management Letter and Engagement Plan
- Monitoring Council's performance against budget and investment performance on a quarterly basis and oversight of Council's preparation of its Long term Financial Plan and Council's Investment Policy and Management.

- Considering Council's assessment of its practices against recommendations made by ICAC in its Operation Ember Report which are designed to mitigate the risk of fraud and corruption in the procurement process
- Reviewing complaints and Employee Assistance Program data to identify any trends
- Reviewing Workplace Health and Safety statistics to assess Council's management in this area
- Reviewing GIPA and Office of Local Government reporting statistics
- Oversighting any significant investigations affecting Council.

ARIC Effectiveness

Clause 8.1 of the ARIC Charter requires the ARIC, through the Chairperson, to review the ARIC's performance at least once every 2 years, with an assessment of performance to be presented to Council.

This Assessment was conducted in 2022 via a questionnaire issued to ARIC members and regular attendees to the ARIC meetings. The overall feedback received was positive and, in many areas, rated higher than in the previous year, although the "overall contribution" rating dropped from 4.6 to 4.3 (noting that this is still high). A summary of the results set out below.

Criteria	Average Response (1 Strongly disagree – 5 Strongly agree)
Independent Assurance -	
I have confidence that the Committee provides independent assurance and assistance to Council in the effective discharge of its responsibilities in relation to the following areas	
Compliance	4.2
Risk Management	4
Fraud Control	4.3
Financial Management	4.3
Governance	4.3
Implementation of Strategic Plan, Delivery Program and Strategies	3.5
Service Reviews	3.7
Collection of Performance Measurement Data by Council	3.6
Promotion of Governance	
The Committee facilitates and promotes sound governance procedures throughout Council.	4.2

Criteria	Average Response (1 Strongly disagree – 5 Strongly agree)
The roles/responsibilities of the Committee are clear and are carried out in accordance with the Audit, Risk and Improvement Committee Charter	4.8
Criteria	Average Response (1 – Strongly Disagree – 5 – Strongly Agree)
Communication	
The Committee is an effective forum for communication between stakeholders i.e. Council, the General Manager, Senior Management, and Internal and External Audit	4.7
Meetings	
Committee agendas are consistent with the Committee's charter	4.7
Committee meetings are well structured	4.6
Committee decisions are made after appropriate discussion/consideration	4.4
Committee papers are generally sufficiently informative, succinct and timely	4.5
An appropriate amount of time is spent at meetings on Council's financial management risks	4.7
An appropriate amount of time is spent at meetings on Council's non-financial risks	4
The current frequency of meetings is appropriate	4.7
Committee Members' Contribution	
Committee Members come to meetings prepared and ready to contribute	4.8
Committee Members collectively have the expertise and skill set required to fulfil the goals and purpose of the Committee	4.8

Criteria	Average Response (1 Strongly disagree – 5 Strongly agree)
Overall Contribution	
Overall, the Committee has made a positive contribution to the achievement of Council's objectives and greater assurance and/or improvements in governance	4.3

Key areas of focus for the ARIC identified in the questionnaire in 2023 are similar to those identified in 2022, namely:

- recognise that Council has recently and continues to be going through a great deal of change and support management to manage risks in this environment
- continued focus on the implementation of The ICT Modernisation Program and associated change management
- implementation and embedding of the risk management framework
- oversight of service and improvement processes
- attention to the process by which Council balances the economic growth and development in the area against cultural, heritage and environmental sustainability considerations
- implementing the Guidelines for Risk Management and Internal Audit for Councils in NSW, and aligning them to what will work best for Council, having regard to Council's resources
- managing agenda size and priorities and the length of ARIC meetings
- ensuring that the ARIC's focus remains strategic and prioritised based on risk profiles

Internal Audit

In July 2020 Grant Thornton were engaged by Council to provide outsourced Internal Assurance to support the Chief Audit Executive deliver on a 4 year Strategic Internal Audit Program.

The ARIC endorsed the Internal Audit Charter in May 2020.

Under the current Internal Audit Charter, the internal audit function at Council was at the commencement of 2022 managed by the person appointed by the General Manager to be the Chief Audit Executive. As a result of a restructure at the Directorate level in Council, this position is currently vacant.

As new guidelines concerning the internal audit function in local councils was issued by the Office of Local Government in late 2022, a review of the internal audit function and also the terms of the Internal Audit Charter will be conducted in early 2023 to ensure alignment with the guidelines.

Internal Audit Plan

The 2021-2022 Internal Audit Plan was completed, although final reports for 2 reviews were

submitted to the ARIC after 30 June 2022. This was caused primarily due to staff vacancies (due to COVID-19 absences and staff being on leave or in acting roles).

Having regard to Council's current risks, issues and operating environment and also trends and insights of the Local Government sector, Grant Thornton updated the rolling 4-year Strategic Internal Audit Program for the financial years 2023-2026, and the Annual Internal Audit Plan for 2022-2023.

The Annual Internal Audit Plan for 2022-2023, which was endorsed by the ARIC in June 2022, is devised to touch on key strategic risks for Council, namely:

- Brand and reputation
- Financial Sustainability; and
- Community and Staff Safety

The 2022-2023 Annual Internal Audit Plan includes two areas identified by Management as being of high priority, namely Swimming Pool Management and a Plant/Workshop (Maintenance) Review.

Next Year

New requirements affecting the Internal Audit function and Audit Risk and Improvement Committee.

In 2019 the Office of Local Government (OLG) commenced a process to review the Guidelines for Risk Management and Internal Audit for Local Government in NSW (the "Guidelines"). On 19th December 2022 the OLG advised that the Guidelines have been approved however, the OLG has advised that the amendments to the Local Government (General) Regulation 2021 giving statutory force to elements of the Guidelines will not be made until early 2023.

The approved Guidelines provide guidance for Councils as to how they can satisfy the requirements of the legislation, particularly by requiring councils to have a mandatory internal audit function and Audit, Risk and Improvement Committee. Notably, the Guidelines specify that there may only be one non-voting Councillor Member on an ARIC. The Guidelines must be complied with by 1 July 2024.

Waverley Council has already pre-empted many of the requirements in the Guidelines and is in a good position to adjust to others as required. A review of the ARIC and Internal Audit Charters will be undertaken in the first half of 2023 to ensure alignment with the Guidelines.

The NSW Audit Office

Since becoming the external auditor for local government in NSW in 2016, the NSW Audit Office is becoming more robust and targeted in the conduct of its financial and performance audits. The ARIC monitors reports issued by the NSW Audit Office that may not directly relate to Waverley Council to identify recommendations that may assist Council to improve its control environment and operations.

Council has worked cooperatively with the NSW Audit Office with their representative being a regular invitee to all ARIC meetings. It is anticipated that this cooperative relationship will continue into the future. The NSW Audit Office has advised Councils of their areas of focus for both financial audits and performance audits in financial year 2022/2023.

ARIC Activities for 2023

The rolling four-year and annual internal audit plan has been designed taking into consideration both Council's strategic risks as well as emerging pressures and opportunities. The ARIC will continue to review the internal audit plan to ensure that it takes into account the changing environment and key aspects of Council's operations.

Areas for the ARIC to focus on in 2023 include:

- overseeing Council's significant ICT and Information Management Modernisation Programs, which are key pillars in driving financial benefits for Council in the future and essential for its service delivery and stakeholder satisfaction commitments.
- with cyber risks remaining inherently high across the globe, the Committee will continue to monitor Council's uplift of its cyber security position
- the overall assurance plan incorporating the relationships between core assurance, risk and internal audit
- the progress of implementing recommendations from internal and external reviews on a timely basis
- the long term financial sustainability of Council
- continuing to drive incremental improvements in Enterprise Risk Management, Compliance and Governance Frameworks and Fraud and Corruption Prevention controls

Conclusion

The 2022 year continued to be challenging with the continuation of the COVID-19 pandemic and extreme weather events impacting Council's operations. Despite this, Council continued to serve the community and worked to strengthen its governance processes.

The finalisation of the directorate restructure and the appointment of permanent heads to those directorates should bring stability and allow for renewed focus on further developing good governance and improvement at Council

The Council and Committee are well placed to meet the expanded requirements set out in the Guidelines issued by the OLG for Internal Audit, Risk Management and Audit, Risk and Improvement Committees, with many of the requirements contained within them already in place.

The ARIC has fulfilled its responsibilities under the Audit Risk & Improvement Committee Charter for the period and has a plan to continue to do so, via the adoption of the rolling forward responsibility calendar. The Committee has operated cooperatively to provide feedback and assurance to management and Council.

I take this opportunity to thank the other Committee members both past and present; the General Manager, management and staff for their valuable contribution and support; and the internal and external audit teams for their forthrightness. In particular I would like to thank my fellow Committee member, Kath Roach, who after serving on the Committee for 3 years has decided to resign. Her knowledge and insight into the local government sector will be sorely missed.

All these people have contributed to the Committee's success. It is a privilege to serve on the Committee and work with my fellow Committee members and management and I look forward to continuing to do this in the coming year.

Elizabeth Gavey

Chair, Waverley Council Audit, Risk and Improvement Committee

January 2023

REPORT
CM/7.4/23.05

Subject: Audit, Risk and Improvement Committee Meeting
Minutes - 24 November 2022

TRIM No: SF23/1014

Manager: Richard Coelho, Executive Manager, Governance

Director: Tara Czinner, Director, Corporate Services

RECOMMENDATION:

That Council notes the minutes of the Audit, Risk and Improvement Committee meeting held on 24 November 2022 attached to the report.

1. Executive Summary

Council established the Audit, Risk and Improvement Committee (ARIC) in February 2019. 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 24 November 2022 were confirmed by the Committee at its meeting on 6 April 2023 and are attached to this report.

2. Introduction/Background

The ARIC 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.

In accordance with section 9.6 of the Committee's Charter, the minutes are reported to Council after being confirmed by the Committee.

3. Relevant Council Resolutions

Nil.

4. Discussion

Nil.

5. Financial impact statement/Time frame/Consultation

Nil.

6. Conclusion

The minutes of the ARIC meeting held on 24 November 2023 have been confirmed by the Committee and are attached to this report for Council's noting.

7. Attachments

1. ARIC - 24 November 2022 - Minutes [↓](#) .



**MINUTES OF THE AUDIT, RISK, AND IMPROVEMENT COMMITTEE MEETING
HELD AT WAVERLEY COUNCIL CHAMBERS, CNR PAUL STREET AND BONDI ROAD, BONDI JUNCTION ON
THURSDAY, 24 NOVEMBER 2022**

Voting Members Present:

Elizabeth Gavey (Chair)	Independent Member
John Gordon	Independent Member
Kath Roach	Independent Member

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
Mahesha Rubasinghe	Internal Auditor (Engagement Manager, Grant Thornton Australia)
Richard Coelho	Executive Manager, Governance and Risk (Item 5.8)
Teena Su	Executive Manager, Finance
Daphne Brown	Special Project Lead (Items 5.7 and 5.8)
John Mantzios	Chief Information Officer (Item 5.6)
Kevin Trinh	IT Manager, Information Management and Technology (Item 5.6)
Al Johnston	Committee Secretary

At the commencement of proceedings at 9.06 am, those present were as listed above.

Prior to the commencement of the meeting, the General Manager gave a presentation to the ARIC members on an industrial relations matter.

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

Apologies were received from:

- Cr Dominic Wy Kanak (Councillor Member).
- Caroline Karakatsanis, Audit Office of NSW.
- Brett Hanger, External Auditor (Nexia Australia).
- Jarrod Lean, Internal Auditor (Engagement Partner, Grant Thornton Australia).

2. Declarations of Pecuniary and Non-Pecuniary Interests

The Chair called for declarations of interest, in addition to those standing declarations of interests made by members, and none were received.

3. Confirmation of Minutes

ARIC/3.1/22.11 Confirmation of Minutes - Audit, Risk and Improvement Committee Meeting - 8 September 2022 (SF21/6067)

MOTION / DECISION

Mover: Elizabeth Gavey
Seconder: John Gordon

That the minutes of the Audit, Risk and Improvement Committee meeting held on 8 September 2022 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/4.1/22.11 Actions from Previous Meetings (SF21/6071)

MOTION / DECISION

Mover: John Gordon
Seconder: Kath Roach

That the Committee notes the status of the actions from previous meetings as at 24 November 2022 attached to the report.

DISCUSSION

Regarding:

- Action Item 1, the Committee noted the revised due date of the Probity Guidelines review is June 2023.

- Action Item 16, the Committee noted the review of the internal audit charter and committee charter will be deferred to the 2023 work plan as the OLG's final guidelines on *Risk Management and Internal Audit for Local Government Council's in NSW* have not yet been released.

5. Reports

ARIC/5.1/22.11 Audit Office of NSW - Audited Financial Statements (A21/0527)

MOTION / DECISION

Mover: Elizabeth Gavey

Seconder: John Gordon

That the Committee:

1. Notes the Engagement Closing Report on the 2021–22 Financial Statements attached to the report (Attachment 1).
2. Notes that the Audited Financial Statements 2021–22 attached to the report (Attachment 3) were submitted to OLG on 31 October 2022 and presented to Council at its meeting on 15 November 2022.

DISCUSSION

The Committee noted that the independent members of the Committee held an in-camera meeting with the external auditor (Brett Hanger) on Tuesday before this meeting.

With regard to the Engagement Closing Report the Committee noted that the Audit Office had not identified further matters to report since the issue of the Interim Management Letter in August 2022 and therefore a final Management Letter will not be issued.

The Committee discussed the system interfaces manual process as it is the one outstanding issue identified in the Interim Management Letter. Management advised that they are comfortable with the current manual workarounds and are working with the provider to resolve the issues. Overall, the Committee was satisfied with the Closing Report.

The Committee discussed the final adjustments made to the Statements since the ARIC meeting on 8 September 2022. Two of the adjustments changed the operating result and net assets position as follows:

- The Local Roads and Community Infrastructure program (LRCI) grant phase 3 (\$556k) received in FY 2021-22 could not be recognised as income as it was not spent. It was accounted as a liability in FY 2021-22 and when the project commences in FY 2022-23 it will be recognised as income when the associated project expense incurs.
- Infrastructure asset value increased by \$42.12m for the Council's infrastructure assets (roads, footpaths, kerbs and gutters, stormwater, other structures, and open space recreational assets). These increases are a result of the indexation fair valuation assessment applying the ABS published cost index rates for 30 June 2022.

ARIC/5.2/22.11 Investment Portfolio Performance - October 2022 (A03/2211)**MOTION / DECISION**

Mover: John Gordon
Second: Kath Roach

That the Committee:

1. Notes the October 2022 Investment Summary Report attached to the report, which was considered at the Council meeting on 15 November 2022.
2. Receives the revised Investment Policy at its June 2023 meeting.

DISCUSSION

The Committee discussed the level of awareness by councillors around capital preservation and share exposure.

Management advised the Committee that they will be issuing an RFQ early next year for an investment adviser to start on 1 July 2023 and in the interim will be conducting a review of the Investment Policy. The Committee requested the revised policy be presented to the ARIC at its June 2023 meeting.

ARIC/5.3/22.11 Quarterly Budget Review (Q1) - September 2022 (A03/0346)**MOTION / DECISION**

Mover: John Gordon
Second: Kath Roach

That the Committee notes the Q1 budget review attached to the report, which was considered at the Council meeting on 15 November 2022.

DISCUSSION

The main points of the discussion were as follows:

- A correction to the report on page 43 of the agenda that the Q1 capital expenses has increased by \$1.57m, not decreased as the report states.
- Understanding the term 'balanced budget' and making sure management and councillors know what it means.
- The use of reserves to balance the budget and ensuring that reserves are used for their intended purpose.
- Management's current prediction that the Operating Performance Ratio will reach 0% in 2023.
- The Bondi Pavilion construction project is the main contributor to the 200% building and infrastructure renewals ratio forecasted for 30 June 2023.
- The increase in insurance excesses is related to the number of claims settled.

ARIC/5.4/22.11 General Manager's Update (SF21/638)**MOTION / DECISION**

Mover: Elizabeth Gavey
Second: Kath Roach

That the Committee notes the General Manager's verbal update provided at the meeting.

DISCUSSION

The General Manager provided a verbal update to the Committee. The key points mentioned were:

Recap on Organisational Structure and Executive Recruitment

- High Level Structure Change at Senior Staff Level.
- Proposed High Level Structure Change at Directorate Level.
- Recruitment update:
 - All new Director positions have been appointed.
 - All vacant Executive Manager roles have been or are in the final stages of being recruited:
 - EM, Major Projects (appointed).
 - EM, Customer Experience and Communications (appointed).
 - EM, Community Venues (appointed).
 - Procurement position (regraded to Manager level).
 - Positions in the General Managers Unit have been designed, evaluated and in the process of being filled / temporarily filled:
 - Chief Audit and Risk Officer.
 - Manager, Executive Services.
 - Executive Officer.

Balanced Scorecard 2022-23

- Balance Scorecard template.
- Next steps:
 - Directors finalise Business Scorecards in November.
 - Executive Managers developed by February.
 - Trial roll out for EMs in Q4.
 - Full roll out in 2023/24.

Organisational transformation projects

- Major projects over the next 3-5 years:
 - ICT Modernisation
 - Connected Workplaces – Chambers upgrade and short term accommodation strategy
 - Customer Experience
 - Food and Garden Organics – change to waste collection

There was discussion about the roll-out of the business score-cards aligning with the salary review and greater accountability for senior leaders to align their performance with salaries and rewards and to encourage correct behaviour.

The organisational transformation projects were discussed including project sponsors, project tracking methodology and tools and the reporting of progress to ARIC, engagement of project managers, project control groups and their terms of reference.

It was also noted that since the last meeting the Committee Chair inducted the new directors in the role of the ARIC.

ARIC/5.5/22.11 Reserves Strategy Review 2022 (A18/0227)**MOTION / DECISION**

Mover: Elizabeth Gavey
 Secunder: John Gordon

That the Committee:

1. Suggests the following points be given consideration in the drafting of the final Reserves Strategy:
 - (a) Rewrite the introductory statement to be more directive.

- (b) Use stronger language throughout the document so the provisions are absolutely clear.
- (c) Include reference to the relevant legislation in the document and indicate what provisions are mandatory.
- (d) Clarify that the strategy must be approved by Council.
- (e) Review the text under the heading 'Operational process for managing and using reserves' to ensure the process is robust and clear.
- (f) Include a statement about how the interest earned on reserves is applied.
- (g) Review the terminology used for Affordable Housing and Social Housing to make sure it is accurate.

2. Notes the forecasted reserves balance for 30 June 2023, as set out in Attachment 2 of the report.

DISCUSSION

The Committee discussed the draft Reserves Strategy and made the following suggestions:

- Rewrite the introductory statement to be more directive.
- Use stronger language throughout the document so the provisions are absolutely clear.
- Include reference to the relevant legislation in the document and indicate what provisions are mandatory.
- Clarify that the strategy must be approved by Council.
- Review the text under the heading 'Operational process for managing and using reserves'
- Include a statement about how the interest earned on reserves is applied.
- Check the terminology used for Affordable Housing and Social Housing is accurate.

The Committee requested that the final version of the document be received at its first meeting in 2023.

ARIC/5.6/22.11 Information Management and Technology - ICT Strategy and Work Program Update (A20/0450)

MOTION / DECISION

Mover: John Gordon
Seconder: Elizabeth Gavey

That the Committee notes the progress on the implementation of the ICT Modernisation and work program, as set out in the report.

DISCUSSION

The Chief Information Officer informed the Committee that his department's reporting on the ICT Modernisation Program will be more detailed in future due to the organisation's recent implementation of new project management software. The Committee recommended management contact the IT manager at Inner West Council about their ICT modernisation program with regard to implementation, staff resourcing, and project management issues, and that it may be worthwhile asking the IT manager to give a presentation to the Executive Leadership Team on the Inner West Council program.

The Committee also discussed cyber security initiatives underway and associated issues concerning record retention practices and preparedness for a cyber security breach.

ARIC/5.7/22.11 Enterprise Risk Management - Update (A17/0245)**MOTION / DECISION**

Mover: Elizabeth Gavey
Second: Kath Roach

That the Committee:

1. Notes the Enterprise Risk Management update, as set out in the report.
2. Receives details of the organisation's strategic and top 20 operational risks at its first meeting in 2023.

DISCUSSION

The Committee discussed the development of the Enterprise Risk Module and noted that the work was not yet at the target risk stage, however the Committee expressed satisfaction that there is a six-monthly review of all risks in the module and that a general awareness of risk is growing throughout the organisation.

The Committee requested that it receive details of the organisation's strategic and top 20 operational risks at its first meeting in 2023.

ARIC/5.8/22.11 Governance Report (SF21/524)**MOTION / DECISION**

Mover: Elizabeth Gavey
Second: John Gordon

That the Committee notes the Governance report.

DISCUSSION

The independent Committee members noted their potential conflict of interest with regard to discussion on entitlement of independent members to superannuation on their sitting fees. The Committee discussed the entitlement of the independent ARIC members to receive superannuation contributions from Council. The Office of Local Government (via the draft *Guidelines for Risk Management and Internal Audit for Local Government in NSW*) and the Director Corporate Services agree that independent members are entitled to contributions. However there does not appear to be an industry wide approach as some councils interpret the legislation differently. The Director Corporate Services agreed to contact the Office of Local Government to seek guidance on the matter.

The format and content, including themes and adverse outcomes, of the Referrals, Reports, Investigations and Other Matters table in the report will be reviewed in the new year as well as the process for reporting these items to the Executive Leadership Team and to the ARIC.

WHS reporting was put on hold during the roll-out of the SafeSpace system, which involved migrating data from the previous Vault reporting system. Following the implementation of SafeSpace the WHS team have experienced challenges with the reporting system, which have only just been resolved. The new reporting format and metrics will recommence in December 2022 and reporting to ARIC will resume in 2023. In response to a question from the Committee, management confirmed there were no major WHS incidents to report.

The Committee also discussed total claims, lost time hours, and premium impact cost annual statistics in the WHS report.

ARIC/5.9/22.11 Annual Internal Audit Plan - Status Update (A21/0369)**MOTION / DECISION**

Mover: Elizabeth Gavey

Seconder: John Gordon

That the Committee notes the status update for the Annual Internal Audit Plan 2022–23.

DISCUSSION

The Committee noted that the independent members of the Committee held an in-camera meeting with the internal auditors on the Tuesday before this meeting.

It was also noted that the vacant director positions did affect the internal auditor's ability to progress the plan to a certain extent but that is remedied now the new directors have commenced.

ARIC/5.10/22.11 Completed Internal Audit Reports 2021-22 and 2022-23 (A21/0368)**MOTION / DECISION**

Mover: Elizabeth Gavey

Seconder: John Gordon

That the Committee notes the following completed Internal Audit Reports attached to the report:

1. Development applications from Internal Audit Plan 2022–23.
2. Development contributions from Internal Audit Plan 2021–22.
3. Payroll and time sheets from Internal Audit Plan 2021–22.

DISCUSSION

The Committee noted that both the Development Applications and Development Contributions Audits had an overall assessment of "Needs Improvement" and that the Payroll and Timesheets Review had an overall assessment of "Acceptable".

The Committee discussed the findings of the Development Applications and Development Contributions audits and in particular the occurrence of inaccurate levy and fee calculations, the lack of ownership of the calculation and collection process, and inclusion of safeguards to ensure calculation accuracy. The Committee noted that management has agreed to implement all the recommendations in these audits within an acceptable timeframe.

The Payroll and Time Sheets Review was discussed with regard to tracking material changes to the salaries budget and the threshold trigger for the unusual transaction review.

ARIC/5.11/22.11 Outstanding Audit Recommendations - Status Update - November 2022 (A21/0368)**MOTION / DECISION**

Mover: Elizabeth Gavey

Seconder: Kath Roach

That the Committee notes the Outstanding Audit Recommendations Status Update for November 2022 attached to the report.

DISCUSSION

The Committee commented that there has not been a lot of progress since the last update was considered by the Committee in July 2022, noting just target dates have been changed, and suggested this report be included as part of the balanced scorecard system to improve accountability. The General Manager believed the process is right but acknowledged there is a lack of follow-up and that the Executive Leadership Team must have greater oversight.

ARIC/5.12/22.11 ARIC Work Program 2022 (SF21/530)**MOTION / DECISION**

Mover: Elizabeth Gavey
Seconder: Kath Roach

That the Committee approves the revised ARIC Work Program 2022 attached to the report, noting the report on insurance arrangements has been deferred to the first meeting of 2023.

DISCUSSION

The Committee was satisfied that the workplan was up-to-date and noted the performance review of the internal audit will be scheduled towards the end of 2023.

6 Other Business**ARIC/6.1/22.11 – ARIC Meeting Dates for 2023****MOTION / DECISION**

Mover: Elizabeth Gavey
Seconder: John Gordon

That the Committee adopts the following meeting dates for 2023:

- 9am, Thursday 6 April 2023
- 9am, Thursday 8 June 2023
- 9am, Thursday 27 July 2023
- 9am, Tuesday 3 October 2023
- 9am, Thursday 30 November 2023

ARIC/6.2/22.11 – Resignation of Independent ARIC Member, Kath Roach

The Chair informed the meeting that Kath Roach has resigned from the ARIC and today is her last meeting.

The General Manager and the Executive thanked Kath for her work on the ARIC and her contribution to Council, and expressed sadness at her resignation.

The Committee thanked Kath for her work on the ARIC and wished her well in her future endeavours.

ARIC/6.3/22.11 – Employment Vacancy Rate

The Committee discussed Council's employment vacancy rate and salary packages, noting that the rate is currently 16% which compares favourably with neighbouring councils.

7. Meeting Closure

THE MEETING CLOSED AT 11.40AM.

.....
SIGNED AND CONFIRMED
CHAIR
6 APRIL 2023

REPORT

CM/7.5/23.05



Subject: Community Engagement Policy and Strategy - Exhibition

TRIM No: A23/0196

Manager: Adam Hassan, Executive Manager, Customer Experience and Communications

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

RECOMMENDATION:

That Council:

1. Publicly exhibits the draft Community Engagement Policy and Strategy attached to the report (Attachment 1) for 28 days.
2. Officers prepare a report to Council following the exhibition period.
3. Notes the Councillor Engagement Process for Capital Works Projects attached to the report (Attachment 2).

1. Executive Summary

The Office of Local Government (OLG) requires all agencies to review their Engagement Policy and Strategy. Officers have reviewed Council's policy/strategy with the attached draft version ready for public exhibition. Separate to this is the documented process of the existing Councillor Engagement Process for Capital Works Projects.

2. Introduction/Background

The 2020 Community Engagement Policy and Strategy and 2019 Community Participation Plan were developed following consultation with the Waverley community, stakeholders and Councillors. The revised Community Engagement Strategy combines these two documents, streamlining the information for ease of understanding and use. A number of updates from consultation were incorporated and summarised in the discussion below.

3. Relevant Council Resolutions

Meeting and date	Item No.	Resolution
Council 25 May 2021	CM/7.7/21.05	<p>That Council adopts:</p> <ol style="list-style-type: none"> 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.
Council 20 October 2020	CM/7.5/20.10	That Council: <ol style="list-style-type: none"> Publicly exhibits the draft Community Engagement Policy and Community Engagement Strategy attached to the report for a minimum of 42 days. Notes the amendments to the Community Participation Plan set out in the report. Publicly exhibits the draft Community Participation Plan attached to the report for a minimum of 42 days alongside the Community Engagement Policy and Community Engagement Strategy.

4. Discussion

To conduct a thorough assessment of community expectations and shape the draft Community Engagement Strategy 2023, officers:

- Obtained professional consultancy services from Kathy Jones & Associates to lead and facilitate focus groups.
- Facilitated pop-ups across the local government area offering opportunity for community feedback particularly on Council led initiatives and the development of the Community Strategic Plan (CSP).
- Directly engaged with precincts, maintaining a forum for regular discussion and action-based outcomes.

Table 1. Summary of changes.

What's changed	Why	Section
Community Participation Plan (CPP) incorporated into Community Engagement Strategy (CES)	The community said it was confusing having two plans related to engagement. The OLG recommended its incorporation as best practice.	Throughout
DA notification <ul style="list-style-type: none"> - Increased notification radius for significant DAs. - Commitment to develop fact sheets to explain the process to the community. 	Feedback received on the impact of significant developments to the community. Consultancy firm, KJA (Kathy Jones & Associates) provided recommendation to explain the process to the community.	6 4
Engagement reach <ul style="list-style-type: none"> - Commitment to a broad 'Have Your Say' pop up in each Ward once a year. 	Consultancy firm, KJA (Kathy Jones & Associates) provided recommendation to outline how Council will improve engagement reach.	4

OLG requirements		
Added stakeholder section and engagement matrix	Clearly outline how we will engage with identified stakeholders.	2
	Ensure internal teams are aware of who they need to engage and how.	
	Promote committees that community members can be a part of.	2
Added Social Justice Principles	OLG requirement	1
Other changes		
Updated engagement principles	Some principles were actions not values Reduced number to make it simpler.	1
Updated census data	Data was outdated.	2
Simplified language, including clarification of terms (e.g. high and low impact, exempt and complying developments)	<ul style="list-style-type: none"> - The community has said wording was too complicated and difficult to understand. - Precinct feedback reflected similarly. 	Throughout
Marked actions as complete	Demonstrate what has been achieved from the previous strategy.	7
Councillor Engagement Process for Capital Works Projects	Whilst this process remains unchanged, the Councillor Engagement for Capital Works Projects is now a standalone document. Council officers have determined the unchanged documented process provides great value to Councillors and Council officers, duly maintaining a focus on direct community engagement in the CES 2023.	Attachment 2 (Previously Appendix 2 of CES 2021)

5. Financial impact statement/Time frame/Consultation

If approved, consultation will open on Wednesday, 17 May 2023, and close on Wednesday, 14 June 2023 with a report to Council to follow.

6. Conclusion

This update to the strategy is based on thorough consultation of the Waverley community, stakeholders, Councillors and incorporates best practice including requirements set by the Office of the Local Government (OLG). The process for Councillor Engagement for Capital Works Projects is also documented for reference.

7. Attachments

1. Draft Community Engagement Policy and Strategy [↓](#)
2. Councillor Engagement Process for Capital Works Projects [↓](#) .

Draft Community Engagement Strategy 2023



WAVERLEY
COUNCIL



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Acknowledgement of Country

Waverley Council acknowledges the Bidjigal, Birrabirragal and Gadigal people, who traditionally occupied the Sydney Coast, and we pay respect to all Aboriginal and Torres Strait Islander Elders both past and present.

Our vision for reconciliation is for Waverley to be a vibrant, resilient, caring, and inclusive community where Aboriginal and Torres Strait Islander peoples:

- Practice and celebrate their culture and heritage proudly
- Are honoured for their survival and resilience, and supported to continue to overcome adversity
- Are respected and acknowledged as First Nations peoples with the right to determine their own futures

Council will continue to value and protect our environment with respect to Aboriginal and Torres Strait Islander peoples' intrinsic relationship with the land, and waters.

1

The Community Engagement Strategy



The Community Engagement Strategy (CES) outlines how and when Waverley Council will engage on Council decision-making and projects, including strategic planning matters and development applications (DAs). It outlines principles, processes, and techniques for community engagement. The CES determines who Council will engage with, when Council will engage, and how Council will engage our community.

Community engagement and community voice is central to decision-making. The International Association for Public Participation principles

are embedded in the CES, and consultation will be central to the implementation of programs and projects. The communication channels used will continually be monitored and assessed for opportunities to improve and maintain two-way conversation.

The CES is a Council-adopted strategy prepared as a requirement under Section 402(A) of the Local Government Act 1993, the Integrated Planning & Reporting Framework, and it incorporates Council's Community Participation Plan, which is required under Division 2.6 and Schedule 1 of the Environmental Planning and Assessment Act 1979.

Waverley Council Community Engagement Strategy 2023

What is community engagement and why is it important?

Community engagement is the process of involving the community in decisions that affect them and the direction of Council.

Community engagement:

- Builds community confidence in Council
- Provides multiple opportunities for community members to have a say in decisions that affect them
- Creates a shared sense of purpose, direction, and understanding of the need to deliver infrastructure and services
- Develops relationships and partnerships between Council and the community
- Leads to shared understanding of community needs, aspirations, and priorities

Statement of commitment

Waverley Council is committed to engaging with the community in an inclusive, transparent, and accountable way, to make fair and equitable decisions that reflect community needs.

Legislative requirements

Community engagement is required by State Government legislation, including the Local Government Act 1993 and the Environmental Planning and Assessment Act 1979. Under Section 402(A) of the Local Government Act 1993:

“A council must establish and implement a strategy for engagement with the local community (called its Community Engagement Strategy) when developing its plans, policies and programs, and for the purpose of determining its activities (other than routine administrative matters).”

The Environmental Planning & Assessment Act 1979 (EP&A Act) requires all planning authorities, including Council, to outline how and when the community will be engaged across planning functions like policy making and development assessment.

There are statutory timeframes for the public exhibition of planning related documents and applications including planning proposals, planning agreements, and development applications. This CES has been developed in accordance with the requirements under the EP&A Act.

Other legislation that requires Council to run community engagement include:



- Crown Lands Management Act 2016
- Roads Act 1993
- Multicultural NSW Act 2000
- Disability Inclusion Act 2014
- Children’s Guardian Act 2019

The Office of Local Government (OLG) has guidelines specifying the CES should be reviewed and adopted by council every four years. This document aligns with the OLG guidelines and standards.

Council’s use and exhibition of planning documents is consistent with section 10.14 of the EP&A Act.

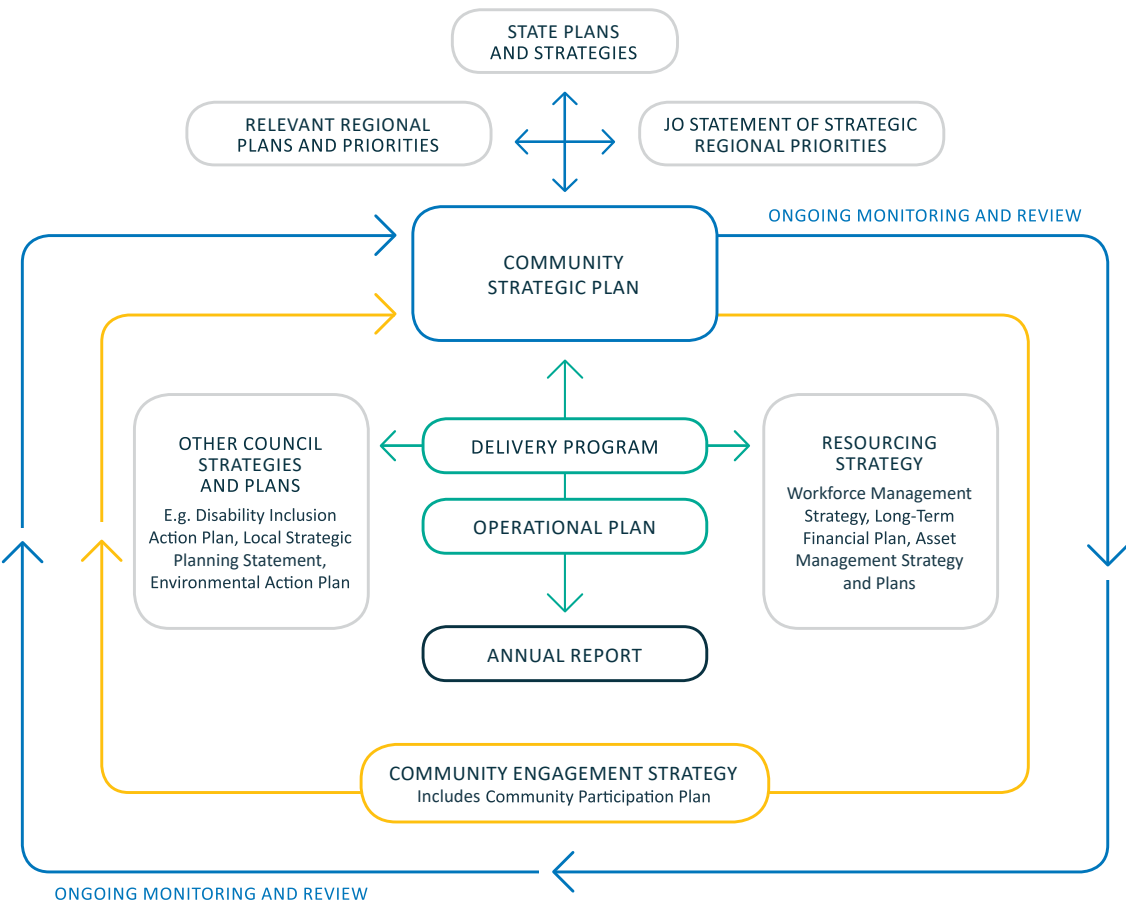
How this links to our strategic framework

All councils are required to have a Community Strategic Plan to set long-term goals and outcomes. This plan, along with a Long-term Financial Plan and Delivery Program, ensures local needs are met. These documents with other mechanisms, including a CES, make up the Integrated Planning and Reporting (IP&R) framework.

This CES sits within Council’s suite of strategic documents that include:

- Local Strategic Planning Statement (20 years)
- Community Strategic Plan (10 years)
- Delivery Program (4 years)
- Operational Plan (1 year)
- Resourcing Strategy

Figure 1: Integrated Planning and Reporting strategic framework





Reviewing the Community Engagement Strategy

The 2020 CES and 2019 CPP were developed following consultation with the Waverley community and Councillors. This CES is the combination of those two documents, created to streamline the information provided.

The draft CES was endorsed by Council for public exhibition on [insert date].

The draft CES was publicly exhibited from [insert date] to [insert date].

The final version of this CES was adopted by Council on [insert date] and came into effect on [insert date].

It is due for review by March 2027.

Waverley Council’s Community Engagement Principles

The CES has been developed using Council’s Community Engagement Principles which came from consultation with the community, and the OLG identified social justice principles, which underpin Council strategies.

1. Build relationships

We will engage in an honest, open, and respectful way to build strong relationships and trust within our community.

2. Right to be involved

We believe that our community has a right to be involved in decisions that affect them. We are committed to ensuring those who are impacted by or have an interest in a decision or initiative of Council, have fair and equitable access to participate in the decision-making process.

3. Accessible and inclusive

Information and engagement activities will be offered in a range of formats to enable fair and equal access to participation.



4. Timely

We will engage early enough for participation to be meaningful. We will provide enough time for the community to provide input.

5. Tailored

We will use a range of engagement and communication methods that suit the purpose of the project to reach identified stakeholders. The level of influence of stakeholders and the community will be appropriate for the nature, complexity, and level of impact of the decision being made.

6. Transparent and accountable

We will provide all relevant information to ensure the community can participate in engagement activities in a meaningful way. We will report back to participants on how their input affected the final decision or outcome.

7. Representative

We will make every effort to notify stakeholders and the community of Council engagement to ensure a representative sample of the community is able to participate.

Social Justice Principles

Equity

There should be fairness in decision-making, prioritisation and allocation of resources, particularly for those in need. Everyone should have a fair opportunity to participate in the future of the community.

Access

Everyone should have fair access to services, resources, and opportunities to improve their quality of life.

Rights

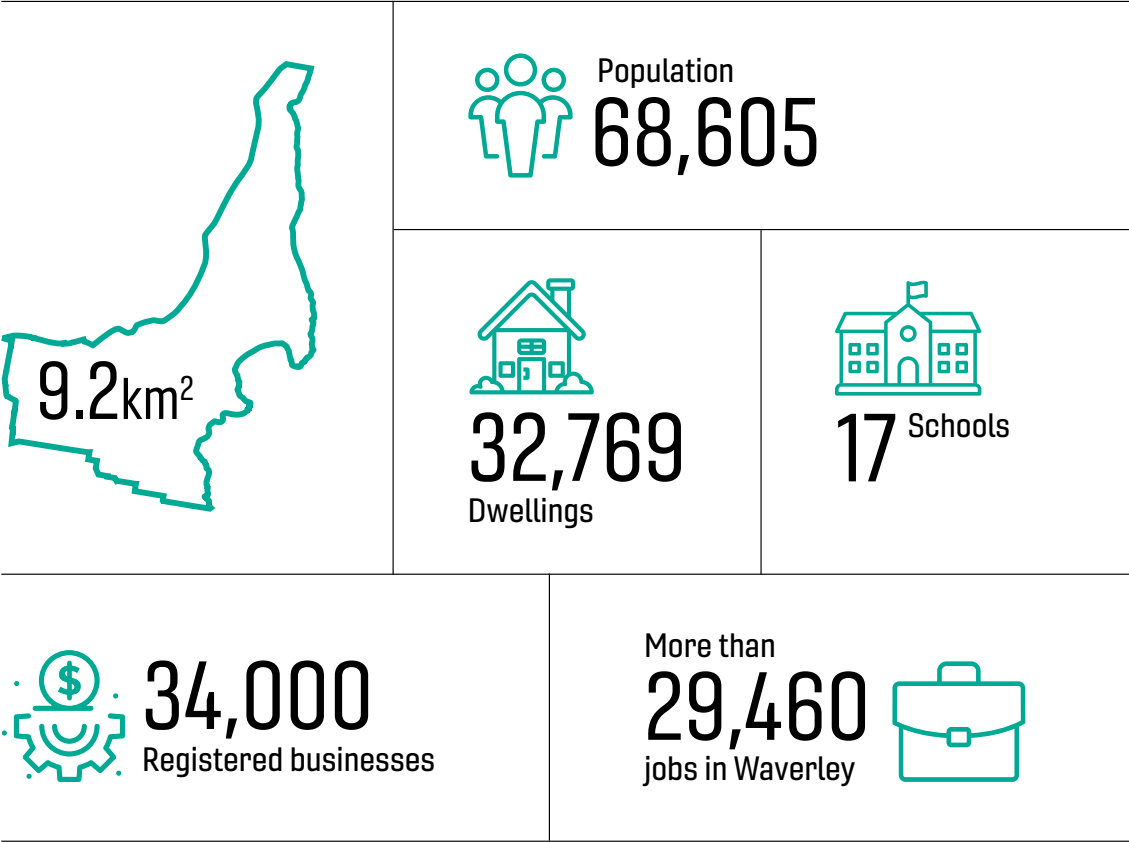
Equal rights should be established and promoted, with opportunities provided for people from diverse linguistic, cultural, and religious backgrounds to participate in community life.

Participation

Everyone should have the maximum opportunity to genuinely participate in decisions which affect their lives.

2
Our
community

Waverley facts



The people of Waverley



Median age
35YRS

47.1%
of residents are
overseas born

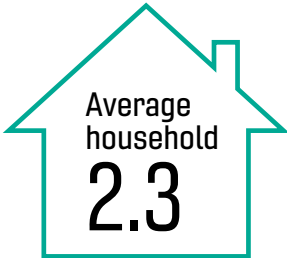


Top 5 countries:

- UK
- South Africa
- New Zealand
- Brazil
- USA



16%
of residents
identify as Jewish



29.9%
of households
are single people



24.4%
of households are
couples with children

27.2%
speak a language
other than English
at home

Top 5 Languages:

- Spanish
- Russian
- French
- Portuguese
- Italian



Who do we engage with?

Identifying and understanding key stakeholders is vital to the community engagement process. Stakeholders are people who will be impacted by or have an interest in a decision. Council aims to reach those who are relevant to the project as well as the broader community wherever possible.

Stakeholders can be identified as place-based (located in a specific geographic area) such as a particular site, street, or neighbourhood. They may share a particular interest such as local businesses, or a similar characteristic, belief, or life experience such as young people, people living with a disability, or First Nations peoples. We also try to consider our future communities and those who can't represent themselves.

In seeking a range of perspectives, values, needs and ideas, our engagement process ensures that the community is informed about projects, plans and initiatives.

Our stakeholders

Our stakeholders include but are not limited to:

- Residents
- Ratepayers
- Councillors
- Interest groups
- Schools
- Council workers
- Aboriginal and Torres Strait Islander peoples
- Children, young people and families
- LGBTQIA+ community
- People with disability
- Older people
- Advisory and Precinct Committee members
- Culturally diverse community members
- State and federal members of parliament
- Chamber of Commerce
- NSW Government agencies
- Businesses



Internal and external committees and advisory committees

Council has a range of meeting and group structures to facilitate face to face engagement and ongoing collaboration on specific subject matters with both internal and external representatives.

This includes Advisory Committees, Precinct Committees and Have Your Say pop-ups. Waverley Council is also a member of multiple community and service provider forums.

Precinct Committees

Waverley Council has supported local Precinct Committees since 1987. Precincts are committees

of residents who meet regularly to discuss matters of concern in their local area. These meetings are typically held monthly or every second month and are run by a volunteer convenor elected by residents. Council supports Precincts by sharing information, providing funding, and responding to motions passed at their meetings.

Advisory and consultative committees

Council convenes and supports several advisory and consultative committees. These committees tackle broad local issues and provide a forum for discussion for Council representatives, local agencies, and community members.

These include:

- Access and Inclusion Advisory Panel
- Arts and Culture Advisory Committee
- Audit, Risk and Improvement Committee

- Housing Advisory Committee
- Multicultural Advisory Committee
- Public Art Committee
- Reconciliation Action Plan Committee
- Sustainability Expert Advisory Panel
- Waverley Cycling Advisory Committee

Council membership on external committees

There are Council representatives on the Eastern Regional LG Aboriginal and Torres Strait Islander Forum, the NSW Public Libraries Association, Waverley Traffic Committee, the Southern Sydney Regional Organisation of Councils, and the Sydney Coastal Councils group.

Special committees

Council convenes a range of interest area, issue or project based special committees. Examples are the Waverley Innovation and Knowledge Hub Steering Group and the NIB Advisory Group.

External decision-making authorities

As required by the EP&A Act, Council supports the Sydney Eastern City Planning Panel and Waverley Local Planning Panel to make planning decisions in Waverley.

3

Barriers to participation



13

Council recognises that some people face barriers to participating. It is our responsibility to make the engagement process as accessible and inclusive as possible. We need to ensure that less powerful voices and groups are engaged and not marginalised.

We acknowledge that there are a range of factors that may affect an individual's ability to participate including:

- Lack of trust in government
- Language
- Digital literacy
- Location and accessibility
- Mental or physical health issues
- Physical or intellectual disability
- Time constraints

The actions in this strategy address and reduce some of the barriers, in order to make Council's engagement practices more accessible and inclusive.

Waverley Council Community Engagement Strategy 2023

4

Determining appropriate community engagement

Council activities can have potential, real, or perceived impacts which affect groups and individuals in different ways. Some projects and initiatives require more community input than others.

It is critical to develop a balanced approach between the demands for community consultation, time and resources available, significance of an issue for the community, and level of influence the community has on a decision.

Council uses the International Association of Public Participation (IAP2) Spectrum of Public Participation to determine the level of engagement and the types of consultation activities that will be employed. We determine participation levels for each community engagement program so that both Council and the community clearly understand their roles and what Council will do with the feedback.

Figure 2: Public participation spectrum (adapted from IAP2 Public Participation Spectrum)

	Inform	Consult	Involve	Collaborate	Empower
Public participation goal	To provide the public with balanced and objective information to assist them in understanding the problem, alternatives, opportunities and/or solutions.	To obtain public feedback on analysis, alternatives and/or decisions.	To work directly with the public throughout the process to ensure that public concerns and aspirations are consistently understood and considered.	To partner with the public in each aspect of the decision including the development of alternatives and the identification of the preferred solution.	To place final decision making in the hands of the public.
Promise to the public	"We will keep you informed."	"We will listen to and acknowledge your concerns."	"We will work with you to ensure that your concerns and aspirations are directly reflected in the decisions made."	"We will look to you for advice and innovation and incorporate this in decisions as much as possible."	"We will implement what you decide."



How do we engage?

The resources, time and depth of an engagement will depend on the level of impact and significance of an activity. Council will engage with the community when:

- The decision will impact on the social landscape, economy, or natural or built environment
- The community has shown an interest in consultation
- There are some variables in the project that the community could provide guidance on
- Council resolves to consult with the community
- There is a need or a statutory obligation to do so

When we don't consult

There are some instances where the community and stakeholders may not be involved in a decision-making process. This may include operational matters where public input is not able to influence an activity or where Council is legally or contractually obligated to take certain action. It may also include matters where consultation or research has already occurred, and further engagement is not considered necessary. Despite this, Council will keep the community informed wherever possible.

In designing and delivering community engagement, Council will ensure the selected process is fit for purpose and considers the level of impact of the project.

How does the community want to be engaged?

Our community has told us that they want opportunities to engage with Council decision-making, and ensure input is listened to and acted on where appropriate. They want the process to be clear and for Council to follow up after consultations (close the loop).

The community has requested a clear, simple and user-friendly Have Your Say platform (Waverley Council's online engagement portal) as well as in-person and email communication options.



To achieve this among other activities, Council will conduct the following face to face engagement with our community ([see section 7](#) for the full actions to improve community engagement):

- One pop-up Have Your Say Day in each Ward annually
- Workshops and information sessions held at Precinct Committee Meetings

The community has also asked for a clear explanation of the DA and Planning process and how they can better engage with private developers/proponents.

As a minimum, Council will implement the following (see [section 7](#) for actions to improve community engagement):

- Develop fact sheets for the community to explain the overall application submission process

Other engagement tactics used will depend on the project type and are detailed in our community engagement matrix in [section 4](#). These could include focus groups, workshops, and pop-ups.

External planning processes and decisions

The Department of Planning and Environment and other government agencies develop planning related policies and assess development applications that may affect the Waverley community. These include:

- New or amendments to existing State Environmental Planning Policies
- Assessment of State significant development, including new or alterations to existing educational institutions



For these external planning processes and decisions there is no requirement that Council carries out community engagement. However, we may choose to keep the community informed via our Have Your Say or newsletter updates.

Council will consider the level of impact when determining the engagement program.

Definition of higher impact

Matters that have a higher impact across the entire of Waverley Council area or on particular community groups, or that have the potential for high level interest or controversy, will be considered 'higher impact'. The consultation techniques will be more substantial. Examples include LGA-wide strategies or programs, Special Rate Variations, annual budgets and operational plans, and long-term planning policies.

Definition of lower impact

Matters that involve smaller changes or improvements at a localised level, which are deemed low risk, or are likely to have limited controversy will be considered 'lower impact'. Council will employ appropriate consultation techniques to communicate with those most affected. Examples include proposed upgrades to local parks, playgrounds and buildings, streetscape changes and local traffic matters.

It is important to note, there will be circumstances where Council may not be able to consult with the community, including when:

- The proposal does not require public exhibition or notification in accordance with legislation
- The community has already had input through prior engagement
- The replacement item is like for like, in the same location, and needs to be replaced quickly
- Council is responding to an emergency and immediate action is required to rectify an issue



Community engagement matrix

Project type	Impact	Suggested engagement level	Min. engagement period	Suggested communication	Suggested engagement activities
Council plans and strategies This includes non-legislated plans, policies, and strategies such as plans of management, studies, and informing strategies.	Higher impact	Consult Involve Collaborate	28 days	<ul style="list-style-type: none">• Online engagement portal• Written notice• Site notice• Notification of impacted stakeholders• Exhibition of documents	<ul style="list-style-type: none">• Written submissions• Online survey• Workshops• Pop-up stalls• Drop-in sessions• Webinar Q&A
	Lower impact	Inform Consult	28 days	<ul style="list-style-type: none">• Online engagement portal• Notification of impacted stakeholders• Exhibition of documents	<ul style="list-style-type: none">• Written submissions• Online survey

Project type	Impact	Suggested engagement level	Min. engagement period	Suggested communication	Suggested engagement activities
Infrastructure projects This includes Council construction or renewal of community facilities, buildings, parks, and playgrounds. <i>For projects with like for like replacements, community engagement will be project notification only</i>	Higher impact	Consult Involve Collaborate	28 days	<ul style="list-style-type: none"> • Online engagement portal • Site notice • Notification of impacted stakeholders 	<ul style="list-style-type: none"> • Written submissions • Online survey • Workshops • Pop-up stalls • Drop-in sessions • Specific precinct presentation
	Lower impact	Inform	28 days	<ul style="list-style-type: none"> • Online engagement portal • Notification of impacted stakeholders 	<ul style="list-style-type: none"> • Written submissions • Online survey • Workshops • Pop-up stalls • Drop-in sessions • Specific precinct presentation
Community services This includes Council projects relating to Council service levels, change of use of a location, or introduction or modification to a Council supplied community service. For example, a change to waste collection frequency.	Higher impact	Consult Involve Collaborate	42 days	<ul style="list-style-type: none"> • Online engagement portal • Notification of impacted stakeholders 	<ul style="list-style-type: none"> • Written submissions • Online survey • Workshops • Pop-up stalls • Precinct workshop
	Lower impact	Inform	28 days	<ul style="list-style-type: none"> • Online engagement portal • Notification of impacted stakeholders • Physical exhibition of documents in Council venues 	<ul style="list-style-type: none"> • Precinct workshop

Project type	Impact	Suggested engagement level	Min. engagement period	Suggested communication	Suggested engagement activities
Local transport and traffic matters This includes road closures, parking changes, and creation or amendment of Resident Parking Schemes.	Higher impact	Consult Involve Collaborate	28 days	<ul style="list-style-type: none"> • Online engagement portal • Site notice • Notification of impacted stakeholders • Reported to Traffic Committee (including publishing agenda and resolution online) 	<ul style="list-style-type: none"> • Written submissions • Online survey
	Lower impact	Inform	–	<ul style="list-style-type: none"> • Reported to Traffic Committee (including publishing agenda and resolution online) • Notification of impacted stakeholders 	–
Legislated plans and other matters For example: <ul style="list-style-type: none"> • Community Engagement Strategy • Planning proposals • Development control plans • Developer contribution plans • Planning agreements • Special actions • Local Strategic Planning Statement 	Higher impact (new documents)	Consult Involve Collaborate	42 days	<ul style="list-style-type: none"> • Online engagement portal • Written notice 	<ul style="list-style-type: none"> • Written submissions • Online survey • Pop-up stalls • Drop-in sessions • Workshops • Specific precinct presentation • Online workshop opportunity (either precinct or separate)
	Lower impact (amendments to existing documents)	Inform Consult	28 days <i>VPA Letters of Offer to be exhibited for the same period of time as the DA</i>	<ul style="list-style-type: none"> • Online engagement portal • Notification of impacted stakeholders 	<ul style="list-style-type: none"> • Written submissions

Project type	Impact	Suggested engagement level	Min. engagement period	Suggested communication	Suggested engagement activities
Development Applications (DAs) Local and Regional development applications, modification applications, and review applications that require approval.	Type A*	Inform	14 days	<ul style="list-style-type: none"> Website notice Written notice 	<ul style="list-style-type: none"> Written submissions
	Type B*	Consult	21 days	<ul style="list-style-type: none"> Website notice Written notice Site notice 	<ul style="list-style-type: none"> Written submissions
	Type C*	Consult	28 days	<ul style="list-style-type: none"> Website notice Written notice Site notice 	<ul style="list-style-type: none"> Written submissions
Applications for Designated Development	Higher impact	Inform Consult	28 days	<ul style="list-style-type: none"> Website notice Written notice 	–
Applications for Integrated or Threatened Species Development	Higher impact	Inform Consult	28 days	<ul style="list-style-type: none"> Website notice Written notice 	–
Environment impact statements obtained under Division 5.1	Higher impact	Inform Consult	30 days	<ul style="list-style-type: none"> Website notice 	–

Notes and clarifications on the matrix:

- Timeframes are in calendar days and include weekends
- Notification of stakeholders means contacting them in a way we have identified they will be reached – e.g. via letter, email, phone call, business drop in, social media post or e-newsletter
- Some of the consultations may have multiple rounds of engagement
- If the exhibition period is due to close on a weekend or a public holiday, Council may extend the exhibition to finish on the first available workday
- The period between 20 December and 10 January (inclusive) is excluded from the calculation of a period of public exhibition. This timeframe is consistent with clause 16, Schedule 1 of the EP&A Act
- Where an Act or Regulation mandates a longer minimum exhibition period than listed in this policy, then the Act or Regulation will take precedence
- Council will consider all submissions received within the exhibition period. Late submissions will only be considered in extenuating circumstances, and at the discretion of the Council officer assessing the proposal
- Residential Parking Schemes are implemented if a majority of residents within a proposed area support its introduction
- Applications for State significant development and State significant infrastructure are exhibited by the NSW Department of Planning, Industry and Environment
- Exempt and complying development is separately defined under the Act and does not currently provide for community input. However, neighbours must be advised of certain complying developments in accordance with Clause 134 of the EP&A Regulation 2021

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Requirements for notification for development related matters

This section details the consultation tools and techniques used for:

- Local and regional development applications
- Applications to modify an existing consent
- Applications to review a determination

The type of notification required for DAs depends on the land use zone as well as the type and scale of the development and varies depending on the proposed use. There are three types of public exhibition procedures with associated minimum mandatory notification and advertising requirements.

Types of development and notification

Type A – 14 days website and written notice

Applications that may impact adjoining/ neighbouring sites but are unlikely to have adverse impacts on the broader community. These applications require a written notice to be sent to specified persons likely to be affected as well as publishing on our website.

Type B – 21 days website, written notice, and a site notice

Applications that may have impacts on the broader community. These applications require written notices, a site notice, and website notice.

Type C – 28 days website, written notice, and site notice

Applications that may have impacts on the broader community and have a legislative requirement to be notified for 28 days. These applications require written notices and site notices. All council-related development applications need to be publicly exhibited for at least 28 days.





Development application advertising and notification requirements

Single/small-scale residential	
Dwelling houses and dual occupancies – alterations, additions, and new buildings, whether attached, semi-detached or detached	A
Multi-residential	
Alterations and additions to multi dwelling housing, mixed use development, residential flat buildings, shop top housing, seniors housing, or housing for people with a disability	A
New multi dwelling housing, mixed use development, residential flat buildings, shop top housing, seniors housing or housing for people with a disability	B
Commercial – accommodation	
Bed & breakfast establishment	A
Alterations and additions to boarding house/group home	A
New boarding house/group home	B
Alterations and additions to backpacker accommodation/hostel	A
New backpacker accommodation/hostel	B
Alterations and additions to hotel/motel/serviced apartment	A
New hotel/motel/serviced apartment	B
Commercial – retail (selling products)	
Footpath seating for restaurants/cafes and/or occupation of footpaths	A
Change of use	A
Alterations and additions to bulky goods premises	A
New bulky goods premises	B
Commercial – business (selling services)	
Childcare centre	A
Community facility	A
Educational establishment	A
Health consulting rooms	A
Home-based childcare	A
Home business/industry	A
Medical centre	A
Alterations and additions to function centre	A
New function centre	B
Alterations and additions to restricted premises	A
New restricted premises	B
Alterations and additions to sex services premises	A
New sex services premises	B

Heritage	
Heritage conservation areas or minor work to heritage listed sites – all categories of development except change of use and footpath seating	A
Heritage listed sites (excluding minor works) – all categories of development except change of use and footpath seating	B
Other	
Amended plans	A
Any building or activity which in opinion of Council would detrimentally affect owners or occupiers of nearby land	A
Signage	A
Subdivision (Torrens Title) and strata subdivision (except new buildings not yet occupied)	A
Alterations and additions to place of public worship	A
New place of public worship	B
Road reservation/widening	B
Council-related application	C
Designated development	C
Planning agreement	C
Integrated development	C



Exempt and complying developments

There are some types of works that require no approval or notification from Waverley Council. For more information, visit [Planning NSW](#).

These may include, but are not limited to:

- Exempt and complying applications like an internal fit out of a building in a business or industrial zone, or internal alterations to a dwelling or associated outbuilding (excluding heritage items)
- Property boundary adjustment
- Strata and/or stratum subdivision

- Applications that have insufficient information and are refused for that reason
- Tree works not affecting adjoining properties
- Any other development which in the opinion of a senior Council planning officer is of minimal environmental impact or ancillary in nature; and is not likely to result in any adverse impacts on the broader community or adjoining and neighbouring premises

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Process to determine the extent of notification

This section details the procedures for written notices, published notices, and site notices for development-related matters.

Council will notify the community in line with the [community engagement matrix](#) when a DA is submitted and:

- The proposed development impacts: loss of views or privacy, overshadowing, noise generation, visual bulk, hours and type of use, traffic and parking impacts
- Any instance that the Council officer deems notification of a given DA is appropriate and required

Written notice procedures

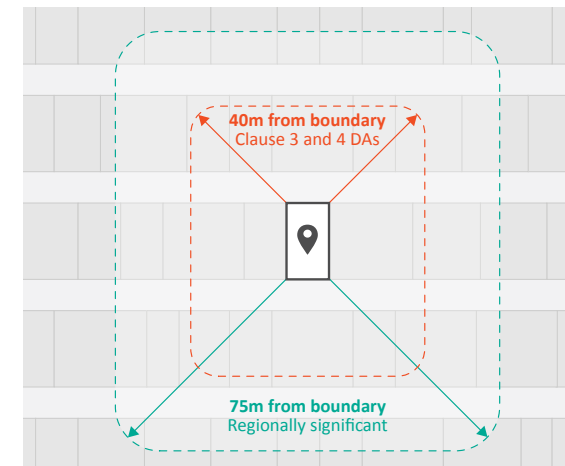
Written notice involves letters being sent by email or standard mail to all properties (owners and tenants), according to Council's records, affected by the proposal. In some cases, written notices will be sent to the owner/occupant of any other property that (in the opinion of the Council officer) may be affected by the proposal.

Council will provide written notification as soon as practicable after a development proposal is lodged. The notification period will start from the date stated in the written notice.

Extent of notification

When notification has been triggered, letters will be sent to owners and occupants of affected properties. Generally, the notification area is determined at the discretion of a Council Planning Officer, considering the nature and the likely impact of the proposal and includes affected adjoining or nearby properties.

In addition to these practices, for Development Applications that meet Clause 3 (Departure from development standards) or Clause 4 (Sensitive Development - except in cases where the Planning Officer deems the proposal to be 'minor works') of the [Local Planning Panels Direction](#), a 40m radius for notification area will typically be applied. A broader area may be notified if the Council Planning Officer recommends.



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For Regionally Significant Development (i.e. development with a Capital Investment Value >\$30million), a 75m radius for notification will typically be applied. A wider area may be notified if the Council Planning Officer recommends.

If land is owned by more than one person, a written notice to one owner is taken to be a written notice to all the owners of that land.

The elected Councillors and the relevant local precinct committee are notified of all Advertised and Notified Development as per the [community engagement matrix](#).

When a development proposal is likely to affect owners of land outside the Waverley area, the Council will contact the neighbouring Council for details to send written notices out to these persons and occupants.

Returned written notices

Letters and emails notifying owners are sometimes returned to Council for various reasons including incorrect addresses. In these cases, Council will check its records and if an address needs correcting, will re-send the letter or email.

The public exhibition period will not be formally extended where a written notification is delayed in this manner. Council may, however, allow an extension of time to make a submission.



Website notice procedures

A website notice involves online publication of the development application. This is typically done on Council's website using the DA Tracker and on the NSW Government Planning Portal website. Council is no longer required to publish notices in newspapers.

Site notice procedures

For all developments that require a published site notice, Council will erect a site notice at the proposed development site. The site notice will provide a brief description of the proposal and

detail the notification end date. If Council is advised of a site notice being removed before the end of the notification period, Council will endeavour to install a replacement sign, however the public exhibition period will not be formally extended.

Additional public notice requirements

Part 3 Division 5 of the EP&A Regulation 2021 details additional requirements for public notification of designated development, nominated integrated development, threatened species development, and state significant development.



Amended applications (re-notification) procedures

A DA may be amended or varied by the applicant (with the agreement of Council officers) before the application is determined. For amendments prior to determination of an application, Council may renotify:

- Those who made submissions on the original application. Note: If the amendments have a lesser or the same effect as the original application (e.g. internal changes or external changes which cannot be seen from the correspondents' property) then re-notification is not required and submissions on the original application will be considered in the assessment
- Any other persons who own adjoining or neighbouring land (including those who were previously notified of the application) who may, in the opinion of Council, be further detrimentally affected by the proposed amendments

Modifications and reviews

Modifications of a development consent (other than minor modifications) – Council will notify those persons who were notified of the original development application and any other person who may be affected by the modification.

Reviews of determinations (e.g. refusal) – Council will notify any person who made a submission in respect to the original application.

Post-determination notification

All those that made a written submission in respect of a DA will be notified of Council's decision once that application has been determined. DAs can also be monitored on Council's DA Tracker, including access to the reasons for the decision and how community views were taken into consideration.

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Actions to improve community engagement

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This section outlines the steps Waverley Council will take to improve community engagement.

We have committed to the following:

1. Continual development of an organisational culture focused on best practice community engagement
2. Enhance systems and processes to enable best practice community engagement
3. Ensure those who are impacted by, or have an interest in, a decision or project of Council are provided with the opportunity to engage
4. Ensure our engagement practices are accessible and inclusive

1. Continual development of an organisational culture focused on best practice community engagement

Action	Timeframe	Responsible	Update 2022
1.1. Improve organisational understanding of engagement techniques from top-down, via the development of a training and development program for key staff across the organisation	Ongoing	Lead: Communications and Engagement Partner: Human Resources, Safety and Wellbeing	Ongoing – core teams have been trained in the rollout of the Engagement Policy and Strategy
1.2. Build on and promote the internal Community Engagement Guidelines and suite of tools and resources available	2022	Communications and Engagement	Complete 2022
1.3. Investigate the establishment of an internal engagement working group to share experiences, key learnings, and better involve staff in projects that they have useful knowledge on or are affected by	2023	Communications and Engagement	Ongoing
1.4. Develop checklist for staff to better plan engagement events and standardised tasks	Complete	Communications and Engagement	Complete 2022

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2. Enhance systems and processes to enable best practice community engagement

Action	Timeframe	Responsible	Update 2022
2.1. Review and improve functionality, stability, and user experience of our community engagement website Have Your Say Waverley	2022	Communications and Engagement	Complete – new provider engaged
2.2. Create templates for consistent evaluation and for consultation findings to be shared amongst departments	2022	Information Management and Technology	Complete
2.3. Investigate feasibility of integration of useful engagement findings and database with existing/future CRM	2024	Lead: Communications and Engagement Partner: Customer Service, and other departments with engagement databases	
2.4. Establish major projects and engagement register to identify clashes and opportunities	2022	Communications and Engagement	Complete
2.5. Regularly review engagement methods with the community to measure satisfaction	Ongoing	Communications and Engagement Partner: Integrated Planning and Reporting	Ongoing – new Communication Engagement Strategy integrated with CPP for improved understanding
2.6. Develop and implement an organisation-wide system to plan and monitor key project milestones, such as internal stakeholder involvement, closing the loop, prescriptive necessary engagement actions for each type of project, and examples of risk assessments and engagement plans, to ensure consistent delivery on our promises to the public.	2023	Communications and Engagement	
2.7. Community Engagement Guidelines for Proponents for Sensitive or Controversial Projects made available to developers	2023	Communications and Engagement Strategic Planning	Ongoing – included in Appendix B
2.8. Report to Councillors, combined precincts and HYS enews subscribers on the engagement statistics (online, face to face, email submissions) of the people who have participated in consultations twice a year (in time for combined precinct meetings)	Ongoing	Communications and Engagement	

3. Ensure those who are impacted by, or have an interest in a Council project or decision of Council are provided with the opportunity to engage

Action	Timeframe	Responsible	Update 2022
3.1. Develop a schedule of at least one Have Your Say pop-up in each ward, in accessible and visible locations, including online and precinct meetings, to enable broad feedback on relevant projects and initiatives	Ongoing	Lead: Communications and Engagement Partner: Relevant project managers	
3.2. Explore different ways of engaging people online, including workshops and focus groups	Complete	Lead: Communications and Engagement Partner: Information Management and Technology	Complete – community is over saturated with online events after Covid-19. Need to do more of a mix of face to face and online.
3.3. Develop a minimum radius notification commitment for relevant projects	2022	Lead: Communications and Engagement Partner: Relevant project managers	Investigated for DA notification as part of CES and CPP review 2022
3.4. Investigate options to have a ‘close the loop’ community consultation process, where the community is asked their thoughts on the finished product/issues/the engagement process itself	2023	Communications and Engagement	Ongoing – new online engagement portal has functionality to do this
3.5. Develop fact sheets for the community to explain the overall DA submission process, including: <ul style="list-style-type: none"> • An approximate timeframe for the process • Opportunities for community to be involved or submit feedback 	2023	Strategic Planning	
3.6. Develop videos on ‘how to develop a good application’ for the community on: <ul style="list-style-type: none"> • What is a good application • How the process works • How to develop an effective submission to a proposal 	2023	Lead: Strategic Planning Support: Communications and Engagement and Community Planning Advocate in the General Manager’s Unit	



4. Ensure our engagement practices are accessible and inclusive

Action	Timeframe	Responsible	Update 2022
4.1. Build on existing relationships and strategies to engage our diverse community in all Council engagement, including older people, children and young people, people from culturally and linguistically diverse backgrounds and Aboriginal and Torres Strait Islander people e.g. Reconciliation Action Plan, Disability Inclusion Action Plan, Child Safe Policy	Ongoing	Lead: Community Programs Partner: Communications and Engagement	Ongoing – items in the DIAP and RAP have been incorporated into this document
4.2. Build capacity and a better understanding in the organisation of ways to be more accessible and inclusive in engagement practices, and ensure these practices are implemented across engagement projects	Ongoing	Lead: Communications and Engagement Partner: Community Programs	Ongoing
4.3. Support and enhance a targeted children and young people engagement plan to ensure policy decisions, programs, and services are appropriate, relevant, supported, and responsive to the needs of young people	2023	Lead: Community Programs Partner: Communications and Engagement	

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Reporting on engagement activities



Information collected through community engagement helps council officers and Councillors make decisions. It is also important that the community understands how their voice has been listened to and considered in decision-making.

Council will 'close the loop' with our community and inform them of the outcomes after we consult. Community engagement outcomes will be reported as part of Council's monitoring and reporting cycle.

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Evaluating Council's community engagement activities

The primary outcome of the Community Engagement Strategy is outlined in objective 3.1 of the Delivery Program 2022-26:

Create opportunities for the community to engage with council decision making, and ensure input is listened to and acted on where appropriate.

The relevant actions to ensure we reach this objective are:

- We will ensure those who are impacted by, or have an interest in a decision or initiative of Council have an opportunity to engage
- Ensure our engagement practices are accessible and inclusive
- Continual development of an organisational culture focused on best practice community engagement

Council will use a variety of methods to evaluate engagement activities. These include:

- Assessment of engagement methods appropriate to stakeholders
- Verbal and written feedback from the community on the effectiveness of the engagement activities
- Participation levels in engagement activities (number of participants), considering the nature of the project
- Achievement of the actions within the Community Engagement Strategy
- Quality of response, in terms of relevance to project or project
- Inclusive community representation

These evaluation results will be used to improve future engagement strategies and methods.



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Appendices

Appendix A: Communication and engagement activities

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Activity	Description
Advertising	A publicly displayed advertisement with information about a project or engagement opportunity.
Briefing	Presentations and discussions with community or stakeholder groups. This varies from informing to gathering feedback and ideas or presenting options.
Drop-in session	Spread over a longer time, community members can drop-in to meet and speak with Council staff about a project.
Workshop	A group discussion hosted by a facilitator about a specific topic. It is designed to allow for an open discussion that is guided by a series of questions or activities.
Interactive online tools	Activities on the Have Your Say Waverley website that the community can participate in, including ideas boards where participants can post an idea they have, and interactive maps where participants can identify a certain location in the LGA and provide feedback.
Meeting (e.g. Council Meetings, interagency meeting)	Small group facilitated conversations.
Newsletter/ Enewsletter	Can be designed to inform, seek feedback, to gather ideas, and to update the community on the engagement project and how community input has informed Council decision-making. Newsletters are hard copies either delivered to residents, handed out at Council events or drop-in sessions, or made available at Council venues. Enewsletters are sent via email to people who have subscribed to receive them.
Notification of impacted stakeholders	Refers to notifying people identified as potentially affected by a proposal. This can be done via multiple means including written notice, flyers, email, and site notices.
Online engagement portal	Refers to a website for sharing information and enabling participation. Council's online engagement portal is called Have Your Say Waverley: haveyoursay.waverley.nsw.gov.au
Online survey	Usually, a short survey with mostly quantitative questions that can be accessed via our online engagement portal.
Have Your Say pop-up	A pop-up stall usually about a specific project that may run for a couple of hours.

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Appendix B: Proponent-led Waverley Community Engagement Guidelines

This section includes recommended actions to improve proponent-led community engagement in Waverley. Please note, this is not exhaustive, and proponents are encouraged to use the guidelines to prompt ideas and guide planning.

Potential applicants of proposals may be encouraged to undertake community engagement prior to making an application to Waverley Council. As part of this, proponents should submit a report to Council that outlines their engagement activities, a summary of the feedback received and how it has been addressed.

The early engagement and consultation for private sector proposals are the sole responsibility of the proponents.

Engaging early and upfront

Effective, early, and quality engagement with the community enables proponents to understand key areas of interest during the early planning phases. This is before plans are finalised and an application is lodged.

This can reduce the risk of unexpected or surprise objections from community during the public exhibition and project determination phase. It can also lead to faster determinations, better planning outcomes, and reduced community opposition.

While a proponent might choose to use innovative or creative ways to engage the community, it should be noted that effective community engagement does not need to be ground-breaking. Effective engagement simply means making a genuine effort to reach out, consider and engage all involved, to listen and to be open, responsive, and work together with the community to come up with effective solutions.

When a proposal has gone through quality community consultation before the application is lodged, community concerns about the proposal can be incorporated or addressed.

Planning your engagement

Step 1: Pre-DA or Pre-Planning Proposal

- Consult with the relevant team (whether DA or Planning) at Council to let them know you are considering running a community engagement program
- Engage a community engagement specialist to develop the strategy, facilitate, and provide an independent summary report with feedback as part of the application
- Complete a stakeholder map of key groups and individuals in the community who might be affected by the development (see [stakeholders](#)

[in section 2](#)) This should document their likely or anticipated concerns/areas of interest, a good place to start would be to talk with the relevant [Precinct Committee](#). It is important to engage the broader community to gain a balanced insight

- Design the consultation process with sufficient time and opportunities for the community to provide multiple rounds of feedback through a range of channels. Give the community time to distil what is being suggested and come back with thoughtful responses. Do not only give the minimum required time to comment on the DA
- Develop a tailored engagement approach for each stakeholder group, considering the most effective ways to engage each group (see [community engagement matrix in section 4](#) for guidance)
- Take community members on a journey to understand exactly what is planned, so when it is time to publicly exhibition of the application, the community understands exactly what is being proposed, the potential impacts, and the delivery timeline. Part of this process requires proponents to listen and give the community an opportunity to voice their concerns
- Develop a range of collateral for the project that is effective for the target group, informative (not just focusing on benefits and the 'sell'), and locally relevant. This might include architects or communication specialists designing specific information relevant to the local community

Engaging the community

The gold standard methods to engage stakeholders draws on the International Association of Public Participation's (IAP2) Engagement Spectrum. IAP2 is considered the best practice community engagement framework (see [IAP2 spectrum of public participation](#) in Community Engagement Strategy).

Ways to improve proponent-led community engagement:

- In all interactions, aim to genuinely understand the issues, be a good listener, respectful of other views and be open to amending your design or operations to address concerns and reflect community feedback. Once resolved, demonstrate how concerns have been addressed
- To genuinely address and remove opposition, prepare to engage with the community openly and honestly. Provide the community with factual and clear information about the project, including the why, what, when and how. Be ready to give facts, information, and educate the community about exactly what will be done so the affected residents feel that they are respected (and not talked down to). Do not try to 'sell' a pretty picture, focusing only on benefits and glossing over the details
- Consider how the community can actually influence the project design, construction method or plans, or operations after development e.g. engage the community in a design competition to choose their preferred architect or give input into a noise management plan during construction. This can lead to increased buy-in and positive engagement with the community
- Organise a roundtable of residents who will be impacted, the proponent, and a Council representative. Depending on project size and length, this group might meet regularly prior to and during the DA process
- To lead the roundtable or community group, seek a neutral local community member (or an independent engagement consultant) who is trusted and respected. This role can speak to the community on their level and review the proponent application and resident submissions. Unlike the proponent who has a vested interest and wants to 'sell' the project, a neutral facilitator can ensure an honest and objective process where all voices are heard and have a genuine conversation with community to understand their concerns and facilitate a thoughtful and timely response
- Bring in senior project planners/design/construction subject matter experts to talk to community members. Senior roles have authority and knowledge about the project, understand the issues and can speak to community concerns in expert detail

Transparent reporting

Managing objections means listening and genuinely considering concerns and feedback, and determining how the design, construction methods,

operations of the development or other elements of the project can be adapted to address those concerns. Ways to do this include:

- Take the time to address concerns in the application documents
- Demonstrate in your application to Council how you have addressed these concerns either where they have been reconciled or where they are irreconcilable
- Ask for questions before each interaction with objectors and give the community plenty of time to give feedback, write concerns down, and articulate the concerns back to them. 'We hear you' and 'your concerns have been noted, this is the next step' should be your key messages
- Use a transparent process to file objections, keep objectors informed on progress of the project, and explain this clearly in your DA or planning proposal

Councillor engagement process for Capital Works Projects

→ Step 1

A Councillor workshop to be held on the draft Capital Works Program prior to formal endorsement. All significant projects deemed to have a high level of community interest to be discussed in terms of a Project Brief, including project objectives, scope (included and excluded), project assumptions, consultation overview, estimated timeframe and cost. A complete draft Capital Works list is to be distributed, with significant projects to identified.

→ Step 2

Formally approving all projects via signing off the CAPEX program each year.

→ Step 3

Notifying councillors of the upcoming Stage 1 consultation. ('Have your Say' days) and distributing an invitation to attend. NOTE: For SAMP projects with only like for like replacements, community liaison will be limited to project notification only. For any upgrade, renewal, or new project when the design is of a technical nature (eg. North Bondi

Civil Infrastructure), the consultation process will commence at Step 4.

→ Step 4

Participating in a Councillor workshop on the initial concept design after any Stage 1 community consultation has informed draft concept design changes, and identifying community suggestions that have been excluded.

→ Step 5

For significant projects, Council will formally approve the concept design to go to Stage 2 consultation.

→ Step 6

Councillors are notified of the Stage 2 community consultation outcomes via a consultation outcomes report sent via email. The report is to identify the main issues and what amendments will be made to the concept design. It will also indicate whether changes are considered a significant variation to the concept design endorsed by Council.

→ Step 7

When a significant design variation is proposed to the concepts endorsed by Council, an additional Councillor workshop will be undertaken with a follow up formal report submitted to Council for endorsement of the amended design and consideration of further community consultation.

→ Step 8

Where no significant changes are proposed to be made to the concept design, councillors will be notified via email that the project is to proceed

to detailed design. The email will include the revised concept design with the non-significant amendments shown and annotated or annotated on the concept design as numbered comments with the numbers referenced in the design and/or with arrowed lines pointing to the changes made. If a Councillor believes that there is a problem with the revised concept design, and that the detailed design and tender process should not yet proceed, they must contact the Director (within 5 business days) to determine next steps, if any. These next steps may be a further revised design, community consultation, and/or councillor workshop, and would be determined by the Director following consultation or notification, as appropriate, with councillors.

→ Step 9

Exhibition during DA / Review of Environmental Factors stage if required

→ Step 10

Council awards tender if estimated project value is above the tender threshold, or the project is implemented administratively (RFQ or internal).

→ Step 11

Councillors are provided copies of construction notification letters by email when distributed to residents / businesses.

REPORT
CM/7.6/23.05

Subject: Events Policy - Exhibition

TRIM No: A23/0269

Manager: Tanya Goldberg, Executive Manager, Arts, Culture and Events

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

RECOMMENDATION:

That Council:

1. Publicly exhibits the draft Events Policy attached to the report for 28 days.
2. Officers prepare a report to Council following the exhibition period

1. Executive Summary

At its meeting on 18 April 2023, Council directed officers to review the Events Policy to ensure that the policy reflects community concern with respect to events of a commercial nature that involve alcohol and occupy public space for extended durations.

Officers have identified three minor amendments that will address these matters of community concern. These are outlined in the report for Council's review. It is recommended that Council place the draft Events Policy on public exhibition for 28 days to seek feedback on the proposed amendments.

2. Introduction/Background

Council's Events Policy was updated in August 2020, based on the previous Events Policy dated 2015. The policy is scheduled to be reviewed in its entirety in August 2024.

The policy stipulates that high-impact events with more than two thousand attendees in outdoor open spaces that include high level amplified music, alcohol and infrastructure footprints over 400 m2 require referral to Council for determination.

Officers received a compliant high-impact event application and prepared a report for Council at its meeting on 18 April 2023. On Sunday, 16 April 2023, the applicant advised officers that the application was withdrawn and requesting its removal from the agenda. Given that the report was already on the agenda, it was considered at the meeting on 18 April.

Council heard a public address on the report made on behalf of Bondi Beach Precinct and Councillors also spoke to the item, raising matters of community opposition to events involving alcohol on the beach, for extended durations, that are for commercial purposes.

An amended motion was put and carried unanimously noting that the application had been withdrawn and directing officers review the Events Policy to reflect these concerns. This report presents minor proposed amendments to the Events Policy following that policy review and recommends that Council seek feedback on these amendments over a 28-day public exhibition period.

3. Relevant Council Resolutions

Meeting and date	Item No.	Resolution
Council 18 April 2023	CM/7.4/23.04	<p>That Council:</p> <ol style="list-style-type: none"> Notes that the applicant has withdrawn their application for the International Beach Festival event at Bondi Beach. Notes the report's recommendation to not approve the event for the reasons set out in the report. Notes the strong community opposition to high-impact events on the beach that involve alcohol and loss of public space and amenity for significant periods of time and are for commercial purposes. Notes that Bondi Beach is an attractive, vibrant, international destination that is a popular location for events and promotions. The newly renovated Bondi Pavilion is further adding to this vibrancy offering interesting and engaging programming, activities and destination eateries. Officers review the Events Policy to reflect these community concerns with a report to be prepared for Council.
Council 18 August 2020	CM/7.7/20.08	<p>That Council:</p> <ol style="list-style-type: none"> Adopts the Events Policy attached to this report, subject to the following amendments: <ol style="list-style-type: none"> In clause 4.2(b), after the words 'Traditional Owners', add 'connection to country ("sovereignty") and custodianship of land, water and sky.' Events categorised as Medium Impact 1 and High Impact 1, and at the discretion of the General Manager, being reported to Councillors by email at the earliest opportunity prior to the event taking place. Notes that relevant and applicable provisions of the Sustainable Events Policy have been incorporated into the updated Events Policy and the Event Waste Management Guidelines and Requirements. Endorses the Event Waste Management Guidelines and Requirements attached to this report as a support document to the updated Events Policy. Notes that, as a consequence of the actions outlined in

		<p>clauses 2 and 3 above, the Sustainable Events Policy is redundant and will be removed from Council's policy register.</p> <p>5. Informs community organisations, successful applicants of events in the past 12 months and precincts of the new policy and guidelines.</p>
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4. Discussion

To make the Events Policy clearer on these matters of community concern, it is recommended that the current Events Policy is amended with the following three additions underlined:

1. Section 2, Purpose (page 5):

Limitations and restrictions

Waverley Council does not deliver or host events that:

- *promote tobacco or gambling*
- *have alcohol promotion as the main purpose*
- *are racist, sexist or discriminatory in nature*
- *involve endangered animals, or cruelty to animals*
- *threaten the environment (particularly in ecologically sensitive areas e.g. protected vegetation zones, bush regeneration sites and the marine environment)*
- *cause undue strain on public spaces during the summer season (December - February)*
- *have the potential for an adverse impact on Waverley Council's reputation and brand*
- *involve overtly commercial branding on any beach*
- *are commercial activities on any beach, involving the service of alcohol, of greater than two days' duration*
- *are not consistent with the objectives outlined in Waverley Council's Community Strategic Plan, or other plans, strategies and policies of Council including Plans of Management*
- *pose a conflict between the objectives and values of Council and those of the other party*
- *pose an unacceptable risk to the community or Council workers.*

2. Section 4, Policy Content (page 6):

4.3 Assessment of Event: Suitability and Criteria

In deciding whether an event is suitable for the Waverley Local Government Area (LGA), Council Officers will consider a range of factors. These include:

- *suitability and purpose of the event activity*
- *suitability and availability of the event location and duration*
- *impact of the event on the event location and surrounds (including residents, environment, property, services, Council workers and the traffic and transport network) and the extent to which these impacts can be successfully managed or mitigated*
- *community, social, environmental or economic benefits associated with the proposed event*
- *suitability and experience of the event organiser*
- *compliance with legal and insurance requirements.*

To avoid doubt, Council will not approve commercial activities on any beach, involving the service of alcohol, of greater than two days' duration.

3. Section 6, Definitions (page 11):

Commercial activities Events or activities held largely or primarily for the purposes of commercial or financial gain.

A marked-up version of the policy showing the changes is attached.

These suggested amendments are intended to ensure the Events Policy is fundamentally consistent with the 2020 version, with the key changes being applied to incorporate Council's direction to capture community concern regarding events on the beach that involve alcohol, loss of public space and amenity for significant periods, and which are for commercial purposes.

5. Financial impact statement/Time frame/Consultation

Financial impact statement

The proposed policy amendments pose no hard cost to Council.

The proposed amendments represent a hypothetical loss of potential event fee revenue earnings for Council.

Time frame

These amendments, if approved following public exhibition, can form a policy update that is executed and implemented immediately.

Consultation

The changes to the policy are considered minor and consistent with the existing policy. Nonetheless, it is recommended that Council publicly exhibits these draft amendments for 28 days so that community feedback may be captured.

Following this period, officers will prepare a report to Council detailing any feedback received to the proposed amendments.

6. Conclusion

Minor proposed amendments to Council's Events Policy have been identified that respond to Council's direction to ensure the policy better reflects community opposition to high-impact events on the beach that involve alcohol and loss of public space and amenity for significant periods of time and are for commercial purposes.

These proposed amendments can be put on public exhibition immediately with any feedback received to be reported back to Council after 28 days.

7. Attachments

1. Draft Events Policy [↓](#) .



WAVERLEY
COUNCIL

Events Policy

Events Policy

Policy owner	Events
Approved by	Council
Date approved	18 August 2020
Commencement date	19 August 2020
TRIM Reference	D20/72535
Next revision date	18 August 2024
Relevant legislation/codes	N/A
Related policies/procedures/guidelines	<ul style="list-style-type: none"> - Waverley Community Strategic Plan 2018-2029 - Waverley Council 'Event Management and Delivery Requirements' - Waverley Council 'Event Waste Management Guidelines' - An Inclusive Community for Everyone - Eastern Suburbs 2017 – 2021 - Disability Inclusion Action Plan – Waverley Council 2017 – 2021 - Innovate Reconciliation Action Plan – Waverley Council 2019 – 2021 - Waverley Council 'Safety Management for Water-Based Events'
Related forms and documents	<ul style="list-style-type: none"> - Low to Medium Impact Event Application - Low to Medium Impact Event Permit - High Impact Event Application - Water Safety Plan Form - Event Sheet - Short Term Venue Hire Agreement - Regular Venue Hire Agreement - Event Agreement – High Impact Event - Waverley Council Temporary Food Permit

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1. Background

Waverley Council delivers and hosts a range of sustainable and inclusive events that contribute to the vibrant and diverse cultural life of the Waverley community. Events make a valuable contribution to Waverley's culture, economy, the local area and its people's connection to place.

Council has strong community, environmental and social targets aimed at strengthening community inclusion, supporting the local economy and balancing community and visitor expectations.

To support this Policy, Council's 'Event Management and Delivery Requirements' and 'Event Waste Management Guidelines' provide a clear and effective framework to assist in the planning and delivery of events that are of a high quality and meet contemporary sustainability standards. The application of this Policy and related documents will ensure compliance with Council policies, relevant laws and event industry best practice.

2. Purpose

In conjunction with Council's 'Event Management and Delivery Requirements' and 'Event Waste Management Guidelines', the purpose of this Policy is to:

- provide principles, strategies, actions and controls for delivering events on Waverley Council land and in Waverley 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.

This Policy and related documents are designed to ensure that event applicants demonstrate how their event will provide a welcoming and safe environment that achieves one or more of the following outcomes:

- delivers either recreational, social, cultural, education or information opportunities for residents and visitors to participate
- supports and contributes to the well-being of residents and visitors
- supports and includes people from all sections of the community
- supports and respects the unique identity of Waverley and its culture
- recognises occasions of historical, social or cultural significance
- contributes to the local economy, businesses and tourism.

To achieve its purpose, this Policy must be read and applied in conjunction with Waverley Council's 'Event Management and Delivery Requirements' and 'Event Waste Management Guidelines'. The processes, procedures and requirements of these key supporting documents must be complied with.

Limitations and restrictions

Waverley Council does not deliver or host events that:

- promote tobacco or gambling
- have alcohol promotion as the main purpose
- are racist, sexist or discriminatory in nature
- involve endangered animals, or cruelty to animals
- threaten the environment (particularly in ecologically sensitive areas e.g. protected vegetation zones, bush regeneration sites and the marine environment)
- cause undue strain on public spaces during the summer season (December - February)
- have the potential for an adverse impact on Waverley Council's reputation and brand
- involve overtly commercial branding on any beach
- are commercial activities on any beach, involving the service of alcohol, of greater than two days' duration
- are not consistent with the objectives outlined in Waverley Council's Community Strategic Plan, or other plans, strategies and policies of Council including Plans of Management
- pose a conflict between the objectives and values of Council and those of the other party
- pose an unacceptable risk to the community or Council workers.

Note: Council will permit the hire of its facilities for party political fundraising events but will not actively deliver, host or support such events.

3. Scope

This Policy applies to all events held on Waverley Council owned or managed land and in Waverley Council owned or managed buildings within the Waverley Local Government Area (LGA). This includes:

- events organised by Waverley Council that are attended by members of the public
- events organised by external organisations or individuals
- co-partnered events that involve both Waverley Council and external organisation/s in their production and delivery
- promotional and marketing activities.

This Policy does not apply to:

- unpublicised, informal, social or family gatherings in outdoor venues
- aircraft flying over the Local Government Area
- environmental clean-up sessions or other events with local social and environmental benefits of 50 or fewer participants where no infrastructure, flags, banners or music involved
- regular markets approved through a tender/EOI process
- busking (refer to Council's 'Busking Permit Application')
- charity activities for raising brand awareness or collecting names for fundraising at designated locations (see Council's 'Charity Permit Application')
- commercial fitness training (refer to Council's 'Commercial Fitness Policy')
- filming and photography (refer to Council's 'Film and Photography Permit Application')
- internal Council events that involve Council employees and invitees only, including meetings, training sessions etc. (refer to Council's 'Internal Events Policy')
- public rallies and demonstrations (refer to NSW Police 'Notice of Intention to Hold a Public Rally')
- seasonal use of sports fields by schools and registered sporting clubs (refer to Council's 'General Conditions of Hire – Sports Fields and Courts').

4. Policy Content

4.1 Policy Statement

Council seeks to deliver and host a range of events that contribute to Waverley's vibrant and diverse community, cultural life, economy, the local area and people's connection to place. Through the application of this Policy and related documents, Council is:

- identifying the strategies and processes required for successful events that meet Council and the community's strategic goals for the Waverley LGA
- providing clear guidance for Council, the community and all stakeholders on how events will be planned, managed and delivered
- ensuring that all risk and safety management, sustainability and inclusivity issues associated with events in the Waverley LGA are identified and appropriately addressed.

4.2 Policy Principles

All applicable events must adhere to the following principles:

- a) A commitment to event industry best practice across all areas
- b) Acknowledge and pay respect to the Traditional Owners connection to country ("sovereignty") and custodianship of land, water and sky.
- c) Respect and accommodate the needs of stakeholders of all ages, abilities and linguistic, cultural and religious backgrounds
- d) Promote choices that minimise environmental impact and maximise sustainability across all areas
- e) Promote inclusivity and accessibility.

Refer to Council's 'Event Management and Delivery Requirements' and 'Event Waste Management Guidelines' for details of applicable strategies and required processes to ensure that these principles are adhered to.

4.3 Assessment of Event: Suitability and Criteria

In deciding whether an event is suitable for the Waverley Local Government Area (LGA), Council Officers will consider a range of factors. These include:

- suitability and purpose of the event activity
- suitability and availability of the event location and duration
- impact of the event on the event location and surrounds (including residents, environment, property, services, Council workers and the traffic and transport network) and the extent to which these impacts can be successfully managed or mitigated
- community, social, environmental or economic benefits associated with the proposed event
- suitability and experience of the event organiser
- compliance with legal and insurance requirements.

To avoid doubt, Council will not approve commercial activities on any beach, involving the service of alcohol, of greater than two days' duration.

4.3.1 Event Classification

To determine the level of management and compliance conditions to be applied to events, events will be categorised as either a LOW IMPACT, MEDIUM IMPACT 1 or MEDIUM IMPACT 2, HIGH IMPACT 1 or HIGH IMPACT 2 event based upon the details provided in an event application.

Events categorised as 'LOW IMPACT' or 'MEDIUM IMPACT (1 or 2)' can be assessed and determined by Council Officers.

Events categorised as 'HIGH IMPACT 1' must be submitted to Council's General Manager for determination. If the event is approved by the General Manager, such approval may be subject to the submission and approval of a comprehensive Event Management and Delivery Plan (EMDP). If an EMDP is required, it must be submitted to and approved by Council Officers prior to the event proceeding.

Events categorised as 'HIGH IMPACT 2' will require approval at a Council meeting or a Committee of Council. If the event is approved by Council, a comprehensive Event Management and Delivery Plan (EMDP) must be submitted to and approved by Council Officers prior to the event proceeding.

The following table provides details of the Assessment Criteria and the timeframes required for the assessment and determination of each classification of event.

As demonstrated in this table, the classification of events is controlled on an incremental basis. The highest applicable Impact Classification criterion of any event determines its classification level.

Impact Classification Level	Impact Criteria	Timeframe for Event Determination
Low Impact	<p>Any event that involves ALL the following:</p> <ul style="list-style-type: none"> • No more than 200 patrons or participants • Held between 6 a.m. and 6 p.m. (Outdoor Event) • Infrastructure footprint less than 100m² • Does not involve the sale of food or drinks (distribution of sample-sizes servings for promotional purposes are permitted under this Impact Classification) • Does not involve any traffic or parking changes • No amplified sound, or appropriate minimal/low level amplification only • Has little or no impact on Council Operations 	5 – 10 days from receipt of Application

Medium Impact 1	<p>Any event that involves ANY of the following is a 'Medium Impact 1' Event:</p> <ul style="list-style-type: none"> • No more than 2,000 patrons or participants • Infrastructure footprint less than 400m² • Involves appropriate low or moderate amplification only • the sale of food and/or non-alcoholic drinks, and/or • the distribution of full-sized products or servings for promotional purposes, and/or • minor traffic or parking changes (that do not need to be referred to Council's Traffic Committee) • impacts on Council Operations requiring a change in operation and/or additional resources <p>A 'Medium Impact 1' event must not:</p> <ul style="list-style-type: none"> • involve the sale or provision of alcoholic beverages • finish after 10 p.m. (if the event is an Outdoor Event) <p>Further considerations or limitations may apply depending upon the individual circumstances and location of a proposed event.</p>	<p>4 – 10 weeks from receipt of Application</p> <p>(Water-based events will require 8 weeks minimum)</p>
Medium Impact 2	<p>Any event with fewer than 500 patrons or participants wholly within a Council Facility where:</p> <ul style="list-style-type: none"> • Alcohol is sold or provided; and/or • High level amplified sound, music, entertainment or activities are present 	<p>4 – 10 weeks from receipt of Application</p>
High Impact 1	<p>Any event with 500 to 2,000 patrons or participants wholly within a Council Facility where:</p> <ul style="list-style-type: none"> • Alcohol is sold or provided; and/or • High level amplified sound, music, entertainment or activities are present; and/or 	<p>2 – 4 months from receipt of Application</p>

	<ul style="list-style-type: none"> Substantial changes are made to regular public access through Bondi Pavilion 	
	Note: fees for events that are solely or primarily pyrotechnics displays will be applied at the lowest applicable level of fee banding	
High Impact 2	<p>Any event that involves ANY of the following:</p> <ul style="list-style-type: none"> More than 2,000 patrons or participants The sale or provision of alcoholic beverages at an Outdoor Event Finishes after 10 p.m. (Outdoor Event) Infrastructure footprint exceeds 400m² 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 	Up to 6 months from receipt of Application

4.3.2 Further Classification of Events

Events are further classified as either:

Public

A Public Event is an event that:

- is accessible to the general public, and/or
- involves ticket sales, and/or
- is held for the purposes of commercial and financial gain.

Private

A Private Event is an event that is not accessible to the general public, does not involve ticket sales and is not held for the purposes of commercial or financial gain.

Community

An event that is held by a community organisation is a Community Event, where that community organisation:

- is engaged in community-based activities (including charitable activities) that are for the benefit of the local community or the environment, and
- is not established for the purpose of making a profit, and

- relies primarily upon the voluntary contributions of members, non-members and grants.

Note: an event held by a State/Public or Independent school is also a community event.

Community Events are eligible for a waiver of event fees for Low Impact Events and a 50% reduction of event fees for Medium Impact and High Impact Events.

Not for Profit

An event held largely or primarily to raise awareness and/or funds for a registered Not for Profit Organisation is a Not for Profit event.

Not for Profit events will be charged at 50% of the applicable event fee. To qualify for the fee reduction, the following criteria apply:

- The event application must be submitted by a registered Not for Profit organisation
- The Not for Profit organisation must have a presence at the event that includes visible branding and at least one employee or registered representative of the Not for Profit organisation

Partnerships and co-branding with business or commercial entities is permitted if the above criteria are met.

4.4 Application/Determination

In determining applications, it should be noted that that Council Facilities have Conditions of Hire and operational plans that may impact determination processes and timeframes.

4.4.1 Low Impact Events

- For Outdoor Events, apply online via the 'Low to Medium Impact' link on the 'Waverley Council Events' web page
- For events in a Council Facility, apply online via the Waverley Council 'Venue Hire' web page
- Council Officers will provide advice and assistance as required/ appropriate
- Assessed and determined by Council Officers
- Event approval or refusal issued within 5 – 10 days of receipt of Application
- Terms and Conditions must be complied with.

4.4.2 Medium Impact Events ('Medium Impact 1' and 'Medium Impact 2')

- For Outdoor Events, apply online via the 'Low to Medium Impact' link on the 'Waverley Council Events' web page
- For events in a Council Facility, apply online via Waverley Council 'Venue Hire' web page
- Council Officers will provide advice and assistance as required/appropriate
- Assessed and determined by Council Officers
- Event approval or refusal issued within 4 – 10 weeks of receipt of Application
- Terms and Conditions must be complied with.

Note: water-based events will require 8 weeks for assessment and Event Approval.

4.4.3 High Impact 1 Events

- For pyrotechnic /fireworks events, apply online via the 'High Impact Event' link on the 'Waverley Council Events' web page
- For events in a Council Facility, apply online via the Waverley Council 'Venue Hire' web page
- Council Officers will provide advice and assistance as required/ appropriate
- Report by Council Officers to General Manager. General Manager determination required
- Full Event Management and Delivery Plan may be required
- Event approval or refusal issued within 2 – 4 months of receipt of Application
- Terms and Conditions must be complied with.

4.4.4 High Impact 2 Events

- For Outdoor Events – apply online via the 'High Impact Event' link on the 'Waverley Council Events' web page
- For events in a Council Facility, apply online via the Waverley Council 'Venue Hire' web page
- Council Officers will provide advice and assistance as required/ appropriate
- Report by Council Officers to Council. Determination at a meeting of Council or a Council Committee is required
- Full Event Management and Delivery Plan will be required
- Event approval or refusal issued within 6 months of receipt of Application
- Terms and Conditions must be complied with.

5. Review of Policy

This Policy will be reviewed every four years or as required in the event of legislative changes or requirements. This Policy may also be changed as a result of other circumstances. Any amendments to this Policy must be by way of a Council resolution.

6. Definitions

Term	Definition
Application	A formal request for an event to be assessed. Must be submitted via the relevant link on Council's website, must largely address all required criteria and must contain draft or preliminary versions of all required supporting documents.
<u>Commercial activities</u>	<u>Events or activities held largely or primarily for the purposes of commercial or financial gain.</u>
Condition/s	Anything that Council or Council Officers require an event applicant or organiser to do or fulfil for their event to proceed

Events Policy

Council Approval	Council Officers must prepare a report for a meeting of Council or a Council Committee. A Council vote in support of a proposed event is required before Council Officers can issue an Event Approval
Council Facility	A venue that is owned and operated by Waverley Council that is primarily a building or a structure (e.g. Bondi Pavilion)
Council Worker	Is a person who carries out work in any capacity for Waverley Council, including employee, trainee, volunteer, outworker, apprentice, work experience student, contractor or sub-contractor, employees of a contractor or sub-contractor, and an employee of a labour hire company assigned to work for Waverley Council
Event Approval	Written notice from an appropriate Waverley Council Officer that an event may proceed. For High Impact Events, Council or Executive Leadership Team (ELT) approval is required before an Event Approval can be issued. An Event Approval may contain Conditions
Event Industry Best Practice	A method or technique that has been widely accepted as superior to any alternatives because it produces reliably good results
Event Management and Delivery Plan	A comprehensive plan prepared by an event applicant or organiser and submitted to Council Officers that provides details of all aspects of the management and delivery of an event. Details of what an Event Management and Delivery Plan must contain, as well as timeframes and procedures for submission and review, can be found in Waverley Council's <i>'Event Management and Delivery Requirements'</i>
Executive Leadership Team (ELT) Approval required	Council Officers must prepare a report for a meeting of Council's Executive Leadership Team (ELT). Council's ELT must support the event before Council Officers can issue an Event Approval
General Manager	General Manager means the General Manager of Waverley Council
Outdoor Event	An event that takes place on Waverley Council owned or managed land that is primarily a park or a public open space (e.g. Bondi Park)
Rejection	Notice from an appropriate Council Officer to an event applicant that their event has not been approved and cannot proceed
Timeframe	The length of time that an event determination will take. The Timeframe commences from the time that a valid Application is received
Waverley Council's 'Event Management and Delivery Requirements'	The primary operational document that supports this Policy. This document provides details of all aspects of Council's event planning and delivery requirements
Waverley Council's 'Event Waste Management Guidelines'	The key document that provides details of acceptable products and waste management requirements for events

REPORT
CM/7.7/23.05

Subject: High Impact Events 2023-24

TRIM No: A23/0271

Manager: Tanya Goldberg, Executive Manager, Arts, Culture and Events

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

RECOMMENDATION:

That Council:

1. Approves the following program of High Impact 2 events scheduled for the period 1 July 2023 to 30 June 2024:
 - (a) Bondi Festival (including extended tenure of Ferris wheel).
 - (b) City2Surf and Beach Catering Program.
 - (c) Festival of the Winds.
 - (d) Sculpture by the Sea.
 - (e) Head On Photo Festival.
 - (f) Dudley Page New Year's Eve.
 - (g) Summer of Surf Series.
 - (h) Outdoor Cinema (Dolphin Court).
 - (i) Latin American Festival.
 - (j) Ocean Lovers Festival.
 - (k) North Bondi RSL ANZAC Day Dawn Service Ceremony.
2. 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.
3. Approves the event fee structure for Outdoor Cinema 2024, as set out in the report.
4. Approves the event fee for the City2Surf Marquee Beach Catering Program 2023 to be delivered by City2Surf event organisers, as set out in the report.
5. Authorises the General Manager, or delegate, to amend, finalise and execute licence agreements with event organisers as necessary and as noted in the report.

1. Executive Summary

Council permits several events categorised as High Impact under Council's Events Policy 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 2023 to 30 June 2024.

The report also notes the importance of supporting the events, live music and entertainment industries. The sector continues to face supply chain and inflationary cost increases contributing to increased event delivery costs in 2023-24.

A report concerning the review of our events program is still being undertaken by officers and is anticipated to be available for the July 2023 Council meeting.

2. Introduction/Background

Council's Events Policy and Events Management Delivery Guidelines and 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 require approval at a Council meeting. Council's 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 Event Management Delivery Guidelines and Requirements detail the conditions required to be met by event organisers to ensure events are safe, accessible, sustainable and respectful to their location.

The program of High Impact events is approved each year through a report to Council. New and one-off High Impact 2 event proposals are typically presented via separate, individual reports as required. These

reports outline the proposed event's benefits and impacts, and a rationale for the report's recommendation regarding approval an event.

The High Impact 2 events in this 2023–24 program are proposed in the context of:

- The importance of supporting the events, live music and entertainment industries as they rebuild after two years of COVID-19 impacts
- The reduction in event contractors and suppliers operating in the industry post COVID-19
- The contribution of the current skills shortage affecting the events labour force, combined with the immediate impact of inflation to the increased costs of delivering events in 2023-24.

3. Relevant Council Resolutions

Meeting and date	Item No.	Resolution
Council 15 November 2022	CM/8.6/22.11	<p>That Council:</p> <ol style="list-style-type: none"> 1. Undertakes a review of its external/non-Council-run high-impact events to understand the: <ol style="list-style-type: none"> (a) Community benefits/costs. (b) Desired and actual economic outcomes. (c) Environmental impacts. (d) Public domain impacts (including beach and parks). (e) Total cost to Council. 2. Officers prepare a report to Council with details of the review to inform discussion on current approach and policy.
Council 17 May 2022	CM/7.6/22.05	<p>That Council:</p> <ol style="list-style-type: none"> 1. Approves the following program of High Impact 2 events scheduled for the period 1 July 2022 to 30 June 2023: <ol style="list-style-type: none"> (a) Bondi Festival (including extended tenure of Ferris wheel). (b) City2Surf and Council Marquee Program. (c) Festival of the Winds. (d) The Drop Live. (e) Sculpture by the Sea. (f) Head On Photo Festival.

		<ul style="list-style-type: none"> (g) Diner en Blanc. (h) Dudley Page New Year's Eve. (i) Summer of Surf Series. (j) Nutri Grain Ironperson Series (subject to confirmation). (k) Outdoor Cinema (venue to be confirmed). (l) Latin American Festival. (m) Sydney WorldPride Bondi Beach Party (2023 only). (n) Ocean Lovers Festival. (o) North Bondi RSL ANZAC Day Dawn Service Ceremony. <p>2. Notes the following High Impact 1 and Medium Impact events that are included in the annual calendar of events:</p> <ul style="list-style-type: none"> (a) Flickerfest (previously High Impact 2, now High Impact 1). (b) Bondi Blitz (previously High Impact 2, now Medium Impact 1). (c) Carols by the Sea (previously High Impact 2, now Medium Impact 1). (d) Bondi to Bronte Swim (previously High Impact 2, now Medium Impact 1). (e) Global Table (previously High Impact 2, now Medium Impact 1). <p>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.</p> <p>4. Authorises the General Manager, or delegated representative, to finalise and execute licence agreements with event organisers as necessary and as noted in the 2022–23 program.</p>
Council 22 June 2021	CM/7.10/21.06	<p>That Council:</p> <ul style="list-style-type: none"> 1. Approves the following program of high-impact events scheduled for the period 1 July 2021 to 30 June 2022,

		<p>subject to the requirements of any applicable NSW Public Health Orders:</p> <ul style="list-style-type: none"> (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. <p>2. Notes the following medium-impact events that are included in the annual calendar of events</p> <ul style="list-style-type: none"> (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). <p>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.</p> <p>4. Approves an extended tenure of the Bondi Vista Ferris wheel for the period 12 July to 25 July 2021.</p> <p>5. Notes that City2Surf date has been rescheduled to Sunday 17 October 2021.</p>
Council 25 May 2021	CM/7.12/21.05	That Council:

		<ol style="list-style-type: none"> 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.
Council 21 July 2020	CM/7.14/20.07	<p>That Council:</p> <ol style="list-style-type: none"> 1. 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: <ul style="list-style-type: none"> (a) Festival of the Winds. (b) Bondi Festival (including extended tenure of Ferris wheel). (c) City2Surf and Council Marquee Program. (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) Outdoor Cinema. (j) Latin American Festival. (k) Ocean Lovers Festival. (l) North Bondi RSL ANZAC Day Dawn Service Ceremony. (m) Bondi Blitz. (n) Global Table. 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. 3. Notes that approval of the Flickerfest temporary venue and Outdoor Cinema will require a prolonged period of occupation in North Bondi Park. 4. Approves an extended tenure of the Bondi Vista Ferris

		wheel for the period 26 September to 15 November 2020.
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> <ol style="list-style-type: none"> 1. Approves the following program of high-impact events scheduled for the period 1 July 2019 to 30 June 2020: <ol 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. (o) Global Table. 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. 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.
Council 12 December 2017	CM/5.2/17.12	<p>That Council:</p> <ol style="list-style-type: none"> 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. 2. Council receives a report on the Review including any recommendations for changes to and compliance with the current restrictions. 3. Council officers provide a quarterly report to the Strategic Planning Committee including: <ol style="list-style-type: none"> (a) Numbers of requests for events. (b) Number of events held in the previous quarter, including related issues and outcomes of events held. 4. All future proposed high-impact events (as defined in the Events Management Policy) be submitted to Council for approval.

4. Discussion

The attachment to this report provides a list of the High Impact 2 events currently scheduled for 1 July 2023 to 30 June 2024. The attachment details the dates and location of the events, as well as the estimated audience and target demographic for each event.

The 1 July 2023 to 30 June 2024 program is made up of three types of events:

1. Council-owned-and-managed events. These events are funded from Council's annual operational budget and are solely produced by Council officers.
2. Venue-managed events. These events are delivered by Event Producers who enter into an agreement that provides them with access to specific areas of Council managed land for that agreed activity.
3. Co-produced events. Council partners with Event Producers to deliver these events. Council typically contributes via financial or in-kind support to the delivery of these events.

Notable points on specific events are set out below.

Bondi Festival Ferris Wheel

Bondi Festival commences on 30 June 2023 and closes on 16 July 2023. It is proposed the Ferris wheel remains in Bondi Park for an extended period after the close of the festival, remaining on site through to 20 August. The extended operational period maximises community engagement with a much loved activity for visitors and residents during the winter months.

The extended tenure poses no issues for other events, has minimal impact on recreational park users and provides additional revenue to Council by way of commission on ticket sales.

In consultation with the Chamber of Commerce and the Economic Development team, the extension of the Ferris wheel is considered a positive initiative to support local businesses.

It is recommended that the tenure of the Bondi Festival Ferris wheel take up an extended occupation in the park, as outlined above.

Head On Photo Festival

Officers are in planning discussions with Head On Photo Festival organisers for their 2023 event. This event will include use of the Bondi Beach promenade, as per previous years, but will not include temporary display pods in Bondi Park. The festival will for the first time utilise Bondi Pavilion Art Gallery to showcase their Portrait Prize, as well as other spaces in Bondi Pavilion for public programming as per the 2022 event.

The event may also include displays on Hall Street on private commercial property, to deliver a benefit for activation and economic development beyond the immediate vicinity of Bondi Beach and Bondi Pavilion.

Outdoor Cinema

A return of an outdoor cinema to Bondi Beach in 2024 will be beneficial to the local business economy, encourage visitation to the area, promote renewed vibrancy to the Bondi Park and beach precinct, offer an opportunity to bring people together in an outdoor environment and provide revenue for Council.

From 2010 to 2018 outdoor cinema was successfully hosted in the Dolphin Court. In 2019 and 2020, outdoor cinema was relocated to the Bondi Pavilion courtyards.

Post event evaluations in 2019 and 2020 noted several operational issues with outdoor cinema programs inside Bondi Pavilion. A review was undertaken to determine the suitability of an outdoor cinema in the Bondi Pavilion courtyards. The findings of the review were considered with a recommendation in favour of a returning to the Dolphin Court.

The key findings were:

1. Bondi Pavilion Courtyards would need to be closed to the public from 6 pm, which would limit or preclude the use of the following spaces after 6 pm:

- The Gatehouse entrance as a thoroughfare from and through to Campbell Parade and the beach.
- Garu and Guya Courtyards.
- North Courtyard Public Amenities.
- Pottery Studios.
- Yalagang Room.
- Art Gallery.
- Seagull Room.
- Theatre.
- High Tide Room.
- Music Studios.
- Radio Station Studio Space

2. Outdoor cinema in Bondi Pavilion:

- Limits the number of tickets available to the community to attend outdoor cinema

- Dolphin Court capacity is 650.
 - Bondi Pavilion courtyard capacity is 400.
- Reduces financial return for Outdoor Cinema.
 - Reduces viability of the event.
 - Reduces opportunity for Council to charge market rate for the space.
- Ambient noise from commercial tenancies impacts screenings.
 - Diminishes outdoor cinema patron experience.
 - Creates potential tension between commercial tenants and outdoor cinema operator.

Officers ran a tender process for an outdoor cinema operator in 2022. The successful applicant, Sunset Cinema held off on delivery in 2023 due to the Sydney World Pride Bondi Beach Party occupation period which limited the opportunity to run a full 5-6 week program in the Dolphin Court.

As per Council's Pricing Policy, Fees and Charges, High Impact event fees are to be determined and approved by Councillors.

Officers recommend the following fee structure for 2024:

- \$70,000 incl GST with no naming rights sponsorship.
- \$80,000 incl GST with event naming rights sponsorship

These proposed fees are based on a moderate increase to Medium Impact event fees for the same duration and area. They are designed to support Sunset Cinema's success at Bondi, whilst still achieving some balance of benefit on behalf of the Waverley community with respect to reasonable application of event fees.

Event fees for subsequent years will be assessed on an annual basis following evaluation of the 2024 event.

It is recommended that Council authorises the General Manager to negotiate a reasonable fee adjustment where necessary or as required if the fee remains within \$5,000 of the above recommended fees.

City2Surf

All-agency stakeholder meetings with State and local government authorities have commenced and the event is scheduled to proceed in 2023.

Notable remarks:

- As a condition of Council's licence agreement with Iron Man Events, all Bondi Pavilion spaces requested for use by the event organisers will attract the relevant fees as per Council's Pricing Policy, Fees and Charges.
- As per the event prior to 2020, Bondi Pavilion will be closed to the public on event day in 2023.
- Public amenities will remain open to the public.
- Financial implications of event delivery decisions and additional costs to Council will be passed onto Iron Man as part of the usual cost recovery agreement.

City2Surf Marquee Beach Catering Program

Officers note the City2Surf Marquee Beach Catering program will not be planned and delivered by Council due to identified environmental and financial risks.

City2Surf event organisers have proposed to take on the marquee program independently, to plan and deliver it as part of the broader City2Surf event.

It is recommended that Council supports this proposal for the 2023 event and approves an event fee of \$40,000 incl GST. This event fee does not include cost recovery charges for the provision of Council services to support event delivery.

It is recommended that Council authorises the General Manager to make an amendment to the current licence agreement to include use of a section of the beach for the purpose of delivering the marquee program.

5. Financial impact statement/Time frame/Consultation

Financial impact

All High Impact 2 events proposed in this report are included in the draft 2023-24 budget.

Council typically provides financial support by way of venue hire grants and some in-kind support to Head On Photo Festival, Latin American Festival and Ocean Lovers Festival. The financial support enables event organisers to deliver their events with Council's assistance, and for agreed community benefits.

To enable a more efficient process with respect to established events that are typically supported, in some instances the event may be recommended for financial support via a fee waiver, with agreements finalised in advance to clarify obligations for Council and event organisers.

Time frame

These events, should they be approved, will be delivered in the 2023-2024 financial year, commencing on 1 July 2023 and ending on 30 June 2024.

A report concerning the review of our events program is still being undertaken by officers and is anticipated to be available for the July 2023 Council meeting.

Consultation

Internal stakeholder consultation meetings will be held with Communications and Engagement, Arts and Culture, Customer Service, Lifeguards, Parks staff, Major Projects, Infrastructure Services, Sustainability, Parking, Resource Recovery, Economic Development, Community Venues, 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, Create NSW, 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 Council approve the High Impact 2 events in the attached schedule for the period 1 July 2023 to 30 June 2024 and the noted changes and variations for several events in the 2023-24 program, as per the discussion in this report.

It is further recommended that Council approve the proposed event fee structure for outdoor cinema 2024 and City2Surf Marquee Program 2024.

7. Attachments

1. High Impact 2 Event Schedule 2023-2024 [↓](#) .



Attachment 1 – Waverley Council High Impact 2 Schedule of Events for 2023-24

Date	Event Type	Name	Description	Approval Process/Next Steps
30 June -16 July 2023 Annual Event	Council Managed Event	Bondi Festival	<p>Bondi Festival is a 17-day all-ages arts festival presented every winter at various locations in Bondi Beach and Park, predominantly in Bondi Pavilion.</p> <p>Over the past 11 years Bondi Festival has grown into a mid-winter institution for Bondi locals and visitors, as well as establishing itself in the national arts calendar. Bondi Festival is now a major event, drawing audiences down to the beach in the off-season to experience local and national programming. Previously known as two events, 'Bondi Feast' and 'Bondi Winter Magic', a rebranded and reinvigorated identity was launched in 2020.</p> <p>30 June to 16 July 2023, Bondi Festival offers comedy, theatre, cabaret, circus, music, storytelling, arts installations, ice-skating, Ferris Wheels, hot food, cold drinks, family fun and more. This flagship winter event is proudly presented in partnership with Bondi and Districts Chamber of Commerce.</p> <p>The Bondi Festival Ferris wheel is proposed to remain in Bondi Park for an extended period to maximise community engagement, ending on 20 August 2023.</p> <p>Estimated Audience: 60,000. Target Demographic: Families – All ages</p>	<p>Current Status: Planning is underway. Events, Arts & Culture and Bondi Pavilion teams working collaboratively to ensure compliance with Venue conditions, Procurement and Event Management Guidelines.</p> <p>Traffic Committee report submitted for parking and traffic changes on Park Drive South and Queen Elizabeth drive.</p> <p>Next Steps: Ongoing program development, event and operational planning.</p> <p>Procurement, ongoing event delivery planning and management to ensure the event is delivered in accordance with Council's Events Policy and Event Management Guidelines.</p>
13 August 2023 Annual Event	Venue Managed Event	City2Surf Fun Run	<p>City2Surf Fun Run now incorporating Council Marquee Program is a large annual fun run event. The run starts in the city and ends at Bondi Beach. 2023 will be the event's 53rd year. 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> <p>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.</p> <p>Estimated Audience: 80,000. Target Demographic: All ages</p>	<p>Current Status: Accounting for the two year COVID-19 hiatus this will be the third year of a five year license agreement with the event producers Iron Man Events.</p> <p>Next Steps: All agency stakeholder meetings with Major Events in the NSW Department of Premier and Cabinet.</p> <p>Ongoing stakeholder and event organiser delivery management to ensure event is delivered in accordance</p>



Attachment 1 – Waverley Council High Impact 2 Schedule of Events for 2023-24

				with Council's Events Policy and Event Management Guidelines.
13 August 2023 Annual Event	Venue Managed Event	City2Surf Marquee Beach Catering Program	<p>Alongside the principal event, Council has previously run a Marquee Program for organisations to provide post-run hospitality to staff, customers and patrons who have participated in the run.</p> <p>The Beach Marquee program will no longer be planned and delivered by Council due to identified environmental and financial risks.</p> <p>In June 2022 Council officers identified environmental and financial risks for the planning and delivery of the City2Surf Council Marquee Program, and the decision was made to discontinue the program.</p> <p>City2Surf event organisers have proposed to take on the planning and delivery of the marquee program independently as part of the broader City2Surf event.</p> <p>Originally established as a management plan to control drinking and anti-social behaviour after the event, the marquee program now provides a safe environment to control post-event functions and will therefore meet Council's obligations under its events Policy to approve the limited service of alcohol on the beach for a period of 5 hours on event day only.</p> <p>Estimated Audience: Up to 8,000 Target Demographic: All ages</p>	<p>Current Status: Iron Man Events are reviewing the financial feasibility of the program. The event fee applied by Council will help inform the review.</p> <p>Next Steps: Should Iron Man choose to proceed with the program an amendment will be made to the existing licence agreement to include the event fee and expand the licensed area to a limited footprint on the beach.</p> <p>All agency stakeholder meetings with Major Events in the NSW Department of Premier and Cabinet.</p> <p>Ongoing stakeholder and event organiser delivery management to ensure event is delivered in accordance with Council's Events Policy and Event Management Guidelines.</p>
10 September 2023 Annual Event	Council Managed Event	Festival of the Winds	<p>Festival of the Winds will return to Bondi Park, Bondi Beach and Bondi Pavilion in 2023 with a host of activities, workshops and entertainment programs.</p> <p>The festival is an annual, family friendly event a Sunday in September, co-produced by Council and the Australian Kite Flying Society that can attract approximately 80,000 people.</p>	<p>Current Status: Planning is underway. Events, Arts & Culture and Bondi Pavilion teams working collaboratively to ensure compliance with Venue conditions, Procurement and Event Management Guidelines.</p> <p>Next Steps:</p>



Attachment 1 – Waverley Council High Impact 2 Schedule of Events for 2023-24

			<p>The event features kite flying demonstrations from local and international kite makers, kite flying competitions and an extensive entertainment program that includes multi-cultural music and dance, kite making workshops, a children's entertainment area, art exhibition and food stalls. The event is held on Bondi Beach, Bondi Park and in the Bondi Pavilion.</p> <p>Festival of the Winds has significant impacts on the Eastern Suburbs traffic and transport network and requires a Traffic Management Plan (TMP) to be developed in consultation with TfNSW, NSW Police and Council traffic engineers. The TMP includes special event clearways, changes to traffic, several traffic treatments in Bondi Junction and Bondi Beach as a well as a partial road closure on Queen Elizabeth Drive.</p> <p>Estimated Audience: 80,000. Target Demographic: Families – All ages</p>	<p>Stakeholder meetings with TfNSW, NSW Police and Council traffic engineers.</p> <p>Risk assessment, operational plan and traffic management plan developed.</p> <p>Relationship management with Australian Kite Flyers society.</p> <p>Entertainment, food and cultural program development.</p> <p>Procurement, ongoing event delivery planning and management to ensure the event is delivered in accordance with Council's Events Policy and Event Management Guidelines.</p> <p>Draft Traffic Committee report for major traffic changes in Bondi Junction and Bondi Beach.</p>
19 October - 5 November 2023 Annual Event	Venue Managed Event	Sculpture by the Sea	<p>Sculpture by the Sea is an annual 18-day sculpture exhibition at the end of October to beginning of November. 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.</p> <p>Sculptures are installed in Marks Park and along the coastal walk from Bondi to Tamarama Beach.</p> <p>Estimated Audience: 400,000 to 500,000. Target Demographic: All ages</p>	<p>Current Status: Accounting for the two year COVID-19 hiatus this will be the third year of a five year licence agreement with the event producers.</p> <p>Next Steps: Ongoing stakeholder and event organiser delivery management to ensure event is delivered in accordance with Council's Events Policy and Event Management Guidelines.</p> <p>Draft Traffic Committee report for traffic changes in the areas surrounding the event site.</p>


Attachment 1 – Waverley Council High Impact 2 Schedule of Events for 2023-24

10 November - 3 December 2023 TBC Annual Event	Venue Managed Event	Head On Photo Festival	<p>Head On Photo Festival is an annual event celebrating the medium of photography, featuring local, national and international works.</p> <p>This event will include use of the Bondi Beach promenade, as per previous years, but will not include temporary display pods in Bondi Park.</p> <p>The festival will for the first time utilise Bondi Pavilion Art Gallery to showcase works, as well as other spaces in Bondi Pavilion for public programming, as per the 2022 event.</p> <p>The event may also include displays on Hall Street on private commercial property, to deliver a benefit for activation and economic development beyond the immediate vicinity of Bondi Beach and Bondi Pavilion.</p> <p>Estimated Audience: Up to 5,000 across 4 weeks plus additional engagement with the beach promenade display. Target Demographic: All ages</p>	<p>Current Status: Ensure Procurement and Event Management Guidelines are adhered to.</p> <p>Next Steps: Review and update MOU, draft and execute venue hire agreement.</p> <p>Collaborate with organisers to reframe aspects of the event.</p> <p>Ongoing stakeholder and event organiser delivery management to ensure event is delivered in accordance with Council's Events Policy and Event Management Guidelines.</p>
31 December 2023 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.</p> <p>Originally established as a management plan to control drinking and anti-social behaviour in the park, the event is now popular with Waverley locals and visitors who wish to view the world famous Sydney fireworks from a relaxed, suburban location.</p> <p>The event features children's entertainment, a music stage, dancefloor, food and beverage offerings including a licensed bar.</p> <p>Estimated Audience: 2,500 - 4,500 Target Demographic: Families – All ages</p>	<p>Current Status: Ensure compliance with Procurement and Event Management Guidelines.</p> <p>Next Steps: Stakeholder meetings with TfNSW, NSW Police and Council traffic engineers.</p> <p>Risk assessment, operational plan and entertainment program developed.</p> <p>Procurement, ongoing event delivery planning and management to ensure the event is delivered in accordance with Council's Events Policy and Event Management Guidelines.</p>


Attachment 1 – Waverley Council High Impact 2 Schedule of Events for 2023-24

				Draft Traffic Committee report for traffic changes in the areas surrounding the event site.
9 - 10 February 2024 Annual Event	Venue Managed Event	Summer of Surf series	<p>Summer of Surf is an SLSA event that attracts up to 500 athletes and is hosted across a full weekend on the beach at North Bondi. It provides an opportunity for all surf lifesaving athletes to compete against professional iron men and women as well as single discipline experts such as Olympic kayakers and swimmers.</p> <p>The event footprint utilises an approximately 350m stretch of the beach from north of the NBSLSC down to Ramp 4. The event footprint reduces throughout the weekend as athletes are eliminated from heats.</p> <p>Estimated Audience: 2,000 Target Demographic: All ages</p>	<p>Current Status: Ensure compliance with Procurement and Event Management Guidelines.</p> <p>Next Steps: Review, draft and execute license agreement. Consider multi-year agreement.</p> <p>Ongoing stakeholder and event organiser delivery management to ensure event is delivered in accordance with Council's Events Policy and Event Management Guidelines.</p>
February to early March 2024 (TBC) Annual Event	Venue Managed Event	Outdoor Cinema	<p>A return of outdoor cinema to Bondi Beach in 2024 will be beneficial to the local business economy, encourage visitation to the area, promote renewed vibrancy to the Bondi Park and beach precinct, offer an opportunity to bring people together in an outdoor environment and provide revenue for Council.</p> <p>A review was undertaken to determine the suitability of an outdoor cinema in the Bondi Pavilion courtyard and the decision was made to return the event to Dolphin Court.</p> <p>Estimated Audience: 17,000 Dolphin Court. Target Demographic: All ages</p>	<p>Current Status: Ensure compliance with Procurement and Event Management Guidelines.</p> <p>Next Steps: Finalise negotiations with outdoor cinema operator, draft and execute venue hire agreement.</p> <p>Ongoing stakeholder and event organiser delivery management to ensure event is delivered in accordance with Council's Events Policy and Event Management Guidelines.</p>
24-25 February 2024 TBC Annual Event	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 more than 30</p>	<p>Current Status: Ensure compliance with Procurement and Event Management Guidelines.</p>


Attachment 1 – Waverley Council High Impact 2 Schedule of Events for 2023-24

			<p>years. From 2016 to 2019 the event was co-produced with the Bondi Association of Artists and Musicians (BAAM).</p> <p>The event will be delivered in 2024 in partnership with Canvas Events.</p> <p>Estimated Audience: 2,000 to 3,000 Target Demographic: Families – All ages</p>	<p>Next Steps: Review and update MOU, draft and execute venue hire agreement. Consider multi-year agreement.</p> <p>Ensure Procurement Guidelines are adhered to and ensure event is delivered in accordance with Council's Events Policy and Event Management Guidelines and Bondi Pavilion operational plans and guidelines.</p>
11-24 March TBC Annual Event	Venue Managed Event	Ocean Lovers Festival	<p>Ocean Lovers Festival is run by Ocean Lovers Alliance, a Not-for-Profit organisation that promotes care and respect for the ocean. The event builds awareness of the global plight of oceans and encourages positive action in a fun, accessible way through educational and cultural programs and activations.</p> <p>The festival made a successful return to the Bondi Pavilion in March 2023. The event featured curated live music, education workshops, educational film screenings, inspirational speakers, discussion panels, and practical demonstrations of everyday solutions to waste recycling and reduction of plastics including reuse of cleared ocean plastics.</p> <p>Estimated Audience: 5,000 to 10,000 Target Demographic: Families – All ages</p>	<p>Current Status: Ensure compliance with Procurement and Event Management Guidelines.</p> <p>Next Steps: Review and update MOU, draft and execute venue hire agreement. Consider multi-year agreement.</p> <p>Ensure Procurement Guidelines are adhered to and ensure event is delivered in accordance with Council's Events Policy and Event Management Guidelines and Bondi Pavilion operational plans and guidelines.</p>



Attachment 1 – Waverley Council High Impact 2 Schedule of Events for 2023-24

25 April 2024 Annual Event	Venue Managed Event	North Bondi RSL 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.</p> <p>In 2023 the event attracted up to 12,000 people. The event is organised by Tobruk House and the North Bondi RSL club and is venue managed by the Outdoor Events team in consultation with TfNSW, NSW Police and Council's traffic team.</p> <p>Estimated Audience: 12,000 to 15,000 Target Demographic: All ages</p>	<p>Current Status: Ensure compliance with Procurement and Event Management Guidelines.</p> <p>Next Steps: Debrief 2023 event.</p> <p>Stakeholder meetings with TfNSW, NSW Police and Council traffic engineers.</p> <p>Ensure Procurement Guidelines are adhered to and ensure event is delivered in accordance with Council's Events Policy and Event Management Guidelines and Bondi Pavilion operational plans and guidelines.</p>
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REPORT CM/7.8/23.05



Subject: Bondi Pavilion - Screenings

TRIM No: A23/0012

Manager: Alistair Graham, Executive Manager, Community, Library and Recreation Venues

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

RECOMMENDATION:

That Council:

1. Hosts the public screening of popular sporting, cultural and other events in the inner courtyard of Bondi Pavilion on a trial basis, commencing with the FIFA Women's World Cup in July 2023.
2. Officers prepare a report to Council following the trial.

1. Executive Summary

In February 2023, Council passed a resolution requesting officers to investigate the potential role of the refurbished Pavilion as a venue to gather, watch, celebrate and soak up the atmosphere of exciting sporting, cultural and other events. This included considering the suitability and use of three locations arounds the Pavilion—the inner courtyard and the two external, natural amphitheatres—to host screenings.

The resolution notes the important role of Council in fostering a sense of community, the popularity of the Bondi Pavilion since reopening and that increasing the use/utility of the Pavilion by different groups of people should be a priority for Council.

As required by the resolution, consultation in relation to the proposal was also undertaken with the Precinct committees, which returned a range of views and feedback.

The viability of hosting screenings in the three locations at the Pavilion has been considered and it is recommended that the screenings of significant, popular sporting, cultural and other events initially proceed as a trial in the inner courtyard, commencing with the FIFA Women's World Cup 2023 in July.

2. Introduction/Background

The screenings at Bondi Pavilion are intended to provide a place for the community to gather and celebrate significant sporting, cultural and other events and enjoy the recently restored venue. The screenings are expected to be a drawcard for families and visitors seeking to participate in the events in a safe and welcoming environment.

The courtyard screenings will utilise existing Council resources and capabilities to deliver the events in a controlled and manageable way, ensuring a positive experience for all attendees. They will also make use of venue amenities, such as toilets and waste facilities, and minimise the impact on the surrounding area and residents.

Feedback received from the Precinct committees provided a range of views, mostly in support of the proposal, with some expressing concerns about noise, traffic and crowds. The response from each Precinct is attached to this report.

The Bondi Pavilion venue management and Council's Events teams have considered the proposal to assess the feasibility and risks associated with each location in the venue. These are outlined in the discussion below.

3. Relevant Council Resolutions

Meeting and date	Item No.	Resolution
Council 21 February 2023	CM/8.1/23.02	<p>That Council:</p> <ol style="list-style-type: none"> Notes the important role of Council in fostering a sense of community. Notes the popularity of the Bondi Pavilion since reopening, with over 25 regular hirers, hundreds of casual bookings, Summer at the Pav and the upcoming Sydney WorldPride programming, plus major events such as Flickerfest. Notes that increasing the use/utility of the Pavilion by different groups of people should be a priority for Council. Notes the potential role of the refurbished Pavilion as a venue for the community to gather to watch, celebrate and soak up the atmosphere of exciting sporting, cultural (and other) events. Officers investigate and prepare a report by the June 2023 Council meeting on: <ol style="list-style-type: none"> The use of the inner courtyard and the two external, natural amphitheatres of the Pavilion to host screenings of popular sporting, cultural (and other) events. Steps required to get the Pavilion ready to host screenings (overall and for each screening). Crowd, traffic and noise management required for screenings. The possibility of partnering with relevant organisations to deliver screenings, provided that no gambling sponsorship be included. Estimated costings in relation to clause 5(b) above and funding source. Undertakes consultation with all Precinct committees in

		relation to the proposal.
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4. Discussion

Following investigation of clauses 5 and 6 of the resolution, the following points are noted:

The use of the inner courtyard and the two external, natural amphitheatres of the Pavilion to host screenings of popular sporting, cultural (and other) events

The inner courtyard (Garu and Guya Courtyards) of the Pavilion is the preferred location to host Council-run screenings. Note this option assumes access to and ongoing suitability of Council's existing screen and associated equipment. This is due to: relative ease of setup; ability to utilise existing equipment, resources and amenities; less exposure to wind and the elements; ability to manage crowds and antisocial behaviour; creating a controlled environment to minimise noise and disturbance to local residents; flexibility to increase capacity as required; and close proximity to the Pavilion's food and beverage operators.

Challenges associated with this option include: limited capacity (500–1000 patrons dependent on location and size of screen) and less visibility to passing foot traffic. While some of the infrastructure and staffing would be covered through existing Council resources, there would be additional costs associated with delivery including security, technical and front of house staff dependent on the scale of the event.

The two external, natural amphitheatres—Gatehouse and Dolphin Court—present additional opportunities and challenges:

- Gatehouse Amphitheatre: offers a highly visible location and larger audience capacity. This option assumes access to and suitability of Council's existing screen and associated equipment.

Challenges include: obstruction of one of the Pavilion's main access points; more exposure to wind and the elements; decreased ability to manage crowds and antisocial behaviour; potential for increased noise and disruption to local residents; and significant additional staffing, security and infrastructure costs. Additional audio and technical setup would also be required for this option and is outside of the Pavilion's existing operating budget.

- Dolphin Court Amphitheatre: also offers a highly visible location and larger audience capacity. However, the size of the existing screen and audio setup may not be sufficient for this location and would require hire of additional equipment.

Challenges include: more exposure to wind and the elements, particularly in the cooler months; additional infrastructure needed for increased size of screen and audio; decreased ability to manage crowds and antisocial behaviour; potential for increased noise and disruption to local residents; and significant additional staffing, security and infrastructure costs. Due to the scale this option would likely come under the management of Council's Events team and require funds outside of the Pavilion's existing operating budget.

All proposed locations are assumed to be alcohol-free events. In the case of larger scale and ticketed events, additional staffing and security would be required to manage entry of patrons including searching of bags for alcohol.

Steps required to get the Pavilion ready to host screenings (overall and for each screening)

The Pavilion is operationally ready to host screenings in the courtyard. The steps required to deliver the screenings include: programming and scheduling of events; completion of risk assessments; installation of a

wired internet connection; securing of broadcast rights/licences; undertaking promotion and ticketing (if required); rostering staff and security; liaising with catering services (if required); and managing delivery of the event. Dependent on the success of using the existing inflatable screen, additional screening methods could also be explored including the use of a small tower to project directly onto the courtyard wall.

If screenings are to take place in either amphitheatre site, additional steps would include: engaging Council's events team; quoting and hiring of additional equipment and site infrastructure; completion of crowd and traffic management plans; and liaison with local police.

Crowd, traffic and noise management required for screenings

Crowd, traffic and noise management plans would be developed in response to the location and scale of the screenings. Events within the Pavilion courtyards are subject to the Bondi Pavilion Plan of Management and are relatively straight forward to manage.

The possibility of partnering with relevant organisations to deliver screenings, provided that no gambling sponsorship be included

Partnering with content providers offers an opportunity to increase the variety of content offered at the screenings and to offset costs. Partnerships may also allow for larger scale screenings, particularly in the amphitheatres, through part or full funding of the additional infrastructure required to deliver the event. These would be assessed on a case-by-case basis noting that the promotion of gambling is not permitted.

Estimated costings in relation to clause 5(b) above and funding source

The costing for courtyard screenings including staffing, security, content licencing and promotion is estimated to start at \$2,500 per screening dependent on the scope of the event. This funding would be managed through the existing Pavilion operating budget.

Costings for amphitheatre screenings including equipment, content licensing, staffing, security and promotion are more difficult to assess due to the variable scale and nature of the event. Assuming use of the existing inflatable screen, delivery costs would easily exceed \$5,000 per screening and increase to \$10,000 per screening if a large scale outdoor LED screen were to be hired.

If a more substantial temporary screen is required, similar in scale and construction as used by Flickerfest Short Film Festival, the cost is estimated at around \$30,000 per install and removal for the screen and infrastructure excluding staff and other delivery costs. Dependent on the expected popularity and attendance of the event, a set-up of this scale would be suitable for the Dolphin Court amphitheatre only.

Consultation with all Precinct committees in relation to the proposal

The Precinct committees were consulted for feedback on the proposal during March. A range of views were received, mostly in support of the proposal noting the benefit of activating the Pavilion with additional events. Some expressed concerns about noise, traffic, crowds and consumption of alcohol as well as suitability of potential partnerships, all of which can be effectively managed. The response from each Precinct is attached to this report.

5. Financial impact statement/Time frame/Consultation

Financial impact

As noted above the cost of delivering the screenings in the courtyard is anticipated to be managed through the Pavilion's operating budget. However, screenings in the amphitheatres would require additional budget, dependent on scale, and could potentially be offset through partnerships or grants.

Time frame

The first schedule of screenings could align with the upcoming FIFA Women's World Cup in July and August, with up to seven games screened across the month. This would provide ample time to plan, promote and test the events.

Consultation*Internal*

Council's Events team has provided advice on the proposal and have been actively engaged in discussions with the Bondi Pavilion venue management team.

External

All Precinct committees were consulted and provided comments for review and consideration. The response from each Precinct is attached to this report.

6. Conclusion

The proposed screenings of significant popular sporting, cultural and other events at Bondi Pavilion provides an opportunity for Council to foster sense of community and increase use of the recently upgraded venue.

In considering the proposed locations—the inner courtyard and two amphitheatres—it is recommended that officers proceed with organising screenings of the FIFA Women's World Cup 2023 in the courtyard of Bondi Pavilion on a trial basis commencing in July. This is due to the determined suitability of location, manageability of delivery, minimal impact on the operating budget and favourable broadcast times of the matches. The anticipated popularity of the World Cup offers a valuable opportunity to assess the success of courtyard screenings, including refining the delivery method and assisting with the development of future programs and events.

Larger scale screenings in the amphitheatres can be undertaken on an ad hoc basis in the future, subject to the assessment of associated risks and allocation of budget and/or securing of partnership opportunities.

7. Attachments

1. Precinct feedback - Bondi Pavilion screenings - March 2023 [↓](#) .

Feedback from Precinct committees - March 2023

Screening sports, cultural and other events at Bondi Pavilion

Precinct	Feedback
Bondi	I think the use of the Pavillon for significant events is terrific as long as these are community based and not commercial.
North Bondi	At our last meeting, the matter was raised by Cllr Michelle Gray. At the completion of her presentation, it was enthusiastically endorsed in principle. The courtyard is currently very much under-utilised & I cannot see any real problems with its utilisation in such manner.
North Bondi	We all agreed that it was a great idea but raised concerns about logistics: numbers of people waste issues access to water bubblers if the gallery would be open at the same time Also issues about timing if international events- time zones!
Bondi Heights	Could offer a broad range 1: mainstream Plays on film from London, NYC, Film festivals, eg Sundance screenings. Not LGBTQ movies please. Or no Drag Queen Shows, please. They are divisive. Surf and Ocean movies. 2: wide variety of sporting events from many global nations - targeting Waverley's diverse demographic. eg Brazil, Israel, Russia (maybe not due Ukraine). 3: Dance of all types. 4: Themed musical events eg 70's, surf music. 5: Cultural food and music events.
Dover Heights	I have no problem with this idea and think it could be good. My question is whether it will bring money to the PAV or just be an expense. In theory this could bring funds to the PAV which would be a positive.
Bondi Beach	Where are the 2 external amphitheatres? I know about the one on the southern side - the Dolphin Court. Where is the other one? We have always been very circumspect about holding events in the external areas for the following reasons: Crowds: Seasons will have to be seriously considered. In late spring, summer and early autumn, Bondi is already crowded. Plus Bondi Winter Magic occurs in winter. Noise: nor-easters and southerlies (the prevailing winds) blow sound from external events straight into the Bondi Basin. Privatisation of public space for external events: public space is taken over for private gain i.e. the grassy area beside the Dolphin Court. Partnerships with private firms: Council rarely comes out of these as the winner. Private firms won't come into a partnership with Council unless they can make a healthy profit. Traffic: are these intended to be high impact events that require liaison with NSW buses?

Bondi Precinct	<p>While Bondi Precinct supports the diversification of usage of the Bondi Pavilion, we have serious concerns about the use of the inner courtyard of the Pavilion to televise major sporting events.</p> <p>These concerns are as follows:</p> <ol style="list-style-type: none"> 1) Where is the demonstrated need/request for this type of event, and why aren't other sporting grounds/venues within the LGA being considered (such as Waverley Park and Margaret Whitlam Recreation Centre which might be more suitable?) 2) Bondi Pavilion is a heritage building. The Heritage Council of NSW should be consulted, 3) Many major international sporting events are held overseas, and as such are played at odd hours, including the middle of the night (Ie FIFA World Cup, Rugby World Cup, Rugby Internationals, Grand Slam Tennis Tour including Wimbledon and French Opens). Late-night fixtures pose issues for residents namely noise, traffic, people movement throughout residential streets and alcohol-related problems; 4) Major Australian sporting events may be played at more convenient times, but still pose issues such as increased traffic to the Bondi Basin, public transport capacity and noise. Unlike most cultural events, sporting events have winners and losers, and often supporters of losing players or teams, become disgruntled. This raises issues for residents such as proper security, compliance, and crowd control; 5) The views of Bondi Police should be sought, 6) There is mention of partnerships with organisations in the staging of these televised events. If this includes advertising and sponsorship, who is managing this and what are the guidelines? We are particularly concerned about alcohol advertising. 7) We are concerned that Pavillion Plan of Management does not seem to reference overall governance of the Pavillion. It is not clear who is the over riding governance body with clear lines of reporting for the Pavillion and what the determined risk tolerance. Is there an updated Pavillion Risk Plan and register? 8) It is also not clear who and how the Pavillion is managed at an operational level. Is there an operational plan outlining criteria for selection of users of the Pavillion, usage and revenue targets and clear guidelines for those leasing or using the premises with regard to signage, safety, security, risk mitigation and make good. Is there a clear reporting line and line of responsibility for Operations at the Pavillion? In the case of the Loubi's case for example - who is ultimately responsible ? The council seems to have a matrix structure however there needs to be a point of ultimate accountability - who is this and how is this then overseen?
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REPORT CM/7.9/23.05



Subject: Festival of Bondi Filmmakers - Financial Assistance

TRIM No: A23/0012

Manager: Alistair Graham, Executive Manager, Community, Library and Recreation Venues

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

RECOMMENDATION:

That Council:

1. In accordance with section 356(2) of the *Local Government Act 1993*, publicly exhibits for 28 days the proposal to grant \$16,753 (including GST) in financial assistance to Smart St. Films Pty Ltd to support the cost of the Festival of Bondi Filmmakers.
2. Officers prepare a report to Council following the exhibition period should any submissions against the proposal be received.
3. Subject to no submissions against the proposal being received by the end of the exhibition period:
 - (a) Grants the financial assistance to Smart St. Films Pty Ltd.
 - (b) Authorises the General Manager or delegate to execute a memorandum of understanding with Smart St. Films Pty Ltd to deliver the Festival of Bondi Filmmakers.

1. Executive Summary

For many years Bondi has been home to some of Australia's leading filmmakers and actors, providing the inspiration and even the setting for some of their films. The community around the beach has and remains a fertile environment for the creation of Australian music, literature and film.

Festival of Bondi Filmmakers proposes to showcase some of the extraordinary talent and films made by the residents of Bondi. Over four days in October, the festival will screen an engaging collection of feature films, documentaries, children's films, shorts and music videos in the newly refurbished Bondi Pavilion Theatre. The selection will highlight the diverse array of talent who has called Bondi home.

Offered in conjunction with the screenings will be a series of public panel discussions hosted by leading filmmakers and actors to unpack the history of film in Bondi and provide insights for young people on how to enter the film industry either in front or behind the camera.

As Smart St. Films is a registered private company entity, Council is required to publicly exhibit its proposal to grant financial assistance for 28 days under section 356(2) of the *Local Government Act 1993*.

2. Introduction/Background

Bondi Pavilion hosts several annual events and cultural programs including theatre productions, film festivals and screenings, music events and community festivals. Events are a mix of Council-run programs

and events organised by community groups, arts organisations, private companies/organisations and cultural groups.

Organised by Smart St. Films, Festival of Bondi Filmmakers is designed to showcase local talent and provide inspiration to local young people wanting a career in the creative arts. It will be an opportunity to network, meet and ask advice while bringing the community of Waverley together in an atmosphere of celebration and fun. The event also aims to provide a platform for established local creatives to give something back to the community they love.

Smart St. Films has operated in Bondi for more than 40 years. Their films have screened around the world, on network television, in cinemas throughout Australia and have won numerous awards. Smart St. was one of the first Australian producers to have a feature film screened at the legendary Sundance Film Festival in the USA.

Haydn Keenan, who operates Smart St. Films, will direct the festival. He is an award-winning filmmaker, has curated exhibitions including at the Sydney Opera House and the Police and Justice Museum and written for numerous magazines. He is currently working with Geoffrey Robertson KC on *Looted*, an international series examining the critical contemporary debate about the repatriation of stolen cultural treasures now residing in museums around the world.

As Smart St. Films is a registered private company entity, Council is required to publicly exhibit its proposal to grant financial assistance for 28 days under section 356(2) of the *Local Government Act 1993*.

3. Relevant Council Resolutions

Nil.

4. Discussion

The inaugural Festival of Bondi Filmmakers is proposed to run over four days—Thursday, 5 October, to Sunday, 8 October 2023—utilising the Bondi Pavilion Theatre, Seagull Room and Bar Foyer. The festival will complement the school holiday program organised by Council's Arts and Culture team to be offered across the same week.

The indicative festival schedule is as follows:

- Thursday, 5 October – Theatre – evening screenings; Bar Foyer – opening night celebration.
- Friday, 6 October – Theatre – evening screenings.
- Saturday, 7 October – Theatre – all day screenings; Seagull Room – daytime panel/networking sessions.
- Sunday, 8 October – Theatre – all day screenings; Seagull Room – daytime panel/networking sessions.

The program is designed to showcase some of the renowned talent and films made by residents of Bondi including feature films, documentaries, children's films, shorts and music videos. Running in conjunction with the screenings will be a series of panel discussions hosted by leading filmmakers and actors to unpack the history of film in Bondi and provide insights for young people on how to enter the film industry either in front or behind the camera.

Ticket pricing for sessions will be set below commercial cinemas to provide access for a range of community members and drive attendance. An allocation of complimentary tickets will also be provided to Council for promotional purposes and to support local community groups.

Delivery of the festival will utilise existing Pavilion facilities with minimal additional equipment anticipated to be required. The Bar Foyer will be activated to provide a meeting place for audiences to engage with each other pre- and post-screenings and panels and over the festival weekend.

Financial support is required for the hire of the venues, minimum staffing costs, cleaning and parking. All other costs related to festival delivery, content rights, artist fees, promotion, insurance, public liability, additional staff, additional equipment, hospitality and a security damages bond are the responsibility of Smart St. Films.

Any costs associated with the operation of the bar will be negotiated directly between festival organiser and bar operator.

Smart St. Films is not a registered not-for-profit organisation. Consequently, it is not possible to waive fees for Bondi Pavilion venue hire and associated costs under Council's current Fees and Charges. As an alternative, Council can provide financial assistance under s 356 of the *Local Government Act 1993*. However, because Smart St. Films Pty Ltd is a private company, Council must publicly exhibit the proposal to grant financial assistance for 28 days during May and June.

Officers will prepare a report to Council following the exhibition period should any submissions against the proposal be received, to be considered at the next Council meeting on 27 June 2023.

The financial assistance is recommended because the festival will showcase and promote the local creative community, engage a range of residents and visitors and provide an opportunity for young people seeking to enter the creative industries.

The anticipated agreement will allow for Council to receive ticketing data from the festival to provide ongoing evaluation/impact of Council's financial contribution.

Council officers have outlined the support that can be provided to Smart St. Films in the financial impact statement below.

5. Financial impact statement/Time frame/Consultation

It is proposed that Council engages in the following financial arrangement with Smart St. Films to deliver its inaugural Festival of Bondi Filmmakers in 2023:

- Total value of Council financial assistance to Smart St. Films for 2023 festival: \$16,753 (including GST).
- All other costs related to the festival delivery, content rights, artists fees, promotion, insurance, public liability, additional staff, additional equipment, hospitality and a security damages bond are the responsibility of Smart St. Films.

The breakdown of financial assistance is set out in the table below.

Table 1. Breakdown of financial assistance

Item	Value (incl GST)
Venue hire fees: Theatre, Bar Foyer, Seagull Room	\$9,308
Staffing costs: Technical Supervisor, Front of House Supervisor	\$6,192
Daily event venue cleaning: \$71.50 per clean, one clean per venue per day	\$429

Parking passes for festival: \$103 per day x 2 x parking passes for 4 days	\$824
Total	\$16,753

6. Conclusion

It is proposed that Council provides Smart St. Films with financial assistance to deliver the Festival of Bondi Filmmakers at Bondi Pavilion to the value of \$16,753 (including GST).

As Smart St. Films is a private company, Council is required to publicly exhibit the proposal to grant financial assistance for 28 days under section 356(2) of the *Local Government Act 1993*.

7. Attachments

Nil.

REPORT
CM/7.10/23.05

Subject: Small Grants Program 2022-23 - Round 2

TRIM No: A23/0009

Manager: Annette Trubenbach, Executive Manager, Community Services

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

RECOMMENDATION:

That Council, under the Small Grants Program 2022–23 (Round 2), grants \$73,556 to the individuals and organisations as recommended in Table 1 of the report, subject to any conditions specified in Attachment 1 of the report.

1. Executive Summary

Round 2 of Council's Small Grants Program 2022-23 closed on 3 April 2023. In this round, grants were offered for community and cultural, environmental, and creative streets projects. A total of 43 submissions was received. The applications received have been assessed by officers against the relevant selection criteria. Support for 23 applications is recommended to the value of \$73,556. An overview of the applications received, and recommendations made is provided in Table 1, and a summary of each of the applications is provided in Attachment 1.

2. Introduction/Background

The Small Grants Program enables Council to support community initiatives through the provision of financial assistance, offered in three streams:

Community and Cultural	Aims to support the delivery of identifiable social, cultural and recreational benefits to Waverley's community that align with goals in the Waverley Community Strategic Plan and Council's Arts and Culture Plan.
Environmental	Aims to support environmental improvement projects that align with goals in the Waverley Community Strategic Plan, and Council's Environmental Action Plan.
Creative Streets	Aims to support community contributions to public spaces that align with goals in the Waverley Community Strategic Plan using an urban interventions framework.

Council allocates a budget annually to Small Grants for projects that meet community and cultural, environmental, and creative streets objectives. Grants are offered in two rounds that are advertised in March and August each year.

In July 2019, Council endorsed amendments to the guidelines, including expanding the eligibility criteria, tightening the selection criteria, and increasing the maximum amount available per application from three to five thousand dollars. Council also endorsed the offer of 'Creative Streets' grants just once a year, to be advertised in March. In March 2020, Council endorsed an overarching Community Grants Policy that covers the Community Services and Cultural Grants, and Small Grants Programs.

3. Relevant Council Resolutions

Meeting and date	Item No.	Resolution
Council 18 October 2022	CM/7.8/22.10	That Council, under the Small Grants Program 2022–23 (Round 1), grants \$35,747 to the individuals and organisations as recommended in Table 1 of the report, subject to any conditions specified in Attachment 1 of the report.
Council 17 March 2020	CM/7.4/20.03	That Council adopts the Community Grants Policy attached to this report.
Council 16 July 2019	CM/7.10/19.07	That Council: <ol style="list-style-type: none"> 1. Under the Community grants Program 2019-20, grants \$333,673 to the organisations set out in Attachment 1 to this report for the activities and amounts listed. 2. Adopts the following guidelines attached to this report: <ol style="list-style-type: none"> (a) Small Grants – Community and Cultural Guidelines (Attachment 3). (b) Small grants – Environmental Grants Guidelines (Attachment 4). (c) Small Grants – Creative Streets Grants Guidelines (Attachment 5)

4. Discussion

An invitation for applications was distributed widely in March through Council’s media and social media channels, community interagencies and special interest email groups. The round closed on 3 April 2023. A record total of 43 applications was received from individuals and organisations seeking funds totalling \$181,510 as shown in Table 1. The round was notable for the diversity of both the ideas proposed and the objectives of the applicants. It included proposals for performances, exhibitions, events and programs designed to entertain, to bring community together, to inform and educate, to share expertise and resources, to celebrate diversity and promote inclusion, as well as proposals for streetscape and environmental performance improvements.

More than half of the applications were from new/first-time applicants. More than a quarter were initiated by and/ or seek resources to support the work of local volunteers. Concern about the environment, and Waverley’s history and heritage featured strongly in this round, with environmental or heritage education objectives included in almost a third of the community and arts applications.

Council officers assessed the applications received against the relevant selection criteria, consulted with sector specialists and undertook follow up with applicants where necessary. The scale and diversity of applications made this an extremely competitive round. Support for a total of 23 proposals is recommended, with recommendations reflecting the application of the following priorities by assessment panels:

- Arts proposals: that offer unique contributions to Waverley's social and cultural fabric, demonstrate clear commitment of all project partners, evidence an audience appetite, and celebrate and support Waverley's local creative community.
- Community arts proposals: that demonstrate clear commitment to amplifying the diverse and ongoing stories of Waverley's community, and measurably showcase and support the local creative arts sector.
- Community proposals that demonstrate uniquely local objectives, that seek resources to facilitate local volunteer activities and that feature a broad community reach.

All proposals recommended demonstrated clearly articulated aims with a meaningful link to Waverley, well developed project plans, and informative, realistic budgets. They include many projects that support the work of local volunteers. Projects with objectives that focus on Waverley's environment and heritage and celebrate diversity and promote inclusion are also strongly featured.

As indicated in Table 1, to maximise the support Council can provide to applicants in this round, officers are proposing to draw against \$15,000 and \$8,000 in savings available in the Community Programs and Arts and Culture budgets respectively. This has enabled officers to recommend support for 23 applications to the value of \$73,556.

Table 1. Overview of applications and recommendations.

No	Project	Applicant	New	Target for benefit	\$ Sought	Small Grants \$ Recommend	Savings \$ Recommend
	Arts & Culture						Arts & Culture
1	Brigid the Rebel Festival	The Prankqueans	Yes	Irish Community	\$5,000	\$5,000	
2	Performance True to Nature	Weird Nest		People w Disability	\$5,000	-	
3	Becoming – an evening of music	Sarah Jane Moore	Yes	General Public	\$5,000		\$1,500
4	Waverley Whale Tale	Vashti Hughes	Yes	General Public	\$5,000	-	
5	Climate Change the Arctic to Bondi	Michele Barker	Yes	General Public	\$5,000	\$5,000	
6	Exhibition of Head On Portrait Awards	Head On Foundation		General Public	\$5,000		\$5,000
7	Music Score – Saving Bondi Pavilion	Friends of the Bondi Pavilion	Yes	General Public	\$5,000		\$1,500
8	Images – Saving Bondi Pavilion	Murray Cox	Yes	General Public	\$5,000	-	
9	Deep Water	Sydney Art Quartet	Yes	General Public	\$5,000	-	
10	Unvoice – Queer Youth Podcasting	Matriark Theatre	Yes	Youth	\$5,000	\$5,000	
	Total				\$50,000	\$15,000	\$8,000

	Community						Community Programs
1	Precinct Fete	Diamond Bay Vaucluse Precinct	Yes	Community Engagement	\$5,000	\$2,500	
2	Boom Clash Rockstar	That Company	Yes	Youth	\$5,000	-	
3	REELise Film Festival	REELise Inc		Youth	\$5,000	-	
4	Chanuka in the Park	Dover Heights Shule		Jewish Community	\$5,000	\$5,000	
5	Chanuka by the Sea	Lubavitch Russian Centre Inc		Jewish Community	\$5,000	-	
6	Chanuka Celebration BJ	Jewish House		Jewish Community	\$5,000	-	
7	Memories of Cinemas Past & Present	Waverley Historical Society		General Public	\$2,600	-	\$2,600
8	Cultural Anchors & Heritage Icons	Waverley Action Group Inc		Community Engagement	\$4,500	\$4,500	
9	Bondi Beach Public School Centenary	Bondi Beach Public School		Children & Families	\$5,000	\$5,000	
10	Swim for Ukraine Swim Program	Bondi Icebergs Club	Yes	Refugee Children	\$3,900	\$3,900	
11	Mentor Program Networking Night	City East Community College		Migrants	\$3,700	-	\$3,700
12	Not everyone is going to like you - workshop	Alise James		Children & Families	\$5,000	-	
13	Community Medical Emergency Responders	Community Health Support	Yes	Jewish Community	\$5,000	-	
14	Our Identity Workshop	Irish Support Agency		Irish Community	\$775	-	
15	Music & Animal Therapy	NSW Friendship Circle		Kids w disability	\$5,000	-	
16	Recreational Pottery Course	Leanne Berelowitz		Adults w disability	\$5,000	-	
17	Women's Connection Group	Carolyn Lancaster	Yes	Women	\$1,100	-	
18	Tattoos for Breast Cancer Survivors	Daniela Silva	Yes	Women	\$5,000		\$1,500

19	Move Meet & Mingle	Dance for Parkinson's		Seniors	\$4,820	-	
20	A WAYS Safe Summer	Waverley Action for Youth Services		Youth	\$4,000	-	\$4,000
21	North Bondi Share Board	Cameron Scott		General Public	\$900	\$900	
22	Bring Back Morning Tea	Bondi Beach Playgroups		Children & Families	\$900	-	\$900
23	Local Bird Walks	Jade Peace	Yes	General Public	\$2,356	\$2,356	
24	Celebrating First Nations Culture	Gali Swimwear/ Deadly Digital	Yes	-	\$5,000	-	
	Total				\$94,551	\$24,156	\$12,700

	Environment						
1	Compost grow and more	Dover Heights Early Education Centre		Reduce waste	\$4,584	\$1,200	
2	Active Transport	Galilee Catholic School		Active Transport	\$3,059	\$3,000	
3	Wildlife Rescue	Sydney Metro Wildlife Rescue		Biodiversity	\$4,320	\$3,000	
4	Boosting Biodiversity	Bondi Public School		Biodiversity	\$5,000	-	
5	Rainwater Flush	Bronte Public School		Save water	\$3,000	-	
6	Increasing and Reducing	Uniting Iluka Early Education Centre		Reduce heat & waste	\$4,996	-	
	Total				\$24,959	\$7,200	

	Creative Streets						
1	Bondi Bowlo Community Garden	Bondi Bowling Club Co-Op	Yes	Streetscape	\$5,000	\$5,000	-
2	North Bondi Community Bookshelf Upgrade	Louis Litrenta	Yes	Streetscape	\$5,000		\$1,500
3	Community Garden	Patrick Franklyn	Yes	Streetscape	\$2,000	-	-
	Total				\$12,000	\$5,000	\$1,500

5. Financial impact statement/Time frame/Consultation

Table 2 below provides an overview of the total budget available for this Small Grants round including savings available in the Community Programs and Arts and Culture budget. Drawing on the savings, sufficient funds are available to cover the grant allocations recommended in this report.

The disbursement of funds can take place immediately after approval, provided applicants meet any conditions required.

Table 2. Small Grants Program 2022-23 (Round 2) – Summary of budgets and recommendations.

Grant Category	Budget Round 2	No of applications received	\$ Value of applications received	No of grants recommended	\$ value of total grants recommended
Small Grants Community and Cultural	\$39,250	34	\$144,551	18	\$59,856
Small Grants Environment	\$7,200	6	\$24,959	3	\$7,200
Small Grants Creative Streets	\$5,000	3	\$12,000	2	\$6,500
Savings	\$22,200	-	-		
Total	\$73,650	43	\$181,510	23	\$73,556

6. Conclusion

The Small Grants Program provides Council with a unique opportunity to respond to initiatives proposed by members of its community, and to facilitate their diverse contributions to Waverley's physical and social infrastructure. This report recommends that Council approves grants to the value of \$73,556 to individuals and organisations as set out in Table 1 of this report, with conditions where specified in Attachment 1.

7. Attachments

1. Small Grants project proposals 2022-23 (Round 2) - Descriptions and recommendations [↓](#) .

Attachment 1: Description Small Grants Project Proposals Round 2, 2022/23

File Ref: A23/0009

May 2023

Descriptions and recommendations prepared in consultation with other specialist staff by:

Leisa Simmons and Julie Jenkinson, Community Programs

Alice Farley, Cultural Programs

Vicky Bachelard, Environmental Sustainability

Arts and Culture

Application 1	Brigid the Rebel Festival Waverley
Organisation	The Prankqueans
The Activity	Funds are sought to support the staging of Brigid the Rebel Festival – a two-day festival that celebrates the matriarchal saint and Celtic Goddess, Saint Brigid. The festival begins with a free morning community workshop, followed by a concert in Bondi Pavilion theatre featuring spoken word poetry and music by Irish Australian artists. At dawn the next morning, the applicant would like to host a ceremony at Waverley Cemetery's Irish Memorial.
Assistance Sought	\$5,000
Background	Founded in 2019, the Prankqueans is an organisation that celebrates Irish Australian female creativity. The project builds on the success of the organisation's inaugural concert that took place in the High Tide Room at Bondi Pavilion in February 2022.
Funding History	Nil
Website	www.prankqueans.com
Comment	A solidly considered community event with clearly communicated strong cultural, artistic, and community ties. The applicants have demonstrated how this proposal builds on the success of this year's offering and have put together a well written application that has achievable project timelines and a transparent budget. In officers' assessment, this proposal offers a unique contribution Waverley's social and cultural fabric and is worthy of funding.
Recommendation	<i>\$5,000 recommended</i>

Application 2	Performance of True to Nature
Organisation	Weird Nest
The Activity	Funds are sought to support the publicity of the presentation of <i>True to Nature</i> , a production by young artists living with disability from the Waverley LGA. The production explores juxtaposing the natural world around us with the natural worlds that live within us. The project is led by director/choreographer Dean Walsh.
Assistance Sought	\$5,000
Background	Weird Nest is an arts company whose services include development and presentation opportunities for artists living with disability through programs registered with the NDIS.

	Since September 2020 Weird Nest has run a program for a group of young people living with disability out of the Hugh Bamford Hall, which includes individual mentorships, larger group activities and smaller group activities to enhance creative agency for participants.
Funding History	Last year Weird Nest were successful in getting a small cultural grant to support first stage development of this project – <i>True to Nature</i> . They have also been successful in getting a Venue Fee Waiver this year to fund a rehearsal space for their activities.
Website	www.weirdnest.com
Comment	While a good and interesting proposal on many levels, this application would have been stronger had it provided evidence of support from past or potential students for the <i>True to Nature</i> project. Without this evidence, it is difficult to assess the need for, or broader community benefit that may be provided, through the provision of this grant. In this competitive round, officers recommend that priority is given to projects that evidence the benefits.
Recommendation	<i>Not recommended</i>

Application 3	Becoming – an evening of music at the Bondi Pavilion Theatre
Organisation	Dr Sarah Jane Moore
The Activity	Funds are sought to conduct a rehearsal and presentation of an evening of original music by Sarah Jane Moore at the Bondi Pavilion Theatre.
Assistance Sought	\$5,000
Background	Becoming is the outcome of the applicant's Housewarming residency at the Bondi Pavilion in 2022 and explores the theme of connection to place. The musical performance presents rivers, oceans and mountains as sentient beings. Dr Sarah Jane Moore is a Tasmania born artist, educator, mother and musician who lives in Bondi.
Funding History	Nil
Website	http://exhibitions.library.unsw.edu.au/worlding-with-oysters?_ga=2.71233168.188622261.1678993169-779317761.1676346797
Comment	A good application with thorough consideration of budget and delivery, and clear support from all project partners. However, application hasn't thoroughly articulated how this project will benefit people outside of the individuals involved. In this competitive grant round, officers recommend a small contribution be made to enable the applicant to develop community benefit outcomes for the project.
Recommendation	<i>\$1,500 contribution to project cost</i>

Application 4	Waverley Whale Tale
Organisation	Vashti Hughes
The Activity	Funds are sought to geo-locate and conduct cross-cultural collaborations on a free self-guided immersive audio walking tour through Waverley Council reserves and coastal viewing spots telling a story about whale migration.
Assistance Sought	\$5,000
Background	Vashti Hughes, lead artist, has a proven track record working with local governments to deliver storytelling projects. Organisers have conducted draft sessions of the walk and met with Waverley Council's Environmental Sustainability team to discuss viability of potential walking routes. The project's key collaborators are a diverse list of artists and creative consultants.
Funding History	Nil
Website	https://www.youtube.com/watch?v=ZqYlvMto_1I
Comment	A well delivered application with good supporting documents, a sound budget and broad intergenerational appeal. Officers expressed concern about the lack of consultation with First Nations community and recommend that the applicant considers resubmitting in the next grant round and includes evidence of this consultation and support.
Recommendation	<i>Not recommended</i>

Application 5	Climate Change the Arctic to Bondi
Organisation	Michele Barker
The Activity	Funds are sought to present a public program and workshop, as part of the Summerama Festival, that considers climate change from an Arctic and local Bondi perspective.
Assistance Sought	\$5,000
Background	Artist Michele Barker has been accepted into an art-science residency program in the arctic circle in June – July 2023 where she will analyse how a melting arctic affects us all globally. This proposal seeks to contextualise her arctic creative research to a Bondi ocean level, and enable locals to exchange and engage with the research and how climate change impacts our coastline. Summerama Festival is an initiative run by Waverley Council's Environmental Sustainability team annually in February.
Funding History	Nil
Website	www.sensesofperception.info/
Comment	A unique idea and well written application that clearly demonstrates connection to and resonance with the Waverley community, as well as how this project supports the goals of both Council's Arts and Culture Plan and overall commitment to environmental sustainability. Officers recommend funding this proposal as it clearly demonstrates how the project would showcase and support Waverley's creative sector and community.
Recommendation	<i>\$5,000 recommended</i>

Application 6	Head On Portrait Awards 2023 at Bondi Pavilion Gallery
Organisation	Head On Foundation Ltd
The Activity	Funds are sought to contribute to the printing of photographic artworks for Head On Photo Festival 2023 to be held in the Bondi Pavilion Gallery.
Assistance Sought	\$5,000
Background	Established in 2008, Head On Foundation is a not-for-profit organisation dedicated to making photography accessible to all, raising awareness of important issues through photography and supporting photographers at all stages of their careers.
Funding History	The Foundation has received Small Grants in support of its exhibitions installed along Bondi Beach and in Bondi Park in 2020, 2021 and 2022. All grants have been acquitted. Head On received additional in-kind support from Waverley Council.
Website	www.headon.org.au
Comment	This is a well written application with transparent project timelines, that clearly demonstrates the broad appeal of its well-established exhibition. Officers recommend that this project be funded.
Recommendation	<i>\$5,000 recommended</i>

Application 7	Music Score for Documentary Saving Bondi Pavilion
Organisation	Friends of Bondi Pavilion
The Activity	Funds are sought to support the commissioning of two local musicians to compose, record and clear the rights for music to be used in the local documentary film <i>Saving Bondi Pavilion</i> .
Assistance Sought	\$5,000
Background	Bondi musicians Nicolette Boaz and Brendan Gallagher both have extensive experience composing and recording music for film and other mediums. <i>Saving Bondi Pavilion</i> is a 30-minute documentary, currently in development, that is being produced by local production company Bondi Rocks Media.
Funding History	Nil
Website	www.friendsofbondipavilion.org.au
Comment	The proposal has the clear support and engagement of two local musicians. Officers note concerns were raised regarding the support of the presenting outlet and the timelines given in the application. Officers recommend partial support be provided as a contribution towards the engagement of local artists.
Recommendation	<i>\$1,500 recommended</i>

Application 8	Archive Images for Documentary Saving Bondi Pavilion
Organisation	Murray Cox – Bondi Rocks Media
The Activity	Funds are sought to contribute to the research of still and moving images, as well as the associated clearances, for the local documentary film <i>Saving Bondi Pavilion</i> . Activity also covers the capturing of production stills.

Assistance Sought	\$5,000
Background	Murry Cox is a local landscape designer, photographer, active member of the Friends of Bondi Pavilion and the Save Bondi Pavilion movement. <i>Saving Bondi Pavilion</i> is a documentary being produced by local production company Bondi Rocks Media.
Funding History	Nil
Website	n/a
Comment	Whilst the proposal engages a local creative on a project with a local subject, this application lacked detail and rigour. Responses to application questions were limited, the budget was unsupported, and the application failed to demonstrate how the funding of this project would achieve its goal of showcasing and supporting our creative sector and community.
Recommendation	<i>Not recommended</i>

Application 9	Deep Water
Organisation	Sydney Art Quartet
The Activity	Funds are sought to support a series of public and educational performances, about the importance of marine conservation and harmfulness of single use plastics. Targeted at primary school aged children, the concerts feature a musical soundtrack provided by amplified string instruments, utilise reclaimed plastic costumes, and offer optional educational workshops. The performances will be staged in the Seagull Room of the Bondi Pavilion in August 2023.
Assistance Sought	\$5,000
Background	Founded in 2015, the Sydney Art Quartet seek to connect their audiences with traditional classical music and contemporary, multi-sensory experiences. This project includes participating artist Maria DeBris, an activist and trashion creator, whose work focuses on reusing trash to raise awareness of ocean and beach pollution.
Funding History	Nil
Website	www.sydneypartquartet.com
Comment	The box office targets for this proposal are considered by officers to be high and the application would have benefited from more clarity on the breakdown of ticket sales and the inclusion of support from schools to attend the educational performances. Whilst this project offers a unique experience for children and the project's message aligns with Council's commitment to environmental sustainability, in this competitive round, officers recommend that priority is given to applications that provide evidence of interest in/demand for the educational performances.
Recommendation	<i>Not recommended</i>

Application 10	UnVoiced: Queer Youth Podcasting
Organisation	Matriark Theatre
The Activity	Funds are sought to support an 8-week queer storytelling program for young people, years 9 – 12. The program culminates in a podcast program focusing on the experiences of queer young people in the eastern suburbs. The

	Program seeks to develop the creative skills of participants while providing mentorship and connections to queer leaders.
Assistance Sought	\$5,000
Background	Matriark Theatre is a multi-arts youth organisation operating in the Waverley LGA. The company has a history of delivering quality theatre and educational programs, in schools and the community. According to Youthsense, one in four young people in 2023 identify as queer, a figure that has increased significantly in recent years.
Funding History	Nil
Website	www.matriarktheatre.com
Comment	This is a very strong application with artistic merit, a transparent budget and clear evaluation metrics. The detailed proposal clearly outlines positive community outcomes that would extend beyond the life of the project itself and its direct participants, to the wider Waverley community making it a worthwhile investment to support. The application included appropriate supporting documents and strong evidence of the organisation's capacity to deliver.
Recommendation	<i>\$5,000 recommended</i>

Community

Application 1	Precinct Fete
Organisation	Diamond Bay Vacluse Precinct
The Activity	Funds are sought to support a fete in one of the local reserves consisting of a BBQ and entertainment to bring the local community together and to increase awareness of the Precinct structure and the opportunity it provides to contribute to local matters of interest or concern.
Assistance Sought	\$5,000
Background	Council supports a precinct committee system to provide local residents with an opportunity to participate in decision making. Committees are run by local volunteers. The applicant reports that a similar outreach event was held successfully in Kimberley Reserve by the Precinct some years ago attracting 100 people. The target for the proposed outreach fete is 500 locals.
Funding History	Nil
Website	-
Comment	The event proposed will support the efforts of the precinct committee to connect with the members of its local community, and so strengthen and diversify its voice. In officers' assessment targeting a scale at double that of the event previously held successfully is considered realistic, and so partial funding of the proposal is recommended.
Recommendation	<i>\$2,500 recommended</i>

Application 2	Boom Clash Rockstar
Organisation	That Company
The Activity	Funds are sought to support the staging of the finals of a school rock bands competition at the Bondi Pavilion Theatre in July 2023. The applicant aims to provide a platform for young bands and musicians to perform, and through the proposed competition, to provide mentoring that will help young performers to navigate the music industry and shine a light on youth mental health.
Assistance Sought	\$5,000
Background	According to its web site, That Company is a brand development design and marketing company established by Brett Pattinson, who himself started out in music and became an international rock star with the Allnites and has subsequently established a number of internationally successful businesses.
Funding History	Nil
Website	https://boomclashrockstarcom.au
Comment	It is unclear from the application if the competition has a localised or broader focus so that the potential benefits of the proposal for the Waverley community are unclear. The application does not include evidence of engagement with local schools or other programs supporting young people that may have provided an indication of the extent of local interest.
Recommendation	<i>Not recommended</i>

Application 3	REELise Film Festival 2023
Organisation	Reelise Inc
The Activity	Funds are sought to support the screening of finalists in the REELise film festival 2023 at Events Cinemas Bondi Junction, and via livestream for a viewing audience around Australia. The theme for the 2023 festival is “footprint” to encourage a focus on how the actions we take (or fail to take) can leave an impact on others and the world around us. Young locals will have the opportunity to submit films to the competition, attend the screening and participate as festival volunteers.
Assistance Sought	\$5,000
Background	REELise aims to promote and safeguard youth mental health and empower young people to share stories about navigating life in a digital world. The REELise film competition invites young people (10-18 years) from around Australia to submit ‘pocket films’ created on their mobile devices that share their experiences and perspectives on this year’s theme ‘footprint’.
Funding History	REELise Inc received small grants in support of its film competition in 2014, 15, 16 and 17. The 2014-17 grants were all acquitted. REELise received a grant for The Building Empathy Project in May 18 that was acquitted.
Website	www.reelise.org.au

Comment	<p>Initiated locally in 2014 in response to the impacts of cyberbullying and digital life on youth mental health, the REELise program has made an important contribution to the digital empowerment of young people.</p> <p>Council's early support contributed to the establishment of what has become a national program. The cost of the proposed finalists screening for which the grant is sought is significant. In this competitive round, officers recommend that priority is given to smaller localised initiatives.</p>
Recommendation	<i>Not recommended</i>

Application 4	Chanuka in the Park
Organisation	Dover Heights Shule
The Activity	Funds are sought to support the delivery of Chanuka in the Park scheduled for 10 December 2023 in Dudley Page Reserve Dover Heights, to include entertainment and the traditional lighting of the menorah, spreading the message of light and hope in the Jewish festival of lights. Additional funding is sought this year to ensure that the event can cover all associated costs, including venue hire.
Assistance Sought	\$5,000
Background	Chanuka is a Jewish celebration of faith, hope and light.
Funding History	The Shule received a grant of \$3,000 in October 2022 towards the cost of venue hire and associated requirements for Chanuka in the Park 2022 that has been acquitted.
Website	http://www.dhs.org.au
Comment	The Jewish community, which represents 16% of Waverley's population, is strongly represented in the Dover Heights area. The celebration of Chanuka provides a great opportunity to bring the local community together.
Recommendation	<i>\$5,000 recommended</i>

Application 5	Chanuka by the Sea
Organisation	Lubavitch Russian Centre Inc.
The Activity	Funds are sought to support the delivery of a Chanuka festival scheduled for 10 December 2023 in Bondi Park, to include entertainment and the traditional lighting of the menorah, spreading the message of light and hope in the Jewish festival of lights.
Assistance Sought	\$5,000
Background	The Centre is associated with the Bondi Shule which has worked with Council over many years to deliver a Chanuka celebration at Bondi Beach.
Funding History	The Centre received a grant of \$3,000 in October 2022 towards the cost of venue hire and associated requirements for Chanuka by the Sea 2022.
Website	-
Comment	The Jewish community represents 16% of Waverley's population. The celebration of Chanuka in Waverley's highest profile location contributes to public awareness of Waverley's diversity, and the value of inclusion.

	In this competitive round, officers recommend that support for this year's event is made available in the form of a fee waiver for the cost of venue hire, rather than a small grant.
Recommendation	<i>Not recommended</i>

Application 6	Chanuka Celebrations – Bringing Joy to the Community
Organisation	Jewish House
The Activity	Funds are sought to support the delivery of Chanuka in Westfield Bondi Junction or Oxford Street Mall in December 2023, to include the traditional lighting of the menorah, and to support the delivery of 300 Chanuka packages to Jewish aged care residents living in non-denominational facilities around the Eastern Suburbs.
Assistance Sought	\$5,000
Background	Chanuka is a Jewish celebration of faith, hope and light. Council installs a menorah in Oxford St Mall annually to mark Chanuka.
Funding History	Nil recent
Website	http://jewishhouse.org.au
Comment	<p>The Jewish community, which represents 16% of Waverley's population, is well represented in the Bondi Junction area. Council will install the menorah in Oxford Street Mall as usual this year and will seek to partner in a small ceremony with Jewish House.</p> <p>Little detail is provided in the application about the anticipated benefits of the distribution of Chanuka packages to Jewish aged care residents. In this competitive round, officers recommend that priority is given to other proposals.</p>
Recommendation	<i>Not recommended</i>

Application 7	Memories of Cinemas and Theatres Past and Present
Organisation	Waverley Historical Society
The Activity	Funds are sought to support the development and staging of an exhibition of stories, photos, artefacts and maps on cinemas and theatres past and present in Waverley, including the earliest in Waverley and Bronte, the Olympic Theatres from 1910, the Bondi Junction studios of Cinesound, and the arts hub at the Bondi Pavilion. The Waverley Library foyer is booked for the exhibition for September 2023.
Assistance Sought	\$2,600
Background	Founded in 1962, the Waverly Historical Society has a focus on researching and preserving the old buildings and artifacts that reflect Waverley's local history. The Society has a long history of productive partnership with Council.
Funding History	The Society received a grant of \$2,500 in May 2020 to research and mount an exhibition "Memories of Bondi" including the Beach and North Bondi which has been acquitted.
Website	-

Comment	The mounting of exhibitions in the Waverley Library Foyer enables a dedicated group of volunteers to share the results of their research, and the connections which provide access to significant artifacts, with the broader community, and so promote awareness of Waverley's local history. A small amount of grant funding ensures that the exhibits can be presented in an interesting and engaging way.
Recommendation	<i>\$2,600 recommended</i>

Application 8	Cultural Anchors and Heritage Icons
Organisation	Waverley Action Group Inc
The Activity	<p>Funds are sought to support the development of audio/ visual presentations, that include interviews with current custodians and explore 'the now and then' for 3-4 local cultural icons, and to deliver a half day forum in December 23, at the Eastern Suburbs Legion Club, that leverages the stories to facilitate conversations, expand understanding and encourage involvement in placemaking to protect Waverley's unique identity.</p> <p>The forum will include a keynote speaker and aims to attract 60-80 people. A donation from participants is hoped for. The cultural icons nominated for potential inclusion are: Bronte House, Waverley's parks, cemetery, villages and streetscapes. The edited results of the forum would be published to the web.</p> <p>The project has engaged the following partners: Waverley Historical Society, Eastern Suburbs Legion Club, Charing Cross Precinct and the Waverley Woollahra Art School.</p>
Assistance Sought	\$4,500
Background	-
Funding History	The WAG received a small grant in May 21, for the production of three videos: 'I Love Charing Cross', 'Precincts', and the 'Waverley Cemetery' which have been acquitted. These productions involved extensive engagement with community members representing diverse perspectives and attracted significant volunteer contributions in the form of time and fund raising.
Website	http://waverleyactiongroup.org.au
Comment	The WAG has demonstrated its capacity to collect and share perspectives on matters of importance to Waverley's local community. The application demonstrates engagement with and support of key local project partners, clear objectives, a realistic project plan, and a budget that is scaled to match the group's means and the project's objectives.
Recommendation	<i>\$4,500 recommended</i>

Application 9	Bondi Beach Public School Centenary
Organisation	Bondi Beach Public School

The Activity	Bondi Beach Public School will celebrate its centenary in 2023. Funds are sought to enable students to research archival material and create visually engaging display boards for each decade of the school's history, highlighting key events and cultural milestones that identify and celebrate the school's unique place in Waverley's cultural heritage. These will be used in a week long Centenary Festival, scheduled for November 2023 that aims to bring together students and their families, alumni, and the broader community to celebrate the school's past, present and future.
Assistance Sought	\$5,000
Background	Bondi Beach Public School is a NSW government primary school located on Campbell Parade Bondi.
Funding History	Nil recent
Website	https://bondibeach-p.schools.nsw.gov.au
Comment	<p>The Centenary of Bondi Beach Public School represents a significant moment in time. The schools' proposal to engage its students in learning about and telling the stories of the events, people and ideas that shaped the school and its community over the decades is a creative approach to engagement with the history of the school and its community.</p> <p>The application demonstrates clear objectives, a clear project plan and a reasonable budget consistent with its aims. Officers will recommend that the School connects with other local groups working in the domain of Waverley's history and heritage.</p>
Recommendation	<i>\$5,000 recommended</i>

Application 10	Swim for Ukraine Swim Program
Organisation	Bondi Icebergs Club
The Activity	Funds are sought to support the delivery of a 10 week water safety and swimming skills program, free of charge, from October 2023 – April 2024 for 24 children who are refugees from Ukraine.
Assistance Sought	\$3,900
Background	<p>The applicant reports that in December and January this year the Bondi Icebergs swim school and volunteers from the Bronte Surf Club ran two three day water safety and surf awareness programs for refugees from Ukraine who have no experience of coastal conditions like those found in Australia.</p> <p>The applicant reports that more than 40 children participated and the program generated a tremendous sense of welcome and good will. The club hopes to build on this foundation by providing swimming lessons for these children free of charge.</p>
Funding History	Nil recent
Website	http://www.icebergs.com.au
Comment	This project proposal enables members of Waverley's community to provide a form of support for families who have fled Ukraine that is unique to a Sydney coastal community and builds on a successful initiative by local volunteers.

	The application demonstrates clear objectives, a clear project plan and an 'at cost' budget.
Recommendation	<i>\$3,900 recommended</i>

Application 11	Mentor Program Networking Night
Organisation	City East Community College Inc
The Activity	<p>Funds are sought to support a networking event at the Margaret Whitlam Community Centre in November 2023 in to bring together members of the Mentor Program to share their stories and celebrate their successes.</p> <p>The event aims to inspire migrants and refugees looking for work in their profession, and local volunteers who may be able to help as mentors. The networking event also serves to facilitate informal cultural exchange and connection which may itself lead to employment opportunities for those trying to break into the Australian job market.</p>
Assistance Sought	\$3,700
Background	The College's Mentor Program supports professional work-ready migrants and refugees to reach their employment potential by matching mentees with volunteers from their profession. Many of the mentors in the program live and/ or work in Waverley. The applicant reports that since its establishment in 2016, the Program has matched 572 professionally skilled migrants with mentors, and 400 of those matched have achieved employment in their profession within 5 months.
Funding History	The College received small grants in 2017, 2018, and 2019 to support networking events, which were each attended by around 90 people, including mentors and mentees. During the COVID 19 lockdowns, the College used its grant to develop 5 short Digital Videos in which mentees and mentors shared their stories. All grants have been acquitted.
Website	https://www.cityeastcc.com.au
Comment	The 2021 census showed that 19.6% of Waverley residents worked in professional, scientific and technical services, and that 41.7% of the population was overseas born, with 27.9% being recent arrivals. This program provides a valuable opportunity for Waverley's many professionals to 'give back' by volunteering as a mentor and sharing the benefit of their own experience as a professional and/ or as a migrant.
Recommendation	<i>\$3,700 recommended</i>

Application 12	Not Everyone is going to like you - workshop
Organisation	Alise James
The Activity	Funds are sought to deliver workshops with workbooks at Waverley's 11 primary schools that focus on the development of skills to navigate relationships with emotional intelligence, to promote acceptance and inclusion and avoid bullying and exclusion.

Assistance Sought	\$5,000
Background	The applicant made an unsuccessful application in September 2022 for a book reading/ and workshop for her children's book <i>Not Everyone is Going to Like You</i> which aims to promote inclusion through respecting, acknowledging and accepting that everyone is different.
Funding History	Nil
Website	http://www.Noteveryoneisgoingtolikeyou.com
Comment	Whilst the proposal addresses an important issue, the application does not include evidence of engagement with local schools or of interest in/ demand for the proposed workshop program.
Recommendation	<i>Not recommended</i>

Application 13	Community Medical Emergency Responders
Organisation	Community Health Support Ltd
The Activity	Funds are sought to recruit and train 20 volunteers trained in medical emergency response and cultural sensitivities as they apply in a medical emergency with particular reference to the Jewish faith. CHS provides volunteers for community events and first responders on call out.
Assistance Sought	\$5,000
Background	According to its web site the mission of CHS is to empower members of the Jewish community with the skills and confidence to respond in a medical emergency. CHS is a not for profit registered charity and provides: first aid consulting, custom first aide training and event coverage, and is planning to establish a 'first responder network'.
Funding History	Nil
Website	https://www.chsns.org.au
Comment	Whilst increasing the number of people in the community trained to deliver first aid has strong benefits, the application does not provide sufficient information for assessment of the value to the local community of a specialised team of first responders.
Recommendation	<i>Not recommended</i>

Application 14	Our Identity - Workshop
Organisation	Irish Support Agency
The Activity	Funds are sought to support the delivery of a workshop for around 30 participants on Irish identity within a multicultural society in the Seagull Room at the Bondi Pavilion. The room has been booked and the venue hire cost included in the budget for the grant application.
Assistance Sought	\$775
Background	The Irish Support Agency provides programs to help promote mental health and well-being, social inclusion and a sense of connection in the Irish

	Australian community, and front line support for those who find themselves in crisis.
Funding History	The Agency received \$1,597 in October 2022 to support the provision of a 'one off' 3 hour 'first aid for young children' class which was delivered successfully in February 23 at Hugh Bamford Hall with 18 participants. The applicant reported that the training provided parents, a long way from their family networks, with skills and confidence in dealing with situations requiring first aid.
Website	http://www.irishsupportagency.org.au
Comment	Irish born residents made up 1.6% of Waverley's population in the 2021 census, and 12% identified as having Irish ancestry. The Irish Support Agency has a track record of successfully delivering small, targeted activities that connect and support its community. As an Arts proposal recommended for support in this round will serve as a focus for the local Irish community, officers recommend that priority is directed elsewhere.
Recommendation	<i>Not recommended</i>

Application 15	Music and Animal Therapy
Organisation	NSW Friendship Circle
The Activity	Funds are sought to support the provision of music (The Rhythm Village) and animal therapy (Canine Caretakers) in social programs that connect children and young people with and without disabilities, to be run in North Bondi, with a target of 60 participants in total for sessions run during school terms July 2023 – July 2024.
Assistance Sought	\$5,000
Background	The applicant reports that the NSW Friendship Circle has been running social programs fortnightly during school terms that bring together children and young people with and without disabilities in Waverley or more than 15 years. About 45 young people usually participate, and some have been inspired by the program to complete degrees in allied health.
Funding History	Nil
Website	http://sydneyfc.org.au
Comment	Whilst the peer support model offered by the applicant is strongly supported, it is unclear from the application what difference a period of grant funded therapy sessions would make to the success of the program over the longer term.
Recommendation	<i>Not recommended</i>

Application 16	Recreational Pottery Course
Organisation	Leanne Berelowitz

The Activity	Funds are sought to support the offer of a series of 5 free recreational pottery classes July – October 2023 for people experiencing mental health issues.
Assistance Sought	\$5,000
Background	The applicant reports that she has provided ceramics classes at the Bondi Pavilion for more than 10 years, including classes for seniors and people experiencing mental health issues. The new Bondi Pavilion Clay Studio provides a quiet fully accessible, inclusive space in which students can reflect and connect with their creativity. The studio offers classes to different age groups and ability levels.
Funding History	Nil
Website	http://www.bondipavilionclaystudio.com
Comment	The application lacks evidence of engagement with organisations providing support for people experiencing mental health issues, or specific information about the need for, or benefit to be obtained from, the provision of free recreational pottery classes.
Recommendation	<i>Not recommended</i>

Application 17	Women's Connection Group
Organisation	Carolyn Lancaster
The Activity	Funds are sought to support the delivery of a 6 week women's well-being and connection course at the Bondi Pavilion, starting September 2023, that includes techniques such as journalling, mindset, yoga/ movement and meditation, and non-violent communications. Participants will be charged a fee of \$10 per session.
Assistance Sought	\$1,100
Background	The applicant reports that she is a member of the Australian counselling Association and has led women's wellbeing groups and retreats for 20 years.
Funding History	Nil
Website	-
Comment	The application does not provide evidence of the need for, or broader community benefit that may be provided through the provision of the proposed well-being course for women.
Recommendation	<i>Not recommended</i>

Application 18	Tattoos for Breast Cancer Survivors
Organisation	Daniela Silva
The Activity	Funds are sought to support the provision, free of charge, of tattoos that hide breast scars for up to 12 breast cancer survivors. The applicant reports that she has undertaken this work for more than 10 years and could help more women with some assistance to cover the costs.

Assistance Sought	\$5,000
Background	The applicant has provided documentation of qualification and registration in Australia as a tattoo artist, and her permanent visa status as a recognised Distinguished Talent. According to her web site she specialises in 'cover up' and tattoos that turn scars into art works and provides assistance free of charge for breast cancer survivors.
Funding History	Nil
Website	http://www.danitatattoo.com
Comment	The applicant's work to support survivors of breast cancer is to be commended. The application could have been made stronger by including more detail about evidence of local need. In a competitive round, officers recommend part funding.
Recommendation	<i>\$1,500 recommended</i>

Application 19	Move Meet and Mingle
Organisation	Dance for Parkinson's
The Activity	Funds are sought to support the delivery of three creative community classes at the Bondi Pavilion in collaboration with local musician David Noble, and the filming of a choreographed group piece in the Bondi Pavilion and courtyard.
Assistance Sought	\$4,820
Background	Dance for Parkinson's Australia is a registered charity delivering dance and movement classes by professionally trained dancers who integrate movement from a variety of dance styles to engage participants' minds and bodies, with the aim of enhancing strength, coordination, mobility, and enjoyment in movement.
Funding History	Dance for Parkinson's received a grant of \$4,580 in May 2022 to support the provision of a dance class adapted for people with limited mobility, especially Parkinson's at the Margaret Whitlam Community Room July 2022 – June 2023. Acquittal is due June 2023, but an interim report indicates that classes are operating successfully with an average attendance of 15 people per session and are delivering significant benefits for participants.
Website	https://www.danceforparkinsonsaustralia.org
Comment	Council's previous small grants support has enabled Dance for Parkinson's to establish a successful program targeting the needs of people with limited mobility. Although the enhancement proposed in this round is appealing, officers recommend that priority is given to those applications that demonstrate a broader community reach.
Recommendation	<i>Not recommended</i>

Application 20	A WAYS Safe Summer
Organisation	Waverley Action for Youth Services
The Activity	Funds are sought to support implementation of 'A WAYS Safe Summer', a youth based peer education program which aims to provide health promotion and education regarding STIs, the importance of getting tested, safe sex practices, and the risks associated with alcohol and other drugs to young people in Eastern Sydney, including the Waverley LGA. A Youth Forum is also proposed to address issues of concern to young people identified through school polling.
Assistance Sought	\$4,000
Background	<p>The Safe Summer Program employs young people in summer as peer educators and trains them to provide information to others relating to sexual health. The team consists of a coordinator, paid and volunteer peer educators all under the age of 25 years.</p> <p>Once trained, they are able to discuss the health program with other young people and make referrals to services as required. The Program partners with sexual health specialists, and receives funding from the South East Illawarra Health Service HARP unit.</p>
Funding History	Council has provided a grant annually in support of this program for many years. WAYS reports that the Safe Summer program received 11 applications for positions as peer educators and 2 of those employed over the summer of 22/23 were from Waverley. Peer educators undertook 15 outreach sessions at Eastern Suburbs beaches over the summer.
Website	https://ways.org.au
Comment	The application provides a clear and concise description of the project proposed with a realistic detailed implementation plan, and evidence of support from partners required for successful implementation. The proposed project will provide clear benefit to the Waverley community in the form of employment opportunities for young locals, and a proven model for effective delivery of health information to young people in Waverley.
Recommendation	<i>\$4,000 recommended</i>

Application 21	North Bondi Share Board
Organisation	Cameron Scott
The Activity	Funds are sought to support the continued operation of a surf board share scheme which the applicant has run from a site above the Wally Weeks Wading Pool for more than 5 years. Damaged or donated boards are refurbished and made available to beach goers informally and free of charge. Funds are sought to cover costs associated with board refurbishment and labelling to promote their return to the share site.
Assistance Sought	\$900
Background	-

Funding History	Cameron Scott received a grant of \$500 in October 2021 towards materials for board refurbishment which has been acquitted.
Website	https://www.notnotcamscott.com/surf
Comment	A small contribution enables this local volunteer to cover out of pocket costs related to keeping shared boards in good condition and in place. The re-use of damaged boards reduces waste going to land fill.
Recommendation	<i>\$900 recommended</i>

Application 22	Francis Street Playgroup – Bring back morning tea
Organisation	Bondi Beach Playgroups
The Activity	Funds are sought to purchase tables and chairs sized for pre-schoolers for the group's Francis Street venue in Thomas Hogan Reserve for shared morning tea and craft activities to complement outdoor activities in the beautiful natural environment of the park.
Assistance Sought	\$900
Background	<p>Bondi Beach Playgroups provide indoor and outdoor play areas for children 0 to 5 years who may have limited play area at home. While the children play there are opportunities for local mums, dads and carers to meet and share their parenting experiences. Groups are run by volunteers and a fee of \$4 per session is charged.</p> <p>The group is working hard to re-establish opportunities for connection among parents following the period of disruption created by the COVID-19 pandemic. The applicant reports that over the past 12 months 15 volunteers have delivered more than 200 playgroup sessions across three venues in Waverley with progressively increasing attendances.</p>
Funding History	Bondi Beach Playgroups Received a Small Grant of \$1,500 in May 2022 for the purchase of equipment to support revival of the Vaucluse Playgroup run from the community hall in Kimberley Reserve which has been acquitted.
Website	http://www.bondibeachplaygroups.org.au
Comment	Small contributions through the small grants program have enabled Playgroups to update the play equipment at their sites which they report has helped to facilitate increased participation by families and volunteers.
Recommendation	<i>\$900 recommended</i>

Application 23	Local Bird Walks
Organisation	Jade Peace
The Activity	Funds are sought to support the offer of fortnightly guided bird walks through public spaces to increase knowledge and understanding of Waverley's local bird life and the habitats they rely on, with the long term aim of encouraging people to contribute to habitat maintenance by volunteering for bushcare or habitat gardening on their own patch. Participants would be charged a small fee.
Assistance Sought	\$2,356

Background	The applicant is keen local bird watcher and has experience in the coordination of citizen science projects and events. She conducted a 'trial' walk that she reports was well received by participants.
Funding History	Nil
Website	-
Comment	There is broad community benefit in increasing knowledge and understanding of local wild life and the habitat it relies on. Improved knowledge and understanding is likely, in officers' assessment, to increase willingness to contribute to the preservation and maintenance of bird life habitat. The application demonstrates clear objectives, a clear project plan and a budget which is consistent with the scale of a small local pilot program.
Recommendation	<i>\$2,356 Recommended</i>

Application 24	Celebrating First Nations Culture
Organisation	Gali Swimwear/ Deadly Digital
The Activity	Funds are sought to support the development of social media content to promote Gali Swimwear, a men's swimwear brand that features patterns drawn from the works of First Nations Artists. The promotional campaign would employ First Nations models and photographer, and would feature the Waverley coast line.
Assistance Sought	\$5,000
Background	According to its web site, Gali Swimwear was established by Bondi local David Leslie in October 2022, as an Aboriginal owned ethical small business that collaborates with First Nations creatives, pays royalties to its artists and donates \$1 to community led projects for every product sold. The swimwear is made from 100% recycled polyester, and elastane made from recycled PET bottles.
Funding History	Nil
Website	https://Galismwear.com.au
Comment	In officers' assessment this proposal seeks support for small business development which is not included as an objective of the small grants program.
Recommendation	<i>Not recommended</i>

Environment

Application 1	Compost grow and more
Organisation	Dover Heights Early Education Centre
The Activity	Funding is sought to install a garden bed to grow vegetables and bushtucker that also houses in ground compost bins, so as to divert food waste.
Assistance Sought	\$4,584
Background	Dover Heights have proposed to install an 8 metre long garden bed and install 5 Subpod inground composting bins to reduce food waste produced by the centre. They intend to grow vegetables and herbs in the garden bed.

Funding History	\$2,250 in May 2017 for a habitat garden
Website	http://www.doverheightspreschool.com.au
Comment	<p>A large proportion of the funds sought is to buy materials to build the garden bed. However, the installation of a vegetable garden does not contribute to Council's Environmental Action Plan (EAP) targets and Environmental Grants do not fund vegetable gardens for this reason.</p> <p>Subpod worm farms are now available through Council's Compost Revolution program and can be supplied to childcare centres at a reduced rate. The use of the Subpods will divert food waste from landfill, and thereby contribute to Council's EAP waste targets.</p> <p>It is recommended the composting component of this project be funded and that the Centre goes through the Compost Revolution Program for cost effectiveness.</p>
Recommendation	<i>\$1,200 recommended</i>

Application 2	Active Transport
Organisation	Galilee Catholic School
The Activity	Funding is sought to install a bike and scooter rack, to support active transport.
Assistance Sought	\$3,059
Background	<p>Galilee Primary School is involved with the Mayors' Safe Travel to School program and will be investigating travel to school journeys to collect baseline data. They have proposed installing bike racks, designed to accommodate up to 30 different types and sizes of bicycles and scooters, to support students from kindergarten to year 6 and staff to ride to school.</p> <p>The project will be managed by the coordination staff from the school who will engage contractors to install the bike rack. It will be partnered with an education campaign to encourage increased active travel to and from school, and will contribute to reducing community greenhouse gas emissions, which is a target in Council's EAP.</p>
Funding History	\$3,000 in May 2016 for a rainwater tank
Website	https://galileebondi.syd.catholic.edu.au
Comment	The school has shown their commitment to increased active travel journeys to school by joining the Mayor's safe travel to school program and are willing to collect data on current practices. Combined with a good education program, the bike rack will support change travel to and from school habits and contribute to Council's EAP community emissions targets.
Recommendation	<i>\$3,000 recommended</i>

Application 3	Wildlife Rescue
Organisation	Sydney Metro Wildlife Rescue
The Activity	Funding is sought for two intensive care incubators units (ICU) for rescued native birds, possums and bats, and twenty possum boxes, for installation in private gardens for released possums.
Assistance Sought	\$4,320
Background	<p>Sydney Metro Wildlife Rescue have 20 volunteers in the Waverley LGA who rescue and rehabilitate injured, native wildlife. They have proposed the purchase of equipment to assist the recovery and release of local wildlife.</p> <p>One incubator would be travel size, to be used in a car and will assist in the rescue of baby bats, possums and birds. The other incubator is larger and will be suitable for herons and other larger sea birds. The incubators provide essential warmth before arriving at the vet or home to the carer, and can help increase survival rates.</p> <p>The possum boxes are used to house possums during their rehabilitation and can be installed in private gardens when releasing recovered possums back to where they were discovered. This will be done by a qualified arborist and information on rescues and releases will be supplied to Council's Urban Ecology staff.</p>
Funding History	Nil
Website	https://www.sydneymetrowildlife.org.au
Comment	The project supports community capacity to protect urban ecology and habitat connectivity, in line with Council's EAP targets. The application has the support of Council's Urban Ecology Manager, Sue Stevens. It is recommended that Council funds the two ICUs and ten (not 20) possum boxes.
Recommendation	\$3,000 recommended

Application 4	Boosting Biodiversity
Organisation	Bondi Public School
The Activity	Funding is sought to build a greenhouse to grow vegetables and native seedlings that will then be planted in the garden and be used as a teaching program for students.
Assistance Sought	\$5,000
Background	The school would like to extend their well-established kitchen garden program by installing a greenhouse, so students can learn how to grow plants from seeds.
Funding History	\$4,000 in September 2020 for a classroom waste and recycling program and infrastructure.
Website	https://bondi-p.schools.nsw.gov.au
Comment	Whilst the idea to teach students how to grow food plants from seeds has merit, the project does not align with Council's EAP targets for biodiversity and habitat connectivity. When located in a greenhouse the connectivity of

	any additional native plants to the broader environment is limited. In addition, the Environment Grants do not fund vegetable gardening.
Recommendation	<i>Not recommended</i>

Application 5	Rainwater Flush
Organisation	Bronte Public School
The Activity	Funding is sought to repair the system that uses rainwater to flush toilets.
Assistance Sought	\$3,000
Background	Bronte Public School has a rainwater tank with a capacity of 10,000 litres intended to be used to flush the student toilets. The system managing the water supply is broken and the rainwater collected is not getting used for this purpose.
Funding History	\$3000 in May 2015 for a native bee hive and \$300 in May 2017 for solar panels.
Website	https://www.brontepandc.com
Comment	Whilst re-establishing rainwater supply to flush toilets would be a good outcome, infrastructure repairs are not in the scope of the Environment Grants as it constitutes a “project already completed”.
Recommendation	<i>Not recommended</i>

Application 6	Increasing and Reducing
Organisation	Uniting Iluka Early Education Centre
The Activity	Funds are sought to install bamboo to provide shade to the centre and other minor garden works including a compost bin.
Assistance Sought	\$4,996
Background	The centre has a narrow garden bed where they propose to grow bamboo to increase shade in the play area. They also propose relocating some productive plants and installing new plants and a compost bin.
Funding History	Nil
Website	https://www.uniting.org/services/early-learning-and-childcare/facility/uniting-iluka-early-learning-bondi-beach
Comment	<p>The majority of funds requested are to install bamboo to create shade. Whilst this may provide a cooler play area, details of how this would affect the ambient temperature were not provided. Bamboo is not a native species and will not contribute to Council’s biodiversity targets.</p> <p>The centre does plan to plant some native plants, but the benefits are limited. It will be recommended they consider Compost Revolution to access a free or subsidised compost bin.</p>
Recommendation	<i>Not recommended</i>

Creative Streets

Application 1	The Bondi Bowlo Community Garden
Organisation	Bondi Bowling Club Co-op
The Activity	<p>Funds are sought to beautify the streetscape fronting the bowling club on Warners Avenue North Bondi through the creation of a public garden space between the footpath and the tennis courts.</p> <p>The garden would include 5 raised planter boxes and a shed for storing equipment. The budget proposed also includes materials and tools. Work to establish the garden would be undertaken by club members with support from Hollywood Happiness Renaissance volunteers. The club has begun to seek local interest in a community gardening group which would manage and maintain the garden.</p>
Assistance Sought	\$5,000
Background	According to its web site, the Bondi Bowling Club offers a diverse range of community activities including competition and social bowls, darts, ping pong, trivia, meals and drinks, and is available for venue hire.
Funding History	Received an Environmental Grant in 2021 to conserve water by connecting bore water and new irrigation system to the Club's second green that has been acquitted.
Website	https://bondibowlo.com
Comment	<p>The application provides a clear and concise description of the project proposed with a realistic detailed implementation plan, and evidence of support from partners required for successful implementation. The Public Gardening PCG has considered the proposal and has no objections.</p> <p>A grant for the proposed project will support the work of associated volunteers, and provide broader community benefit in the form of an improved streetscape, and a new opportunity for community engagement and networking.</p>
Recommendation	<i>\$5,000 recommended</i>

Application 2	North Bondi Community Bookshelf Upgrade
Organisation	Louis Litrenta
The Activity	<p>The applicant reports that the book shelf at the corner of Hastings and Campbell Parades Bondi, established 20 years ago by Barney Kofsky, provides the local community with a popular spot for an informal chat while browsing. It is also a frequent target for graffiti.</p> <p>The applicant is seeking funding on behalf of the bookshelf's users to engage mural artist, Kaina Morais, to paint a mural on and around the book shelf to beautify the location and deter graffiti. The mural would include the bookshelf's rules and a brief dedication to its founder.</p>
Assistance Sought	\$5,000

Background	The application includes evidence of approval from the Body Corporate that owns the property, and from the adjacent restaurant, and provided a design proposal for the mural.
Funding History	Nil
Website	-
Comment	<p>The application provides a clear and concise description of the project proposed with a realistic detailed implementation plan, and evidence of support from partners required for successful implementation.</p> <p>The proposed project will provide community benefit in the form of an improved streetscape and increase the appeal of the community bookshelf as a place for locals to linger and catch up. Officers recommend to part fund this project, as priority is directed elsewhere in this competitive round, and that the applicant is encouraged to apply again in a future round.</p>
Recommendation	<i>\$1,500 recommended</i>

Application 3	Community Garden
Organisation	Kindimindi Tamarama
The Activity	Funds are sought for a community garden that aims to improve the streetscape, biodiversity and children's relationship with plants.
Assistance Sought	\$2,000
Background	-
Funding History	Nil
Website	-
Comment	The application lacks detail. The proposed garden was not supported by the Public Gardening PCG due to concerns about the safety of its proximity to the road and lack of a safe crossing point for access.
Recommendation	<i>Not recommended</i>

REPORT

CM/7.11/23.05



Subject: Access and Inclusion Advisory Panel Meeting - Minutes - 24 November 2022

TRIM No: A21/0096

Manager: Annette Trubenbach, Executive Manager, Community Services

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

RECOMMENDATION:

That Council notes the minutes of the Access and Inclusion Advisory Panel meeting held on 24 November 2022 attached to the report.

1. Executive Summary

This report provides information about the Access and Inclusion Advisory Panel meeting held on 24 November 2022. 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"> Thanks the following members of the Access Advisory Committee 2014–2021 for their contribution: <ul style="list-style-type: none"> (a) Nicola Sellman. (b) Mary Doyle. (c) Rachel Lazarov. (d) Ben Alexander. (e) Meredith Coote. (f) Ben Whitehorn. 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 24 November 2022. The minutes attached to this report were accepted in 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 24 November 2022.

7. Attachments

1. Access and Inclusion Advisory Panel - 24 November 2022 - Minutes [↓](#) .

ACCESS AND INCLUSION ADVISORY PANEL MINUTES

Thursday 24 November 2022

5.30 pm – 6.30 pm

Zoom



Present
Councillors Clr Elaine Keenan Clr Tony Kay
Community Members Ben Whitehorn, Rachel Lazarov, Zoe Dunn, Ben Alexander, Petra Pattinson, Mia Capitanelis, Andre Cioban
Council Officers Ben Thompson, Director, Community Culture and Customer Experience Annette Trubenbach, Executive Manager, Community Services Chris Bath, Manager, Older People and Disability Services Annabelle Hayter, Community Development Officer, Access and Inclusion - Minutes Robert Sabato, Executive Manager, Major Projects
Guest Marcos Puga, Architect
Apologies
Clr Paula Masselos Clr Angela Burrill Clr Leon Goltsman Clr Will Nemesh Emily Scott, General Manager Danny Hui, Community Member

Item	Summary	Action officer
1. Welcome & Acknowledgement of Country	Cr Keenan welcomed everyone and gave an Acknowledgement of Country.	
2. Introductions and Apologies	Councillors and Community members introduced themselves.	
3. Conflict of Interest	No conflict of interests was declared.	
4. Bronte Surf Club Development Application	Overarching comments The pumphouse cannot be relocated.	

ACCESS AND INCLUSION ADVISORY PANEL MINUTES

Thursday 24 November 2022

5.30 pm – 6.30 pm

Zoom



Item	Summary	Action officer
<p>Robert Sabato, Executive Manager, Major Projects</p> <p>Marco Puga, Architect</p>	<p>The sea wall is separate to the building but has a relationship with the building, it is an indicative design.</p> <p>The Club has been raised in height due to likelihood of major storms in the future.</p> <p>Accessible features include:</p> <ul style="list-style-type: none"> • Accessible toilet on ground floor • Accessible main entrance • Lift in the building • Accessible kiosk and first aid • Ramps are 1:20 • Ramp to beach is 1:14 • Cubes at the front of the building will be lifted so there is level access <p>Panel comments</p> <p>Q: There is no adult change facility for people with disability</p> <p>A: There was limited space however there are accessible facilities in the development.</p> <p>Q: Will there be amenities available to people during the surf club's construction?</p> <p>A: Yes, temporary amenities will be installed including an accessible toilet.</p> <p>Q: When do you think construction will start?</p> <p>A: The DA will go to the Sydney Eastern Planning Panel in May 2023, subject to budget allocation. If construction is close to summer, it will not start until after summer/ the peak season.</p> <p>DA submissions close 2 December 2022.</p> <p>Action: Community panel members to send any additional comments to Annabelle Hayter as soon as possible so they can be considered as part of DA submissions.</p>	<p>Community Panel members</p>
<p>5. Bronte Park - Feasibility study update</p>	<p>Council commissioned a feasibility study as additional input into park access considerations.</p> <p>Council's endorsed position relating to access and infrastructure is outlined in the Bronte Plan of</p>	

ACCESS AND INCLUSION ADVISORY PANEL MINUTES

Thursday 24 November 2022

5.30 pm – 6.30 pm

Zoom



Item	Summary	Action officer
Robert Sabato, Executive Manager, Major Projects	<p>Management (PoM). The PoM was informed by an access audit completed by Funktion in 2017.</p> <p>Panel member comments</p> <p>There needs to be an accessible path to the surf club from Bronte Road, bus terminal and mobility parking, so there is a continuous path of travel to the surf club.</p> <p>Q: Is the upgrade of the accessible pathway in the Bronte Plan of Management?</p> <p>A: This is not in the plan and any upgrade will need to be budgeted for.</p> <p>Action: Recommend a DA condition be included to upgrade the pathway to Australian standards, so it is accessible for people with disability.</p> <p>Q: Are there any additional accessible parking bays being installed? This is needed as the current parking is not adequate. If people cannot park, they will not be able to attend the club.</p> <p>A: The DA does not include parking, however there may be room for more parking at the back of the building.</p> <p>Action: Recommend in DA submission that there is an accessible pick up drop off area near the surf club for people with limited mobility.</p> <p>Clr Keenan thanked Rob and Marco for attending.</p>	Annabelle Hayter
6. Minutes of last meeting and business arising	<p>Minutes of the last meeting:</p> <p>See Action log for actions from previous meetings.</p>	
7. Disability Inclusion Action Plan (DIAP) 2022 – 2026 Implementation	<p>Expressions of Interest for Council's new grant 'Pathways to inclusion for people with disability' will be open soon. The grant aims to provide support for local not for profit organisations to be more inclusive of people with disability.</p>	

ACCESS AND INCLUSION ADVISORY PANEL MINUTES

Thursday 24 November 2022

5.30 pm – 6.30 pm

Zoom



Item	Summary	Action officer
Disability Inclusion Grant	Q: How much funding is there? A: \$20,000 - could be seed funding for a project to extend over several years, subject to Council approval.	
8. Other Business	Clr Kay commented that an accessible drop off/ pick up point was needed in front of Bondi Pavilion for people with limited mobility. Action: Investigate and report back to the panel.	Annabelle Hayter
	The Waverley Library is consulting with the community about how to improve library services through community consultations held throughout the area and via the Have your Say page. Comments close 6 December 2022.	
	Rachel suggested inviting a politician to a future meeting. Action: For discussion. The panel would need to be clear on objective/meeting outcomes first with the Chair deciding how to proceed.	All
	Ben Thompson, Director thanked everyone for moving the meeting time so more members could attend.	
9. Next Meeting	Clr Keenan is not available on 9 February. Another date will need to be set for the first meeting in 2023..	
Meeting closed	6.30 pm.	

REPORT
CM/7.12/23.05

Subject: Voluntary Planning Agreement - 194-214 Oxford Street and 2 Nelson Street, Bondi Junction

TRIM No: SF21/3455

Manager: George Bramis, Executive Manager, Urban Planning

Director: Fletcher Rayner, Director, Planning, Sustainability and Compliance

RECOMMENDATION:

That Council:

1. Approves the planning agreement attached to the report applying to land at 194–214 Oxford Street and 2 Nelson Street, Bondi Junction, offering a total contribution of \$7.45 million, comprising a \$1.15 million in-kind contribution (a through site link and a public plaza on the development site) and a \$6.3 million cash contribution to be allocated to the items set out in schedule 1 of the planning agreement, in accordance with Council’s Planning Agreement Policy.
2. Authorises the Mayor and General Manager to sign and execute the agreement and affix the Council seal to the documentation.

1. Executive Summary

This report seeks Council’s endorsement to execute the attached draft planning agreement (VPA) associated with the approved planning proposal PP-1/2015 and the approved development application DA-400/2021 at 194-214 Oxford Street and 2 Nelson Street, Bondi Junction. The VPA was negotiated as a public benefit after the Sydney Eastern City Planning Panel approved a planning proposal to increase the floor space ratio from 1.5:1 to 3.5:1.

The draft planning agreement associated with the planning proposal and development application was placed on public exhibition in accordance with section 7.5 of the *Environmental Planning and Assessment Act 1979* (EP&A Act).

2. Introduction/Background

On 14 June 2019, the applicant of the planning proposal (PP-1/2015) concerning 194-214 Oxford Street and 2 Nelson Street, Bondi Junction, made a public benefit offer which included entering into a VPA to the value of \$7.45 million. The value of the contribution was reached through valuations in accordance with the Council’s Planning Agreement Policy.

Despite Council not supporting the proposal, the Department of Planning and Environment (DPE) finalised the planning proposal, which was gazetted on 20 September 2019.

As DPE finalised the planning proposal without requiring the applicant to formally enter into a VPA (contradicting the Planning Agreement Policy 2014), the applicant deferred the drafting of the VPA itself until the development application associated with the site was determined. DA-400/2021 at 194-214 Oxford Street and 2 Nelson Street was granted a deferred commencement consent by the Sydney Eastern

City Planning Panel on 18 August 2022 with a revised letter of offer confirming a monetary contribution of \$6.3 million and in-kind public works valued at \$1.15 million. The deferred commencement consent requires the applicant to provide adequate security and enter into a VPA prior to activating the DA consent and obtaining a construction certificate, delivering the contribution prior to occupation certificate.

3. Relevant Council Resolutions

Nil.

4. Discussion

The draft planning agreement and associated documents are attached to this report.

Planning agreement's contribution to a public purpose

Section 7.4 of the EP&A Act requires that the contribution from a planning agreement be allocated to a public purpose. The draft planning agreement offers a total contribution value of \$7.45 million, comprising a \$1.15 million physical in-kind contribution (a through site link and a public plaza on the development site) and a \$6.3 million cash contribution that is drafted to be assigned to items detailed in schedule 1 of the draft planning agreement and in Table 1 below, in accordance with Council's Planning Agreement Policy 2014.

Table 1. Drafted contribution breakdown.

Contribution item	Contribution amount
Waverley's Affordable Housing Program	\$3,462,500
Public plaza for public outdoor amenity and recreation (in-kind - estimated value for agreement purposes)	\$1,150,000
Clementson Park upgrades	\$550,000
St James Park upgrades	\$350,000
Waverley's Complete Streets Program including trees, upgrades to roads and upgrades to public spaces in the local area	\$787,500
Bondi Junction gateway artwork replacement	\$500,000
Mill Hill Heritage Conservation Area road and footpath upgrades	\$500,000
Waverley Small Grants Program	\$150,000
Total	\$7,450,000

The decision to allocate funding is based on a review of feedback received from consultation to confirm community needs and wants and target additional funding to maximise benefit to the community. Refer to the following section for further detail on the public exhibition.

An alternative option to assign the contribution to a broader purpose rather than specific items as per Table 1 was explored. However, this would not be consistent with the Planning Agreement Policy, the DPE's Planning Agreements Practice Note, the EP&A Act and the EP&A Regulation.

Public exhibition of the draft planning agreement

Between February to April 2020, the VPA in principle (not the drafted legal document) was placed on exhibition alongside the Site Specific DCP for the planning proposal and the following feedback was received from the community.

Table 2. Results from 2020 exhibition.

VPA idea	Votes
Surrounding residential streetscape improvement	9
St James Park upgrades	7
Public art upgrades	5
Mature tree street plantings	10
Affordable housing trust fund allocations	7
New urban public recreation space in Bondi Junction	9
Green gateway and new park	3
New local school with large play area	3
Contemporary gallery/performance space	1
Upgrade under Syd Einfeld Drive for recreational space and increased shade cover in Bondi Junction	1

The draft planning agreement was drafted throughout 2022 and 2023 using feedback from the 2020 exhibition, and was exhibited for a period of 30 days in accordance with section 7.5 of the EP&A Act. Specifically, the draft planning agreement, explanatory note and positive covenant documents were exhibited from Friday, 31 March 2023, to Sunday, 30 April 2023, and included advertising on Council's Have Your Say website and notices to the Precincts.

Submissions

Three submissions were received during the exhibition period through the Have Your Say website. Relevant submissions are detailed in Table 3. Other comments emailed to Council provided feedback on the specific development application itself, which has already been approved by the Sydney Eastern City Planning Panel.

Table 3. Submissions

Community comment	Response
The people who will be most impacted will be the residents of the Mill Hill Road Conservation area. Accordingly, the VPA should be spent in that area. Putting the powerlines underground will give us the possibility of beautiful street trees which will significantly benefit the Mill Hill Conservation area.	A portion of the contribution has been dedicated to the Mill Hill area. Specifically, through dedicating funds to the Waverley's Complete Streets Program and to road and footpath upgrades in the Mill Hill Conservation Area. There is also opportunity for the funds dedicated to the St James Park upgrade to be used for undergrounding powerlines adjoining the park.

	<p>Whilst underground powerlines can prevent the need for pruning around overground powerlines, retrospectively moving powerlines underground can have a negative effect on the roots of existing trees unless adequately investigated. As VPA funds cannot be used to fund investigative work, moving powerlines underground in the Mill Hill area is more appropriate for consideration in the future as a Major Works project separate to this VPA.</p>
<p>Is it possible that low cost housing can be included in this new building to help the many homeless who are around Bondi Junction each day? Smaller rooms on the lower floors for example?</p>	<p>As the DA-400/2021 has already been approved by the Sydney Eastern City Planning Panel without any condition imposing a restriction on the occupant of particular units, the developer cannot be forced to dedicate units on site for affordable or social housing. However, a significant portion of the contribution is dedicated towards Waverley's Affordable Housing Program which can assist to deliver affordable housing in the region.</p>
<p>Through Site Link: a) Important to remain on grade (no steps), open to the sky, 24-hours open (no gates) with well defined straight edges (such as fences or building walls) for clear sightlines (no hiding nooks or indents) and soft LED or solar lights: ie resemble a small scale street or lane. Surfaces to be non slip, plain and robust, furniture and fittings to be appropriately designed and robust, including drinking fountain, seats, light standards and bollards, with quality signage. b) Connect seamlessly (no steps) to existing infrastructure: including public footpath/s, signalled Oxford Street pedestrian crossing, Oxford Street cycleway and Syd Einfeld Drive pedestrian and cycle overbridge</p>	<p>The through site link is physically guided by what was approved under DA-400/2021 by the Sydney Eastern City Planning Panel.</p> <p>Operationally, schedule 3 of the draft VPA requires the through site link and public plaza to be open to the public between the hours of 7am to 7pm, seven (7) days and at all times, any adjoining retail premises are permitted to operate. This is considered acceptable as peak pedestrian traffic times are covered, and alternate pedestrian traffic routes are available outside of these hours.</p>
<p>Syd Einfeld Drive pedestrian and cycle overbridge: An important link with much more potential, the overbridge is narrow and ramps difficult to use. Co-ordinate improvements to ramping (particularly southern end) and Nelson Street landing, work with TfNSW to improve ramps as a minimum, noting sharp corners are very difficult to negotiate, including for prams and the elderly. The steep steps, narrow ramps and narrow bridge deck discourage use. This proposed development provides an opportunity to improve this connection, possibly widen the bridge, and to increase pedestrian and cycle use, noting Oxford Street cycleway and proximity to Centennial Park</p>	<p>The subject overbridge is owned, managed and maintained by Transport for NSW. Council is therefore unable to undertake any works to this bridge.</p>

5. Financial impact statement/Time frame/Consultation

If entered into by both Council and the applicant, and thereafter an occupation certificate for the project is obtained by the applicant, the subject VPA will result in public contributions to the value of \$7.45 million.

The contributions will fund public benefits informed by advice from Council officers and community feedback obtained during the public exhibition stage.

If the VPA is not supported by Council, or the applicant does not enter into and progress the DA, the contributions under the VPA will not be realised.

6. Conclusion

The draft planning agreement has been placed on exhibition in accordance with section 7.5 of the EP&A Act. It is recommended that Council endorses the attached draft planning agreement for execution.

7. Attachments

1. Draft planning agreement [↓](#)
2. Explanatory note [↓](#)
3. Annexure - Positive covenant - Public plaza [↓](#)
4. Annexure - Positive covenant - Through site link [↓](#) .

WAVERLEY COUNCIL

(Council)

AND

WESTGATE BJ PTY LTD
(ACN 601 663 343)

(Developer)

PLANNING AGREEMENT

(Development Contribution)

WAVERLEY COUNCIL

Council Chambers

Cnr Bondi Road & Paul Street

BONDI JUNCTION NSW 2022

DX 12006 BONDI JUNCTION

Phone: 02 9083 8000

Facsimile: 02 9387 1820

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PLANNING AGREEMENT NO. _____

Section 7.4 of the Environmental Planning and Assessment Act, 1979

THIS AGREEMENT is made on

2023

PARTIES

WAVERLEY COUNCIL of Cnr Paul Street and Bondi Road, Bondi Junction NSW
2022 ABN 12 502 583 608 ("**Council**")

AND

WESTGATE BJ PTY LTD (ACN 601 663 343) of Suite 1, Level 1, 109 Oxford Street, Bondi
Junction NSW 2022 ("**Developer**")

BACKGROUND/RECITALS

- A.** The Developer is the registered proprietor of the Land.
- B.** The Council is the local authority constituted under the Local Government Act 1993 and the planning and consent authority constituted under the Act.
- C.** In March 2015, the Developer lodged a planning proposal with Council seeking to increase maximum building height and FSR and remove local heritage status. In October 2015, an amended proposal was submitted to Council which sought a maximum building height of 36m and FSR of 3.5:1 and removing local heritage status relating to 194 – 200 Oxford Street, Bondi Junction.
- D.** Between December 2015 and January 2016, a pre-Gateway review was submitted to the Department of Planning and Environment. In September 2016 the Developer submitted a draft public benefit offer. On 22 December 2016 a Gateway determination was issued subject to conditions which included the preparation of a site-specific Development Control Plan.

- E. In January 2017 the planning proposal was amended to address the conditions of the Gateway determination (the Planning Proposal).
- F. On 24 October 2018 the Planning Proposal was referred to the Independent Planning Commission NSW and on 25 February 2019 the Commission issued a Planning Proposal Review.
- G. Following the Independent Planning Commission's Review, on 14 June 2019 the Developer made a revised public benefit offer which included entering into a Planning Agreement and paying a monetary contribution of \$4.7 million in addition to delivery of public benefits previously offered.
- H. On or about 11 September 2019 the Amending LEP was made by the Department of Planning and Environment and on 20 September 2019 the Amending LEP was published on the NSW Legislation Website as *Waverley Local Environment Plan 2012 (Amendment No 15)* and commenced taking effect from the date of publication.
- I. Following the making of the Amending LEP, between 5 February and 10 April 2020 a site specific Development Control Plan was exhibited by Council (SSDCP). The SSDCP included public domain benefits which were included in the developer's draft public benefit offer. The SSDCP came into effect on 1 October 2020.
- J. On 27 September 2021 the Developer made the Development Application to Council for Development Consent to carry out the Development on the Land. On 29 July 2022 the Developer submitted a further revised public benefit offer (**Public Benefit Offer**).
- K. The Developer and the Council have agreed that the Developer will make the Development Contributions in connection with the Planning Proposal and Development Consent in accordance with the Public Benefit Offer and as set out in this Agreement.
- L. Development Consent was granted in respect to the Development on 18 August 2022. The Deferred Commencement conditions require the Developer to enter into this Agreement and register the Agreement prior to the consent becoming operative.

OPERATIVE PROVISIONS:

1 PLANNING AGREEMENT UNDER THE ACT

The parties agree that this Agreement is a planning agreement governed by Section 7.4 and Subdivision 2 of Division 7.1 of Part 7 of the Act.

2 APPLICATION OF THIS AGREEMENT

This Agreement applies to the Land and to the Development approved by the Development Consent, as may be modified or consent to a further development application in respect of the Land.

3 OPERATION OF THIS AGREEMENT

- 3.1 This Agreement shall take effect on and from the date of this Agreement. Subject to deferred commencement consent condition 1(a) of the Development Consent, the parties must execute and enter into this Agreement as soon as possible.

4 DEFINITIONS AND INTERPRETATION

4.1 Definitions

In this Agreement unless the context otherwise requires:

“Act” means the *Environmental Planning and Assessment Act 1979* (NSW);

“Agreement” means this agreement and any Schedules, Plans or other attachments to it;

“Amending LEP” means the *Waverley Local Environmental Plan 2012* incorporating the Planning Proposal amendments;

“Bank Guarantee” means an irrevocable and unconditional undertaking by a trading bank approved by the Council to secure the Developer’s obligations under this Agreement for the delivery of the Monetary Contribution, containing terms and conditions acceptable to Council and in accordance with clause 9 of this Agreement;

“Business Day” means a day that is not a Saturday, Sunday or public holiday, on which banks are open for general services in Sydney, New South Wales;

“Caveat Form” means an irrevocable authority to Waverley Council to register and maintain a caveat on the Land, in a form acceptable to Council and executed by the owner of the Land, or such other form of owner’s consent to caveat as may be required by Council;

“Certifying Authority” means any accredited private certifier including where appropriate, a Principal Certifying Authority (PCA) appointed or to be appointed to certify the Development or any aspect of it;

“Construction Certificate” means any construction certificate as referred to in s 6.4 of the Act in respect of the Development Consent;

“Council” means Waverley Council and herein includes any local government authority with which that Waverley Council may merge or any other local government authority responsible for a local government area that the Land is located within;

“Development” means the development the subject of the Development Application described in item 4 of Schedule 1;

“Development Application” means the development application referred to in item 3 of Schedule 1;

“Development Consent” means the development consent in respect of the Development Application described in item 3 of Schedule 1;

“Development Contributions” means the Monetary Contribution and Public Works Contribution as described in item 5 of Schedule 1;

“Development Contribution Date” means the time the Development Contributions are to be delivered as specified in item 7A and 7B of Schedule 1;

“GST” has the same meaning as in the GST Law;

“GST Law” has the meaning given to that term in *A New Tax System (Goods and Services Tax) Act 1999 (Cth)* and any other Act or regulation relating to the imposition or administration of the GST;

“Insolvency Event” means the occurrence of any of the following:

- (a) a party is liquidated, whether compulsorily or voluntarily (other than for the purpose of amalgamation or reconstruction whilst solvent)
- (b) a party becomes unable to pay its own debts as they fall due;
- (c) a party enters into any arrangement with creditors;
- (d) a party becomes subject to external administration within the meaning of Chapter 5 of the *Corporations Act 2001 (Cth)*, including having a receiver or administrator appointed over all or any part of its assets; or
- (e) anything analogous or having a substantially similar effect to the events specified in clauses (a) to (d) above occurs in relation to a party, including court appointment of a receiver;

“Land” means the land described in item 2 of Schedule 1;

“Location Plan” means the attached plan identifying the location of the Public Plaza and the Through Site Link; being Drawing No. DA – 9520/5.

“Monetary Contribution” means the money offered and payable by the Developer in connection with the Public Benefit Offer as set out in item 5A of Schedule 1;

“Occupation Certificate” means any occupation certificate as referred to in s 6.4 of the Act in respect to any development on the Land;

“Party” means a party to this Agreement including their successors and assigns;

“Planning Proposal” means (PP_2016_WAVER_003_00) seeking to amend height and floor space ratio and remove local heritage status of four residential terrace houses;

“Plaza Instrument Terms” means the terms of the s 88B Instrument including Easement in Gross and Public Positive Covenant to be registered against the Land relating to the Public Plaza to be delivered by way of Public Works Contribution under this Agreement, as set out in Schedule 2 of this Agreement;

“Prescribed Transaction” in relation to the Land means either one or more of the following: sell, transfer, assignment, charge, encumbrance or other dealing with the Land and novation of this Agreement;

“Public Benefit Offer” means the planning agreement offer from the Developer to Council, dated 29 July 2022;

“Public Plaza” means the public plaza limited in depth to the finished street level at No. 2 Nelson Street, Bondi Junction, approximately 311sqm in area and marked (A) on the Location Plan the subject of the Public Plaza Instrument Terms, to be delivered and maintained at no cost to Council;

“Public Purpose” for the purpose of this Agreement means the public purpose described in item 6 of Schedule 1;

“Public Works Contribution” means the easements for public access and associated public works, offered by the Developer in connection with the Planning Proposal and Development Application being the provision of the Through Site Link and the Public Plaza, as set out in items 5A and 5B of Schedule 1;

“Registration Application” means an application for registration of this Agreement as a planning agreement on the title of the Land pursuant to Section 7.6 of the Act in a form approved by the Registrar General;

“SSDCP” means the Site Specific Development Control Plan for the Development as set out on pages 336 – 343 of the *Waverley Development Control Plan 2012*;

“Schedule” means a schedule to this Agreement;

“Strata Plan” means a plan of subdivision including either one or more strata scheme(s) or community scheme(s) registered on title of the Land for the purposes of the Development.

“Subdivision Certificate” means any subdivision certificate as referred to in s 6.4 of the Act in respect of the Development Consent;

“Through Site Link” means the Pedestrian/Cycleway through site link from Oxford Street to Osmund Lane, totaling approximately 136sqm in area and marked (B) on the Location Plan, limited in depth to the finished ground level, the subject of the Through Site Link Instrument Terms, to be delivered and maintained at no cost to Council;

“Through Site Link Instrument Terms” means the terms of the s 88B Instrument including Easement in Gross and Public Positive Covenant to be registered against the Land relating to the Pedestrian/Cycleway Through Site Link to be delivered by way of Public Works Contribution under this Agreement, as set out in Schedule 3 of this

Agreement.

4.2 Interpretation

In the interpretation of this Agreement, the following provisions apply unless the context otherwise requires:

- (a) Headings are inserted for convenience only and do not affect the interpretation of this Agreement;
- (b) A reference in this Agreement to a business day means a day other than a Saturday or Sunday on which banks are open for business generally in Sydney, New South Wales;
- (c) If the day on which any act, matter or thing is to be done under this Agreement is not a business day, the act, matter or thing must be done on the next business day;
- (d) A reference in this Agreement to dollars or \$ means Australian dollars and all amounts payable under this Agreement are payable in Australian dollars;
- (e) A reference in this Agreement to any law, legislation or legislative provision includes any statutory modification, amendment or re-enactment, and any subordinate legislation or regulations issued under that legislation or legislative provision;
- (f) A reference in this Agreement to any agreement, Agreement or document is to that agreement, Agreement or document as amended, novated, supplemented or replaced;
- (g) A reference to a clause, part, schedule or attachment is a reference to a clause, part, schedule or attachment of or to this Agreement;
- (h) An expression importing a natural person includes any company, trust, partnership, joint venture, association, body corporate or governmental agency;
- (i) Where a word or phrase is given a defined meaning, another part of speech or other grammatical form in respect of that word or phrase has a corresponding meaning;
- (j) A word which denotes the singular denotes the plural, a word which denotes the plural denotes the singular, and a reference to any gender denotes the other genders;
- (k) References to the word 'include' or 'including' are to be construed without limitation;
- (l) A reference to this Agreement includes the agreement recorded in this Agreement;
- (m) A reference to a party to this Agreement includes a reference to the

servants, agents and contractors of the party, and the party's successors and assigns; and

- (n) Any schedules and attachments form part of this Agreement.

5 DEVELOPMENT CONTRIBUTIONS TO BE MADE UNDER THIS AGREEMENT

- 5.1 The Developer agrees to make, and the Council agrees to accept, the Development Contributions to be applied for the Public Purpose.
- 5.2 The Developer must deliver the Development Contributions to the Council in accordance with this Agreement on or before the Development Contribution Date and this is an essential term of the Agreement.
- 5.3 The Developer acknowledges and agrees that the Public Works Contributions are to be delivered at no cost to Council, to the satisfaction of Council and in accordance with the Development Consent and this Agreement.
- 5.4 In respect to the Public Works Contributions to be made under this Agreement, prior to the Development Contribution Date, the Developer must do all things necessary at the Developer's cost to:
- (a) register upon the title to the Land a plan of easement approved by Council and the associated instruments required to facilitate the delivery of the Through Site Link in accordance with the Through Site Link Instrument Terms and this Agreement;
 - (b) register upon the title to the Land a plan of easement approved by Council and the associated instruments required to facilitate the delivery of the Public Plaza in accordance with the Public Plaza Instrument Terms and this Agreement; and
 - (c) enter into a Deed with Council relating to on-going maintenance and servicing at no cost to Council in accordance with condition 92 of the Development Consent and this Agreement which has been drafted by a suitably qualified conveyancing solicitor in consultation with Council, and binds the Developer and any successors in title to the Land (e.g. Deed to be novated). The terms of such Deed are to include a maintenance schedule and are to be reproduced in the By-laws and Management Statement for any associated Strata or Community Scheme, easement terms, positive covenants and restrictions on the use of land which are to be registered against the title to the Land in respect to the Public Plaza and Through Site Link and be to the satisfaction of Council, acting reasonably.

- 5.5 In addition to the Development Contributions to be delivered under this Agreement, the Developer acknowledges and agrees that it will provide all public domain works as set out in the SSDCP and condition 37 of the Development Consent, including but not limited to street paving/footpaths, street lighting, street furniture, public art, landscaping and stormwater drainage to the satisfaction of Council.
- 5.6 The Developer acknowledges and agrees that the delivery of all Public Works Contributions includes all necessary works so that the Public Works Contributions are to be designed, completed and maintained, in accordance with the Deed and instruments referred to in clause 5.4(c), all relevant Council development controls and policies and to the satisfaction of Council, including but not limited to *Bondi Junction Complete Streets Project*, *Public Domain Technical Manual*, *Street Design Manual*, *Open Space & Recreation Strategy 2021-2031*, *Creative Lighting Strategy* and the *Water Management Technical Manual*.
- 5.7 Notwithstanding any other provision herein, the easements referred to in this clause shall be registered at the time of any subdivision of the Land or the Development Contribution Date, whichever occurs earliest.

6 APPLICATION OF THE DEVELOPMENT CONTRIBUTIONS

- 6.1 The Council will apply the application of the Development Contributions towards the Public Purpose as soon as practicable, and to the extent possible, after they have been delivered by the Developer to the Council.

7 APPLICATION OF S7.11 AND S7.12 OF THE ACT TO THE DEVELOPMENT

- 7.1 This Agreement does not exclude the application of Sections 7.11, 7.12 or 7.24 of the Act to the Development.
- 7.2 The Development Contribution provided by the Developer will not be taken into consideration in determining any development contribution under Section 7.11 or 7.12 of the Act.

8 REGISTRATION OF THIS AGREEMENT

- 8.1 The Parties agree this Agreement is to be registered by the Registrar-General as provided for in section 7.6 of the Act.
- 8.2 The Developer warrants that they have done everything necessary to enable this Agreement to be registered under section 7.6 of the Act.
- 8.3 Without limiting clause 8.2, the Developer warrants that they have obtained the

express written consent to the registration of this Agreement under section 7.6 of the Act from:

- (a) If this Agreement relates to land under the *Real Property Act 1900*, each person who has an estate or interest in the Land registered under that Act; or
- (b) If this Agreement relates to land not under the *Real Property Act 1900*, each person who is seized or in possession of an estate or interest in the Land.

8.4 As soon as possible and in any event, within 30 business days of entering into this Agreement, the Developer will at its cost arrange and lodge this Agreement for registration upon the title to the Land under s7.6 of the Act and will:

- (a) deliver to the Council the Registration Application in registrable form noting the Council as applicant and executed by the owner of the Land and any other person the subject of the warranty in clause 8.3;
- (b) provide the Council with a cheque in favour of NSW Land Registry Services, NSW for the registration fees for registration of this Agreement, or deliver funds electronically as Council may direct;
- (c) subject to the Council providing to the Developer a tax invoice for its costs, expenses and fees incurred or to be incurred in connection with the preparation of this Agreement, provide the Council with a cheque in favour of the Council for those costs, expenses and fees, and any documents, form or instrument created or to be created in accordance with the provisions of this Agreement, or deliver funds electronically as Council may direct; and
- (d) take any other necessary action so as to ensure this Agreement can be lodged for registration on the title to the Land.

8.5 Upon compliance with clause 8.4 by the Developer the Council will promptly lodge the Registration Application with the Registrar General.

8.6 The Parties will co-operate with each other to ensure that the Agreement is registered by the Registrar General.

8.7 Upon delivery of the Development Contribution in full, the Developer may request in writing that Council apply for the removal of the dealing created by registration of the Agreement from the title to the Land. The Council will not withhold its consent to such removal, provided the Developer pays all reasonable costs, expenses and fees of the Council relating to such removal.

8.8 Upon registration of this Agreement by the Registrar General, this Agreement is binding on, and is enforceable against the owner of the Land from time to time as if each owner for the time being had entered into this Agreement.

9 BANK GUARANTEE

9.1 Provision of Bank Guarantee

- (a) Prior to the issue of any Construction Certificate for the Development, the Developer must deliver to the Council a Bank Guarantee to secure the payment of the Monetary Contribution under this Agreement, which must be:
 - (i) in a form and from an institution approved by the Council;
 - (ii) irrevocable and unconditional;
 - (iii) with no expiry date;
 - (iv) issued in favour of the Council;
 - (v) for an amount of \$6,300,000; and
 - (vi) on the terms otherwise satisfactory to the Council.
- (b) The Developer acknowledges that the Council enters into this Agreement in consideration, amongst other things, of the Developer providing the Bank Guarantee prior to the issue of any Construction Certificate for the Development as a security for the Monetary Contribution.

9.2 Calling on Bank Guarantee

Without limitation to the Council's rights under this Agreement and at law arising from a breach of this Agreement by the Developer:

- (a) Subject to clause 9.2(b), the Council may call on the Bank Guarantee in the event that the Developer:
 - (i) fails to make a payment of any part of the Monetary Contribution in accordance with this Agreement by the Development Contribution Date; or
 - (ii) breaches any other term or condition of this Agreement relating to delivery of the Monetary Contribution,and fails to remedy the relevant failure or breach within 7 business days after the Council's notice.
- (b) The Council is not to call on the Bank Guarantee unless it has first given 20 business days' written notice to the Developer of its intention to do so and included written particulars of why it intends to call on the Bank Guarantee, and the Developer has failed to remedy the relevant failure or breach within that time.

- (c) The Council may call on the Bank Guarantee without notice to the Developer in the event that an Insolvency Event occurs in respect of the Developer, but only if the Monetary Contribution remains wholly or partly unpaid as at the date of the Insolvency Event.
- (d) If the Council calls on the Bank Guarantee pursuant to this clause, then the Council will apply the amount received pursuant to its claim on the Bank Guarantee towards the Developer's obligation to pay the Monetary Contribution and any costs and expenses incurred by Council in rectifying any default by the Developer to pay the Monetary Contribution under this Agreement. In circumstances where Council calls upon the Bank Guarantee and the available amount is insufficient to satisfy the Council's claim, the Developer will be required to pay to the Council any outstanding balance.

9.4 Return of Bank Guarantee

Subject to clause 9.3, provided that the Developer has complied with its obligations under this Agreement to deliver the Monetary Contribution in accordance with this Agreement, the Council will return the Bank Guarantee to the Developer.

10 REVIEW OF THE AGREEMENT

Any amendment or review of this Agreement shall be by agreement in writing and in compliance with section 7.5 of the Act.

11 DISPUTE RESOLUTION

11.1 Notice of dispute

If a Party claims that a dispute has arisen under this Agreement ("Claimant"), it must give written notice to the other Party ("Respondent") stating the matters in dispute and designating as its representative a person to negotiate the dispute ("Claim Notice").

No Party may start Court proceedings (except for proceedings seeking interlocutory relief) in respect of a dispute unless it has first complied with this clause.

11.2 Response to notice

Within ten (10) business days of receiving the Claim Notice, the Respondent must notify the Claimant of its representative to negotiate the dispute.

11.3 The nominated representative must:

- (i) Meet to discuss the matter in good faith within five (5) business

days after services by the Respondent of notice of its representatives;

- (ii) Use reasonable endeavours to settle or resolve the dispute within 15 business days after they have met.

11.4 Further notice if not settled

If the dispute is not resolved within 15 business days after the nominated representatives have met, either Party may give to the other a written notice calling for determination of the dispute ("Dispute Notice") by mediation under clause 11.5 or by expert determination under clause 11.6.

11.5 Mediation

If a Party gives a Dispute Notice calling for the dispute to be mediated:

- (i) The Parties must agree to the terms of reference of the mediation within five (5) business days of the receipt of the Dispute Notice (the terms shall include a requirement that the mediation rules and the Institute of Arbitrators and Mediators Australia (NSW Chapter) apply);
- (ii) The mediator will be agreed between the Parties, or failing agreement within five (5) business days of receipt of the Dispute Notice, either Party may request the President of the Institute of Arbitrators and Mediators Australia (NSW Chapter) to appoint a mediator;
- (iii) The mediator appointed pursuant to this Clause 11.5 must;
 - (a) Have reasonable qualifications and practical experience in the area of disputes; and
 - (b) Have no interest or duty which conflicts or may conflict with his or her function as mediator, he or she being required to fully disclose any such interest or duty before his appointment;
- (iv) The mediator shall be required to undertake to keep confidential all matters coming to his or her knowledge by reason of his appointment and performance of his duties;
- (v) The Parties must within five (5) business days of receipt of the Dispute Notice notify each other of their representatives who will be involved in the mediation.
- (vi) The Parties agree to be bound by a mediation settlement and may only initiate judicial proceedings in respect of a dispute which is the subject of a mediation settlement for the purpose of enforcing that mediation settlement.
- (vii) In relation to costs and expenses

- (a) Each Party will bear their own professional and expert costs incurred in connection with the mediation; and
- (b) The cost for the mediator will be shared equally by the Parties unless the mediator determines a Party has engaged in vexatious or unconscionable behaviour in which case the mediator may require the full cost of the mediation to be borne by that Party.

11.6 Expert Determination

If the dispute is not resolved under clause 11.3 or 11.5 the dispute may, by agreement between the Parties, both acting reasonably having regard to the nature of the dispute, be resolved by expert determination, in which event:

- (i) The dispute must be determined by an independent expert in the relevant field:
 - (a) Agreed upon and appointed jointly by the Council and the Developer; or
 - (b) In the event that no agreement is reached or appointment made within 30 business days, appointed on application of a Party by the then current President of the Law Society of New South Wales;
- (ii) The expert must be appointed in writing and terms of the appointment must not be inconsistent with this clause;
- (iii) The determination of the dispute by such expert will be made as an expert and not as an arbitrator and will be in writing and containing reasons for the determination;
- (iv) The expert will determine the rules of the conduct for the process, but must conduct the process in accordance with the rules of natural justice;
- (v) Each Party will bear its own costs in connection with the process and the determination by the expert together with an equal proportion of the expert's fees and costs; and
- (vi) Any determination made by an expert pursuant to this clause is final and binding upon the Parties except where the determination is in respect of, or relates to, termination or purported termination of this Agreement by any Party, in which event the expert is deemed to be giving a non-binding appraisal and any Party may commence litigation in relation to the dispute if it has not been resolved within 20 business days of the expert giving his or her decision.

11.7 Litigation

If the dispute is not finally resolved in accordance with this clause 11, either Party is

at liberty to litigate the dispute.

11.8 Continue to Perform Obligations

Each Party must continue to perform its obligations under this Agreement, notwithstanding the existence of a dispute.

12 ENFORCEMENT

12.1 Nothing in this Agreement prevents the Council from exercising any function under the Act or any other Act or law relating to the enforcement of any aspect of this Agreement (including the breach of this Agreement by the Developer) or any matter to which this Agreement relates.

12.2 Until such time as the Development Contributions have been delivered in full and the Developer's obligations herein have been met, an Occupation Certificate must not be issued and the Developer must:

- (a) notify the Council in writing of the name and contact details of any Certifying Authority to which it has applied for an Occupation Certificate at the same time that such application is made;
- (b) at the time it lodges any application for an Occupation Certificate notify the Certifying Authority in writing of the existence and terms of this Agreement;
- (c) procure and provide to Council a written acknowledgement from the Certifying Authority addressed to Council confirming that the Certifying Authority will not issue an Occupation Certificate until Council provides written confirmation that the Development Contributions have been delivered and the Developers obligations herein have been met; and
- (d) not rely on any Occupation Certificate in respect to the Development.

12.3 The Developer acknowledges and agrees that:

- (a) The Land is charged with the delivery of the Development Contributions to Council until the Development Contributions are delivered in full to Council, or this Agreement is registered on the title to the Land;
- (b) Council has a caveatable interest in the Land until the Development Contributions and any other monies due to Council under this Agreement are delivered in full to Council, or the Planning Agreement is registered on the title to the Land;
- (c) Council may lodge and maintain a caveat against the title to the Land to notify of and protect its interests created by this Agreement (including the charge in (a),

until this Agreement is registered on the title of the Land in accordance with clause 8 of this Agreement;

- (d) Upon entering into this Agreement, the Developer shall provide Council with the Caveat Form; and
- (e) Upon registration of this Agreement on the title of the Land, the Developer may request in writing that Council apply for the removal of the caveat from the title to the Land. The Council will not withhold its consent to such removal, provided the Developer pays all reasonable costs, expenses and fees of the Council relating to such removal.

13 NOTICES

- 13.1 Any notice, consent, information, application or request that must or may be given or made to a Party under this Agreement is only given or made if it is in writing and sent in one of the following ways:
- (a) delivered or posted to that Party at its address set out below in Item 8 of Schedule 1; and
 - (b) emailed to that Party at its email address set out below in Item 8 of Schedule 1.
- 13.2 If a Party gives the other Party 3 business days' notice of a change of its postal and/or email address any notice, consent, information, application or request is only given or made by that other Party if it is delivered, posted or emailed to the latest postal and/or email address.
- 13.3 Any notice, consent, information, application or request is to be treated as given or made at the following time:
- (a) If it is delivered, when it is left at the relevant address.
 - (b) If it is sent by post, 2 business days after it is posted.
 - (c) If it is sent by email, 24 hours after the email was sent, if the sender does not receive a delivery failure message from the sender's Internet service provider within 24 hours of the email being sent.
- 13.4 If any notice, consent, information, application or request is delivered, or emailed on a day that is not a business day, or if on a business day, after 5pm on that day in the place of the Party to whom it is sent, it is to be treated as having been given or made at the beginning of the next business day.

14 APPROVALS AND CONSENT

Except as otherwise set out in this Agreement, and subject to any statutory obligations,

a Party may give or withhold an approval or consent to be given under this Agreement in that Party's absolute discretion and subject to any conditions determined by the Party. A Party is not obliged to give its reasons for giving or withholding consent or for giving consent subject to conditions.

15 ASSIGNMENT AND DEALINGS

15.1 If the Developer proposes to enter into a Prescribed Transaction or attempts or purports to do so, the Developer must seek the consent of Council which consent is not to be unreasonably withheld, and, if required, the Developer must:

- (a) at no cost to Council, procure the execution by the incoming party of an Agreement in favour of Council on the same terms as this Agreement as if the incoming party were a Party to this Agreement; and
- (b) not be in breach of its obligations under this Agreement.

15.2 For the purposes of sub-clause 15.1(b) the Developer is not in breach of its obligation under this Agreement in the event that:

- (a) the Developer provided at least fourteen days' notice in writing of a Prescribed Transaction to Council and either of the provisions of sub-clauses (i) or (ii) applies:
 - (i) the Developer confirms to the Council and the Council is satisfied that the Developer is not in breach of its obligations under this Agreement at the time of the proposed Prescribed Transaction ;
 - or
 - (ii) in the event that the Council identifies that the Developer is in breach of its obligations under this Agreement the Council gives notice in writing of the breach to the Developer providing the Developer with a period of fourteen days to rectify the breach and the Developer rectifies the breach to satisfaction of the Council, acting reasonably, within the fourteen days period (or such further period agreed to between the Council and the Developer).

15.3 The provisions of clause 15.1 do not apply to, and the consent of Council is not required under this Agreement, in relation to the following:

- (a) a mortgage or charge against the Land in circumstances where the mortgagee or chargee is bound by this Agreement;
- (b) the Developer entering into a contract for an off-the-plan sale, however the Developer must obtain consent of Council to effect settlement of those sales;
- (c) dealings directly involving the consolidation of the lots comprising the Land;
- (d) any service easements, positive covenants and restrictions on the use of the

Land required by utility service providers or New South Wales government agencies or authorities, in accordance with the Development Consent, provided that grant of such easements, covenants and restrictions will not impact, impede or prohibit in any way delivery of the Public Works Contribution under this Agreement.

- 15.4 For the purposes of sub-clause 15.3(b) the Developer is not required to obtain consent of Council provided that the following provisions are satisfied:
- (a) the Developer has complied with all provisions of sub-clause 5.4(c) of this Agreement; and
 - (b) the Monetary Contribution has been delivered to the Council on or before Monetary Contribution Development Contribution Date; and
 - (c) the Public Works Contribution has been delivered to the Council in accordance with sub-clauses 5.4(a) and 5.4(b) on or before Public Works Contribution Development Contribution Date; and
 - (d) Strata Plan by-laws registered on title of the Land (as subdivided) which satisfy the requirements of provisions of condition 92 of the Development Consent and sub-clause 5.4(c) of this Agreement at no cost to Council and to satisfaction of Council, including, but not limited to reproducing terms of a deed between the Developer and the Council relating to:
 - (i) on-going maintenance and servicing of the Through Site Link and the Public Plaza; and
 - (ii) operation times of the Through Site Link and the Public Plaza; and
 - (iii) funding for renewal of the Through Site Link and the Public Plaza every 20 years as a part of the Strata Plan's sinking fund and provision of annual financial reports of the fund to the Council; and
 - (iv) restrictions on use of land.

16 COSTS

Council's costs of and incidental to the preparation and execution of this Agreement and any related documents and registration of same shall be borne by the Developer. The Developer shall be responsible to pay its own costs and any stamp duty arising from this Agreement or its preparation.

17 ENTIRE AGREEMENT

This Agreement contains everything to which the Parties have agreed in relation to the matters it deals with. No Party can rely on an earlier document, or anything said or done by another Party, or by a director, officer, agent or employee of that Party,

before this Agreement was executed, except as permitted by law.

18 FURTHER ACTS

Each Party must promptly execute all documents and do all things that another Party from time to time reasonably requests to affect, perfect or complete this Agreement and all transactions incidental to it.

19 GOVERNING LAW AND JURISDICTION

This Agreement is governed by the law of New South Wales. The Parties submit to the nonexclusive jurisdiction of its courts and courts of appeal from them. The Parties will not object to the exercise of jurisdiction by those courts on any basis.

20 JOINT AND INDIVIDUAL LIABILITY AND BENEFITS

Except as otherwise set out in this Agreement, any agreement, covenant, representation or warranty under this Agreement by 2 or more persons binds them jointly and each of them individually, and any benefit in favour of 2 or more persons is for the benefit of them jointly and each of them individually.

21 NON FETTER

The Developer acknowledges and agrees that:

- (a) in addition to its obligations under this Agreement the Council is also responsible for the conduct and administration of local government in the Waverley Local Government Area;
- (b) this Agreement in no way affects Council's statutory obligations, functions or powers, including without limitation, its obligations, functions or powers in respect of the Development Application, Development Consent and any other approvals required in respect of the works to be carried out under the Development Consent;
- (c) nothing which the Council does or fails to do under this Agreement will limit or otherwise affect the Developer's obligations under the Development Consent; and
- (d) nothing which the Council does, fails to do or purports to do in performing the

Council's statutory functions or powers will constitute or amount to a breach of this Agreement.

22 REPRESENTATIONS AND WARRANTIES

The Parties represent and warrant that they have power to enter into this Agreement and comply with their obligations under the Agreement and that entry into this Agreement will not result in the breach of any law.

23 SEVERABILITY

If a clause or part of a clause of this Agreement can be read in a way that makes it illegal, unenforceable or invalid, but can also be read in a way that makes it legal, enforceable and valid, it must be read in the latter way. If any clause or part of a clause is illegal, unenforceable or invalid, that clause or part is to be treated as removed from this Agreement, but the rest of this Agreement is not affected.

24 MODIFICATION

No modification of this Agreement will be of any force or effect unless it is in writing and signed by the Parties to this Agreement.

25 WAIVER

The fact that a Party fails to do, or delays in doing, something the Party is entitled to do under this Agreement, does not amount to a waiver of any obligation of, or breach of obligation by, another Party. A waiver by a Party is only effective if it is in writing. A written waiver by a Party is only effective in relation to the particular obligation or breach in respect of which it is given. It is not to be taken as an implied waiver of any other obligation or breach or as an implied waiver of that obligation or breach in relation to any other occasion.

26 GOODS & SERVICES TAX

26.1 The Parties agree and acknowledge, all amounts payable by one party to the other party in relation to a supply under this Agreement have been calculated exclusive of GST which may be imposed on the supply.

26.2 If any supply made under this Agreement is, or becomes, subject to GST, the party

to whom the supply is made ("**Recipient**") must pay to the party making the supply ("**Supplier**"), as consideration, in addition to any consideration payable or to be provided elsewhere in this Agreement, subject to issuing a Valid Tax Invoice, an additional amount on account of GST, such amount to be calculated by multiplying the consideration by the applicable rate of GST.

- 26.3 Any amount in respect of GST payable under clause 26.2 must be paid to the Supplier immediately on receipt of the Valid Tax Invoice.
- 26.4 If any party is required to reimburse or indemnify the other party for a cost or expense ("**Cost**") incurred by the other party, the amount of that Cost for the purpose of this Agreement is the amount of the Cost incurred, less the amount of any credit for, or refund of, GST, which the party incurring the Cost is entitled to claim in respect of the Cost.

27 EXECUTION IN TRIPLICATE

The Parties shall execute this Agreement in triplicate so as to provide one original signed by both parties and a further copy for registration of the Agreement under s7.6 of the Act. This Agreement will be dated on the day of execution by all Parties.

SCHEDULE 1

<u>Item</u> <u>Number</u>	<u>Particulars</u>	<u>Description</u>
1	Developer	Westgate BJ Pty Ltd (ACN 601 663 343)
2	Land	194 – 214 Oxford Street and 2 Nelson Street, Bondi Junction (Lots 10, 11, 12 and 13 in DP 260116, Lot 1 in DP 79947, Lot 16 in DP 68010, Lot 1 in DP 708295 and SP 34942)
3	Development Application	DA-400/2021
4	Development (description)	Demolition of existing structures; construction of a shop top housing development, comprising ground floor retail, 10 floors of residential apartments across two buildings (known as Oxford Street tower and Nelson Street tower) and four levels of basement parking
5	Development Contributions	5A: A Monetary Contribution in the amount of \$6,300,000. 5B: A Public Works Contribution valued at \$1,150,000 incorporating: (a) the Through Site Link; and (b) the Public Plaza.

6	Public Purpose	Waverley's Affordable Housing Program	\$3,462,500
		Public Plaza for public outdoor amenity and recreation (Estimated value for Agreement purposes)	\$1,150,000
		Clementson Park Upgrades	\$550,000
		St James Park Upgrades	\$350,000
		Waverley's Complete Streets Program including trees, upgrades to roads and upgrades to public spaces in the local area	\$787,500
		Bondi Junction Gateway Artwork Replacement	\$500,000
		Mill Hill Heritage Conservation Area Road and Footpath Upgrades	\$500,000
		Waverley Small Grants Program	\$150,000
		Total	\$7,450,000
7A	Monetary Contribution Development Contribution Date (Payment date for the Development Contribution)	Prior to the issue of any Occupation Certificate for the Development or on the date of registration of a Strata Plan, whichever is earlier	
7B	Public Works Contribution Development Contribution Date (Delivery date for the Development Contribution)	Prior to the issue of an Occupation Certificate for the Development or on the date of registration of a Strata Plan, whichever is earlier	
8	Developer Address	Suite 1, Level 1, 109 Oxford Street, Bondi Junction NSW 2022	
	Developer Fax	N/A	
	Developer Email	info@stargateproperty.com.au	
	Council Address	Corner Paul Street and Bondi Road, Bondi Junction NSW 2022	

Council Fax

(02) 9387 1820

Council Email

info@waverley.nsw.gov.au

SCHEDULE 2

PUBLIC PLAZA(S 88B) INSTRUMENT TERMS

Definitions

In this instrument, the following words have the following meanings:

Council means Waverley Council and its successors;

Development means the development the subject of the Development Consent;

Development Consent means the development consent granted to DA-400/2021, as modified from time to time;

Easement means this Easement;

Easement Site means the Easement shown in the Plan being a Public Plaza totaling approximately 311 sqm and limited in depth to the finished street level at No. 2 Nelson Street, Bondi Junction;

Lot Burdened means the lot or lots subject to the Easement;

Maintenance Schedule means the schedule for the on-going maintenance of the Easement Site including, but not limited to, all Council approved structures, landscaping and improvements as required by and to the satisfaction of Council.

Owner of the Lot Burdened means the registered proprietor of the Lot Burdened from time to time;

Plan means a plan to which this instrument relates.

Easement Terms

1. The Owner of the Lot Burdened grants to the Council and any members of the public full and free right to go, pass and repass over and across the Lot Burdened within the Easement Site, or any part thereof, for all purposes, between at least the hours of 7 AM to 7 PM seven (7) days and at all times any adjoining retail premises are permitted to operate:
 - (a) with or without companion animals (as defined in the *Companion Animals Act 1998*) or other small pet animals; and
 - (b) on foot (without vehicles, other than prams, strollers, wheelchairs or other disabled access aids and not using rollerblades, skateboards, scooters, bicycles, shopping trolleys or similar items of equipment).
2. The Owner of the Lot Burdened must, to the satisfaction of Council, acting reasonably:
 - (a) keep the Easement Site (including any services in, on or under the Lot Burdened and any structures and landscaping) in good repair and condition;
 - (b) maintain and repair the Easement Site and all improvements on it in accordance with the Maintenance Schedule;
 - (c) keep the Easement Site clean and free from rubbish; and
 - (d) maintain sufficient public liability insurance, in amount of at least \$20 million and

as required by Council from time to time, acting reasonably, covering the use of the Easement Site in accordance with the terms of this Easement. The Owner of the Lot Burdened must with a certificate of currency of such insurance annually at the time of annual renewal;

- (e) install and maintain adequate signage identifying the purpose of the Easement Site, its trafficable hours to the public and safety requirements;
 - (f) install and maintain adequate lighting and pay for the electricity supply associated with such lighting for the whole of the Easement Site; and
 - (g) install and maintain Closed Circuit Television (CCTV) monitoring the whole of the public area within the Easement Site;
 - (h) keep the Easement Site as an open-air plaza without any building or structures over the Easement Site as shown in the Plan;
 - (i) include in the sinking fund a plan for funding renovations of the Easement Site every 20 years from the date of registration of strata plan on the Lot Burdened pursuant to condition 92 of the Development Consent and every 20 years thereafter to satisfaction of Council acting reasonably and provide updates on the financial performance of the fund to Council on the anniversary of the registration of the strata plan.
3. The Owner of the Lot Burdened must ensure that any rules made by an Owners Corporation, including by-laws and management statements relating to the Easement Site have been approved by the Council and are consistent with the terms of the Easement and the Development Consent.
4. If any member or members of the public loiter or congregate, for any purpose which the Owner of the Lot Burdened, acting reasonably, considers to be a nuisance or a safety risk, the Owner of the Lot Burdened may either remove those members of the public, or arrange for their removal by an appropriate authority.
5. The Owner of the Lot Burdened may, but is not obliged to, engage security personnel to monitor and control the behaviour of the public including but not limited to prohibiting smoking, consumption of alcohol (except within licensed areas), passage of animals apart from those referred to in 1(a), riding bicycles, scooters and skateboards and the like in accordance with any rules made by an Owners Corporation relating to the Lot Burdened.
6. The Owner of the Lot Burdened may, with the written approval of Council acting reasonably (except in the case of an emergency, in which case the Council's prior written approval is not required), temporarily close or temporarily restrict access through all or part of the Lot Burdened including the Easement Site for the time and to the extent necessary but only on reasonable grounds for the purposes of:
- (a) maintenance and/or repairs; the installation and maintenance of services, or the

- installation of furniture or other public domain improvements; or
 - (b) public safety or evacuation of the Lot Burdened and adjoining buildings.
7. The Owner of the Lot Burdened must not erect any building or structure or place any item within the Easement Site, unless approved by Council.
8. The Owner of the Lot Burdened agrees that it indemnifies and will keep indemnified the Council from and against any loss suffered or incurred by the Council arising from or as a consequence of the exercise of rights in this instrument by the Council or members of the public, unless the loss is caused by the negligence of the Council, its employees, contractors, subcontractors or agents, including but not limited to:
- a. damage to any property of the Council or member of the public located on the Easement Site or the Lot Burdened; and
 - b. injury to any person on the Easement Site or the Lot Burdened;
- and will enter into any deed of indemnity as may be required by Council to reflect the provisions of this clause.

Release and Variation of Easement

9. The terms of this Easement can only be released, varied or modified with the written consent of the Council.

SCHEDULE 3

THROUGH SITE LINK (S 88B) INSTRUMENT TERMS

Definitions

In this instrument, the following words have the following meanings:

Council means Waverley Council and its successors;

Development means the development the subject of the Development Consent;

Development Consent means the development consent granted to DA-400/2021, as modified from time to time;

Easement means this Easement;

Easement Site means the Easement shown in the Plan being a Through Site Link from Oxford Street to Osmund Lane totaling approximately 136 sqm, limited in depth to finished ground level;

Lot Burdened means the lot or lots subject to the Easement;

Maintenance Schedule means the schedule for the on-going maintenance of the Easement Site including, but not limited to, all Council approved structures, landscaping and improvements as required by and to the satisfaction of Council;

Owner of the Lot Burdened means the registered proprietor of the Lot Burdened from time to time;

Plan means a plan to which this instrument relates.

Easement Terms

1. The Owner of the Lot Burdened grants to the Council and any members of the public full and free right to go, pass and repass over and across the Lot Burdened within the Easement Site or any part thereof, for all purposes, between at least the hours of 7am to 7pm, seven (7) days and at all times any adjoining retail premises are permitted to operate:
 - (a) with or without companion animals (as defined in the *Companion Animals Act 1998*) or other small pet animals; and
 - (b) on foot (without vehicles, other than non-motorised bicycles, non-motorised scooters, prams, strollers, wheelchairs or other disabled access aids and not using rollerblades, skateboards, scooters, shopping trolleys or similar items of equipment).
2. The Owner of the Lot Burdened must, to the satisfaction of Council, acting reasonably:
 - (a) keep the Easement Site (including any services in, on or under the Lot Burdened and any structures and landscaping) in good repair and condition;
 - (b) maintain and repair the Easement Site and all improvements on it in accordance with the Maintenance Schedule;

- (c) keep the Easement Site clean and free from rubbish;
 - (d) maintain sufficient public liability insurance, in an amount of at least \$20 million and as required by Council from time to time, acting reasonably, covering the use of the Easement Site in accordance with the terms of this Easement. The Owner of the Lot Burdened must provide Council with a certificate of currency of such insurance annually at the time of annual renewal;
 - (e) install and maintain adequate signage identifying the purpose of the Easement Site, its trafficable hours to the public and safety requirements, at each entry to the Easement Site;
 - (f) install and maintain adequate lighting and pay for the electricity supply associated with such lighting for the whole of the Easement Site and each entry and exit; and
 - (g) install and maintain Closed Circuit Television (CCTV) monitoring the whole of the public area within the Easement Site;
 - (h) include in the sinking fund a plan for funding renovations of the Easement Site every 20 years from the date of registration of strata plan on the Lot Burdened pursuant to condition 92 of the Development Consent and every 20 years thereafter to satisfaction of Council acting reasonably and provide updates on the financial performance of the fund to Council on the anniversary of the registration of the strata plan.
3. The Owner of the Lot Burdened must ensure that any rules made by an Owners Corporation, including by-laws and management statements, relating to the Easement Site are consistent with the terms of the Easement and Development Consent.
4. If any member or members of the public loiter or congregate, for any purpose which the Owner of the Lot Burdened, acting reasonably, considers to be a nuisance or a safety risk, the Owner of the Lot Burdened may either remove those members of the public, or arrange for their removal by an appropriate authority.
5. The Owner of the Lot Burdened may, but is not obliged to, engage security personnel to monitor and control the behaviour of the public including but not limited to prohibiting smoking, consumption of alcohol (except within licensed areas), passage of animals apart from those referred to in 1(a), riding bicycles, scooters and skateboards and the like in accordance with any rules made by an Owners Corporation relating to the Lot Burdened.
6. The Owner of the Lot Burdened may, with the written approval of Council acting reasonably (except in the case of an emergency, in which case the Council's prior written approval is not required), temporarily close or temporarily restrict access through all or part of the Lot Burdened including the Easement Site for the time and to the extent necessary but only on reasonable grounds for the purposes of:
- (a) maintenance and/or repairs; the installation and maintenance of services, or the

- installation of furniture or other public domain improvements; or
 - (b) public safety or evacuation of the Lot Burdened and adjoining buildings.
7. The Owner of the Lot Burdened must not erect any building or structure within the Easement Site, unless approved by Council.
8. The Owner of the Lot Burdened agrees that it indemnifies and will keep indemnified the Council from and against any loss suffered or incurred by the Council arising from or as a consequence of the exercise of rights in this instrument by the Council or members of the public, unless the loss is caused by the negligence of the Council, its employees, contractors, subcontractors or agents, including but not limited to:
- a. damage to any property of the Council or member of the public located on the Easement Site or the Lot Burdened; and
 - b. injury to any person on the Easement Site or the Lot Burdened;

Release and Variation of Easement

9. The terms of this Easement can only be released, varied or modified with the written consent of the Council

**EXECUTED by WAVERLEY COUNCIL with Common Seal of Waverley Council
affixed pursuant to a resolution of Waverley Council on**

EMILY SCOTT

General Manager

CLR PAULA MASSELOS

Mayor

**EXECUTED by WESTGATE BJ PTY LTD
(ACN 601 663 343)**

In accordance with section 127 of the
Corporations Act 2001

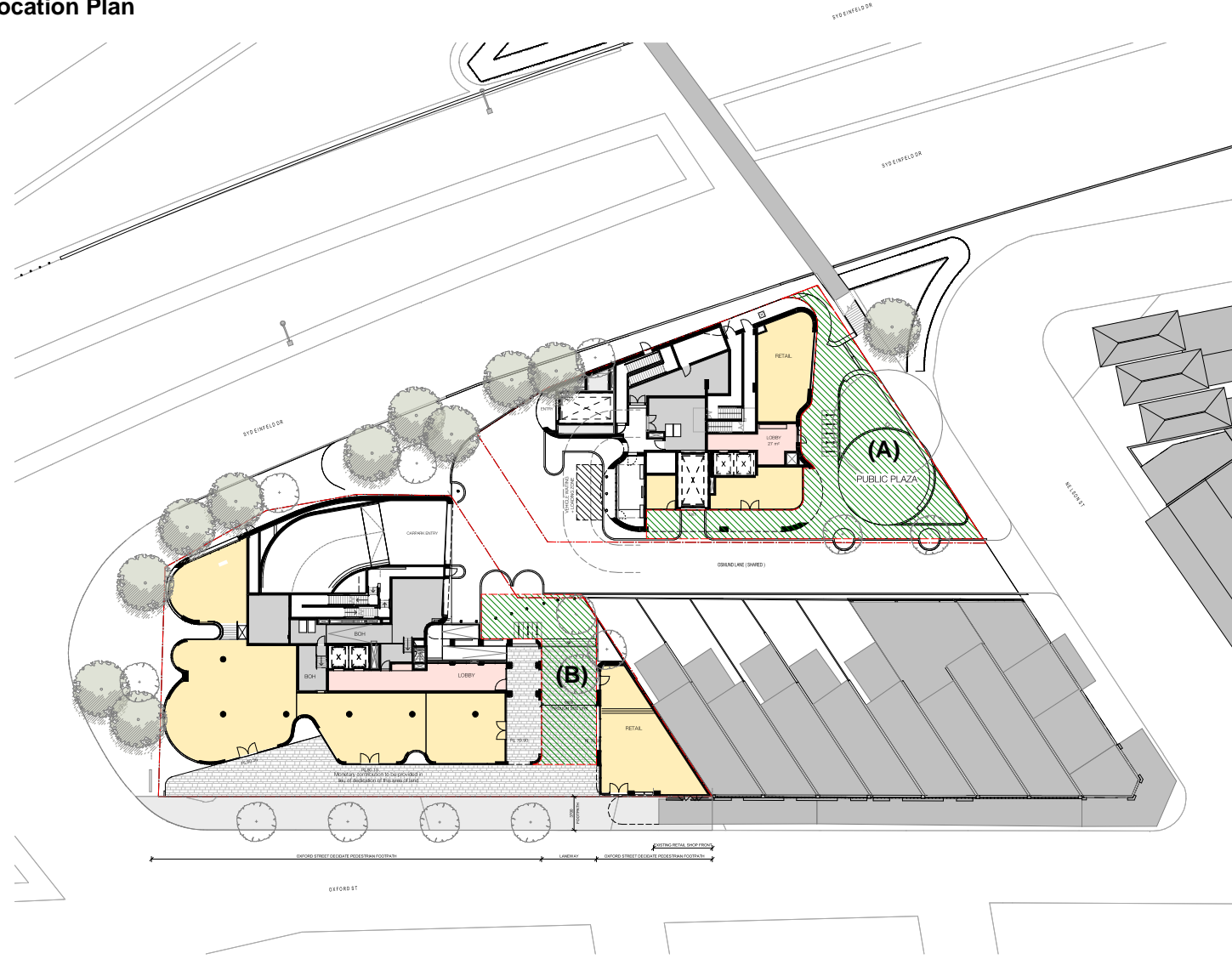
ELIA LEIS

Director/Secretary

IGAL LEIS

Director

Location Plan



I, the undersigned, being the owner of the land, do hereby declare that the information provided in this document is true and correct to the best of my knowledge and belief, and that I am not aware of any material omissions or misstatements of material facts. I understand that this declaration is a legal requirement and that I may be liable for any false or misleading information provided.

Rev	Date	Revision	By	CHK
1	13.10.2021	COUNCIL SUBMISSION - DA RPT	EH	JK
2	16.11.2021	COUNCIL SUBMISSION - DA RPT	JK	JK
3	16.12.2021	COUNCIL DEFERRAL RESPONSE	EH	JK
4	20.01.2022	COUNCIL DEFERRAL RESPONSE	EH	JK
5	14.04.2022	COUNCIL DEFERRAL RESPONSE	EH	JK

- Landscape Architect
- Black Beetle
- Structure Engineer
- iStruct
- Mechanical / Hydraulic Engineer
- Arm Services / Greenarrow
- Electrical Engineer
- Spectrum Engineering Solutions
- Fire Engineer
- Holmes Fire
- Access Consultant
- East Coast Accessibility
- Bark
- Vipac
- Client



Project
STARGATE
194-214 Oxford St and 2 Nelson St,
Bondi Junction, New South Wales
2022, Australia



Drawing Name
Public Space -
Planning Agreement

Date	Scale	Sheet Size
14.04.2022	1 : 200	@ A1
Drawn	CHK	
JK	JT	
Job No.	Drawing No.	Revision
6289	DA-9520	/ 5

SJB Architects
Level 2
480 Crown Street
Sydney NSW 2000
T: 61 2 9380 9911
F: 61 2 9380 9922
www.sjb.com.au



Explanatory Note

194 – 214 Oxford Street and 2 Nelson Street, Bondi Junction Development Application No. DA-400/2021

(Section 205 of the Environmental Planning and Assessment Regulation 2021)

Planning Agreement

The purpose of this explanatory note is to provide a summary to support the notification of a draft Planning Agreement under Section 7.4 of the *Environmental Planning and Assessment Act 1979 (the Act)*.

This explanatory note has been prepared jointly as required by section 205 of the *Environmental Planning and Assessment Regulation 2021*.

This explanatory note is not to be used to assist in construing the Planning Agreement.

1 Parties

The parties to the Planning Agreement are Waverley Council (**Council**) and Westgate BJ Pty Ltd (ACN 601 663 343) (**Developer**).

2 Description of subject land

The land to which the Planning Agreement applies is the whole of the land being Lots 10, 11, 12 and 13 in DP 260116, Lot 1 in DP 79947, Lot 16 in DP 68010, Lot 1 in DP 708295 and SP 34942 known as 194 – 214 Oxford Street and 2 Nelson Street, Bondi Junction (**Land**).

The Developer is the registered proprietor of the Land at the time of entering into the Agreement.

3 Description of Development

The proposed development comprises demolition of existing structures; construction of a shop top housing development, comprising ground floor retail, 10 floors of residential apartments across two buildings (to be known as Oxford Street tower and Nelson Street tower) and four levels of basement parking (**Development**).

4 Background

In March 2015, the Developer lodged a planning proposal with Council seeking to increase maximum building height and FSR and remove local heritage status from certain lots within the Land. The planning proposal was amended between 2015 and

2017. The Amending LEP was made by the Department of Planning in September 2019. In September 2021, the Developer caused the development application to be lodged with Council, being DA-400/2021 (**Development Application**). Public benefit offers were made by the Developer throughout the planning proposal process. The Developer submitted a final revised public benefit offer 29 July 2022 to make a development contribution in connection with the planning proposal and development consent. Development Consent was granted by on 18 August 2022. The terms of the planning agreement were negotiated and agreed on 21 March 2023.

5 Summary of Objectives, Nature and Effect of the Planning Agreement

The objective of the Planning Agreement is to secure a public benefit in connection with the Development Application so that the Development delivers a community benefit.

The Planning Agreement requires the Developer to pay to Council a monetary contribution in the amount of \$6,300,000 to be applied for public purposes as follows:

Waverley's Affordable Housing Program	\$3,462,500
Clementson Park Upgrades	\$550,000
St James Park Upgrades	\$350,000
Waverley's Complete Streets Program	\$787,500
including trees, upgrades to roads and upgrades to public spaces in the local area	
Bondi Junction Gateway Artwork Replacement	\$500,000
Mill Hill Heritage Conservation Area	\$500,000
Road and Footpath Upgrades	
Waverley Small Grants Program	\$150,000
Total	\$6,300,000

The monetary contribution is payable to Council prior to the issue of any Occupation Certificate for the Development or on the date of registration of a strata plan on title of the Land, whichever is earlier.

The Planning Agreement also requires the Developer to deliver public works, being, a Public Plaza and Through Site Link. The estimated value of the Public Plaza for the purposes of the Planning Agreement is \$1,150,000.

The Public Plaza and Through Site Link are to be delivered to Council prior to the issue of any Occupation Certificate for the Development or on the date of registration of a strata plan on title of the Land, whichever is earlier.

The Planning Agreement is a binding relationship between Council and the Developer. The Planning Agreement requires the Developer to comply with certain requirements including registration of the Planning Agreement, provision of a Bank Guarantee and registration of a Caveat pending registration of the Planning Agreement. The Planning Agreement contains a number of machinery provisions including in relation to dispute resolution and enforcement.

The Agreement does not exclude the application of Sections 7.11, 7.12 or 7.24 of the Act to the Development and the monetary contribution is not to be taken into consideration in determining any development contribution under Section 7.11 of the Act.

The effect of the Planning Agreement is a monetary contribution towards the public purposes stated above and a public works contribution for public amenity and recreation.

6 Assessment of the merits of the Planning Agreement

(a) How the Planning Agreement promotes the public interest and the objects of the Act

The Planning Agreement promotes the objects of the Act, in particular Section 1.3(d) of the Act, which is to promote the delivery and maintenance of affordable housing and Section 1.3(g), which is to promote good design and amenity of the built environment. These objects are met as the Planning Agreement secures a monetary contribution towards the Waverley Affordable Housing Program, Waverley Small Grants Program as well as other local projects and programs including the upgrade of parks, roads, footpaths and other public spaces and artwork upgrades in Bondi Junction area.

Public interest is promoted by virtue of the Planning Agreement because it assists Council in the upgrading of community spaces and infrastructure for public benefit and enjoyment. The upgrades will encourage business within and development of the precinct as an active, vibrant community with recreational facilities.

Further, public interest is promoted by virtue of the Planning Agreement because it assists Council in the provision of affordable housing and housing for low income and disadvantaged people within the community.

In addition, it assists in facilitating a socially diverse and inclusive community and enabling diverse social and economic groups to have similar opportunities for accommodation in the Waverley Local Government Area.

(b) The impact of the Planning Agreement on the public or any relevant section of the public

The Planning Agreement will benefit the public and local community including families, people of all ages and diverse communities as it secures funds to deliver grants under Waverley Small Grants Program, park upgrades as well as upgrades to roads and public spaces which will positively affect the social and economic wellbeing of the precinct incorporating the Development and wider community. Both residents and visitors will benefit from the contribution under the Planning Agreement.

In addition, the Planning Agreement will benefit the public and local community as it seeks to improve and maintain access to affordable housing in the Waverley Local Government Area and facilitates a diverse social mix.

There is considered to be no negative impact on the public arising from the Planning Agreement.

(c) The planning purpose(s) served by the Planning Agreement

The Planning Agreement facilitates the provision of (or the recoupment of the cost of providing) affordable housing and public amenities and the funding of recurrent expenditure relating to the provision of affordable housing and public amenities. In addition, the Planning Agreement facilitates the conservation or enhancement of the natural environment. The provision of affordable housing, public amenities and conservation or enhancement of the natural environment are public purposes under Section 7.4(2) of the Act.

The Planning Agreement implements Council policy and legislative provisions around affordable housing, public amenities and conservation or enhancement of the natural environment.

The Planning Agreement provides a reasonable means of achieving the planning purpose purposes set out above.

(d) How the Planning Agreement promotes the guiding principles for Councils (previously referred to as Council's Charter) under section 8A of the Local Government Act 1993

The Planning Agreement provides a means by which the Council shows a regard for the long term and cumulative effects of its decisions. The Council's decisions impact public areas. The Council is conscious of a need for open space/recreational facilities and community infrastructure as well as affordable housing within its local government area and how its decisions and policies impact seeking to fulfil these needs.

The Planning Agreement provides a means by which Council shows it bears in mind that it is the custodian and trustee of public assets and seeks to effectively

plan for and manage the assets for which it is responsible and facilitates its engagement in long term strategic planning on behalf of the local community.

In addition, as the Planning Agreement is a means by which the Council can implement its Affordable Housing Policy, in doing so, Council exercises community leadership in an area of concern to the wider community.

(e) Whether the Planning Agreement conforms with the Council's Capital Works Program

The Planning Agreement is not inconsistent with the Council's Capital Works Program.

(f) Whether the Planning Agreement specifies that certain requirements of the Agreement must be complied with before a construction certificate, occupation certificate or subdivision certificate is issued

The following requirements of the Planning Agreement must be complied with before:

- (i) A construction certificate is issued:** registration of the Planning Agreement (Development Consent cannot become operative until registration is effected) and provision of a Bank Guarantee.
- (ii) An occupation certificate is issued or a strata plan is registered on title of the Land (whichever occurs first) :** payment of the monetary contribution and delivery of public works – Public Plaza and Through Site Link.
- (iii) A subdivision certificate is issued:** registration of easements in respect to the Public Plaza and Through Site Link must be attended to with any subdivision in respect to the Development or by the issuing of an occupation certificate in respect to the Development, whichever occurs first.

Definitions

Council means the Waverley Council and its successor;

“Land” means 194 – 214 Oxford Street and 2 Nelson Street, Bondi Junction being the whole or a part of Lots 10, 11, 12 and 13 in DP 260116, Lot 1 in DP 79947, Lot 16 in DP 68010, Lot 1 in DP 708295 and SP 34942.

Lot Burdened means the lot or lots subject to the Public Plaza as shown in the Plan of Easement;

Maintenance Schedule means the schedule approved by Council for the on-going maintenance of the Public Plaza including, but not limited to, all structures, Closed Circuit Television security system, landscaping and improvements as required and approved by and to the satisfaction of Council;

Plan of Easement means a plan of easement of the Public Plaza registered with this instrument;

Public Plaza means the site shown in the Plan of Easement with an area totaling approximately 311 sqm and limited in depth to the finished street level at No. 2 Nelson Street, Bondi Junction;

Registered Proprietor means the registered proprietor of the Lot Burdened from time to time and all their executors, assigns, transferees and successors in title to the Lot Burdened, including for avoidance of doubt any Owners Corporation in the meaning of *Strata Schemes Development Act 2015* (NSW).

“Strata Plan” means a plan of subdivision including either one or more strata scheme(s) or community scheme(s) registered on title of the Land.

Terms of Positive Covenant

1. The Registered Proprietor of the Lot Burdened will in respect of the Public Plaza:

- (a) regularly keep the Public Plaza clean and free from rubbish, weeds, food debris and spillages, unwanted and abandoned items, unauthorised posters and advertising, and the like to allow unobstructed and safe passage of members of public through the Lot Burdened in accordance with the Maintenance Schedule;
- (b) maintain, replace and repair at the sole expense of the Registered Proprietor in accordance with the Maintenance Schedule the Public Plaza to prevent deterioration or damage without delay so that the Public Plaza maintains and demonstrates presentable and safe character to the public to promote its enjoyment and use;
- (c) must provide to the satisfaction of Council upon request a Maintenance Schedule and on an ongoing basis keep records of maintenance and repairs undertaken by a suitably qualified professional, as per the Maintenance Schedule and must make these records available to

Council upon request;

(d) must provide a sinking fund that includes a plan for funding renovations to the Public Plaza on expiry of 20 years from the date of registration of the Strata Plan and every 20 years thereafter to satisfaction of Council and provide annual updates on financial performance of the fund to Council on the anniversary of the date registration of the Strata Plan.

(e) permit the Council or its authorised agents from time to time to enter and inspect the Public Plaza to determine its state of maintenance or repair for the compliance with the requirements of this covenant;

(f) must do all things reasonably necessary to ensure no modifications to the Public Plaza are made without the prior consent in writing of the Council;

(g) must do all things reasonably necessary to ensure the Public Plaza is operating in an efficient manner;

(h) comply with the terms of any written notice by the Council in respect to the requirements of this Covenant within the time stated in the notice.

2. Pursuant to Section 88F (3) of the Conveyancing Act 1919 (the Act) the Council shall have the following additional powers:-

(a) In the event that the Registered Proprietor fails to comply with the terms of any written notice issued by the Council as set out above the Council or its authorised agents may enter the Public Plaza with all necessary materials and equipment and carry out any work which the Council in its discretion considers reasonable to comply with the said notice referred to in Part 1 (e) above.

(b) the Council may recover from the Registered Proprietor in a Court of competent jurisdiction:

(i) any expenses reasonably incurred by it in exercising its powers under sub paragraph 2(a) hereof. Such expenses shall include reasonable wages for the Councils employees engaged in effecting the said work, supervising and administering the said work together with costs, reasonably estimated by the Council, for the use of materials, machinery, tools and equipment in conjunction with the said work.

(ii) legal costs on an indemnity basis for issue of the said notices and recovery of the said costs and expenses together with the costs and expenses of registration of a covenant charge pursuant to Section 88F of the Act or providing any certificate required pursuant to Section 88G of the Act or obtaining any injunction pursuant to Section 88H of the Act.

3. Where there are two or more Registered Proprietors of the Lot Burdened the terms of this Covenant will bind them jointly and severally.

**Name of Authority empowered to release, vary or modify this Positive Covenant is
Waverley Council.**

EXECUTION BY

**EXECUTED by WESTGATE BJ PTY LTD
(ACN 601 663 343)**

In accordance with section 127 of the
Corporations Act 2001

ELIA LEIS

Director/Secretary

IGAL LEIS

Director

EXECUTION BY

WAVERLEY COUNCIL by its authorised delegate pursuant to Section 378 Local Government
Act 1993.

Authorised Delegate (signature)

Authorised Delegate (print full name)

I certify that I am eligible witness and that the delegate signed in my presence

Signature of Witness

Name of Witness

Address of Witness:

Definitions

Council means the Waverley Council and its successor;

“Land” means 194 – 214 Oxford Street and 2 Nelson Street, Bondi Junction being the whole or a part of Lots 10, 11, 12 and 13 in DP 260116, Lot 1 in DP 79947, Lot 16 in DP 68010, Lot 1 in DP 708295 and SP 34942;

Lot Burdened means the lot or lots subject to the Through Site Link as shown in the Plan of Easement;

Maintenance Schedule means the schedule approved by Council for the on-going maintenance of the Through Site Link including, but not limited to, all structures, Closed Circuit Television security system, landscaping and improvements as required and approved by and to the satisfaction of Council;

Plan of Easement means a plan of easement of the Through Site Link registered with this instrument;

Registered Proprietor means the registered proprietor of the Lot Burdened from time to time and all their executors, assigns, transferees and successors in title to the Lot Burdened, including for avoidance of doubt any Owners Corporation in the meaning of Strata Schemes Development Act 2015 (NSW).

“Strata Plan” means a plan of subdivision including either one or more strata scheme(s) or community scheme(s) registered on the title of the Land.

Through Site Link means the site shown in the Plan of Easement with an area totaling approximately 136 sqm being a Through Site Link from Oxford Street to Osmund Lane limited in depth to finished ground level;

Terms of Positive Covenant

1. The Registered Proprietor of the Lot Burdened will in respect of the Through Site Link:
 - (a) regularly keep the Through Site Link clean and free from rubbish, weeds, food debris and spillages, unwanted and abandoned items, unauthorised posters and advertising, and the like to allow unobstructed and safe passage of members of public through the Lot Burdened in accordance with the Maintenance Schedule;
 - (b) maintain, replace and repair at the sole expense of the Registered Proprietor in accordance with the Maintenance Schedule the Through Site Link to prevent deterioration or damage without delay so that the Through Site Link maintains and demonstrates presentable and safe character to the public to promote its enjoyment and use;
 - (c) must provide to the satisfaction of Council upon request a Maintenance Schedule and on

an ongoing basis keep records of maintenance and repairs undertaken by a suitably qualified professional as per the Maintenance Schedule and must make these records available to Council upon request;

- (d) must provide a sinking fund that includes a plan for funding renovations to the Through Site Link on expiry of 20 years from the date of registration of the Strata Plan and every 20 years thereafter to satisfaction of Council and provide annual updates on financial performance of the fund to Council on the anniversary of the date registration of the Strata Plan.
 - (e) permit the Council or its authorised agents from time to time to enter and inspect the Through Site Link to determine its state of maintenance or repair for the compliance with the requirements of this covenant; and
 - (f) must do all things reasonably necessary to ensure no modifications to Through Site Link are made without the prior consent in writing of the Council;
 - (g) must do all things reasonably necessary to ensure the Through Site Link is operating in an efficient manner;
 - (h) comply with the terms of any written notice by the Council in respect to the requirements of this Covenant within the time stated in the notice.
2. Pursuant to Section 88F(3) of the Conveyancing Act 1919 (the Act) the Council shall have the following additional powers:-
- (a) in the event that the Registered Proprietor fails to comply with the terms of any written notice issued by the Council as set out above the Council or its authorised agents may enter the Through Site Link with all necessary materials and equipment and carry out any work which the Council in its discretion considers reasonable to comply with the said notice referred to in Part 1 (e) above.
 - (b) the Council may recover from the Registered Proprietor in a Court of competent jurisdiction:
 - (i) any expenses reasonably incurred by it in exercising its powers under sub paragraph 2(a) hereof. Such expenses shall include reasonable wages for the Councils employees engaged in effecting the said work, supervising and administering the said work together with costs, reasonably estimated by the Council, for the use of materials, machinery, tools and equipment in conjunction with the said work.
 - (ii) legal costs on an indemnity basis for issue of the said notices and recovery of the said costs and expenses together with the costs and expenses of registration of a

covenant charge pursuant to Section 88F of the Act or providing any certificate required pursuant to Section 88G of the Act or obtaining any injunction pursuant to Section 88H of the Act.

3. Where there are two or more Registered Proprietors of the Lot Burdened the terms of this Covenant will bind them jointly and severally.

Name of Authority empowered to release, vary or modify this Positive Covenant is Waverley Council.

EXECUTION BY

**EXECUTED by WESTGATE BJ PTY LTD
(ACN 601 663 343)**

In accordance with section 127 of the
Corporations Act 2001

ELIA LEIS

Director/Secretary

IGAL LEIS

Director

EXECUTION BY

WAVERLEY COUNCIL by its authorised delegate pursuant to Section 378 Local Government Act 1993.

Authorised Delegate (signature)

Authorised Delegate (print full name)

I certify that I am eligible witness and that the delegate signed in my presence

Signature of Witness

Name of Witness

Address of Witness:

REPORT

CM/7.13/23.05



Subject: Ausgrid Community Battery Pilot - Thomas Hogan Reserve
- Submission

TRIM No: A22/0213

Manager: Sam McGuinness, Executive Manager, Environmental Sustainability

Director: Fletcher Rayner, Director, Planning, Sustainability and Compliance

RECOMMENDATION:

That Council approves the submission to Ausgrid attached to the report (Attachment 1) on Ausgrid's community battery pilot at Thomas Hogan Reserve.

1. Executive Summary

In December 2022, the Federal Government Department of Climate Change, Energy, the Environment and Water released a grant for 'Community Batteries for Household Solar Program – Stream 1'. Ausgrid has submitted a grant application proposing to install a battery in Thomas Hogan Reserve and is undertaking community consultation on this until 19 May 2023. This is one of six batteries proposed for the Ausgrid delivery area.

The proposed submission (Attachment 1) supports additional battery storage in the electricity grid but raises concern about the impact on the Park and how the battery will benefit the local community.

2. Introduction/Background

Council has adopted an ambitious 2035 net zero community greenhouse gas emissions target. One of the key mitigation pathways is ensuring that the grid is powered by 100% renewable electricity. This will require significant levels of electrical storage such as through the use of hydroelectric dams or battery storage. Household, neighbourhood, utility-scale and community batteries will contribute to ensuring that the network can operate reliably. Batteries may or may not be charged with renewable electricity. For example, when electricity wholesale prices are inexpensive, such as before sunrise or in the middle of the day when solar is abundant, batteries can charge at a low cost and then discharge when wholesale electricity prices are expensive such as after sunset.

Community batteries have a specific community benefit. For example, community batteries may operate under a subscriber model so that the local community can export solar to a local battery.

Ausgrid has proposed a battery to be installed in Thomas Hogan Reserve. The location of the battery can be seen in Attachment 2.

3. Relevant Council Resolutions

Meeting and date	Item No.	Resolution
Council 15 November 2011	1111.13.2.2	That the Recommendation of the Finance, Ethics & Strategic Planning Committee made at its meeting on 1 November 2011 be adopted subject to the following amendments to

		<p>Clause 2 so that it reads as follows:</p> <ol style="list-style-type: none"> 1. Council endorse the proposed amendments to the Plan, subject to the following additional amendments: <ol style="list-style-type: none"> a) Page 27 – Amend Action A3 to read as follows: “Develop an outcomes based maintenance schedule to maintain and assess the infrastructure and landscaping of the Reserve”. b) Page 29 – Amend Action A15 to read as follows: “Develop a consistent materials palette, including boundary treatments”.
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4. Discussion

Operation of the battery

Electricity storage of any type and operation is likely to assist Council in achieving its net zero target. Batteries can have multiple benefits to the community including reducing solar curtailment and improving overall grid stability. Batteries can also provide network benefits; including voltage stabilisation and support, as well as the provision of additional electrical demand for the electrification of appliances and transport. These network benefits are the core function of what Ausgrid currently provides as a commercially minded entity. It is important that the community battery operates in a way that directly benefits the local community and that this pilot realises this from the outset.

Location

The Thomas Hogan Reserve Plan of Management 2011-2021 has environmental, heritage, cultural, recreation and amenity objectives. It is unlikely that a community battery fits with any of these objectives. The location proposed by Ausgrid is at the entrance to Thomas Hogan Reserve immediately adjacent to the recently upgraded playground and would require the removal of an established tree. The battery would be 2.5 to 3 m tall. This battery would negatively impact this location in terms of aesthetics and occupying a level play area. There would also be noise impacts from the proposal as similar sized batteries emit a noise of between 50-70 db at a distance of 1 metre. This noise is similar in volume to a conversation or, at the louder end, a vacuum cleaner.

Finding a suitable location in Waverley is difficult as there are very few ‘vacant’ locations. Further work should be undertaken to identify spaces in the road reserve or within an Ausgrid asset so that the battery does not have public space impacts.

5. Financial impact statement/Time frame/Consultation

There is no financial impact or benefit to Council from this proposal.

Time frame

Although it is called a pilot, there is no defined time frame and this battery is likely to remain in place permanently.

Consultation

Ausgrid has consulted directly with Council Officers in this project. Ausgrid had an in person consultation stall in Thomas Hogan Reserve on Saturday 8 May 2023 and are consulting via their engagement website at <https://yoursay.ausgrid.com.au/sharedbatterybondi>.

6. Conclusion

Battery storage is a key enabling strategy to support the electricity grid to reach 100% renewable and to reach Council's net zero target in 2035. The proposed submission supports the installation of shared or community batteries but seeks to ensure that they are appropriately positioned and function in the interest and benefit of the community.

7. Attachments

1. Submission to Ausgrid - May 2023 [↓](#)
2. Proposed location of community battery [↓](#) .



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

Our ref: A22/0213

3 May 2023

Ausgrid Community Battery Project
GPO Box 4009
Sydney NSW 2001
sharedbattery@ausgrid.com.au

Dear Ausgrid,

Waverley Council would like to provide feedback on the Community Battery Pilot – Bondi that is currently open for comment. This submission was endorsed at the 16 May 2023 Council meeting.

Operation of the battery

Waverley Council has an ambitious net zero target by 2035 and understands that significant levels of electricity storage are required to achieve this target. Batteries can have multiple benefits to the community including reducing solar curtailment and improving overall grid stability. Batteries can also provide network benefits; including voltage stabilisation and support, as well as the provision of additional electrical demand for the electrification of appliances and transport. These network benefits are the core functions of what AusGrid currently provides as a commercially minded entity. It is important that the community battery operates in such a way that the benefits are directly connected to the local community and that this pilot realises this from the outset.

Location

Ausgrid have proposed that Thomas Hogan Reserve adjacent to the children's playground as the location for the battery. This proposal is not in accordance with the adopted Thomas Hogan Reserve Plan of Management. This would significantly impact on the entrance to this much valued park and would also require the removal of an established tree. There are also noise considerations to consider and would need to be managed. Council would not support a battery of this size and in this location and as such other options should be considered, including in the road reserve or within an AusGrid facility that did not take up public space.

Should you wish to discuss this submission, please contact Michael.kachka@waverley.nsw.gov.au.

Your sincerely,

Emily Scott
General Manager
Waverley Council

Contact us

Phone: 9369 8000 Fax: 9387 1820
Email: info@waverley.nsw.gov.au
Web: www.waverley.nsw.gov.au

Connect with us

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Proposed location of Ausgrid community battery

REPORT CM/7.14/23.05



Subject: Tamarama Kiosk - Lease - Exhibition

TRIM No: A23/0231

Manager: Andrew Best, Executive Manager, Property and Facilities

Director: Sharon Cassidy, Director, Assets and Operations

RECOMMENDATION:

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 a lease of up to five years for the Tamarama Kiosk at Tamarama Park.
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 lease.
4. Notes that a tender process will be undertaken to seek a lessee, with a report to be prepared to Council to grant the lease to the preferred tenderer.

1. Executive Summary

Council granted a lease to the current tenants of the Tamarama Kiosk and outdoor seating area, Alan Lewis and Jody Boterhoek, in 2013.

Section 47A of the *Local Government Act 1993* (the Act) requires that Council publicly exhibits for a period of no less than 28 days the intent to grant a lease in respect of community land for a period of up to five years.

This report seeks Council approval to publicly exhibit the intent to grant a lease at the Tamarama Kiosk for a term of up to five years.

Should submissions be received through the exhibition period, a report will be brought back to Council to deal with the submissions.

Should no submissions be received, officers will undertake a tender process, with a report to be brought back to Council seeking endorsement to award the lease to the preferred tenderer.

2. Introduction/Background

In July 2013, Council granted a lease for Tamarama Kiosk and outdoor seating to the current tenant for a period of five years with a further five-year option period.

The Kiosk sells light meals, coffee, and other beverages (excluding alcohol) to locals and visitors. As the existing lease term is close to expiry it is necessary to complete the Section 47A process exhibiting the intent to enter into a new lease for the premises.

3. Relevant Council Resolutions

Meeting and date	Item No.	Resolution
Council 16 July 2013	1307.12.10	<p>That:</p> <ol style="list-style-type: none"> 1. The Evaluation of Findings report attached to Council's file be treated 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) of the Local Government Act 1993. 2. That Council approves a new lease with Alan Lewis & Jodi Boterhoek on the key terms and conditions outlined in this report. 3. The Mayor and General Manager be authorised to finalise negotiations, sign and execute the necessary documentation and affix the Council Seal to the lease documents.

4. Discussion

Section 47A of the *Local Government Act 1993* (the Act) requires that if a council proposes to grant a lease or license in respect of community land for a period of up to five years it must publicly notify and exhibit the proposal for a period of no less than 28 days. 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.

The Act requires that information in relation to the land intended to be leased, the term of the lease and the use of the premises be provided in the public notice.

The details of the proposed lease are as follows:

- Land – Tamarama Kiosk and outdoor seating area, Tamarama Park, as identified in the premises plan attached to the report.
- Term – Five years (maximum).
- Use – Operation of a kiosk, selling light meals, coffee and other beverages (excluding alcohol).

5. Financial impact statement/Time frame/Consultation

There is no financial impact from publicly exhibiting the intent to enter into a lease for Tamarama Kiosk and outdoor seating area.

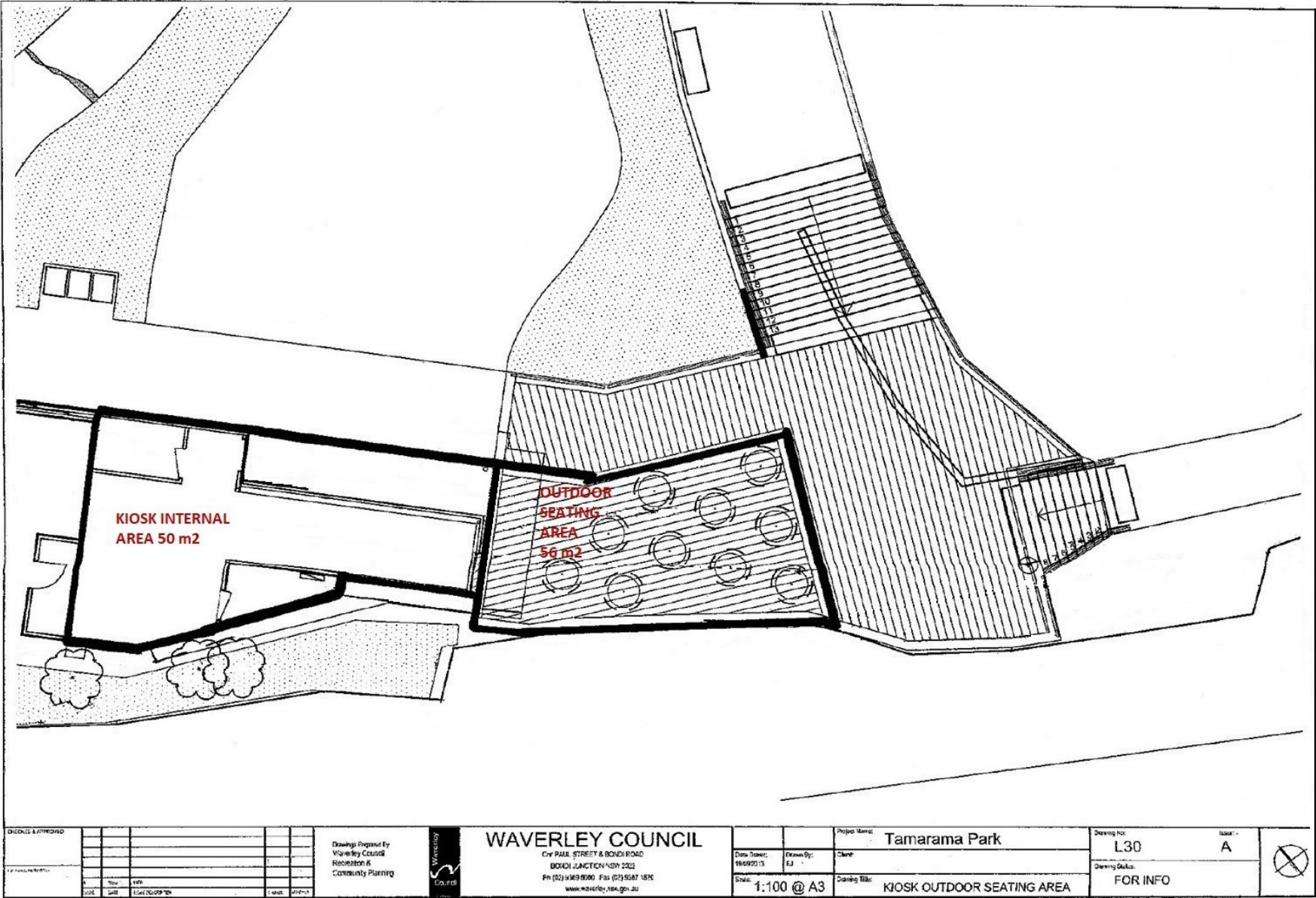
Should there be no submissions through the exhibition period, officers will commence a tender process, with a report to be presented to Council to grant the lease to the preferred tenderer.

6. Conclusion

It is recommended that Council publicly exhibits the intent to grant a lease for the Tamarama Kiosk and outdoor seating area, with the notice period being for no less than 28 days in accordance with section 47A of the *Local Government Act 1993*.

7. Attachments

1. Premises plan [↓](#) .



URGENT BUSINESS
CM/10/23.05**Subject:** Urgent Business**Manager:** 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/11/23.05

Subject: Moving into Closed Session

Manager: Emily Scott, General Manager

RECOMMENDATION:

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/11.1/23.05 CONFIDENTIAL REPORT - Monopoly - Bondi Edition

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/11.2/23.05 CONFIDENTIAL REPORT - Boot Factory and Tamarama Surf Life Saving Club - Project Updates

This matter is considered to be confidential in accordance with Section 10A(2)(g) 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 advice concerning litigation, or advice that would otherwise be privileged from production in legal proceedings on the ground of legal professional privilege.

CM/11.3/23.05 CONFIDENTIAL REPORT - Shop 4, 276 Bronte Road, Waverley - 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.

2. 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*.
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*.

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 2021*, 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/12/23.05**

Subject: Resuming in Open Session
Manager: 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.