



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

COUNCIL MEETING

A meeting of W A V E R L E Y C O U N C I L will be held at Waverley Council Chambers,
Cnr Paul Street and Bondi Road, Bondi Junction at:

7.00 PM, TUESDAY 16 JULY 2024

A handwritten signature in black ink, appearing to be 'B Thompson', with a long horizontal line extending to the right.

Ben Thompson
Acting General Manager

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

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13. Meeting Closure

OBITUARIES

CM/3/24.07

Subject: Obituaries

Author: Emily Scott, General Manager



The Mayor will ask Councillors for any obituaries.

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

CONFIRMATION AND ADOPTION OF MINUTES CM/5.1/24.07



WAVERLEY
COUNCIL

Subject: Confirmation of Minutes - Council Meeting - 18 June 2024

TRIM No: A23/0761

Manager: Richard Coelho, Executive Manager, Governance

RECOMMENDATION:

That the minutes of the Council meeting held on 18 June 2024 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 June 2024 .



**MINUTES OF THE WAVERLEY COUNCIL MEETING
HELD AT WAVERLEY COUNCIL CHAMBERS, CNR PAUL STREET AND BONDI ROAD, BONDI JUNCTION ON
TUESDAY, 18 JUNE 2024**

Present:

Councillor Paula Masselos (Mayor) (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 Elaine Keenan	Lawson Ward
Councillor Steven Lewis	Hunter 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 7.01 pm, those present were as listed above, with the exception of Crs Keenan and Nemesh who arrived at 7.02 pm during the prayer and acknowledgement of Indigenous heritage and Cr Burrill who arrived at 7.04 pm during obituaries.

Crs Burrill, Fabiano, Keenan, Lewis, Nemesh and Wy Kanak attended the meeting by audio-visual link.

At 8.51 pm, after moving into closed session, the meeting adjourned for a short break.

At 9.00 pm, the meeting resumed.

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

Apologies were received from Cr Tim Murray.

2. Declarations of Pecuniary and Non-Pecuniary Interests

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

3. Obituaries

Con Mouroukas

Phemie Bostock

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 R Kroeger – CM/8.1/24.06 – Niblick Street and Brassie Street, North Bondi – Stormwater.

4.2 D Maher – CM/8.1/24.06 – Niblick Street and Brassie Street, North Bondi – Stormwater.

4.3 D Mitchell – CM/11.2/24.06 – CONFIDENTIAL REPORT – Drainage Reserve between Dickson Lane and Belgrave Street, Bronte – Update.

4.4 S Chernishev – CM/11.2/24.06 – CONFIDENTIAL REPORT – Drainage Reserve between Dickson Lane and Belgrave Street, Bronte – Update.

4.5 J Cook – CM/11.2/24.06 – CONFIDENTIAL REPORT – Drainage Reserve between Dickson Lane and Belgrave Street, Bronte – Update.

- 4.6 N Pouloukefalos – CM/11.2/24.06 – CONFIDENTIAL REPORT – Drainage Reserve between Dickson Lane and Belgrave Street, Bronte – Update.
- 4.7 T Pouloukefalos – CM/11.2/24.06 – CONFIDENTIAL REPORT – Drainage Reserve between Dickson Lane and Belgrave Street, Bronte – Update.
- 4.8 R Cameron – CM/11.2/24.06 – CONFIDENTIAL REPORT – Drainage Reserve between Dickson Lane and Belgrave Street, Bronte – Update.
- 4.9 A Cameron – CM/11.2/24.06 – CONFIDENTIAL REPORT – Drainage Reserve between Dickson Lane and Belgrave Street, Bronte – Update.
- 4.10 C Gibb – CM/11.2/24.06 – CONFIDENTIAL REPORT – Drainage Reserve between Dickson Lane and Belgrave Street, Bronte – Update.

ITEMS BY EXCEPTION

MOTION / UNANIMOUS DECISION

Mover: Cr Masselos

Seconder: Cr Gray

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

- CM/5.1/24.06 Confirmation of Minutes – Council Meeting – 21 May 2024.
- CM/5.2/24.06 Adoption of Minutes – Waverley Traffic Committee Meeting – 23 May 2024.
- CM/7.2/24.06 Operational Plan 2024–25 including Budget and Statement of Revenue Policy – Adoption.
- CM/7.3/24.06 Investment Portfolio Report – May 2024.
- CM/7.5/24.06 Councillors' Fees – Local Government Remuneration Tribunal Determination 2024.
- CM/7.7/24.06 Internal Audit Charter – Adoption.
- CM/7.11/24.06 Arts, Culture and Creativity Advisory Committee Meeting – 24 April 2024 – Minutes.
- CM/7.12/24.06 Planning Proposal – Clause 4.4A – Post-Exhibition.
- CM/7.13/24.06 Draft Planning Agreement Policy (Amendment No. 5) – Exhibition.
- CM/7.15/24.06 Waverley Local Planning Panel – Appointment of Chair.
- CM/7.16/24.06 Resident Parking Scheme Review Committee – Community Membership.
- CM/7.17/24.06 Tender Evaluation – 2A Edmund Street, Queens Park – Construction Services.
- CM/7.18/24.06 Tender Evaluation – Recycling Services.

5. Confirmation and Adoption of Minutes

CM/5.1/24.06 Confirmation of Minutes - Council Meeting - 21 May 2024 (A23/0761)

MOTION / UNANIMOUS DECISION

Mover: Cr Masselos

Seconder: Cr Gray

That the minutes of the Council meeting held on 21 May 2024 be received and noted, and that such minutes be confirmed as a true record of the proceedings of that meeting.

CM/5.2/24.06 Adoption of Minutes - Waverley Traffic Committee Meeting - 23 May 2024 (A23/0764)

MOTION / UNANIMOUS DECISION

Mover: Cr Masselos

Seconder: Cr Gray

That Part 1 of the minutes of the Waverley Traffic Committee meeting held on 23 May 2024 be received and noted, and that the recommendations contained therein be adopted.

6. Mayoral Minutes

There were no mayoral minutes.

7. Reports

CM/7.1/24.06 Pricing Policy, Fees and Charges 2024-25, Budget and Long Term Financial Plan 6.2 - Adoption (SF23/3977)

MOTION

Mover: Cr Masselos

Seconder: Cr Keenan

That Council:

1. Adopts the Pricing Policy, Fees and Charges 2024–25 attached to the report (Attachment 2).
2. Adopts the budget for 2024-25 attached to the report (Attachments 3 and 4).
3. Adopts the Long Term Financial Plan (LTFP) 6.2 attached to the report (Attachment 5), noting that the LTFP will be reviewed annually in line with the Operational Plan and annual budget development.
4. Officers prepare a report to Council on the following:
 - (a) The feasibility of providing discounted venue hire for the Pavilion for local residents.
 - (b) The financial budget impact of providing discounted venue hire for the Pavilion for local residents.

THE MOVER OF THE MOTION ACCEPTED AMENDMENTS TO CLAUSES 4(a) AND (b).

THE MOTION AS AMENDED WAS THEN PUT AND DECLARED CARRIED.

DECISION

That Council:

1. Adopts the Pricing Policy, Fees and Charges 2024–25 attached to the report (Attachment 2).
2. Adopts the budget for 2024-25 attached to the report (Attachments 3 and 4).
3. Adopts the Long Term Financial Plan (LTFP) 6.2 attached to the report (Attachment 5), noting that the LTFP will be reviewed annually in line with the Operational Plan and annual budget development.
4. Officers prepare a report to Council on the following:
 - (a) The feasibility of providing discounted venue hire for the Pavilion for local residents and local businesses.
 - (b) The financial budget impact of providing discounted venue hire for the Pavilion for local residents and local businesses.

CM/7.2/24.06 Operational Plan 2024–25 including Budget and Statement of Revenue Policy - Adoption (A23/0573)

MOTION / UNANIMOUS DECISION

Mover: Cr Masselos

Seconder: Cr Gray

That Council:

1. Adopts the Operational Plan 2024–25, including the Budget and Statement of Revenue Policy, attached to the report including:
 - (a) The rating structure for 2024–25 contained on page 79 of the Operational Plan 2024–25. 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 2024 to 30 June 2025:
 - (i) An ordinary rate of 0.079800 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 0.404844 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 0.824189 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

- (b) The Domestic Waste Management Service Charge being set at \$647 per service per annum for the financial year 2024–25 in accordance with section 496 of the Act.
- (c) The Stormwater Management Service Charge contained on page 82 of the Operational Plan 2024–25 in accordance with section 496A of the Act for the financial year 2024–25 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 Operational Plan and Budget prior to publishing to give effect to Council's resolution and to update any data as applicable.

CM/7.3/24.06 Investment Portfolio Report - May 2024 (SF23/4025)

MOTION / UNANIMOUS DECISION

Mover: Cr Masselos

Seconder: Cr Gray

That Council:

- 1. Notes the Investment Summary Report for May 2024 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/7.4/24.06 Schedule of Meeting Dates for Council and Council Committees 2024 - Amendment (A04/1869)

MOTION

Mover: Cr Keenan

Seconder: Cr Lewis

That Council amends the schedule of meeting dates for Council and Council Committees for 2024 as follows:

- 1. Cancels the ordinary Council meeting scheduled for Tuesday, 15 October 2024.
- 2. Schedules an ordinary Council meeting on Tuesday, 29 October 2024.

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

THE MOTION AS AMENDED WAS THEN PUT AND DECLARED CARRIED.

DECISION

That Council amends the schedule of meeting dates for Council and Council Committees for 2024 as follows:

1. Cancels the ordinary Council meeting scheduled for Tuesday, 15 October 2024.
2. Schedules an ordinary Council meeting on Tuesday, 29 October 2024.
3. Cancels both the Finance, Operations and Community Services Committee meeting and Strategic Planning and Development Committee meeting scheduled for Tuesday, 5 November 2024 and reschedules them to Tuesday, 12 November 2024.

CM/7.5/24.06 Councillors' Fees - Local Government Remuneration Tribunal Determination 2024 (A03/1343)

MOTION / UNANIMOUS DECISION

Mover: Cr Masselos
Seconder: Cr Gray

That Council, in accordance with the Local Government Remuneration Tribunal's Annual Determination 2024 attached to the report, approves the annual fees payable to Councillors for the year 1 July 2024 to 30 June 2025 as follows:

1. All Councillors (including the Mayor): \$22,540.
2. Mayor: \$49,170 in addition to the Councillor fee.
3. Deputy Mayor: \$4,352 in addition to the Councillor fee, and that this amount be paid from the fees paid to the Mayor.

CM/7.6/24.06 Audit, Risk and Improvement Committee - Terms of Reference - Adoption (SF19/5469)

MOTION / DECISION

Mover: Cr Gray
Seconder: Cr Fabiano

That Council:

1. Adopts the terms of reference for the Audit, Risk and Improvement Committee attached to the report.
2. Appoints Cr Murray as the Councillor member of the Committee up to and including 13 September 2024.

CM/7.7/24.06 Internal Audit Charter - Adoption (SF20/3005)**MOTION / UNANIMOUS DECISION**

Mover: Cr Masselos

Seconder: Cr Gray

That Council adopts the Internal Audit Charter attached to the report.

CM/7.8/24.06 General Manager's Delegations - Waverley Local Planning Panel (SF23/5215)**MOTION / UNANIMOUS DECISION**

Mover: Cr Gray

Seconder: Cr Fabiano

That Council:

1. Notes that the Waverley Local Planning Panel (WLPP) has delegated the following functions to the General Manager and other staff:
 - (a) The control and direction of Land and Environment Court (LEC) appeals against WLPP decisions under section s 8.15(4) of the *Environmental Planning and Assessment Act 1979* (EP&A Act).
 - (b) The determination of applications to modify development consents granted by the LEC under section 4.56 of the EP&A Act unless the modification meets the criteria for conflict of interest, contentious development or departure from development standards.
2. Authorises the Mayor and Cr Lewis to affix the Council seal to the instrument of delegation to the General Manager attached to the report.

CM/7.9/24.06 Bondi Pavilion - Operational Report (A24/0428)**MOTION / UNANIMOUS DECISION**

Mover: Cr Gray

Seconder: Cr Wy Kanak

That Council notes the operations of Bondi Pavilion since reopening in September 2022, as set out in the report.

CM/7.10/24.06 Tender Evaluation - Community Housing Management Services (A24/0117)**MOTION / UNANIMOUS DECISION**

Mover: Cr Keenan

Seconder: Cr Fabiano

That Council:

1. Treats the tender evaluation attached to the report as confidential in accordance with section 11(3) of the *Local Government Act 1993*, as it relates to a matter specified in section 10A(2)(d)(i) of the *Local Government Act 1993*. The evaluation contains commercial information of a confidential nature that would, if disclosed, prejudice the commercial position of the person(s) who supplied it.
2. Under clause 178(1)(a) of the *Local Government (General) Regulation 2021*, accepts the preferred

tenderer, Evolve Housing, for the supply of housing management services for the sum of \$114,725 (excluding GST) for the first year, with base management fees to be increased annually in the following years by the most recently published Annual Wage Price Index for NSW.

3. Authorises the General Manager or delegate to enter into a contract on behalf of Council with the preferred tenderer for three years with a three-year option, commencing 1 October 2024.
4. Notifies unsuccessful tenderers of the decision in accordance with clause 179 of the *Local Government (General) Regulation 2021*
5. Authorises the General Manager or delegate to make administrative arrangements with Bridge Housing, consistent with the terms of the relevant deeds, for the common areas not included in the tender.

CM/7.11/24.06 Arts, Culture and Creativity Advisory Committee Meeting - 24 April 2024 - Minutes (A23/0398)

MOTION / UNANIMOUS DECISION

Mover: Cr Masselos

Seconded: Cr Gray

That Council notes the minutes of the Arts, Culture and Creativity Advisory Committee meeting held on 24 April 2024 attached to the report.

CM/7.12/24.06 Planning Proposal - Clause 4.4A - Post-Exhibition (PP-1/2024)

MOTION / UNANIMOUS DECISION

Mover: Cr Masselos

Seconded: Cr Gray

That Council:

1. Exercises the delegations issued by the Minister under section 3.36 of the *Environmental Planning and Assessment Act 1979* to finalise the planning proposal on clause 4.4A (exceptions to floor space ratio) attached to the report (Attachment 1) and to amend the *Waverley Local Environmental Plan 2012*.
2. Writes to all those who made submissions advising them of Council's decision.

Division

For the Motion: Crs Betts, Burrill, Fabiano, Goltsman, Gray, Kay, Keenan, Lewis, Masselos, Nemesh and Wy Kanak.

Against the Motion: Nil.

CM/7.13/24.06 Draft Planning Agreement Policy (Amendment No. 5) - Exhibition (SF23/1066)**MOTION / UNANIMOUS DECISION**

Mover: Cr Masselos

Seconder: Cr Gray

That Council:

1. Publicly exhibits the draft Planning Agreement Policy (Amendment No. 5) attached to the report.
2. Officers prepare a report to Council following the exhibition period.

Division

For the Motion: Crs Betts, Burrill, Fabiano, Goltsman, Gray, Kay, Keenan, Lewis, Masselos, Nemesh and Wy Kanak.

Against the Motion: Nil.

CM/7.14/24.06 Subsidised Lease Program - Exhibition (A23/0388)**MOTION / DECISION**

Mover: Cr Masselos

Seconder: Cr Lewis

That Council:

1. Publicly exhibits the draft Subsidised Lease Program Policy attached to the report for a minimum of 42 days.
2. Officers prepare a report to Council following the exhibition period.

CM/7.15/24.06 Waverley Local Planning Panel - Appointment of Chair (A13/0229)**MOTION / UNANIMOUS DECISION**

Mover: Cr Masselos

Seconder: Cr Gray

That Council appoints the following chairperson and alternate chairpersons to the Waverley Local Planning Panel for a term of three years in accordance with the Minister's direction attached to the report and section 2.18 of the *Environmental Planning and Assessment Act 1979*:

1. David Ryan – Chairperson.
2. Jacqueline Townsend – Alternate chairperson.
3. Helen Lochhead – Alternate chairperson.

**CM/7.16/24.06 Resident Parking Scheme Review Committee - Community Membership
(A02/0750)**

MOTION / UNANIMOUS DECISION

Mover: Cr Masselos
Seconded: Cr Gray

That Council:

1. Treats the attachment to the report as confidential in accordance with section 11(3) of the *Local Government Act 1993*, as it relates to a matter specified in section 10A(2)(d)(i) of the *Local Government Act 1993*. The attachment contains commercial information of a confidential nature that would, if disclosed, prejudice the commercial position of the person who supplied it.
2. Appoints the following individuals to the Resident Parking Scheme Review Committee for a term of up to two years from August 2024:
 - (a) Sylvia Hrovatin.
 - (b) Garret O'Connor.
 - (c) James Organ.
3. Appoints the following individuals to the Committee as Precinct representatives:
 - (a) Di Robinson.
 - (b) Bill Stavrinou.

**CM/7.17/24.06 Tender Evaluation - 2A Edmund Street, Queens Park - Construction Services
(A24/0298)**

MOTION / UNANIMOUS DECISION

Mover: Cr Masselos
Seconded: Cr Gray

That Council:

1. Treats the tender evaluation attached to the report as confidential in accordance with section 11(3) of the *Local Government Act 1993*, as it relates to a matter specified in section 10A(2)(d)(i) of the *Local Government Act 1993*. The evaluation contains commercial information of a confidential nature that would, if disclosed, prejudice the commercial position of the person who supplied it.
2. Declines to accept any of the tenders for construction services for the 2A Edmund Street Social Housing Project, in accordance with section 178(1)(b) of the *Local Government (General) Regulation 2021*.
3. Declines to invite fresh tenders or applications as referred to in section 178(3)(b)–(d) of the *Local Government (General) Regulation 2021*, as Council has tested the market with an open tender process.
4. In accordance with section 178(3)(e) of the *Local Government (General) Regulation 2021*, authorises the General Manager or delegate to enter into negotiations with one or more of the top ranked tenderers with a view to entering into a contract for the construction services, as these tenderers

scored highly and had quality submissions, with the issues of price inclusions and project staging to be clarified during negotiations.

5. Authorises the General Manager or delegate to complete negotiations and execute all necessary documentation to finalise the matter.
6. Notifies unsuccessful tenderers of the decision in accordance with section 179 of the *Local Government (General) Regulation 2021*.

CM/7.18/24.06 Tender Evaluation - Recycling Services (A20/0360)

MOTION / UNANIMOUS DECISION

Mover: Cr Masselos

Seconder: Cr Gray

That Council:

1. Declines to invite fresh tenders or applications as referred to in section 178(3)(b)–(d) of the *Local Government (General) Regulation 2021* for the processing of collected recyclables, as Council, as part of a regional procurement process, has tested the market with an open tender and did not receive any tenders.
2. In accordance with section 178(3)(e) of the *Local Government (General) Regulation 2021*, authorises the General Manager or delegate to enter into negotiations with any person (whether or not the person was a tenderer) with a view to entering into a contract for the processing of collected recyclables, as the initial tender process did not yield any submissions and it is expected that negotiating with selected qualified providers will result in a competitive and favourable outcome for the recycling processing services required.
3. Authorises the General Manager or delegate to complete negotiations and execute all necessary documentation to finalise the matter.

8. Notices of Motions

CM/8.1/24.06 Niblick Street and Brassie Street, North Bondi - Stormwater (A24/0331)

MOTION

Mover: Cr Betts

Seconder: Cr Nemesh

That Council:

1. Notes that the current 18-month Flood Risk Management Plan is scheduled to be completed in July 2025, when detailed investigation of hot spots will commence and after which funding for any remedial action will be sought.
2. Notes that Council aims to make the community more flood resilient by identifying, managing and, where possible, reducing flooding and flood impacts.
3. Notes that the precinct containing Warners Avenue, Blair Street, Niblick Street and Brassie Street, North Bondi, has already been identified as a hot spot for further detailed investigation.

4. Investigates urgent interim measures to reduce the flood risk impact of heavy water flows down Niblick Street and Brassie Street prior to the completion of the Flood Risk Management Plan in view of the significantly increased flooding in this area such as, but not limited to:
 - (a) Increasing the stormwater pipe size in Niblick Street (currently 300-374 mm wide), especially at the corner of Griffith Avenue—understanding that the stormwater pipe in Griffith Avenue is 450-499 mm wide, which obviously causes a backup and overflow of water in Niblick Street as larger flows in Griffith Avenue are attempting to flow into smaller stormwater pipes in Niblick Street.
 - (b) Investigating how to redirect water from Niblick Street to the larger ‘red’ pipe under the narrow laneway running between Niblick and Brassie streets.
 - (c) Changing the gradient of Warners Avenue at the intersections of Niblick Street and Brassie Street to prevent stormwater overflow excess water being directed down these streets in any downpour.
 - (d) Changing the gradient of Warners Avenue to direct stormwater overflow along the southern side of Warners Avenue rather than on the northern side so that the overall impact to residents is reduced.
 - (e) Increasing leaf clearance rates in Niblick Street Reserve and Barracluff Park to prevent leaves from clogging the stormwater drains in the area.
 - (f) Investigating how stormwater overflow in Warners Avenue can be better redirected to the underground holding tank in Barracluff Park.
5. Officers consult the Floodplain Management Committee on the results of the investigation and its recommendations.
6. Receives a report on the above investigation with recommendations by November 2024.

THE MOTION WAS PUT AND DECLARED LOST.

Division

For the Motion: Crs Betts, Burrill, Kay, Nemesh and Wy Kanak.

Against the Motion: Crs Fabiano, Goltsman, Gray, Keenan, Lewis and Masselos.

R Kroeger and D Maher addressed the meeting.

9. Questions with Notice

CM/9.1/24.06 Long Term Financial Plan - Council Accommodation (SF23/3977)

QUESTION

The following question was submitted by Cr Betts:

Will the documents for the end of financial year 2023–24, including the new Long Term Financial Plan (LTFP), state that there is an expected \$40 million spend (to be quantified once a decision is made) that will need to be accommodated in future budgets and LTFPs to fund the building of new Council Chambers?

Background

My question with notice (CM/9.3/24.05) on the 21 May 2024 Council agenda was only partially answered.

The part unanswered was: how will the community be advised that there is no funding for any new Council accommodation in the existing Long Term Financial Plan, but that up to \$40 million may be required to provide for it?

General Manager's answer

The draft LTFP 6.2 recently on public exhibition includes \$4.3 million that will cover the final stages of the Council accommodation projects, as well as demolition and make good of the Council Chambers site. It is clear in this draft that no further allowance for Council accommodation is made in this iteration of the LTFP. No feedback was received on this during the public exhibition period. In addition, this and the May 2024 question with notice, which are on the public record, make this clear.

It is also noted that there are no opportunity income or expenditure assumptions relating to Council's investment and commercial property portfolio in the draft LTFP 6.2 other than the current rental income and maintenance and renewal allowances.

In this coming financial year, 2024-25, Council officers, working closely with the new Council, will commence the development of a new Property Strategy. This will include consideration of further Council accommodation needs and clear agreed actions relating to Council's investment and commercial property portfolio. As presented at the Councillor briefing, options for Council accommodation at both the current Chambers site and in Bondi Junction would require investment of the order of \$31m (construction costs only). Full development costs of the high-level options presented are likely to be in the order of \$40m. These options need further development and costings. The community will be consulted in the development of this new Property Strategy. These assumptions both relating to Council accommodation and Council's investment and property portfolio will be included in the development of LTFP 7.0.

Sharon Cassidy
Director, Assets and Operations

CM/9.2/24.06 Staff Numbers (SF23/5219)

QUESTION

The following question was submitted by Cr Betts:

Could officers supply the figures for all full-time equivalents (FTEs) and vacant staff positions on the following dates: each year from 1 July 2017 until now, including anticipated figures on 1 July 2024.

General Manager's answer

Financial year ending 30 June	Occupied positions	Vacant positions	Total number of approved positions	Notes
2017	585	54	639	Positions unfunded in staff establishment and recruitment freeze due to amalgamations
2018	583	60	643	Positions unfunded in

				staff establishment and recruitment freeze due to amalgamations
2019	605	80	685	
2020	612	70	682	Positions unfunded in staff establishment to manage COVID economic response
2021	632	65	697	Positions unfunded in staff establishment to manage COVID economic response
2022	600	97	697	
2023	627	91	718	Work commenced on funding full staff establishment post COVID
2024 (anticipated as at 30 June)	617	105	722	ELT reviewing the staff establishment including long standing vacancies.

The staffing numbers from 30 June 2017 to 30 June 2024 are presented in the table above. Both amalgamation planning and our COVID response resulted in unfunding staff establishment positions. Work has commenced in 2023-24 to review the staff establishment, targeting the full list of vacant roles particularly those that have been vacant for long periods.

Emily Scott
General Manager

CM/9.3/24.06 Boonara Avenue and Imperial Avenue, Bondi - Left Turn Only Restriction - Update (A21/0178)

QUESTION

The following questions were submitted by Cr Kay:

1. Can Council officers provide a brief update on the history, current status and implementation timetable on the Council-endorsed left turn only restrictions for northbound traffic from Boonara Avenue and Imperial Avenue at their intersections with Bondi Road, which was recommended by the Waverley Traffic Committee (WTC) in June 2023 and endorsed by Council in July 2023, and also answer the following specific questions?
2. Why it is now almost 12 months since Council endorsed the WTC recommendation and there is no sign of the left turn only traffic restrictions being implemented? In particular, can Council officers confirm my understanding, and that of Boonara Avenue and Imperial Avenue residents, that implementation of the intended left turn only restrictions for northbound traffic at the Bondi Road intersections with Boonara Avenue and Imperial Avenue is being held up by Transport for NSW (TfNSW) because they are linking the Boonara/Imperial Council-endorsed proposal with the TfNSW proposal for a left in/left out vehicular movement at the intersection of Wellington Street and Bondi Road?

3. What alternatives exist for Council to not wait for further TfNSW support of Council's 18 July 2023 resolution (noting that the proposal has already been formally supported by the TfNSW representative on the WTC in June 2023), such as bringing the matter back to the WTC under delegation, Councillors lodging a rescission motion to achieve the same effect and—as the Council resolution only requires 'That Council applies to Transport for NSW—just proceeding with the implementation?

Background

Residents in Boonara Avenue and Imperial Avenue have been waiting patiently over many years for the implementation of restrictions to northbound traffic at Bondi Road to maximise safety and traffic movement. More recently, the community has been waiting for almost a year for implementation of the left turn only proposal following its unanimous recommendation by the Waverley Traffic Committee in June 2023 and then endorsement by July 2023 Council.

I understand from Council officers, as do members of the community, that TfNSW are linking the left turn only proposal to their proposal for left in/left out traffic movements at the intersection of Wellington Street and Bondi Road. It is also understood that TfNSW were due to brief Councillors at one of the Councillor briefing sessions but cancelled and instead briefed the Mayor on the issues.

TfNSW responded to a submission from a Boonara Avenue resident with:

Thank you for your correspondence to Transport for NSW regarding an update to changes to the intersection of Boonara Avenue and Bondi Road, Bondi. Transport would like to advise that Transport is still working with Waverley Council to meet the objective of this project to reduce crashes and to ensure that it is operating both as safely and as efficiently as possible.

Surely, the left turn only restrictions will maximise safety and traffic movement for Boonara Avenue, Imperial Avenue (south) and Bondi Road.

General Manager's answer

Update on status/background and link to Wellington Street traffic movements

The proposal for the left turn only restrictions at both Boonara Avenue and Imperial Avenue are indirectly linked to the separate consideration that Transport for NSW (TfNSW) has been considering at Wellington Street.

Ongoing discussions between Council officers and TfNSW staff has highlighted that the implementation of the left turn only in Boonara Avenue and Imperial Avenue would result in an increase in vehicles turning right from Bondi Road into Wellington Street. This is likely to occur due to no alternative right turn options between Boonara Avenue and Wellington Street when heading west on Bondi Road.

There have been several incidents at the Wellington Street and Bondi Road intersection. Any increase in movements at this intersection would not be supported by TfNSW. As such, there is a need to address both proposals concurrently. Council officers agree on the technical merits of the joint resolution.

TfNSW has previously presented to Council the proposal to make Wellington Street a left in/left out street at the intersection of Bondi Road. This means drivers would not be able to turn right into or out of Wellington Street.

It is acknowledged that this change would result in inconvenience to parents dropping off their children at Bondi Public School and Montessori School. This inconvenience cannot, however, take precedence over the

significant safety deficiencies of the current allowable turns both into and out of Wellington Street at Bondi Road.

To improve safety at this intersection, TfNSW intends to proceed with the changes by building a pedestrian median and implementing signage changes. Council officers support this proposal on its technical and safety merits. Officers intend on discussing design options for improved pedestrian crossing facilities at this intersection should that be supported by TfNSW.

Consequently, TfNSW supports the implementation of the Boonara Ave and Imperial Ave proposal to be implemented concurrently. It is anticipated that works/implementation on both proposals will be finalised in the current calendar year.

Alternative Boonara Avenue and Imperial Avenue options

Council officers are not aware of any alternative options for proceeding with the proposal at Boonara Avenue and Imperial Avenue. Given that Bondi Road is a State Road and the Traffic Management Plan delegations are the responsibility of TfNSW, Council does not have the ability to proceed.

Sharon Cassidy
Director, Assets and Operations

10. Urgent Business

There was no urgent business.

11. Closed Session

CM/11/24.06 Closed Session

MOTION / DECISION

Mover: Cr Masselos
Seconder: Cr Gray

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/11.1/24.06 CONFIDENTIAL REPORT - Flickerfest 2025 - Financial Assistance - Consultation Outcomes

This matter is considered to be confidential in accordance with section 10A(2)(c) of the *Local Government Act 1993*, and Council is satisfied that discussion of the matter in an open meeting would, on balance, be contrary to the public interest as it deals with information that would, if disclosed, confer a commercial advantage on a person with whom Council is conducting (or proposes to conduct) business.

CM/11.2/24.06 CONFIDENTIAL REPORT - Drainage Reserve between Dickson Lane and Belgrave Street, Bronte - Update

This matter is considered to be confidential in accordance with section 10A(2)(g) of the *Local Government Act 1993*, and Council is satisfied that discussion of the matter in an open meeting would, on balance, be contrary to the public interest as it deals with advice concerning litigation, or advice that would otherwise be privileged from production in legal proceedings on the ground of legal professional privilege.

CM/11.3/24.06 CONFIDENTIAL REPORT - 28-36 Ebley Street, Bondi Junction - Public-Private Partnership

This matter is considered to be confidential in accordance with section 10A(2)(c) of the *Local Government Act 1993*, and Council is satisfied that discussion of the matter in an open meeting would, on balance, be contrary to the public interest as it deals with 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 sections 10A(1), 10(2) and 10A(3) of the *Local Government Act 1993*, the media and public be excluded from the meeting on the basis that the business to be considered is classified as confidential under section 10A(2) of the *Local Government Act 1993*.
3. The correspondence and reports relevant to the subject business be withheld from the media and public as provided by section 11(2) of the *Local Government Act 1993*.

At 8.51 pm, Council moved into closed session.

CM/11.1/24.06 CONFIDENTIAL REPORT - Flickerfest 2025 - Financial Assistance - Consultation Outcomes (A22/0540)

MOTION / DECISION

Mover: Cr Gray
 Seconder: Cr Wy Kanak

That Council:

1. Treats the report as confidential in accordance with section 11(3) of the *Local Government Act 1993*, as it relates to a matter specified in section 10A(2)(c) of the *Local Government Act 1993*. The report contains information that would, if disclosed, confer a commercial advantage on a person with whom Council is conducting (or proposes to conduct) business.
2. In accordance with section 356 of the *Local Government Act 1993*, grants \$142,644 of in-kind support and \$50,360 in cash to Flickerfest Pty Ltd to support the cost of Flickerfest 2025, subject to Flickerfest Pty Ltd:
 - (a) Providing Council with audited financial statements in a timely manner following the end of financial year, including itemised salaries of directors and key management personnel.
 - (b) Agreeing to pack up all chairs following each outdoor screening to provide daytime public access to the grassed area of the Garu Courtyard.
 - (c) Acknowledging that the Pavilion's commercial tenants are able to operate as per the conditions of the tenant's lease or licence agreement.

- (d) Being responsible for funding grass remediation (if required), daily event venue cleaning costs and banner installation/deinstallation costs.
 - (e) Having ongoing compliance with all relevant employment, industrial and Award legislation and requirements.
3. Notes that Flickerfest Pty Ltd is a for-profit enterprise.
4. Authorises the General Manager or delegate to execute an event licence with Flickerfest Pty Ltd to deliver Flickerfest 2025.

CM/11.2/24.06 CONFIDENTIAL REPORT - Drainage Reserve between Dickson Lane and Belgrave Street, Bronte - Update (A17/0243)

MOTION

Mover: Cr Masselos
Seconder: Cr Fabiano

That Council:

1. Treats the report as confidential in accordance with section 11(3) of the *Local Government Act 1993*, as it relates to a matter specified in section 10A(2)(g) of the *Local Government Act 1993*. The report contains advice concerning litigation, or advice that would otherwise be privileged from production in legal proceedings on the ground of legal professional privilege.
2. Lodges a request to register Council on title as the registered proprietor of the drainage reserve between Dickson Lane and Belgrave Street, Bronte, noting that officers will prepare a report to Council on the outcome of the application and the potential reopening of the drainage reserve.
3. Authorises the General Manager or delegate to do all things necessary to finalise the matter.

AT THIS STAGE IN THE PROCEEDINGS, A PROCEDURAL MOTION TO LAY THE ITEM ON THE TABLE TO CONSIDER AN AMENDMENT, MOVED BY CR MASSELOS AND SECONDED BY CR KEENAN, WAS PUT AND DECLARED CARRIED.

LATER IN THE MEETING, A PROCEDURAL MOTION TO TAKE THE ITEM FROM THE TABLE, MOVED BY CR MASSELOS AND SECONDED BY CR FABIANO, WAS PUT AND DECLARED CARRIED.

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

THE MOTION AS AMENDED WAS THEN PUT AND DECLARED CARRIED.

DECISION

That Council:

1. Treats the report as confidential in accordance with section 11(3) of the *Local Government Act 1993*, as it relates to a matter specified in section 10A(2)(g) of the *Local Government Act 1993*. The report contains advice concerning litigation, or advice that would otherwise be privileged from production in legal proceedings on the ground of legal professional privilege.
2. Lodges a request to register Council on title as the registered proprietor of the drainage reserve between Dickson Lane and Belgrave Street, Bronte, noting that officers will prepare a report to

Council on the outcome of the application and the potential reopening of the drainage reserve.

3. Officers prepare a report to Council on the classification of the land and permitted use, including the option for use as a public thoroughfare, should Council be registered on title.
4. Authorises the General Manager or delegate to do all things necessary to finalise the matter.

D Mitchell, S Chernishev, J Cook, N Pouloukefalos, T Pouloukefalos, R Cameron, A Cameron and C Gibb addressed the meeting.

CM/11.3/24.06 CONFIDENTIAL REPORT - 28-36 Ebley Street, Bondi Junction - Public-Private Partnership (A24/0432)

MOTION / UNANIMOUS DECISION

Mover: Cr Masselos
Seconder: Cr Keenan

That Council:

1. Treats the report as confidential in accordance with section 11(3) of the *Local Government Act 1993*, as it relates to a matter specified in section 10A(2)(c) of the *Local Government Act 1993*. The report contains information that would, if disclosed, confer a commercial advantage on a person with whom Council is conducting (or proposes to conduct) business.
2. Considers the proposed public-private partnership for the development of 28–36 Ebley Street, Bondi Junction, in its review of the Property Strategy early in the new Council term.

12. Resuming in Open Session

CM/12/24.06 Resuming in Open Session

MOTION / DECISION

Mover: Cr Masselos
Seconder: Cr Goltsman

That Council resumes in open session.

At 10.08 pm, Council resumed in open session.

Resolutions from closed session made public

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

13. Meeting Closure

THE MEETING CLOSED AT 10.12 PM.

.....
SIGNED AND CONFIRMED
MAYOR
16 JULY 2024

CONFIRMATION AND ADOPTION OF MINUTES CM/5.2/24.07



Subject: Adoption of Minutes - Waverley Traffic Committee Meeting - 27 June 2024

TRIM No: A23/0764

Manager: Richard Coelho, Executive Manager, Governance

RECOMMENDATION:

That Part 1 of the minutes of the Waverley Traffic Committee meeting held on 27 June 2024 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 guidelines 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 June 2024 .

**MINUTES OF THE WAVERLEY TRAFFIC COMMITTEE
MEETING HELD VIA VIDEO CONFERENCE ON
THURSDAY, 27 JUNE 2024**



Voting Members Present:

Cr P Masselos	Waverley Council – Chair
Mr D Gojak	Representing Kellie Sloane MP, Member for Vaucluse
Mr V Le	Transport for NSW – Network and Safety Officer
Sgt A Leeson	NSW Police – Eastern Suburbs Police Area Command – Traffic Services
Mr P Pearce	Representing Marjorie O’Neill MP, Member for Coogee

Also Present:

Mr B Gidiess	Transdev John Holland – Traffic and Events Manager
Ms K Lewis	Transport for NSW
Mr A Subel	Transport for NSW
Snr Cst B Wilson	NSW Police – Eastern Suburbs Police Area Command – Traffic Services
Cr T Kay	Waverley Council – Deputy Chair
Mr N Zervos	Waverley Council – Executive Manager, Infrastructure Services
Mr S Mueller	Waverley Council – Manager, Integrated Transport
Mr C Pike	Waverley Council – Transport Operations Coordinator
Mr E Sharma	Waverley Council – Senior Traffic Engineer
Mr H Wu	Waverley Council – Senior Transport Planner
Mr W Hinch	Waverley Council – Road Safety Officer

At the commencement of proceedings at 10.00 am, those present were as listed above, with the exception of Mr D Gojak who arrived at 10.02 am during item TC/CV.01/24.06.

Apologies

There were no apologies.

Declarations of Interest

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

Adoption of Previous Minutes by Council - 23 May 2024

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 May 2024 were adopted by Council at its meeting on 18 June 2024.

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

Nil.

TC/V STATE ELECTORATE OF VAUCLUSE

Nil.

TC/CV ELECTORATES OF COOGEE AND VAUCLUSE**TC/CV.01/24.06 City2Surf 2024 - Special Event with Temporary Road Closures (A24/0219)****COUNCIL OFFICER'S PROPOSAL:**

That Council:

1. Treats the attachments to the report as confidential as they contain information that would, if disclosed, prejudice the maintenance of law.
2. Approves the City2Surf 2024 event and associated road closures to take place on Sunday, 11 August 2024, in accordance with the Transport Management Plan attached to the report, subject to the organisers:
 - (a) Providing public liability insurance for the event.
 - (b) Obtaining NSW Police approval.
 - (c) Providing event management and delivery plans for the approval of Council's Events team.
 - (d) Notifying Transdev John Holland Buses, NSW Ambulance Service and NSW Fire and Rescue (Bondi, Woollahra, and Randwick Fire Stations).
 - (e) Notifying local residents and businesses.
 - (f) Using traffic controllers accredited by Transport for NSW.
3. Delegates authority to the Executive Manager, Infrastructure Services, to modify the temporary traffic and parking arrangements should on-site circumstances warrant changes, including outcomes of ongoing coordination with the Curlewis Street Streetscape Upgrade Project.

WTC RECOMMENDATION (UNANIMOUS SUPPORT):

That the Council Officer's Proposal be adopted.

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

THE MEETING CLOSED AT 10.07 AM.

.....
SIGNED AND CONFIRMED
MAYOR
16 JULY 2024

:

MAYORAL MINUTES CM/6/24.07

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/7.1/24.07



Subject: Investment Policy - Adoption

TRIM No: A05/0197

Manager: Teena Su, Executive Manager, Finance

Director: Tara Czinner, Director, Corporate Services

RECOMMENDATION:

That Council adopts the Investment Policy attached to the report.

1. Executive Summary

The Investment Policy sets the framework to safeguard Council's cash and investment portfolio and manage Council's cash resources to ensure sufficient liquidity to meet Council's business objectives over the long-, medium-, and short-term.

The 2024 review proposed to streamline the three Investment Framework limit tables: Portfolio Credit Framework, Counterparty/Institution Credit Framework and Term to Maturity Framework. The marked-up policy is attached to the report.

2. Introduction/Background

Ministerial Investment Order 2011, the Office of Local Government's (OLG) Investment Policy Guidelines and s 625 of the *Local Government Act 1993* state that councils may only invest money (on the basis that all investments must be denominated in Australian Dollars) in the following forms of investment:

- Any public funds or securities issued by or guaranteed by, the Commonwealth, and any State of the Commonwealth or a Territory.
- Any debentures or securities issued by a council (within the meaning of the *Local Government Act 1993*).
- Interest-bearing deposits with, or any debentures or bonds issued by, an authorised deposit taking institution (as defined in the *Banking Act*), but excluding subordinated debt obligations.
- Any bill of exchange which has a maturity date of not more than 200 days; and if purchased for value confers on the holder in due course a right of recourse against a bank which has been designated as an unauthorised deposit-taking institution by the Australia Prudential Regulation Authority.
- A deposit with the New South Wales Treasury Corporation or investments in an Hour-Glass investment facility of the New South Wales Treasury Corporation.

Since 2007, Council has been performing annual reviews of its Investment Policy to ensure it is reflective of prevailing legislation and Council's own unique considerations and risk appetite while providing a sound framework for strategic portfolio management. Council last adopted the Investment Policy on 27 June 2023.

3. Relevant Council Resolutions

Nil.

4. Discussion

The main focus of this year's review is the streamlining of the three Investment Framework limit tables:

- Portfolio Credit Framework.
- Counterparty/Institution Credit Framework.
- Term to Maturity Framework.

With the recommended changes, Council's Investment Policy limit framework will remain stricter than required by legislation and the Ministerial Investment Order while providing for better overall diversification of the portfolio.

Recommended changes to the policy's credit limit and term to maturity tables in section 4.2 (Investment Framework) are detailed below with current versus proposed examples and explanatory notes.

4.2(a) – Portfolio Credit Framework

The current section is as follows:

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

Long Term Credit Ratings	Portfolio Max %
AAA	100%
AA+, AA, AA-	100%
A+, A, A-	70%
BBB+ and BBB combined	35%
BBB+	Up to 35%
BBB	Up to 15%
BBB- and lower & Unrated (excluding NSW TCorpIM Funds)	0%
Specific Ministerial Approved Forms of Investment	Portfolio Max %
NSW TCorpIM Funds	30%

Figure 1. Current Portfolio Credit Framework.

The proposed section is as follows:

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

Long Term Credit Ratings	Portfolio Max %
AAA	100%
AA+, AA, AA-	100%
A+, A, A-	70%
BBB+ and BBB	35%
BBB- and lower & Unrated (excluding NSW TCorpIM Funds)	0%
Specific Ministerial Approved Forms of Investment	Portfolio Max %
NSW TCorpIM Funds	30%

Figure 2. Proposed Portfolio Credit Framework.

Explanatory notes:

- It is recommended to combine the BBB+ and BBB categories, in the same manner that the other rating categories are grouped.
- Having a separate sub-limit for the BBB category provided minimal risk mitigation and limited Council's ability to take better advantage of attractive opportunities from several non-fossil fuel lending authorised deposit-taking institutions (ADIs).
- In addition, S&P recently upgraded ADIs in the BBB rating category so most of those that were rated BBB at the last policy review are now rated BBB+.
- Council's policy prohibits the use of APRA-regulated ADIs with credit ratings of BBB- and non-rated ADIs. This is more restrictive than legislative requirements.

4.2(b) – Counterparty/Institution Credit Framework

The current section is as follows:

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

Long Term Credit Ratings	Institution Max %
AAA	50%
AA+, AA, AA-	50%
A+, A, A-	30%
BBB+	10%
BBB	5%
BBB- and lower & Unrated (excluding NSW TCorpIM Funds)	0%
NSW TCorpIM Funds	Product Max %
Any individual NSW TCorpIM Fund	10%

Figure 3. Current Counterparty/Institution Credit Framework.

The proposed section is as follows:

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

Long Term Credit Ratings	Institution Max %
AAA	50%
AA+, AA, AA-	50%
A+, A, A-	30%
BBB+ and BBB	15%
BBB- and lower & Unrated (excluding NSW TCorpIM Funds)	0%
NSW TCorpIM Funds	Product Max %
Any individual NSW TCorpIM Fund	15%

Figure 4. Proposed Counterparty/Institution Credit Framework.

Explanatory notes:

- As with the overall Portfolio Credit Framework, it is recommended to combine the BBB+ and BBB categories and allow for up to 15% with any individual ADI.

- Many non-fossil-fuel-lending ADIs have credit ratings in the BBB rating category. Increasing the limit for individual banks in this category is recommended to help Council take better advantage of competitive rates from non-fossil fuel lending ADIs when available.
- It is recommended to raise the limit on any NSW TCorpIM Fund from 10% to 15%. Council's investment in the NSW TCorp Long Term Growth Fund has performed well over the many years it has been in the portfolio, providing good asset class diversification and solid returns. Council's balance in the fund has increased through the years as capital gains have been reinvested and has been part of the reason that the holdings in the fund are now close to their 10% policy limit.

4.2(c) – Term to Maturity Framework

The current section is as follows:

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

Term to Maturity Limits		
Portfolio % ≤1 year	Min 30%	Max 100%
Portfolio % >1 year ≤10 years	Min 0%	Max 70%
<i>Portfolio % > 3 years</i>	<i>Min 0%</i>	<i>Max 50%</i>
<i>Portfolio % > 5 years ≤ 10 years</i>	<i>Min 0%</i>	<i>Max 25%</i>
AA+, AA, AA- rating: 5 yrs maximum A+, A, A-, BBB+ rating: 3 yrs maximum BBB rating: 12 months maximum		

Figure 5. Current Term to Maturity Framework.

The proposed section is as follows:

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

Term to Maturity Limits		
Portfolio % ≤1 year	Min 30%	Max 100%
Portfolio % >1 year ≤10 years	Min 0%	Max 70%
<i>Portfolio % > 3 years</i>	<i>Min 0%</i>	<i>Max 50%</i>
<i>Portfolio % > 5 years ≤ 10 years</i>	<i>Min 0%</i>	<i>Max 25%</i>

Figure 6. Proposed Term to Maturity Framework.

Explanatory notes:

- It is recommended to remove the TCorp requested term limit restrictions that were based on an ADI's credit rating which was unnecessarily restrictive.
- Council has very sound policy limits in place without the need for these sub-limits which restrict exposure according to the credit quality of the institutions. In addition, Council has had to forego several non-fossil fuel/environmental, social, and governance (ESG) investment opportunities that

were issued by banks in A and BBB rating categories but did not comply with this extraneous term limit layer.

Other changes

- Revised definition of the BBB rating category in the rating agencies' comparison table in section 4.2 to match Standard & Poor's documentation. Refer to page 5 of Attachment 1.
- Additional paragraph in section 4.3 to tighten the restrictions required for independent investment advisors to be in line with ASIC requirements. Refer to page 9 of Attachment 1.
- Amended the return objectives of the NSW TCorpIM Medium Term and Long Term Growth Funds in section 6 to match TCorp's Supplementary Disclosure documentation. Refer to pages 14 and 15 of Attachment 1.

5. Financial impact statement/Time frame/Consultation

The 2024 review amendments have been discussed with the Executive Leadership Team on 27 June 2024.

6. Conclusion

The Investment Policy is consistent with the Ministerial Investment Order and the OLG Investment Policy Guidelines, and supports Council's ethical, social, environmental and financial sustainability objectives.

7. Attachments

1. Investment Policy [↓](#) .



WAVERLEY
COUNCIL

Investment Policy

Investment Policy

Policy owner	Executive Manager Finance
Approved by	Council
Date approved	27 June 2023 July 2024
Commencement date	28 June 2023 July 2024
TRIM Reference	A05/0197
Next revision date	June 2024 2025
Relevant legislation/codes	Local Government Act 1993 - Section 412 & 625; Trustee Act 1925 – Section 14A(2) and 14C(1) & (2); Local Government (General) Regulation 2021 – Clause 212; Prevailing Ministerial Investment Order.
Related policies/procedures/guidelines	N/A
Related forms	N/A

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DRAFT

1. Background

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

2. Purpose

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

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

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

3. Scope

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

4. Policy Content

4.1 Risk Appetite Statement

Waverley Council has low to moderate appetite for investment risk.

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

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

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

higher rated institutions as well as sound limits on the allowed exposure to the NSW TCorp growth asset funds.

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

4.2 Investment Framework

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

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

Rating agencies’ comparison table:

Obligor’s capacity to repay – Investment Grade Ratings	Standard & Poor’s (long-term ratings)	Moody’s (long-term ratings)	Fitch (long-term ratings)
Extremely strong	AAA	Aaa	AAA
Very strong	AA+, AA, AA-	Aa1, Aa2, Aa3	AA+, AA, AA-
Strong	A+, A, A-	A1, A2, A3	A+, A, A-
Weakened Adequate capacity, but more subject to under adverse economic conditions or changing conditions	BBB+, BBB, BBB-	Baa1, Baa2, Baa3	BBB+, BBB, BBB-

(a) Portfolio Credit Framework

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

Long Term Credit Ratings	Portfolio Max %
AAA	100%
AA+, AA, AA-	100%
A+, A, A-	70%

BBB+ and BBB combined	35%
BBB+	Up to 35%
BBB	Up to 15%
BBB- and lower & Unrated (excluding NSW TCorpIM Funds)	0%
Specific Ministerial Approved Forms of Investment	Portfolio Max %
NSW TCorpIM Funds	30%

(b) Counterparty/Institution Credit Framework

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

Long Term Credit Ratings	Institution Max %
AAA	50%
AA+, AA, AA-	50%
A+, A, A-	30%
BBB+ and BBB	10 15%
BBB	5%
BBB- and lower & Unrated (excluding NSW TCorpIM Funds)	0%
NSW TCorpIM Funds	Product Max %
Any individual NSW TCorpIM Fund	10 15%

Notes:

- Investments are to be restricted to senior ranked obligations from Australian Authorised Deposit Taking Institutions (ADI's) such as banks, building societies and credit unions that are regulated by, and subject to the prudential standards of, the Australian Prudential Regulation Authority (APRA).
- Managed funds are restricted to the NSW TCorpIM Funds and have been given specific approval under the prevailing Ministerial Investment Order.
- Credit ratings are based upon the Standard & Poor's Investment Rating, or Moody's or Fitch equivalents, where a Standard & Poor's Investment Rating does not exist.
- If any of the Council's investments are downgraded such that they no longer fall within the investment policy limits, they will be divested as soon as practicable having regard to potential losses resulting from early redemption and subject to minimising any loss of capital that may arise from compliance with this provision.

(c) Term to Maturity Framework

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

Term to Maturity Limits		
Portfolio % ≤ 1 year	Min 30%	Max 100%
Portfolio % > 1 year ≤ 10 years	Min 0%	Max 70%
<i>Portfolio % > 3 years</i>	<i>Min 0%</i>	<i>Max 50%</i>
<i>Portfolio % > 5 years ≤ 10 years</i>	<i>Min 0%</i>	<i>Max 25%</i>
AA+, AA, AA- rating: 5 yrs maximum A+, A, A-, BBB+ rating: 3 yrs maximum BBB rating: 12 months maximum		

(d) Performance Benchmarks

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

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

Council invests in alternatives by observing quadruple bottom line accounting principles over both short-term and long-term outlooks—society, environment, economic/financial, civic leadership/governance—and where financial institutions are offering an equal or better return on investment, and within the prevailing legislation and current Investment Policy risk management guidelines.

More specifically, our response to the Modern Slavery Amendment Act 2021 and a commitment to (including but not limited to): investments that provide for the ethical treatment of both shareholders and stakeholders, support development of co-operative ownership and control of the work place, high quality products and services, local ventures, appropriate technology, ecologically sustainable practices, social and economic justice, peace and non-violence and the use of renewable resources.

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

While this section describes Council's long term aim, there are still limited investment options in the market that comply with NSW legislation and Council's investment policy guidelines. When there is no availability of Green, ESG, or socially responsible investment options compliant with legislation and investment policy guidelines or exposures to non-fossil fuel banks are at policy limits, Council will source the most prudent investment choice at the time regarding the time horizon of funds, the credit quality of the institution and overall investment return.

4.2 DELEGATION OF AUTHORITY

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

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

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

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

	Short Term (0-1yr)	Medium Term (Over 1yr – 3yrs)	Long Term (Over 3yr– 10yrs max.)
> \$3M	<ul style="list-style-type: none"> • General Manager and/or • Director Corporate Services (mandatory) • Any Director • Executive Manager, Finance 	<ul style="list-style-type: none"> • General Manager and/or • Director Corporate Services (mandatory) • Any Director • Executive Manager, Finance 	<ul style="list-style-type: none"> • General Manager and/or • Director Corporate Services (mandatory) • Any Director • Executive Manager Finance

4.3 PRUDENT PERSON STANDARD / ETHICS AND CONFLICTS OF INTEREST

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

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

Independent advisors utilised by Council are required to declare any actual or perceived conflicts of interest. Any commissions paid to the advisor by banks/product providers will be rebated, or otherwise onforwarded, to Council as per ASIC requirements for an independent investment advisor. No part of the Investment Advisory business even if not directly relating to Council's investments is to operate on a brokerage/commission basis unless all brokerage/commission is fully rebated to any and all of its clients, as these can still create a conflict of interest in recommendations to Council.

4.4 REPORTING & REVIEWING OF INVESTMENTS

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

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

4.5 GENERAL

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

4.6 APPLICABLE LEGISLATION

All investments are to be made in accordance with:

- Local Government Act 1993 - Section 412 & 625;
- Trustee Act 1925 – Section 14A(2) and 14C(1) & (2);
- Local Government (General) Regulation 2021 – Clause 212;
- Prevailing Ministerial Investment Order

Refer to Schedule 1 for extracts relating to the above.

Furthermore, Council's investment management is to comply with:

Prevailing Local Government Code of Accounting Practice and Financial Reporting;

- Australian Accounting Standards; and
- Division of Local Government Circulars.

Following are relevant sections and clauses relating to the above.

Schedule 1: Extracts of Legislative Requirements

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

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

Section 625 How may councils invest?

- 1) A council may invest money that is not, for the time being, required by the council for any other purpose.
- 2) Money may be invested only in a form of investment notified by order of the Minister published in the Gazette.
Note: See Gazette No 152 of 24.11.2000, p 12041
- 3) An order of the Minister notifying a form of investment for the purposes of this section must not be made without the approval of the Treasurer.
- 4) The acquisition, in accordance with section 358, of a controlling interest in a corporation is not an investment for the purposes of this section.

TRUSTEE ACT 1925 – SECTIONS 14A(2), 14C (1) & (2)**14A (2) Duties of trustee in respect of power of investment**

A trustee must, in exercising a power of investment:

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

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

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

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

LOCAL GOVERNMENT (GENERAL) REGULATION 2021 - CLAUSE 212

212 Reports on council investments

- (1) The responsible accounting officer of a council:
 - (a) must provide the council with a written report (setting out details of all money that the council has invested under section 625 of the Act) to be presented:
 - i if only one ordinary meeting of the council is held in a month, at that meeting, or
 - ii if more than one such meeting is held in a month, at whichever of those meetings the council by resolution determines, and

- (b) must include in the report a certificate as to whether or not the investment has been made in accordance with the Act, the regulations and the council's investment policies.
- (4) The report must be made up to the last day of the month immediately preceding the meeting.

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

5. Review of Policy

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

6. Definitions

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

Ausbond Bank Bill Index

This Index is the NSW Local Government industry standard benchmark formerly known as the UBS Australia Bank Bill Index. This is the generally accepted benchmark for short term, conservative cash and fixed income investors and allows benchmarking against a notional rolling parcel of thirteen 90 day bank bills with an averaging maturity of 45 days .

Australian Prudential Regulation Authority - APRA

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

ADI issued Senior Debt Bonds:

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

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

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

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

Authorised Deposit-Taking Institutions - ADI

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

T-Corp

New South Wales Treasury Corporation.

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

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

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

The NSW Treasury Corporation Investment Management Funds (TCorpIM Funds) comprises a number of pooled managed funds options each set up as a unit trust.

The current cash and fixed income option available through TCorpIM is the **Short Term Income Fund**. This fund is designed for investments ranging from 1.5 years out to 3 years and pays back redemptions generally within 24 to 72 hours.

~~The only managed fund options available to NSW council are via NSW Treasury Corporation. The NSW TCorpIM Funds are three pooled managed fund options each set up as a unit trust. The current cash and fixed income only option available through the NSW TCorpIM Funds is the Short Term Income Fund.~~

~~The Short Term Income Fund is designed for investments ranging from 1.5 years out to 3 years.~~

~~The Short Term Income Fund will pay back the balance of the investment generally within 24 to 72 hours.~~

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

- The Medium Term Growth Fund has growth asset exposure of between 20%-40%. This fund aims to provide a return of CPI + 2%pa over rolling 5 7 years periods, on an after fees and expenses basis, with greater than 50% probability.
- The Long Term Growth Fund has growth asset exposure of between 60%-80%. This fund aims to provide a return of CPI + 3.5%pa over rolling 10 years periods on an after fees and expenses basis, with greater than 50% probability.

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

Standard & Poor's Credit Ratings Description

Credit Ratings

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

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

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

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

Long-Term Credit Ratings:

AAA

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

AA

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

A

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

BBB

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

Plus (+) or Minus (-)

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

CreditWatch

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

Rating Outlook

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

DRAFT



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

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

REVISED MINISTERIAL INVESTMENT ORDER

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

Changes to the Investment Order include:

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

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

Ross Woodward
Chief Executive, Local Government
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REPORT CM/7.2/24.07



Subject: Investment Portfolio Report - June 2024

TRIM No: SF23/4025

Manager: Teena Su, Executive Manager, Finance

Director: Tara Czinner, Director, Corporate Services

RECOMMENDATION:

That Council:

- Notes the Investment Summary Report for June 2024 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.

1. Executive Summary

For the month of June 2024, Council's investment portfolio generated \$564,682 in interest.

The interest income for 2023-24 financial year achieved 102.4% (\$5,635,308) of the current budget of \$5,504,672.

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 2023-24 financial year was adopted by Council at meeting on 27 June 2023 and was set at \$2,761,652. The interest income was revised to \$5,504,672 from the quarterly reviews.

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	2023-24 Budget (\$)	Actual Monthly (\$)	Actual YTD (\$)	Tracking Current Budget %
July	2,761,652	363,154	363,154	6.60%
August	2,761,652	363,312	726,466	13.20%
September	2,761,652	627,360	1,353,826	24.59%

October	2,761,652	458,244	1,812,070	32.92%
November	4,654,218	382,193	2,194,264	39.86%
December	4,654,218	598,216	2,792,479	50.73%
January	4,654,218	442,431	3,234,911	58.77%
February	5,152,324	394,678	3,629,588	65.94%
March	5,152,324	631,306	4,260,895	77.41%
April	5,152,324	434,518	4,695,413	85.30%
May	5,504,672	375,213	5,070,626	92.11%
June	5,504,672	564,682	5,635,308	102.4%

3. Relevant Council Resolutions

Meeting and date	Item No.	Resolution
Council 18 June 2024	CM/7.3/24.06	<p>That Council:</p> <ol style="list-style-type: none"> Notes the Investment Summary Report for May 2024 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 June 2024, Council's cash investment portfolio for the financial year, generated total interest earnings of \$5,635,308 representing 102.4% of the current budget of \$5,504,672.

Council's investment portfolio posted a return of 5.60%pa (0.45% actual) for the month versus the bank bill index benchmark return of 4.34%pa (0.35% actual). Over the past 12 months, the investment portfolio has returned 5.35%, versus the bank bill index benchmark's 4.37%.

The NSW TCorpIM Long Term Growth Fund (+0.99% actual in June) managed to end on a positive note for financial year 2023-24 despite headwinds from higher than expected inflation data coming out at the end of June. Bond valuations, particularly fixed rate bonds, did not fare as well due to market rates increasing at the end of the month in reaction to the inflation data, erasing their previously held rate cut predictions.

Without marked-to-market influences, Council's investment portfolio yielded 4.97% 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 and growth fund.

There were no maturities or new investments made during June.

As at 30 June 2024, Council's investment portfolio has a current market value of \$123,770,241 which represents a gain of \$1,436,887 on the \$122,333,354 face value of the portfolio. The table below provides a summary by investment (asset) type.

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

Asset group	Face Value	Current Value
Cash	\$9,161,687	\$9,161,687
Floating Rate Note	\$26,400,000	\$26,411,900
Managed Funds	\$15,471,667	\$15,471,667
Term Deposit	\$71,300,000	\$72,724,988
Total	\$122,333,354	\$123,770,241

The portfolio represents cash and investment holdings from the external and internal special restricted reserves, and unrestricted funds. The table below provides a summary by holding (reserve) type.

Table 4. Portfolio value – Summary by investment (reserve) type.

Reserves	Value*
External Restriction Reserves	\$ 49,231,578
Internal Restriction Reserves	\$ 69,114,464
Unrestricted fund	\$ 3,987,312
Total	\$122,333,354

*Subject to change as we are finalising the year-end process.

Analysis

Attached to this report is a summary of the investment portfolio for the month of June. 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 5. Portfolio return.

Month	Portfolio return %	Ausbond BB index %	Variance %
Jul-23	6.31	4.48	1.83
Aug-23	3.77	4.39	-0.62
Sep-23	1.74	4.18	-2.44
Oct-23	2.57	4.01	-1.44
Nov-23	8.30	4.34	3.96
Dec-23	7.70	4.43	3.27
Jan-24	5.93	4.44	1.49
Feb-24	7.99	4.43	3.56
Mar-24	7.11	4.41	2.70
Apr-24	0.10	0.35	-0.25

May-24	6.10	4.50	1.60
Jun-24	5.60	4.34	1.26
Average % return over the last 12 months	5.35%	4.37%	0.98%

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 June 2024, 69% 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 19% of the portfolio. The remaining 12% is invested with TCorp.

From June 2018 to June 2024, Council has reduced its investment in fossil-fuel-lending ADIs from 59% to 21%, as shown in Figure 1 below.

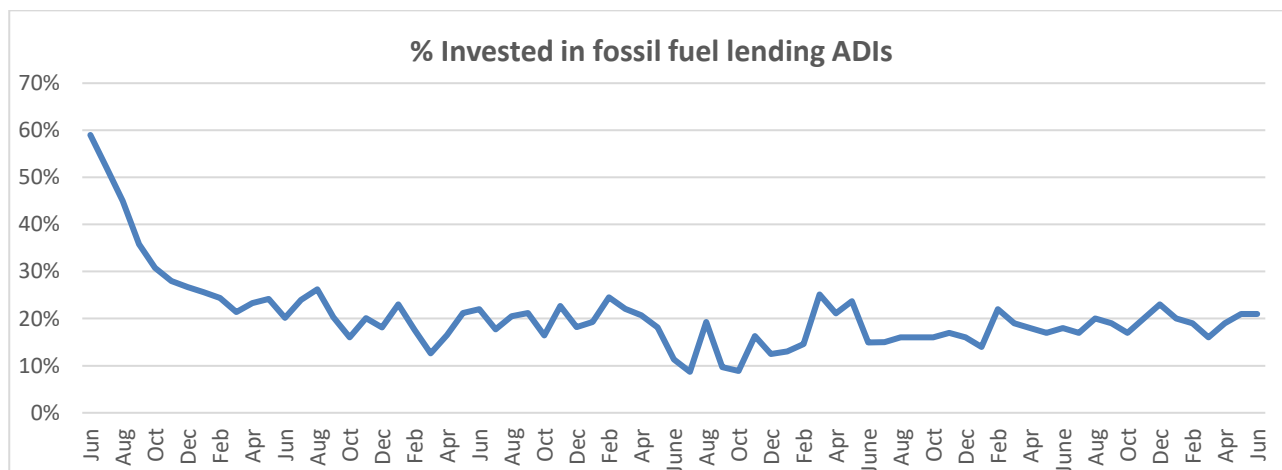


Figure 1. Investments in fossil-fuel-lending ADIs.

When excluding the working capital funds held in the Commonwealth Bank account (a fossil-fuel-lending bank) to meet day-to-day operating requirements, 77.99% of Council's investment portfolio was invested in non-fossil-fuel-lending ADIs and socially responsible investments, while fossil-fuel-lending ADIs accounted for 8.59% of the portfolio. The remaining 13.42% is invested with TCorp as displayed in Figure 2 below.

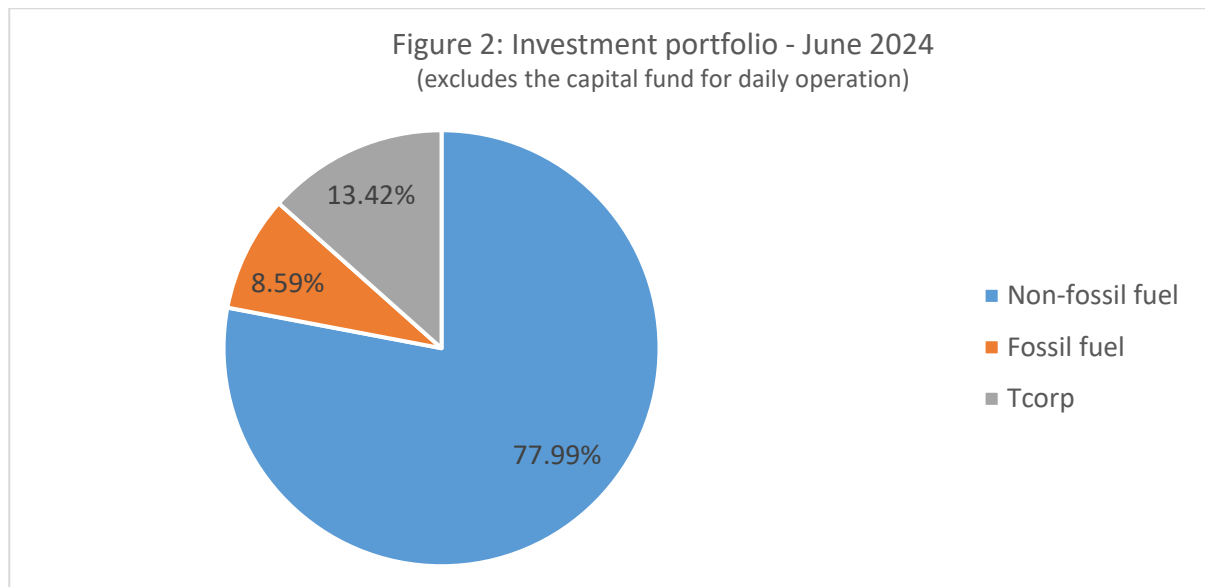


Figure 2. Investment portfolio.

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 \$5,635,308 for the 2023-24 financial year, representing 102.4% of the current budget of \$5,504,672.

7. Attachments

1. Investment Summary Report - June 2024 [↓](#) .



Investment Summary Report
June 2024

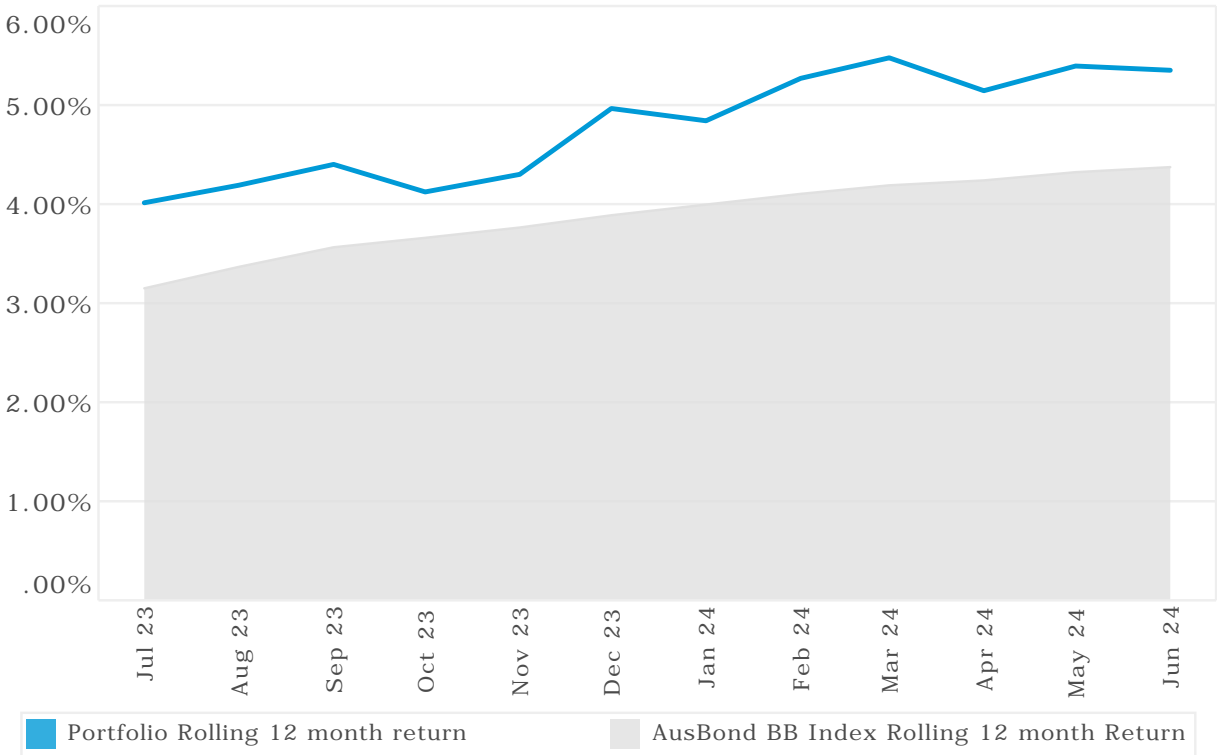
Waverley Council
Executive Summary - June 2024



Investment Holdings

Investment Performance

	Face Value (\$)	Current Value (\$)
Cash	9,161,687	9,161,687
Floating Rate Note	26,400,000	26,411,900
Managed Funds	15,471,667	15,471,667
Term Deposit	71,300,000	72,724,988
	122,333,354	123,770,241

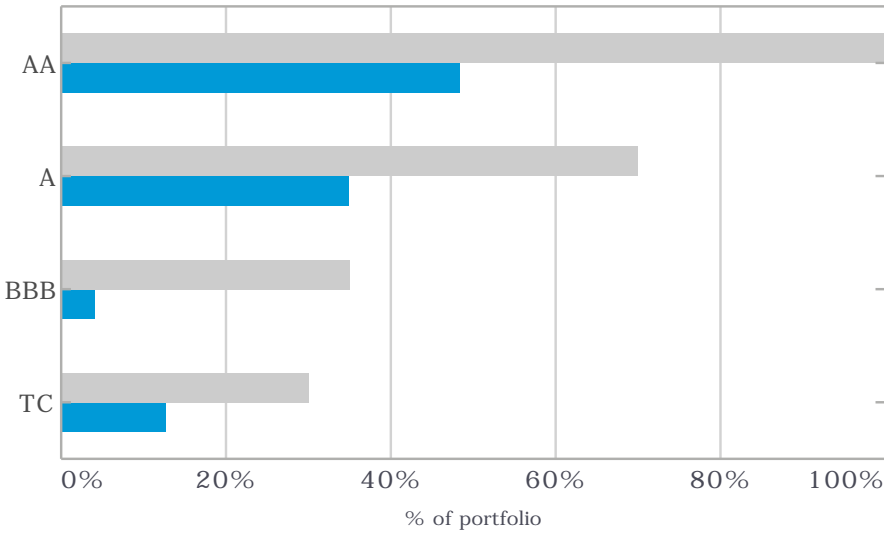


Investment Policy Compliance

Total Credit Exposure

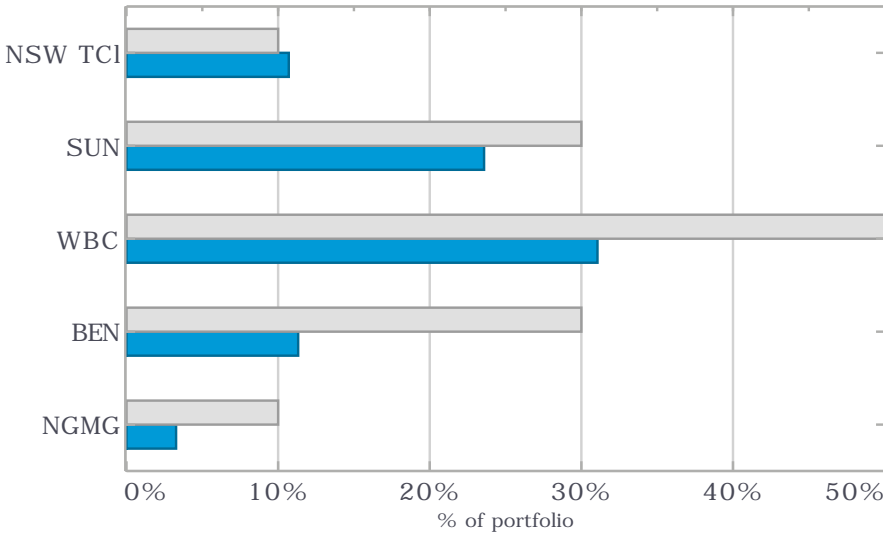
Individual Institutional Exposures

Term to Maturities



Portfolio Exposure

Investment Policy Limit



	Face Value (\$)		Policy Max	
Between 0 and 1 years	91,433,354	75%	100%	a
Between 1 and 10 year:	30,900,000	25%	70%	a
	122,333,354			

Specific Sub Limits				
Between 3 and 10 year:	0	0%	50%	a
Between 5 and 10 year:	0	0%	25%	a



Waverley Council
Investment Holdings Report - June 2024



Cash Accounts										
	Face Value (\$)	Current Rate (%)	Institution	Credit Rating		Current Value (\$)	Deal No.			Reference
	493.44	0.0000%	Commonwealth Bank of Australia	AA-		493.44	120800			Eastgate CP
	10,417.43	0.0000%	Commonwealth Bank of Australia	AA-		10,417.43	120801			Hollywood Av CP
	11,853.22	0.0000%	Commonwealth Bank of Australia	AA-		11,853.22	120799			Library CP
	44,325.82	0.0000%	Commonwealth Bank of Australia	AA-		44,325.82	120796			Cemetery Funds
	52,359.06	0.0000%	Commonwealth Bank of Australia	AA-		52,359.06	370151			Library Gift
	61,584.92	0.0000%	Commonwealth Bank of Australia	AA-		61,584.92	120795			Trust Funds
	85,068.40	0.0000%	Commonwealth Bank of Australia	AA-		85,068.40	120797			Depositor Funds
	3,081,247.10	0.0000%	Commonwealth Bank of Australia	AA-		3,081,247.10	120794			General Funds
	5,814,337.59	4.3500%	Commonwealth Bank of Australia	AA-		5,814,337.59	120789			24hr Call
	9,161,686.98	2.7607%				9,161,686.98				

Managed Funds										
	Face Value (\$)	Monthly Return (%)	Institution	Credit Rating	Funds Name	Current Value (\$)	Deal No.			Reference
	2,379,578.99	0.3143%	NSW T-Corp (Cash)	TCc	Short Term Income Fund	2,379,578.99	411310			Builder Deposits
	13,092,087.56	0.9984%	NSW T-Corp (LT)	TCI	Long Term Growth Fund	13,092,087.56	538089			
	15,471,666.55	0.8932%				15,471,666.55				

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
20-Aug-24	3,000,000.00	5.0900%	Westpac Group	AA-	3,000,000.00	23-Aug-23	3,130,945.48	544416	130,945.48	At Maturity	Green
20-Aug-24	3,000,000.00	5.1600%	Westpac Group	AA-	3,000,000.00	15-Aug-23	3,019,933.15	544392	19,933.15	Quarterly	Green
27-Aug-24	3,000,000.00	5.4100%	Commonwealth Bank of Australia	AA-	3,000,000.00	29-Aug-23	3,136,509.86	544437	136,509.86	At Maturity	
27-Aug-24	4,000,000.00	5.0500%	Westpac Group	AA-	4,000,000.00	24-Aug-23	4,021,030.14	544424	21,030.14	Quarterly	Green
4-Sep-24	4,000,000.00	4.4000%	Westpac Group	AA-	4,000,000.00	2-Sep-22	4,013,501.37	543279	13,501.37	Quarterly	
4-Sep-24	4,000,000.00	5.2500%	National Australia Bank	AA-	4,000,000.00	5-Sep-23	4,172,602.74	544468	172,602.74	At Maturity	
5-Sep-24	2,000,000.00	5.0300%	Westpac Group	AA-	2,000,000.00	5-Sep-23	2,007,166.03	544467	7,166.03	Quarterly	Green



Waverley Council
Investment Holdings Report - June 2024



Maturity Date	Face Value (\$)	Current Rate (%)	Institution	Credit Rating	Purchase Price (\$)	Purchase Date	Current Value (\$)	Deal No.	Accrued Interest (\$)	Next Interest Date	Reference
18-Sep-24	3,000,000.00	5.2000%	Suncorp Bank	A+	3,000,000.00	19-Sep-23	3,122,235.62	544580	122,235.62	At Maturity	
24-Sep-24	1,000,000.00	5.2500%	Suncorp Bank	A+	1,000,000.00	26-Sep-23	1,040,130.14	544534	40,130.14	At Maturity	
24-Sep-24	3,000,000.00	5.2000%	Suncorp Bank	A+	3,000,000.00	23-Jan-24	3,068,383.56	544805	68,383.56	At Maturity	
26-Sep-24	2,000,000.00	5.2200%	Westpac Group	AA-	2,000,000.00	26-Sep-23	2,079,801.64	544533	79,801.64	At Maturity	Green
2-Oct-24	3,000,000.00	5.2400%	Westpac Group	AA-	3,000,000.00	3-Oct-23	3,117,146.30	544556	117,146.30	At Maturity	Green
5-Nov-24	3,000,000.00	5.1700%	Suncorp Bank	A+	3,000,000.00	4-Jan-24	3,076,062.74	544763	76,062.74	At Maturity	
12-Nov-24	2,000,000.00	5.4800%	Suncorp Bank	A+	2,000,000.00	14-Nov-23	2,069,063.01	544722	69,063.01	At Maturity	
4-Dec-24	1,300,000.00	5.2000%	Suncorp Bank	A+	1,300,000.00	6-Mar-24	1,321,669.04	544919	21,669.04	At Maturity	
19-Dec-24	3,000,000.00	5.0200%	Bendigo and Adelaide Bank	A-	3,000,000.00	26-Mar-24	3,040,022.47	544960	40,022.47	At Maturity	
14-Jan-25	2,000,000.00	5.0600%	Bendigo and Adelaide Bank	A-	2,000,000.00	9-Apr-24	2,023,012.60	544994	23,012.60	At Maturity	
26-Feb-25	3,000,000.00	5.0500%	Suncorp Bank	A+	3,000,000.00	28-Feb-24	3,051,468.49	544863	51,468.49	At Maturity	
4-Mar-25	2,000,000.00	2.0200%	Westpac Group	AA-	2,000,000.00	9-Feb-22	2,005,866.30	542329	5,866.30	Quarterly	Green
4-Mar-25	2,000,000.00	5.0800%	Suncorp Bank	A+	2,000,000.00	2-Apr-24	2,025,052.05	544974	25,052.05	At Maturity	
5-Mar-25	4,000,000.00	5.0800%	Westpac Group	AA-	4,000,000.00	5-Mar-24	4,065,692.05	544912	65,692.05	At Maturity	Green
12-Mar-25	3,000,000.00	4.9500%	Westpac Group	AA-	3,000,000.00	12-Mar-24	3,007,730.14	544931	7,730.14	Quarterly	Green
1-May-25	3,000,000.00	5.2700%	Westpac Group	AA-	3,000,000.00	1-May-24	3,026,422.19	545052	26,422.19	At Maturity	Green
20-Feb-26	2,000,000.00	4.8500%	Westpac Group	AA-	2,000,000.00	20-Feb-24	2,011,161.64	544856	11,161.64	Quarterly	Green
17-Mar-26	3,000,000.00	4.8400%	Suncorp Bank	A+	3,000,000.00	19-Mar-24	3,041,372.05	544951	41,372.05	Annually	
17-Apr-26	3,000,000.00	5.0300%	Westpac Group	AA-	3,000,000.00	17-Apr-24	3,031,006.85	545017	31,006.85	Annually	Green
71,300,000.00		5.0000%			71,300,000.00			72,724,987.65	1,424,987.65		

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	5.1886%	SUN Snr FRN (Jul24) BBSW+0.78%	A+	2,500,000.00	30-Jul-19	2,522,807.08	538331	22,033.78	30-Jul-24	
24-Oct-24	1,000,000.00	5.4905%	GSB Snr FRN (Oct24) BBSW+1.12%	BBB+	1,000,000.00	24-Oct-19	1,011,178.88	538604	10,228.88	24-Jul-24	
2-Dec-25	2,250,000.00	4.8692%	BEN Snr FRN (Dec25) BBSW+0.52%	A-	2,250,000.00	2-Dec-20	2,250,574.37	540603	8,404.37	2-Sep-24	
24-Feb-26	1,300,000.00	4.7903%	SUN Snr FRN (Feb26) BBSW+0.45%	A+	1,300,000.00	24-Feb-21	1,303,636.31	540958	6,483.31	26-Aug-24	



Waverley Council
Investment Holdings Report - June 2024



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	4.9847%	NPBS Snr FRN (Mar26) BBSW+0.63%	BBB+	4,000,000.00	4-Mar-21	3,982,149.25	540983	14,749.25	4-Sep-24	
15-May-26	1,000,000.00	5.6200%	BEN Snr FRN (May26) BBSW+ 1.25%	A-	1,000,000.00	15-May-23	1,014,996.71	544084	7,236.71	15-Aug-24	
18-Jun-26	4,000,000.00	5.0214%	BEN Snr FRN (Jun26) BBSW+0.65%	A-	4,000,000.00	18-Jun-21	3,992,713.78	541523	7,153.78	18-Sep-24	
15-Sep-26	3,750,000.00	4.8509%	SUN Snr FRN (Sep26) BBSW+0.48%	A+	3,750,000.00	15-Sep-21	3,740,814.82	541877	6,977.32	16-Sep-24	
23-Dec-26	5,000,000.00	4.8023%	CBA Green Snr FRN (Dec26) BBSW+0.41%	AA-	5,000,000.00	23-Sep-21	4,979,504.95	541916	4,604.95	23-Sep-24	
14-May-27	1,600,000.00	5.3703%	BEN Snr FRN (May27) BBSW+ 1.00%	A-	1,600,000.00	14-May-24	1,613,523.70	545080	11,299.70	14-Aug-24	
26,400,000.00		5.0032%			26,400,000.00		26,411,899.85		99,172.05		

Waverley Council
Accrued Interest Report - June 2024



Investment	Deal No.	Comments	Face Value (\$)	Settlement Date	Maturity Date	Interest Received (\$)	Days	Interest Accrued (\$)	Yield (% pa)
Floating Rate Note									
SUN Snr FRN (Jul24) BBSW+0.78%	538331		2,500,000.00	30-Jul-19	30-Jul-24	0.00	30	10,661.51	5.19%
GSB Snr FRN (Oct24) BBSW+ 1.12%	538604		1,000,000.00	24-Oct-19	24-Oct-24	0.00	30	4,512.74	5.49%
BEN Snr FRN (Dec25) BBSW+0.52%	540603		2,250,000.00	2-Dec-20	2-Dec-25	27,255.31	30	9,003.39	4.87%
SUN Snr FRN (Feb26) BBSW+ 0.45%	540958		1,300,000.00	24-Feb-21	24-Feb-26	0.00	30	5,118.40	4.79%
NPBS Snr FRN (Mar26) BBSW+ 0.63%	540983		4,000,000.00	4-Mar-21	4-Mar-26	50,095.39	30	16,382.80	4.98%
BEN Snr FRN (May26) BBSW+ 1.25%	544084		1,000,000.00	15-May-23	15-May-26	0.00	30	4,619.18	5.62%
BEN Snr FRN (Jun26) BBSW+0.65%	541523		4,000,000.00	18-Jun-21	18-Jun-26	50,450.28	30	16,476.11	5.01%
SUN Snr FRN (Sep26) BBSW+0.48%	541877		3,750,000.00	15-Sep-21	15-Sep-26	46,595.67	30	14,908.50	4.84%
CBA Green Snr FRN (Dec26) BBSW+ 0.41%	541916		5,000,000.00	23-Sep-21	23-Dec-26	59,383.11	30	19,613.87	4.77%
BEN Snr FRN (May27) BBSW+ 1.00%	545080		1,600,000.00	14-May-24	14-May-27	0.00	30	7,062.31	5.37%
						233,779.76		108,358.81	4.99%
Managed Funds									
NSW T-Corp Defensive Cash Funds	411310				2-Jun-25	0.00	0	7,455.42	3.89%
						0.00		7,455.42	3.89%
Term Deposits									
Westpac Group	544392		3,000,000.00	15-Aug-23	20-Aug-24	0.00	30	12,723.29	5.16%
Westpac Group	544416		3,000,000.00	23-Aug-23	20-Aug-24	0.00	30	12,550.69	5.09%
Commonwealth Bank of Australia	544437		3,000,000.00	29-Aug-23	27-Aug-24	0.00	30	13,339.72	5.41%
Westpac Group	544424		4,000,000.00	24-Aug-23	27-Aug-24	0.00	30	16,602.74	5.05%
National Australia Bank	544468		4,000,000.00	5-Sep-23	4-Sep-24	0.00	30	17,260.27	5.25%
Westpac Group	543279		4,000,000.00	2-Sep-22	4-Sep-24	43,879.45	30	14,465.75	4.40%
Westpac Group	544467		2,000,000.00	5-Sep-23	5-Sep-24	25,356.71	30	8,268.49	5.03%
Suncorp Bank	544580		3,000,000.00	19-Sep-23	18-Sep-24	0.00	30	12,821.92	5.20%
Suncorp Bank	544534		1,000,000.00	26-Sep-23	24-Sep-24	0.00	30	4,315.07	5.25%
Suncorp Bank	544805		3,000,000.00	23-Jan-24	24-Sep-24	0.00	30	12,821.92	5.20%
Westpac Group	544533		2,000,000.00	26-Sep-23	26-Sep-24	0.00	30	8,580.82	5.22%



Waverley Council
Accrued Interest Report - June 2024

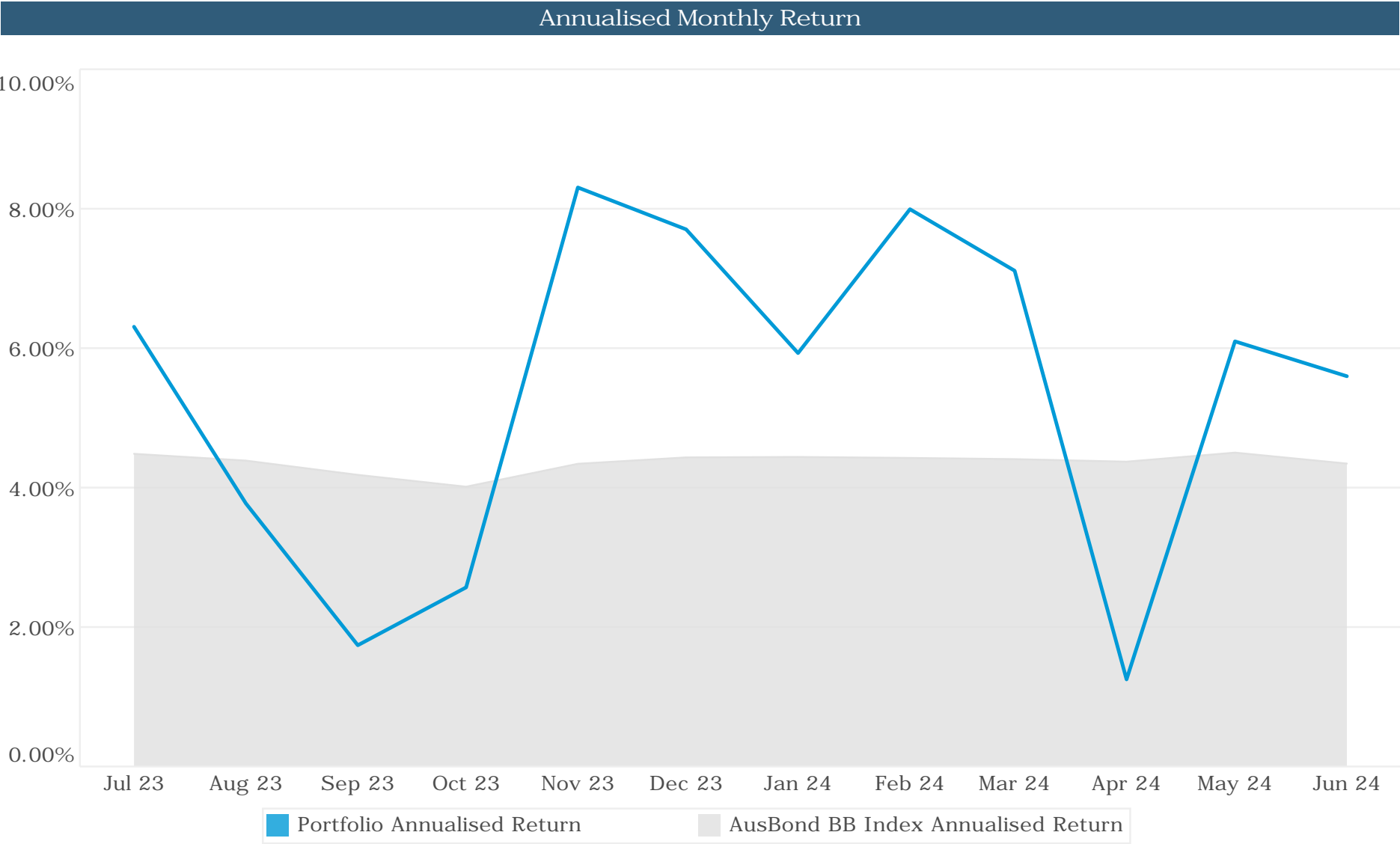


Investment	Deal No.	Comments	Face Value (\$)	Settlement Date	Maturity Date	Interest Received (\$)	Days	Interest Accrued (\$)	Yield (% pa)
Westpac Group	544556		3,000,000.00	3-Oct-23	2-Oct-24	0.00	30	12,920.55	5.24%
Suncorp Bank	544763		3,000,000.00	4-Jan-24	5-Nov-24	0.00	30	12,747.95	5.17%
Suncorp Bank	544722		2,000,000.00	14-Nov-23	12-Nov-24	0.00	30	9,008.22	5.48%
Suncorp Bank	544919		1,300,000.00	6-Mar-24	4-Dec-24	0.00	30	5,556.16	5.20%
Bendigo and Adelaide Bank	544960		3,000,000.00	26-Mar-24	19-Dec-24	0.00	30	12,378.09	5.02%
Bendigo and Adelaide Bank	544994		2,000,000.00	9-Apr-24	14-Jan-25	0.00	30	8,317.81	5.06%
Suncorp Bank	544863		3,000,000.00	28-Feb-24	26-Feb-25	0.00	30	12,452.05	5.05%
Suncorp Bank	544974		2,000,000.00	2-Apr-24	4-Mar-25	0.00	30	8,350.68	5.08%
Westpac Group	542329		2,000,000.00	9-Feb-22	4-Mar-25	0.00	30	3,320.55	2.02%
Westpac Group	544912		4,000,000.00	5-Mar-24	5-Mar-25	0.00	30	16,701.37	5.08%
Westpac Group	544931		3,000,000.00	12-Mar-24	12-Mar-25	37,430.14	30	12,205.49	4.95%
Westpac Group	545052		3,000,000.00	1-May-24	1-May-25	0.00	30	12,994.52	5.27%
Westpac Group	544856		2,000,000.00	20-Feb-24	20-Feb-26	0.00	30	7,972.60	4.85%
Suncorp Bank	544951		3,000,000.00	19-Mar-24	17-Mar-26	0.00	30	11,934.24	4.84%
Westpac Group	545017		3,000,000.00	17-Apr-24	17-Apr-26	0.00	30	12,402.74	5.03%
						106,666.30		293,013.70	5.00%
<u>Grand Totals</u>						<u>340,446.06</u>		<u>408,827.93</u>	<u>4.97%</u>



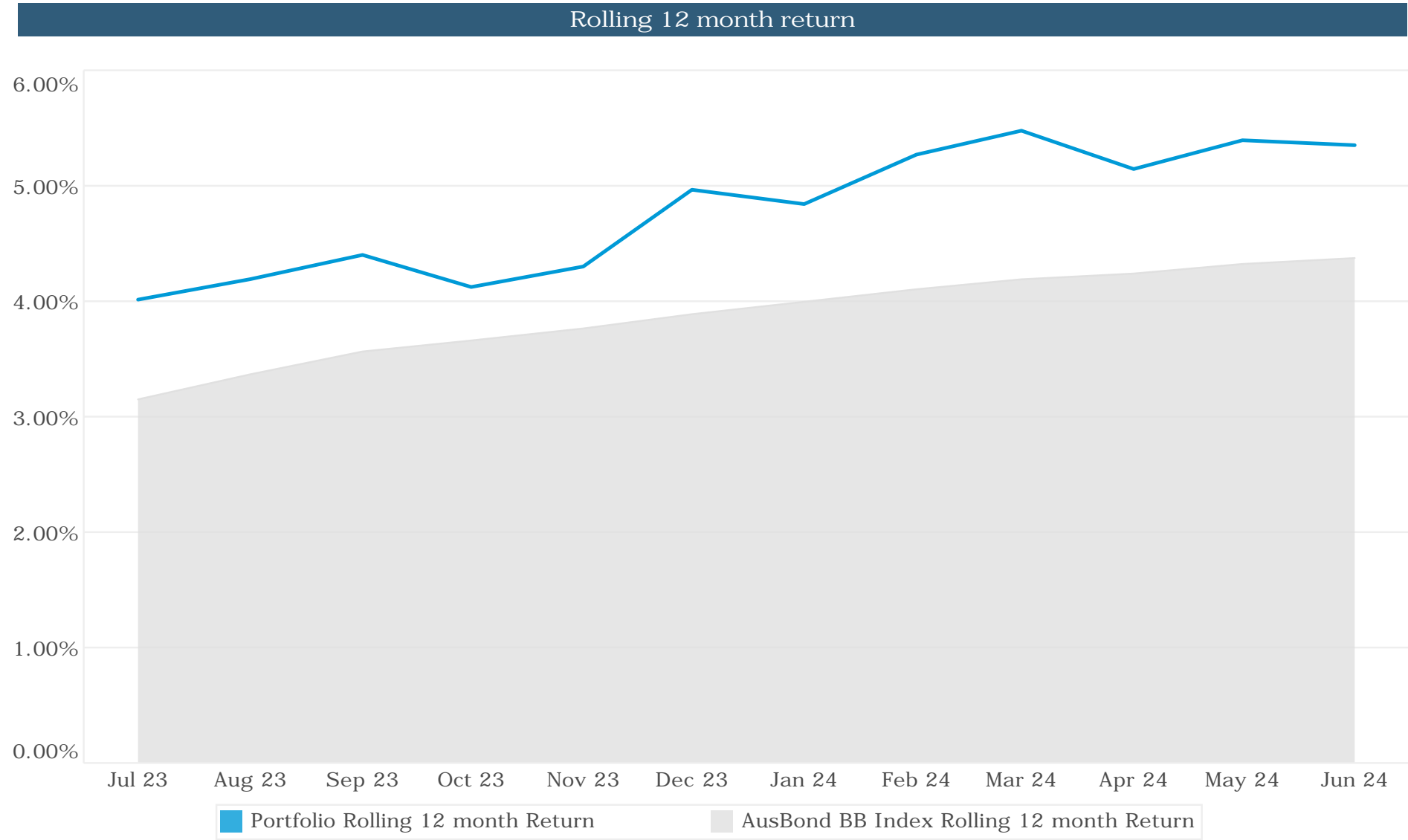
Waverley Council

Investment Performance Report - June 2024



Historical Performance Summary (% pa)			
	Portfolio	Annualised BB Index	Outperformance
Jun 2024	5.60%	4.34%	1.26%
Last 3 months	4.31%	4.41%	-0.10%
Last 6 months	5.64%	4.42%	1.22%
Financial Year to Date	5.35%	4.37%	0.98%
Last 12 months	5.35%	4.37%	0.98%

Waverley Council
Investment Performance Report - June 2024



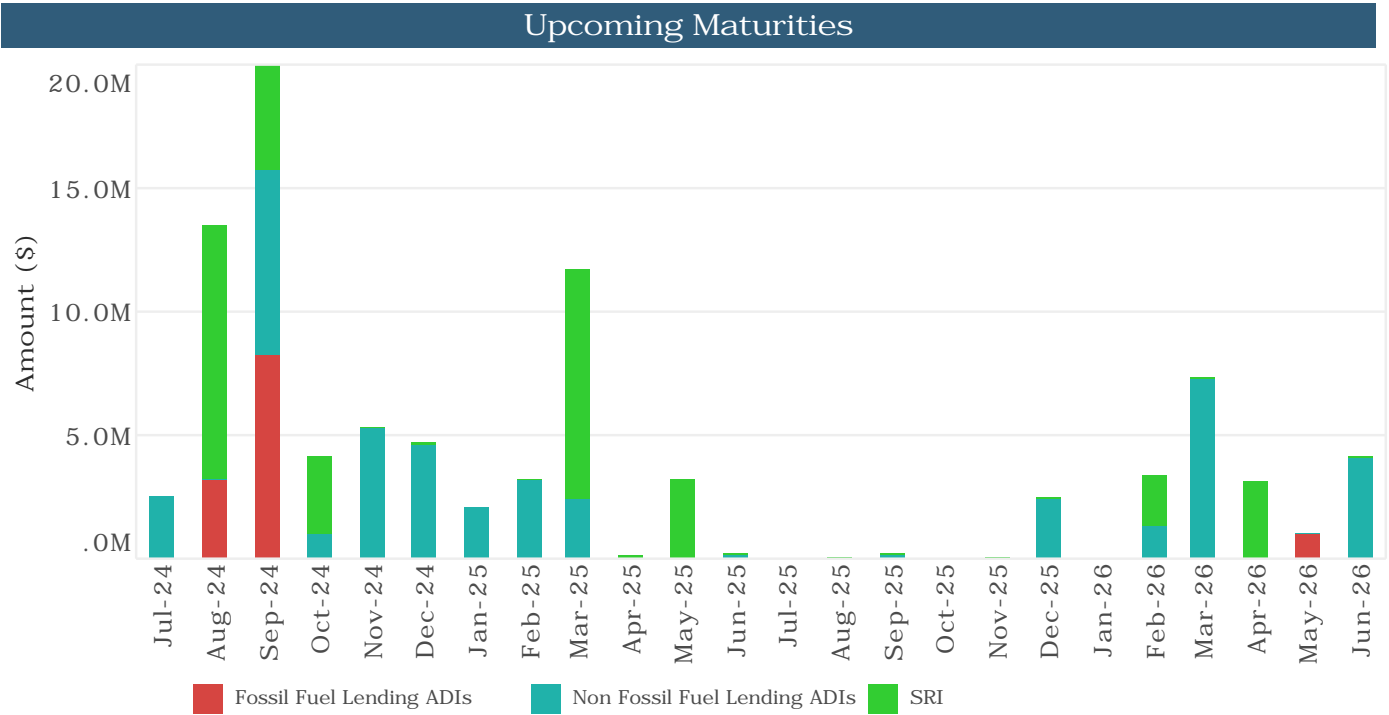
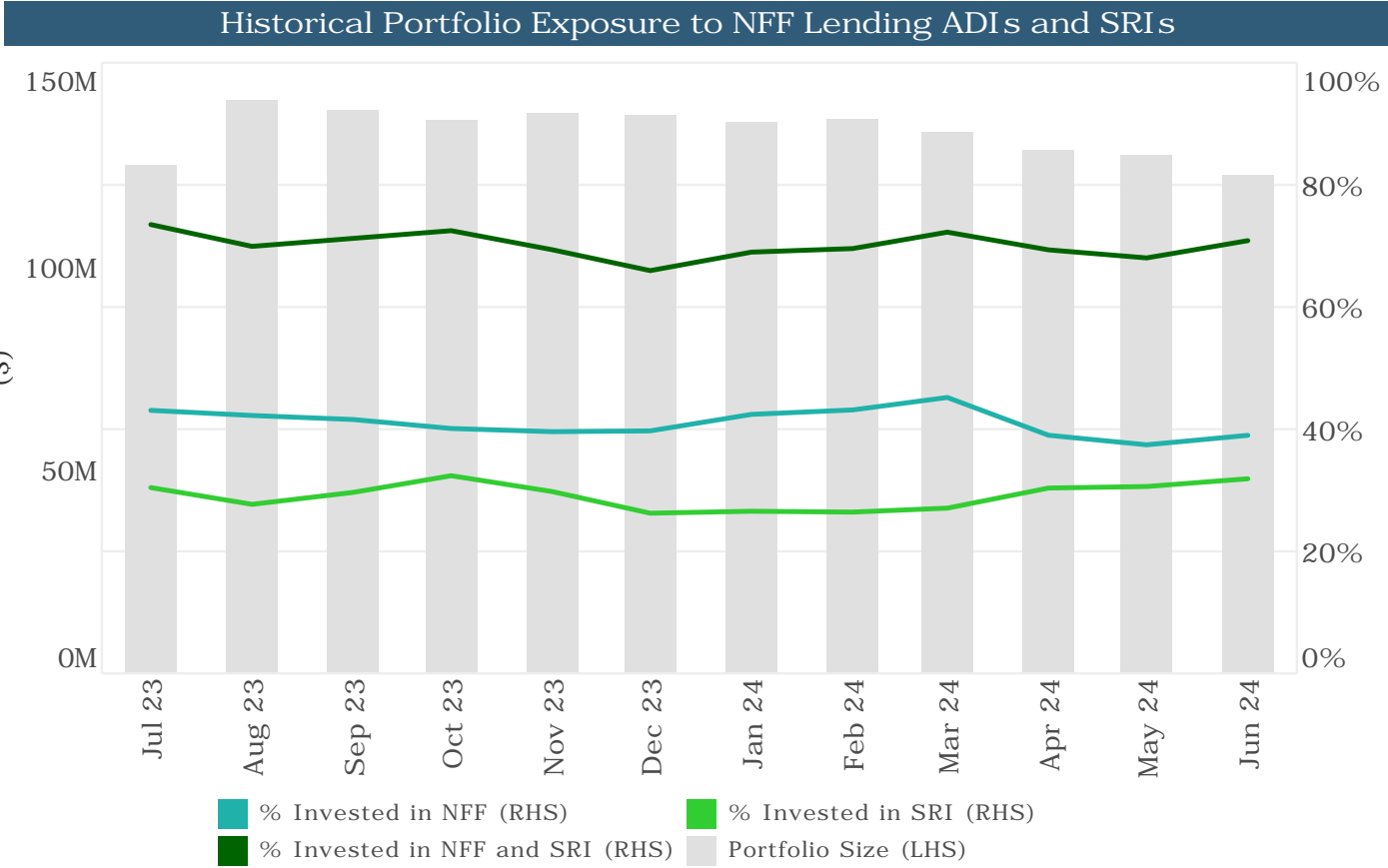
Historical Performance Summary (% actual)			
	Portfolio	Annualised BB Index	Outperformance
Jun 2024	0.45%	0.35%	0.10%
Last 3 months	1.06%	1.08%	-0.02%
Last 6 months	2.77%	2.18%	0.59%
Financial Year to Date	5.35%	4.37%	0.98%
Last 12 months	5.35%	4.37%	0.98%

Waverley Council
Environmental Commitments Report - June 2024

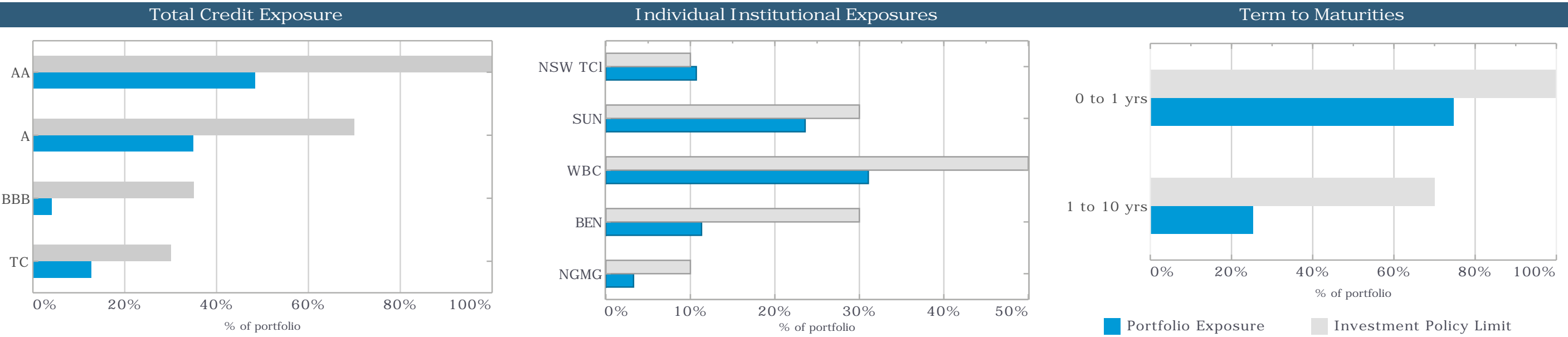


Current Breakdown				
ADI Lending Status *	Current Month (\$)		Previous Month (\$)	
Fossil Fuel Lending ADIs				
Commonwealth Bank of Australia	12,161,687		17,385,259	
National Australia Bank	4,000,000		4,000,000	
Westpac Group	4,000,000		4,000,000	
	20,161,687	16%	25,385,259	20%
Non Fossil Fuel Lending ADIs				
Bendigo and Adelaide Bank	13,850,000		13,850,000	
Great Southern Bank	1,000,000		1,000,000	
Newcastle Greater Mutual Group	4,000,000		4,000,000	
Suncorp Bank	28,850,000		28,850,000	
	47,700,000	39%	47,700,000	37%
Other				
NSW T-Corp (Cash)	2,379,579		2,372,124	
NSW T-Corp (LT)	13,092,088		12,962,668	
	15,471,667	13%	15,334,792	12%
Socially Responsible Investment				
CBA (Green)	5,000,000		5,000,000	
Westpac Group (Green TD)	34,000,000		34,000,000	
	39,000,000	32%	39,000,000	31%
	122,333,354		127,420,051	

* source: Marketforces
Percentages may not add up to 100% due to rounding



Waverley Council
Investment Policy Compliance Report - June 2024



Credit Rating Group	Face Value (\$)		Policy Max	
AA	59,161,687	48%	100%	a
A	42,700,000	35%	70%	a
BBB	5,000,000	4%	35%	a
TC	15,471,667	13%	30%	a
122,333,354				

Specific Sub Limits				
BBB+	5,000,000	4%	35%	a
A-	13,850,000	11%	70%	a

Institution	% of portfolio	Investment Policy Limit	
NSW T-Corp (TCI)	11%	10%	r
Suncorp Bank (A+)	24%	30%	a
Westpac Group (AA-)	31%	50%	a
Bendigo and Adelaide Bank (A-)	11%	30%	a
Newcastle Greater Mutual Group (BBB+)	3%	10%	a
Commonwealth Bank of Australia (AA-)	14%	50%	a
NSW T-Corp (TCc)	2%	10%	a
Great Southern Bank (BBB+)	1%	10%	a
National Australia Bank (AA-)	3%	50%	a

	Face Value (\$)		Policy Max	
Between 0 and 1 years	91,433,354	75%	100%	a
Between 1 and 10 years	30,900,000	25%	70%	a
122,333,354				

Specific Sub Limits				
Between 3 and 10 years	0	0%	50%	a
Between 5 and 10 years	0	0%	25%	a

a = compliant
r = non-compliant

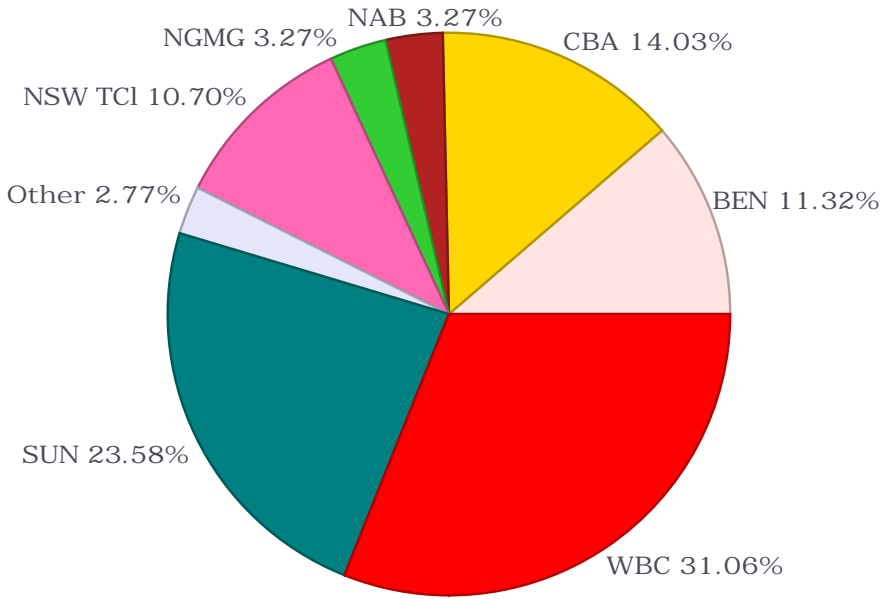
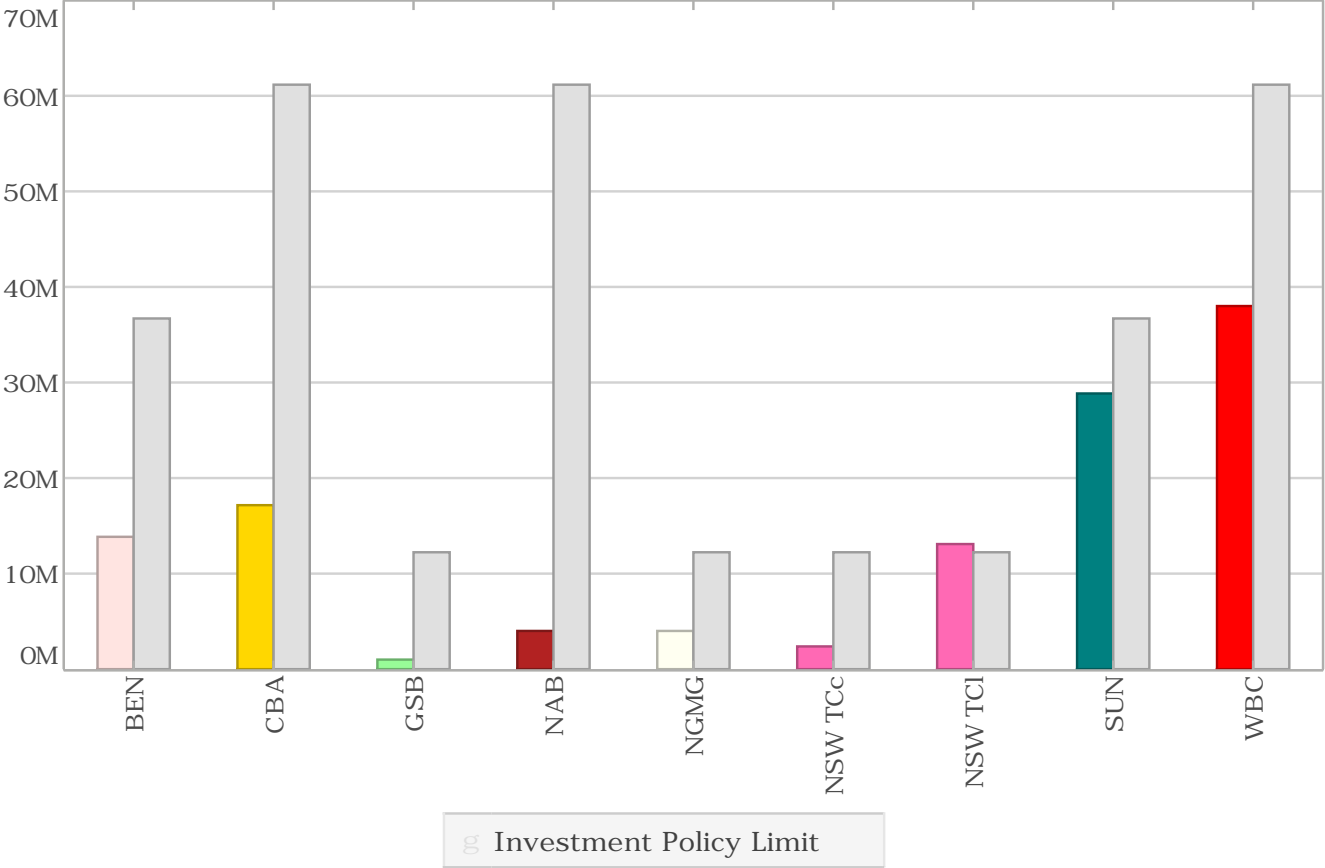
Waverley Council
Individual Institutional Exposures Report - June 2024



Individual Insitutional Exposures

Individual Insitutional Exposure Charts

	Current Exposures		Policy Limit		Capacity
Bendigo and Adelaide Bank (A-)	13,850,000	11%	36,700,006	30%	22,850,006
Commonwealth Bank of Australia (AA-)	17,161,687	14%	61,166,677	50%	44,004,990
Great Southern Bank (BBB+)	1,000,000	1%	12,233,335	10%	11,233,335
National Australia Bank (AA-)	4,000,000	3%	61,166,677	50%	57,166,677
Newcastle Greater Mutual Group (BBB+)	4,000,000	3%	12,233,335	10%	8,233,335
NSW T-Corp (TCc)	2,379,579	2%	12,233,335	10%	9,853,756
NSW T-Corp (TCI)	13,092,088	11%	12,233,335	10%	-858,753
Suncorp Bank (A+)	28,850,000	24%	36,700,006	30%	7,850,006
Westpac Group (AA-)	38,000,000	31%	61,166,677	50%	23,166,677
	122,333,354				



Waverley Council
Cashflows Report - June 2024



Actual Cashflows for June 2024						
Date	Deal No.	Cashflow Counterparty	Asset Type	Cashflow Description	Amount	
3-Jun-24	540603	BEN Snr FRN (Dec25) BBSW+0.52%	Floating Rate Note	Coupon Date	27,255.31	
Deal Total					27,255.31	
3-Jun-24	543279	Westpac Group	Term Deposit	During: Interest Received/Paid Dates	43,879.45	
Deal Total					43,879.45	
Day Total					71,134.76	
4-Jun-24	540983	NPBS Snr FRN (Mar26) BBSW+0.63%	Floating Rate Note	Coupon Date	50,095.39	
Deal Total					50,095.39	
Day Total					50,095.39	
5-Jun-24	544467	Westpac Group	Term Deposit	During: Interest Received/Paid Dates	25,356.71	
Deal Total					25,356.71	
Day Total					25,356.71	
12-Jun-24	544931	Westpac Group	Term Deposit	During: Interest Received/Paid Dates	37,430.14	
Deal Total					37,430.14	
Day Total					37,430.14	
17-Jun-24	541877	SUN Snr FRN (Sep26) BBSW+0.48%	Floating Rate Note	Coupon Date	46,595.67	
Deal Total					46,595.67	
Day Total					46,595.67	
18-Jun-24	541523	BEN Snr FRN (Jun26) BBSW+0.65%	Floating Rate Note	Coupon Date	50,450.28	
Deal Total					50,450.28	
Day Total					50,450.28	
24-Jun-24	541916	CBA Green Snr FRN (Dec26) BBSW+0.41%	Floating Rate Note	Coupon Date	59,383.11	
Deal Total					59,383.11	
Day Total					59,383.11	
Total for Month					340,446.06	

Forecast Cashflows for July 2024

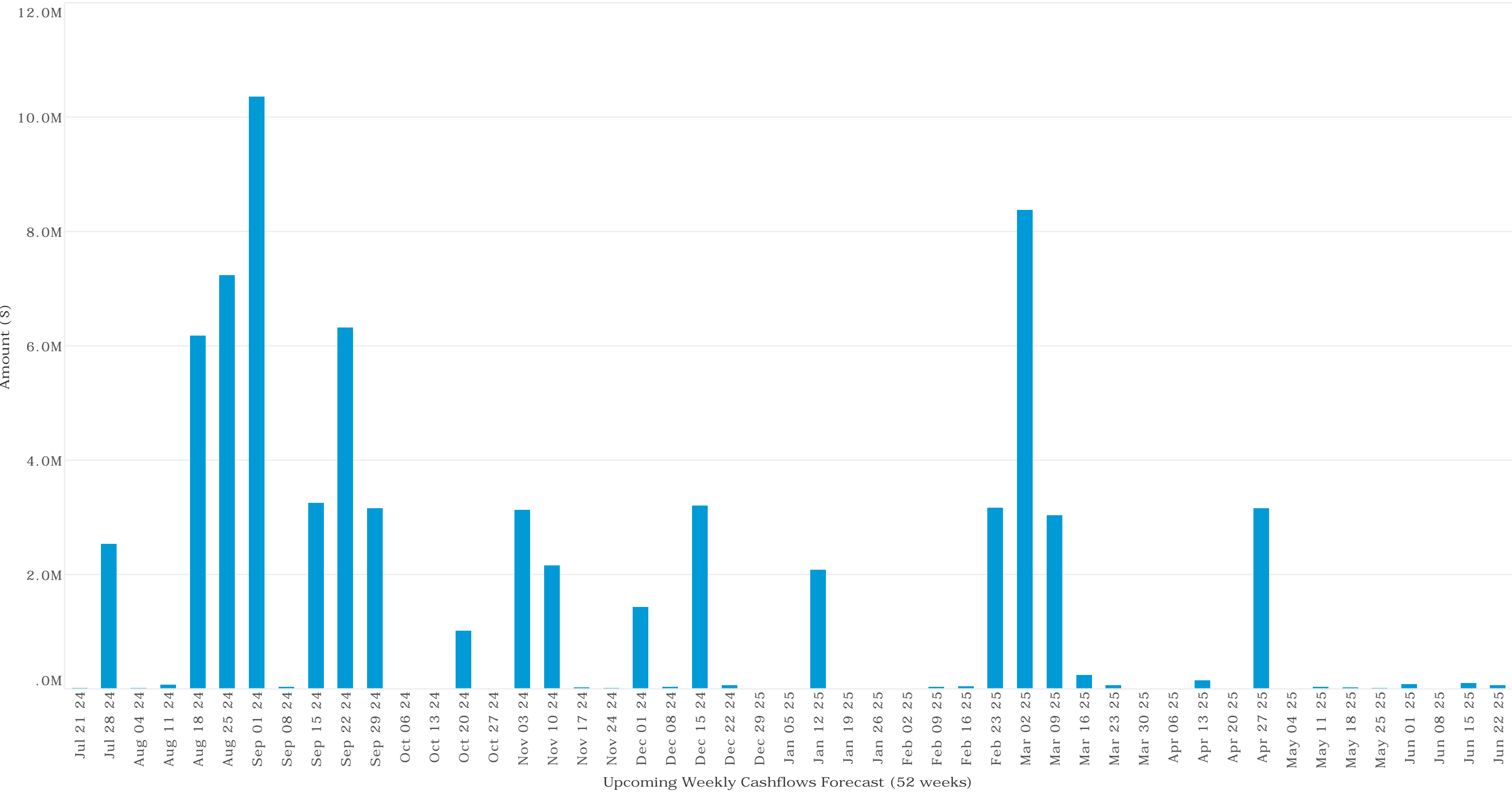
Waverley Council
Cashflows Report - June 2024



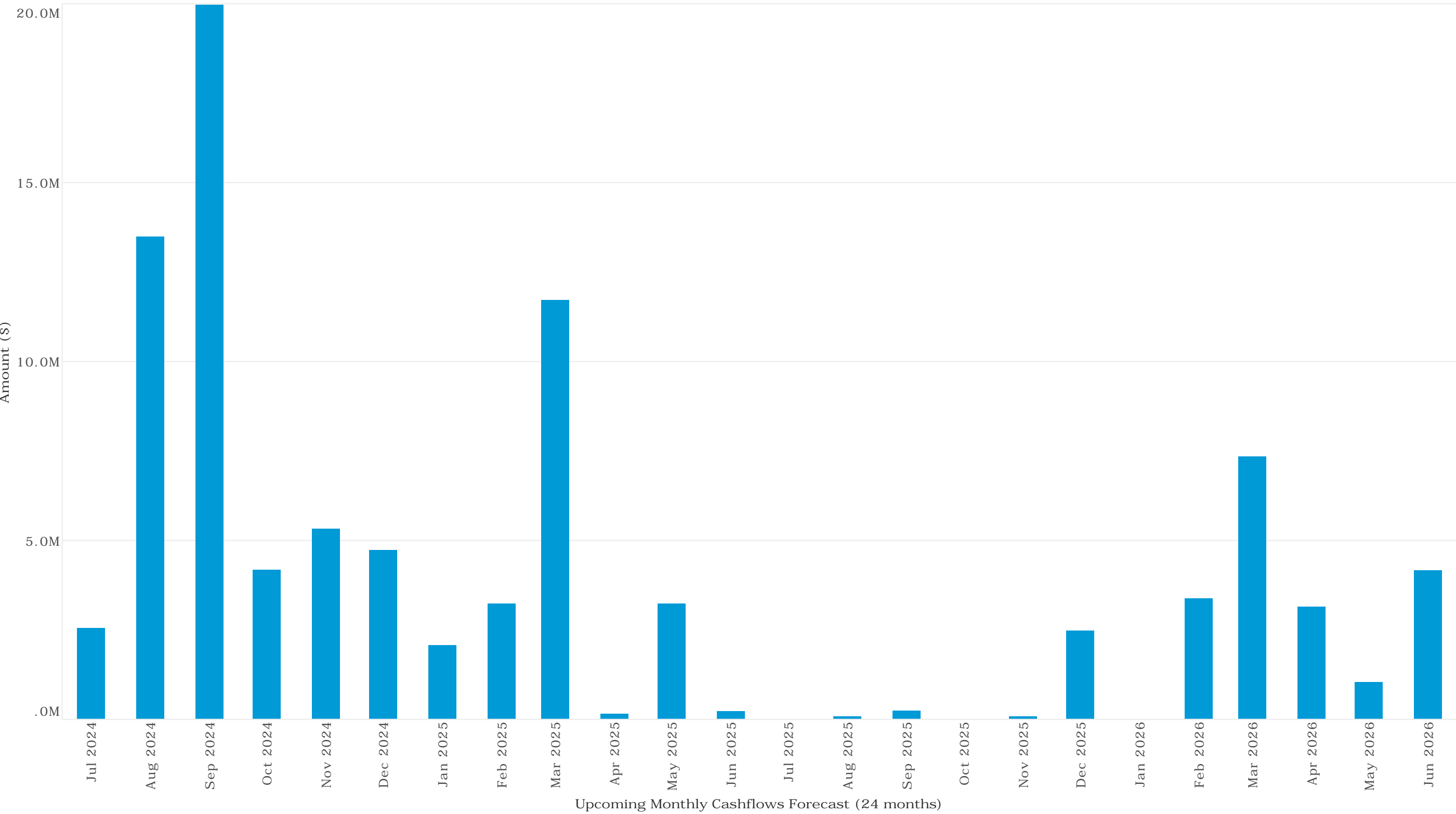
Date	Deal No.	Cashflow Counterparty	Asset Type	Cashflow Description	Amount
24-Jul-24	538604	GSB Snr FRN (Oct24) BBSW+ 1.12%	Floating Rate Note	Coupon Date	13,688.64
				Deal Total	13,688.64
				Day Total	13,688.64
30-Jul-24	538331	SUN Snr FRN (Jul24) BBSW+0.78%	Floating Rate Note	Coupon Date	32,339.90
		SUN Snr FRN (Jul24) BBSW+0.78%	Floating Rate Note	Maturity	2,500,000.00
				Deal Total	2,532,339.90
				Day Total	2,532,339.90
				Total for Month	2,546,028.55

Waverley Council

Cashflows Report - June 2024



Waverley Council
Cashflows Report - June 2024



**REPORT
CM/7.3/24.07****Subject:** Councillor Expenses and Facilities - Annual Report**TRIM No:** SF23/170**Manager:** Richard Coelho, Executive Manager, Governance**Director:** Tara Czimmer, Director, Corporate Services

RECOMMENDATION:

That Council notes the annual report on Councillor expenses and facilities for the period 1 July 2023 to 30 June 2024 attached to the report.

1. Executive Summary

This report provides details on the provision of expenses and facilities to Councillors over the preceding financial year, as required by the Councillor Expenses and Facilities Policy.

2. Introduction/Background

Council adopted a new Councillor Expenses and Facilities Policy in May 2018 based on the Office of Local Government's (OLG) template. The policy requires Council to report on the provision of expenses and facilities to Councillors every six months. Council adopted an amended policy in December 2022, commencing on 1 January 2023.

3. Relevant Council Resolutions

Meeting and date	Item No.	Resolution
Council 20 February 2024	CM/7.8/24.02	That Council notes the six-monthly report on Councillor expenses and facilities for the period 1 July 2023 to 31 December 2023 attached to the report.
Council 18 July 2023	CM/7.3/23.07	That Council notes the annual report on Councillor expenses and facilities for the period 1 July 2022 to 30 June 2023 attached to the report.

4. Discussion

Clause 15.2 of the Councillor Expenses and Facilities Policy states that:

Detailed reports on the provision of expenses and facilities to Councillors will be publicly tabled at a Council meeting every six months and published in full on Council's website. These reports will include expenditure summarised by individual Councillor and as a total for all Councillors.

The report is attached. It outlines each Councillor's expenditure against budget and the remaining budget for each expense category under the policy from 1 July 2023 to 30 June 2024 inclusive, subject to the following points:

- The ICT equipment allowance is a term allowance. The current term is approximately three years rather than four years, due to the COVID-19-related postponement of the last local government elections from September 2020 to December 2021. In accordance with the policy, Councillors have therefore been allocated \$6,000 (excluding GST) rather than \$8,000.
- The budgets for conferences, long-distance travel and carer expenses are not itemised per Councillor because the policy provides a total figure for all Councillors.
- The policy allows Councillors six months in which to submit claims for reimbursement. As such, not all claims will necessarily be accounted for at the conclusion of each reporting period.
- A Councillor can incur an expense that exceeds the maximum limit for that expense if funds are available elsewhere in their budget, in accordance with clause 11.13 of the policy. The overspend is not reallocated.
- Fees and superannuation paid to Councillors are separate to expenses and facilities and are not included.

5. Financial impact statement/Time frame/Consultation

All Councillor expenditure is within budget.

6. Conclusion

This report satisfies the requirement of Council to report on the provision of Councillor expenses and facilities every six months.

7. Attachments

1. Councillor expenses - 1 July 2023-30 June 2024 [↓](#) .

Councillor expenses
1 July 2023 - 30 June 2024

Natural Account	2023-24 Current Approved Budget	2023-24 July - June Actuals	2023-24 Remaining Budget on Current Budget
11026.Elected Member - Murray 2022-2024	(15,250)	0	(15,250)
4406.Councillors - Home Office Expense	(1,800)	0	(1,800)
4496.Councillors Equipment	(6,000)	0	(6,000)
4499.Councillors - ICT Usage Expense	(4,200)	0	(4,200)
4506.Councillors - General Travel Expenses	(750)	0	(750)
4512.Councillors - Professional Development	(2,500)	0	(2,500)
11027.Elected Member - Gray 2022-2024	(12,982)	(8,477)	(4,505)
4406.Councillors - Home Office Expense	(1,800)	0	(1,800)
4496.Councillors Equipment	(3,732)	0	(3,732)
4499.Councillors - ICT Usage Expense	(4,200)	0	(4,200)
4506.Councillors - General Travel Expenses	(750)	0	(750)
4512.Councillors - Professional Development	(2,500)	(8,477)	5,977
11028.Elected Member - Fabiano 2022-2024	(13,571)	(4,425)	(9,146)
4406.Councillors - Home Office Expense	(1,800)	0	(1,800)
4496.Councillors Equipment	(4,321)	0	(4,321)
4499.Councillors - ICT Usage Expense	(4,200)	0	(4,200)
4506.Councillors - General Travel Expenses	(750)	0	(750)
4512.Councillors - Professional Development	(2,500)	(4,425)	1,925
11029.Elected Member - Goltzman 2022-2024	(13,791)	(6,013)	(7,779)
4406.Councillors - Home Office Expense	(1,800)	(209)	(1,591)
4496.Councillors Equipment	(4,541)	(1,223)	(3,318)
4499.Councillors - ICT Usage Expense	(4,200)	(3,414)	(786)
4506.Councillors - General Travel Expenses	(750)	(108)	(642)
4512.Councillors - Professional Development	(2,500)	(1,059)	(1,441)
11030.Elected Member - Burrill 2022-2024	(11,580)	(4,157)	(7,423)
4406.Councillors - Home Office Expense	(1,800)	0	(1,800)
4496.Councillors Equipment	(2,330)	(2,842)	512
4499.Councillors - ICT Usage Expense	(4,200)	(1,315)	(2,885)
4506.Councillors - General Travel Expenses	(750)	0	(750)
4512.Councillors - Professional Development	(2,500)	0	(2,500)
11031.Elected Member - Wy Kanak 2022-2024	(15,250)	(164)	(15,086)
4406.Councillors - Home Office Expense	(1,800)	0	(1,800)
4496.Councillors Equipment	(6,000)	0	(6,000)
4499.Councillors - ICT Usage Expense	(4,200)	(164)	(4,036)
4506.Councillors - General Travel Expenses	(750)	0	(750)
4512.Councillors - Professional Development	(2,500)	0	(2,500)
11032.Elected Member - Betts 2022-2024	(12,578)	(331)	(12,247)
4406.Councillors - Home Office Expense	(1,800)	0	(1,800)
4496.Councillors Equipment	(3,328)	0	(3,328)
4499.Councillors - ICT Usage Expense	(4,200)	(149)	(4,051)
4506.Councillors - General Travel Expenses	(750)	(34)	(716)
4512.Councillors - Professional Development	(2,500)	(148)	(2,352)
11033.Elected Member - Kay 2022-2024	(11,573)	(4,814)	(6,759)
4406.Councillors - Home Office Expense	(1,800)	(80)	(1,720)
4496.Councillors Equipment	(2,323)	(2,455)	132
4499.Councillors - ICT Usage Expense	(4,200)	(2,220)	(1,980)
4506.Councillors - General Travel Expenses	(750)	(59)	(691)
4512.Councillors - Professional Development	(2,500)	0	(2,500)

Councillor expenses
1 July 2023 - 30 June 2024

Natural Account	2023-24 Current Approved Budget	2023-24 July - June Actuals	2023-24 Remaining Budget on Current Budget
11034.Elected Member - Lewis 2022-2024	(15,250)	0	(15,250)
4406.Councillors - Home Office Expense	(1,800)	0	(1,800)
4496.Councillors Equipment	(6,000)	0	(6,000)
4499.Councillors - ICT Usage Expense	(4,200)	0	(4,200)
4506.Councillors - General Travel Expenses	(750)	0	(750)
4512.Councillors - Professional Development	(2,500)	0	(2,500)
11035.Elected Member - Nemesh 2022-2024	(10,772)	(6,540)	(4,232)
4406.Councillors - Home Office Expense	(1,800)	(69)	(1,731)
4496.Councillors Equipment	(1,522)	0	(1,522)
4499.Councillors - ICT Usage Expense	(4,200)	(5,381)	1,181
4506.Councillors - General Travel Expenses	(750)	(410)	(340)
4512.Councillors - Professional Development	(2,500)	(682)	(1,818)
11036.Elected Member - Masselos 2022-2024	(15,042)	(655)	(14,387)
4406.Councillors - Home Office Expense	(1,800)	0	(1,800)
4496.Councillors Equipment	(5,792)	0	(5,792)
4499.Councillors - ICT Usage Expense	(4,200)	(149)	(4,051)
4506.Councillors - General Travel Expenses	(750)	(127)	(623)
4512.Councillors - Professional Development	(2,500)	(379)	(2,121)
11037.Elected Member - Keenan 2022-2024	(13,815)	(79)	(13,735)
4406.Councillors - Home Office Expense	(1,800)	0	(1,800)
4496.Councillors Equipment	(4,565)	0	(4,565)
4499.Councillors - ICT Usage Expense	(4,200)	0	(4,200)
4506.Councillors - General Travel Expenses	(750)	(79)	(671)
4512.Councillors - Professional Development	(2,500)	0	(2,500)
11016.Councillors Expenses	(44,000)	(27,431)	(16,569)
4498.Councillors Care Related Expenses	(12,000)	(1,027)	(10,973)
4508.Councillors – Long-distance travel	(2,000)	0	(2,000)
4514.Councillors - Conferences & Seminars	(30,000)	(26,404)	(3,596)

REPORT
CM/7.4/24.07

Subject: Community Services and Cultural Grants 2024-25

TRIM No: A20/0375

Manager: Annette Trubenbach, Executive Manager, Community Services

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

RECOMMENDATION:

That Council, under the Community Services and Cultural Grants Program 2024-25, grants a total of \$313,364 to the organisations set out in the attachment to the report.

1. Executive Summary

In response to an invitation issued to organisations in May 2024, Council has received 14 applications for grants under its Community Services and Cultural Grants Program from local not-for-profits delivering participatory cultural programs, and services that address the needs of families and young people, tenants, people sleeping rough, and people who may be isolated as a result of frailty, disability, or other social disadvantage.

The proposals received are summarised in Attachment 1 together with information from each organisation's 2023-24 acquittal. Officers recommend that Council approves grants to the organisations and in the amounts listed in Attachment 1 to a total value of \$313,364 for 2024-25.

2. Introduction/Background

Council's Community Services and Cultural Grants Program aims to provide targeted, sustained support to organisations providing identified social, cultural and recreational benefits to Waverley's community that align with Waverley's Community Strategic Plan, and complement the services provided directly by Council. The Community Grants Policy approved by Council at its March 2020 meeting requires that officers invite nominated organisations to apply once annually and conduct an expression of interest process when funds are available.

Nominated organisations are not-for-profits that deliver core community services in Waverley (WAYS Youth and Family, Bondi Beach Playgroups, Wayside Chapel, Bondi Beach Cottage, Junction Neighbourhood Centre, etc), participatory cultural programs (Bondi Beach Band, Waverley Randwick Philharmonic Society) and one of Waverley's iconic events (Festival of the Winds).

In May 2024, officers issued 14 local organisations with an invitation to submit funding proposals for the 2024-25 financial year, and proposals were received from all 14 organisations. The proposals received are summarised in Attachment 1, together with information from each organisation's 2023-24 acquittal.

3. Relevant Council Resolutions

Meeting and date	Item No.	Resolution
Council 18 July 2023	CM/7.5/23.07	<p>That Council:</p> <ol style="list-style-type: none"> Under the Community Services and Cultural Grants Program 2023–24: <ol style="list-style-type: none"> Grants a total of \$307,647 to the organisations set out in the attachment to the report, with conditions where specified. Calls for expressions of interest for project proposals that will improve access to information about housing options for those in the community who may benefit, including older people, people with disability, young people and families, and allocates up to \$30,000 in funding. In response to their decision to wind up the service, acknowledges the work of the management committee and staff of the Beaches Outreach Program (BOP), which for 45 years has conducted night-time outreach to vulnerable young people, and writes to the chair expressing Council's thanks for their contribution to community safety in Waverley.
Council 21 February 2023	CM/7.11/23.02	<p>That Council:</p> <ol style="list-style-type: none"> In accordance with the Community Services and Cultural Grants Program's 'Pathways to Inclusion in Waverley Life' initiative, grants \$19,000 to Wairoa School in 2022–23 for its Bondi Pavilion music program, subject to the school developing a detailed implementation plan in collaboration with Council officers. Includes Wairoa School as a nominated organisation under the Community Grants Policy until the end of the 2025 school year to enable the school to apply annually for funding to develop the music program.
Council 17 March 2020	CM/7.4/20.03	That Council adopts the Community Grants Policy attached to this report.
Council 19 November 2019	CM/7.7/19.11	<p>That Council:</p> <ol style="list-style-type: none"> Publicly exhibits the Community Grants Policy attached to this report (Attachment 2). Adopts the Community Services and Cultural Programs Grants Guidelines attached to this report (Attachment 3). Notes that the Social Sustainability Strategy under development will provide further guidance for Council

		and Waverley's community on the type of projects/activities for which funding could be sought.
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4. Discussion

The Waverley local government area is known for its strong network of community services, made up of a combination of direct Council services and non-government organisations that operate with Council support. Council has been working with the organisations listed in Attachment 1 over many years to support the maintenance of specialist networks of volunteers, and to ensure that quality professional services are available to local residents in times of need. Partnerships with other agencies expand Council's capacity, and provide access to the community connections, resources, knowledge and expertise of those specialist agencies.

Table 1 provides an overview of the recommendations for continued funding made in this report. Although most organisations did not seek additional funding in their applications, all referenced the challenges they have faced as a result of increased costs across all of their activities. To maintain the value of Council's assistance, each grant recommended includes a consumer price index (CPI) increase.

Table 1. Overview of applications and recommendations.

Community Organisation	Program	Grant Recommended 2024-25
Volunteer Support		
Australian Kiteflyers Society	Festival of the Winds	\$20,640
Waverley Bondi Beach Band	Rehearsal Program	\$5,320
Waverley Randwick Philharmonic Society	Rehearsal Program	\$5,320
Waverley Historical Society	Annual Exhibition Program	\$5,160
City East Community College Mentor Program	Annual Local Networking Event	\$5,160
		\$41,600
Older People and Access		
Wairoa School	Bondi Pavilion Music Program	\$20,216
The Junction Neighbourhood Centre	Bondi Junction Community Hub	\$20,216
Randwick/ Waverley Community Transport	Transport Seniors Programs	\$20,305
		\$60,737
Housing and Homeless		
Wayside Chapel – Norman Andrews House	'Drop in' Services	\$51,600
Eastern Area Tenants Service	Tenant Information & Advice	\$20,206
		\$71,806
Families Children and Young People		
WAYS Youth and Family	Education, Recreation & Support	\$92,141
Bondi Toy Library	Toy Library Services	\$21,280
Bondi Beach Cottage	Integrated Support for Women	\$20,640
Bondi Beach Playgroups	Sessional Play Groups	\$5,160
		\$139,221
Total		\$313,364

5. Financial impact statement/Time frame/Consultation

Sufficient funds are available in the 2024-25 budget to cover the Community Services and Cultural Grants Program allocations recommended in this report.

The grants recommended can be made available following Council's endorsement.

The recommendations contained in this report are made following consultation with specialist Community Development Officers and the Major Events Team.

6. Conclusion

Council's Community Services and Cultural Grants Program facilitates partnerships with other agencies that expand Council's capacity, and provide access to the community connections, resources and expertise of specialist service providers. Endorsement of the recommendations made in this report will enable maintenance of those constructive working relationships into the future.

7. Attachments

1. Community Services and Cultural Grants Program Proposals 2024-25 [↓](#) .

Attachment 1

File Ref: A20/0375
July 2024

Community Services and Cultural Grants Program: List of Grants Proposed for 2024/25

Grants proposed for 2024/25 under Council’s community grants program will ensure the delivery of a range of services to the local community that meet outcomes described in Council’s plans and support identified needs groups in Waverley. Funding also supports community based cultural organisations delivering participatory cultural activities. The amounts recommended are based on 2023/24 grants plus CPI.

Organisation	Programs and Activities Supported	2023-24	2024-25
Australian Kiteflyers Society	<p>The Australian Kiteflyers Society was formed in 1978 to foster and encourage the art of kite flying and has around 30 members. The Society has worked in partnership with Waverley Council to deliver the <i>Festival of the Winds</i> annually, on Bondi Beach, for 45 years. The Society has responded to Council’s invitation to apply for a grant for the 2024 Festival and reported on the 2023 Festival.</p> <p>Held 8-10 September, The <i>Festival of the Winds</i> 2023 involved 32 kite flyers and international guests, who all volunteered their time to present displays of kites and kite flying on the beach. The Festival also included food, live music, workshops for kids, and opportunities for members of the pubic to launch their own kites from the beach. Over the three days, the Festival attracted more than 80,000 people of all ages and abilities, with Saturday’s ‘family day’ proving particularly popular.</p> <p>In 2023, Council endorsed an increase in the Society’s grant to \$20,000, to cover increasing costs resulting from inflation, and provided a ‘one off’ grant of \$4,000 to cover the Society’s losses from the previous year. This year, the Society has applied for a grant of \$20,000 for the September 2024 Festival. Council also endorsed a recommendation to transfer administration of funds for the Festival to the Major Events Team. Following investigation of the nature and scale of the Society, officers now recommend that funds continue to be administered as part of Council’s Community Grants Program.</p>	Grant \$20,000 + \$4,000 one off	Seeking \$20,000 Recommended \$20,640

Organisation	Programs and Activities Supported	2023-24	2024-25
Waverley Bondi Beach Band (Bondi Brass)	<p>The Waverley Bondi Beach Band aims to provide a lifelong performance opportunity for players from school to mature aged. Its members conduct the Australian School Band and Orchestra Festival and perform at a number of significant local events. The Band relies on volunteers, and Council's grant enables the group to fund its regular rehearsals. The Band has responded to Council's invitation to apply for a grant for 2024/25 and reported on its activities in 2023/24.</p> <p>The Band reports that it held an 'open' rehearsal in July 23, with a widely broadcast invitation to encourage new people to come and play. This was very successful with 50 people attending. Over the course of 2023/24, the Band performed at significant Waverley events including: the Candelight Vigil following the Bondi Junction attack, Waverley's Anzac Day Service, Carols by the Sea, and Festival of the Winds. The Band also performed three church concerts and provided the marching band for the Chabad Youth NSW Parade in Bondi.</p> <p>The Band utilised Council's grant to provide professional musical direction for 40 rehearsals held over the course of the year. The Band plans a similar program for the coming year and seeks continued Council support for its rehearsal program. The Band has advised this year's added challenge will be securing a new venue for rehearsal and storage of its collection of music, instruments, and equipment.</p>	Grant \$5,155	Seeking \$5,155 Recommended \$5,320
Waverley Randwick Philharmonic Society	<p>The Waverley Randwick Philharmonic Society aims to provide performance opportunities to classical musicians of all ages, and performance experience for young, 'up and coming' conductors and soloists. The Society incorporates the Eastern Sydney Chamber Orchestra, and the Eastern Sydney Chamber Choir. It relies on volunteers, and Council's grant enables the group to fund its rehearsals. The Society has responded to Council's invitation to apply for a grant for 2024/25 and reported on its activities in 2023/24.</p> <p>The Society reports that it conducted 70 rehearsals at St Mary's Anglican Church, and increased ticket sales for 4 concerts performed at the Mary Immaculate Church, including <i>Hayden's Creation</i>, featuring soloists Emma Jezek from the Sydney Symphony performing alongside viola player Aiden Filshie, a recent Sydney Conservatorium graduate. Members of the Society also participated in the opening concert of the Sydney Eisteddfod, and the <i>Celebration Sing Out</i>, which raised \$40,000 for the Sydney Children's Hospital. The Society plans a similar program for the coming year and seeks a Council grant towards the cost of regular rehearsals with paid professionals.</p>	Grant \$5,155	Seeking \$5,155 Recommended \$5,320

Organisation	Programs and Activities Supported	2023-24	2024-25
Waverley Historical Society	<p>Founded in 1962, the Waverley Historical Society has a focus on researching and preserving the old buildings and artifacts that reflect Waverley's local history. The Society's volunteers research, source artifacts from their networks for, and mount an exhibition at Waverley Library once annually to share this local history with the community.</p> <p>To provide the Society with certainty and facilitate planning, in 2023, Council endorsed regular funding of the Society for its exhibitions through the Community Grants Program. The Society has responded to Council's invitation to apply for a grant for 2024/25 and reported on its activities in 2023/24.</p> <p>The Society reports that it held an exhibition of 'Memories of Theatres and Cinemas Past and Present' in September 2023 utilising the Library's ground and first floor foyers. The exhibition included images of Waverley's cinema buildings and early film studios, and snippets of interviews with older locals about going to the pictures on Saturday afternoons. Life-sized images of ushers and usherettes and a ticket box added atmosphere to the exhibition. The opening morning tea included typical movie fare: popcorn, jaffas, fantales, and jelly beans.</p> <p>The Society is planning an exhibition of 'Waverley's Parks' in September 2024, and is also working on the production of a 'Parks' calendar, and a journal featuring stories by historians and locals with a passion for preserving and sharing knowledge of Waverley's local history.</p>	Grant \$5,000	Seeking \$5,000 Recommended \$5,160
City East Community College – Mentor Program	<p>The City East Community College's Mentor Program supports professional work-ready migrants and refugees to reach their employment potential by matching mentees with volunteers from their profession. The program has strong synergies with Waverley where 19.6% of residents work in professional, scientific, and technical services, and 41.7% are overseas born. Many of the mentors in the program live and/ or work in Waverley.</p> <p>City East hosts an annual networking evening each November that brings together mentees and local mentors to share their stories, make new connections, and inspire others. In 2023, Council endorsed regular funding of the College for this annual event through its Community Grants Program. The College has responded to Council's invitation to apply for a grant for 2024/25 and reported on its activities in 2023/24.</p> <p>Council's grant enabled the college to run the networking evening at the Margaret Whitlam Community Room in November 2023 attended by 99 people with ages ranging from 20-70, and to produce a digital story recording the experience of a mentee and mentor engaged in the Program. Over the last year, Council staff also participated in two group mock interview</p>	Grant \$5,000	Seeking \$5,000 Recommended \$5,160

Organisation	Programs and Activities Supported	2023-24	2024-25
	<p>events with jobseekers from the Program. Subsequently several staff have joined the Program as mentors.</p> <p>The College is planning a similar program of activity for 2024/25 and seeks Council's continued support for its networking evening and the production of a new digital story.</p>		
Wairoa School	<p>Council conducted an Expression of Interest Process in 2022 for a grant of up to \$20,000 for proposals to enhance the opportunities available to people with disability to participate in local mainstream community activities. In February 2023, Council awarded Wairoa School's Bondi Pavilion focussed music program a grant of \$19,000 for 2022/23, and an invitation to apply for grant support for the program for a period of two years following.</p> <p>Based in Waverley, Wairoa School is a NSW Department of Education school, with 72 students from Kindergarten to Year 12, which meets the educational needs of students unable to participate in mainstream schooling due to moderate to severe disability. With Council's grant the school has employed a specialist to develop a music program that creates a bridge between the school's students and the Bondi Pavilion.</p> <p>The program engaged a small cohort of students with an interest in, and aptitude for, music to create original scripts and melodies about going to the Pavilion to learn and have fun. The scripts and music were rehearsed and recorded at the Pavilion recording studio and incorporated into lesson plans for the whole school. The students' musical creations were premiered before a full house at the Bondi Pavilion Theatre on 20 June 2024.</p> <p>The School seeks support for continued development of the Program in the 2025 school year under the banner: 'The Pavilion – creativity, colours and community' to provide students with opportunities to participate in a range of experiences within the Pavilion and its broader environment, to build confidence, individual growth and social connections among students, their families, and the broader community.</p>	Grant \$19,589	Seeking \$19,589 Recommended \$20,216
Junction Neighbourhood Centre Inc. (JNC)	<p>Waverley's local neighbourhood centre, Echo, amalgamated with the Junction Neighbourhood Centre in 2012. JNC operates a 'drop in' Centre from a Council building on Newland Street Bondi Junction and is actively pursuing partnerships with other agencies to make the centre a community services outreach 'Hub'. Services provided through the 'Hub' include: JNC's 'drop in' and programs targeting older and other vulnerable people, and outreach for local people by services including JNC's Staying Home Leaving Violence Service, Wesley Financial Counselling,</p>	Grant \$19,589	Seeking: \$19,589 Recommended \$20,216

Organisation	Programs and Activities Supported	2023-24	2024-25
	<p>ATO Tax Help, Bridge Housing, Health NSW, and Services Australia. Arrangements are in place for commencement of outreach sessions by Services NSW.</p> <p>The Hub is staffed 4 days a week, and Council's grant supports the employment of JNC's Community Engagement Coordinator, who works from the Hub 2 days per week. Following building works and temporary relocation to the Waverley Library from April 2024, JNC is anticipating its return to the Hub in late July 2024.</p> <p>Despite this challenge, JNC managed a good participation rate over the course of the year, with a total of 700 people, mostly local women over 50, attending small group sessions, or making use of the individualised outreach sessions on offer. JNC reports that its 'form filling' and Let's Get Digital sessions provided important 'soft entry' points for people needing further support and advocacy, with housing insecurity being a common issue. Throughout the year, JNC maintained information resources including its Crisis, and Food Assistance Directories, added to its digital communications channels, and contributed to local interagencies.</p> <p>In the coming year, JNC plans to continue to deliver its existing programs and expand its network with partner agencies. JNC will continue to implement the strategic plan it developed in association with the Hargreaves Institute, and to utilise the Harwood Public Innovation tools, 'Ask' and 'Community Conversation' to inform further planning for its Bondi Junction 'Hub'.</p>		
Randwick Waverley Community Transport Inc. (RWCT)	<p>RWCT is a regional community transport provider providing access to transport for people who cannot access mainstream transport options because of frailty or disability. The service enables people to remain connected and active in their communities.</p> <p>Council's grant pays for vehicles and drivers who support weekly programs at the Waverley Community and Seniors Centre, and a monthly social outing for frail older members of the Greek speaking community. RWCT reports that during the year it conducted a total of 12 group social 'day outings' with an average participation of 17 people per trip, and regular weekly return trips to activities at the Seniors Centre carrying an average of 10 people per week.</p> <p>In the coming year RWCT proposes to continue to provide transport for activities associated with the Waverley Community and Seniors Centre and to develop programs as needed in consultation with Council's Manager Older People and Access.</p>	Grant \$19,676	Seeking: \$19,676 Recommended: \$20,305

Organisation	Programs and Activities Supported	2023-24	2024-25
Wayside Chapel (Norman Andrews House)	<p>Through Norman Andrews House, in Roscoe Street Bondi, the Wayside Chapel delivers 'drop in' services to rough sleepers, and other disadvantaged people in Waverley, including a community café and food garden, practical assistance, supplies and services such as showers, laundry and personal care products, a range of social and skills based activities, and medical, legal, counselling, referral and case coordination services, including a youth space and First Nations program.</p> <p>Wayside is a key contributor to the Eastern Suburbs Homeless Coalition, and part of the Therapeutic Support Team providing fortnightly outreach patrols in Bondi. Council's grant supports the employment of the Coordinator for Norman Andrews House, and in 2023 Council endorsed an increase in their grant to help keep pace with rising costs. Wayside has responded to Council's invitation to apply for a grant for 2024/25 and reported on its activities in 2023/24.</p> <p>Wayside reports that over the last year it supported 45-50 visits per day, around 65% men and 32% women, with 50% of visitors identifying as Waverley residents. The café provided more than 17,237 affordable meals and Wayside notes that the demand for meals has increased by about 50% over the last 2 years. Wayside provided other essential services including: 2,132 showers, 816 laundry washes, 200 personal care supports, and 150 outreach visits. It also offered a range of activities to reduce isolation and loneliness, including: a regular community lunch, bingo, gardening, yoga, music and painting groups; and theatre and movie trips.</p> <p>Wayside plans to maintain service operations in the coming year, and will review, revise and update its strategic plan to ensure that its activities continue to meet the needs of its clients into the future.</p>	Grant \$50,000	Seeking \$52,500 Recommended \$51,600
Eastern Area Tenants Service Inc. (EATS)	<p>The Eastern Area Tenants Service (EATS) is a not-for-profit that provides information, advice and advocacy for renters across the Eastern Suburbs, prioritising assistance to those who are most vulnerable. EATS contributes to Council's Homeless Coalition, supports the DFV roster at Waverley Court, and provides representation for tenants at the NCAT tribunal. Council's grant supports the development of resources targeting local need, including web based resources, outreach and information seminars.</p> <p>EATS reports that over the past year it provided assistance to 690 renters living in Waverley, with rent increases and no-grounds eviction the most common challenges for which tenants</p>	Grant \$19,579	Seeking: \$19,579 Recommended \$20,206

Organisation	Programs and Activities Supported	2023-24	2024-25
	<p>sought help. Help with getting property repairs, and appealing claims against bonds for 'property damage' were also commonly sought.</p> <p>In 2023/24 EATS worked in partnership with Council to offer a series of webinars on tenants' rights in practice, with sessions run in June, September, and February. The first session provided a general overview of tenants' rights, the second provided tips on negotiating with your landlord, and the third provided information about the NSW Civil and Administrative Tribunal (NCAT) which can issue binding orders on landlords and tenants. The sessions were recorded and made available on Council's web site.</p> <p>In the coming year, EATS proposes to build on the webinar series with proposed sessions covering topics known to be of concern to Waverley's tenants: Renting in Strata, Getting your bond back, Rent increases, and Access and Privacy.</p>		
WAYS Youth and Family Services	<p>WAYS Youth and Family is a Waverley based NGO, working with young people aged 9-24 and their families across the Eastern Suburbs to create positive life pathways through an integrated service model incorporating WAYS Secondary High School for young people who have disengaged from school; Bondi Drop in Youth Space providing recreational activities, after school care and school holiday programs; and WAYS Wellness Centre providing counselling and training services. Council's Community Services grant contributes to the employment of a CEO for the service, and to the operation of the youth space.</p> <p>WAYS reports that, considered across all programs, local participation remains strong at around 61%. The outputs WAYS reports for 2023/24 include:</p> <ul style="list-style-type: none"> WAYS Secondary: 62 students enrolled with a strong participation rate, and a strong rate of follow on into after school education, training or employment WAYS Wellness Centre: Counselling and Case Management: 238 clients After School, School Holiday, Sport and Music Programs: Delivered after school programs for 57 participants per week, school holiday programs with 540 attendances, and three music performances at the Bondi Markets. Contributed to a number of targeted Council run events including The Bondi Beach BBQ, and Skate Jam WAYS Youth Training delivered a Life Skills Course and Qualification courses in Cert II Community Services, Cert III Business, Cert III Retail, Cert IV Community Services and the Diploma of Community Services with 60 students enrolled, and 58% of participants achieving full qualification 	<p>Grant \$85,160 +</p>	<p>Seeking \$85,160 +</p> <p>Recommended \$87,885 +</p>

Organisation	Programs and Activities Supported	2023-24	2024-25
	<ul style="list-style-type: none"> Education Programs: Three High School Development Programs with 51 participants, two 4 week Effective Parenting Programs with 16 participants each; and an Effective Parenting seminar for 29 participants, held in partnership with Council at the Waverley Library in November 2023. <p>In the coming year WAYS plans to implement a similar program. WAYS reports that it will begin the process of review, revision and update of its 5 year strategic plan in September this year with implementation expected to commence from 2025.</p>		
A WAYS Safe Summer	<p>In 2023, Council endorsed regular funding of the WAYS Safe Summer Program through its Community Grants Program. WAYS has responded to Council's invitation to apply for a grant for summer 2025 and reported on the Program's achievements over summer 2023.</p> <p>'A WAYS Safe Summer' is a 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 by young people through outreach over summer at Eastern Sydney beaches.</p> <p>The Program employs young people 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> <p>WAYS reports that the Program's 6 peer educators undertook 16 outreach sessions over the summer of 2023, including at the Bondi Beach Mardi Gras Party, and engaged more than 1,250 young people.</p>	<p>\$4,124</p> <p>Total</p> <p>\$89,284</p>	<p>\$4,256</p> <p>Total</p> <p>\$92,141</p>
Bondi Toy Library	<p>The Bondi Toy Library is a small local NGO that provides a toy lending service on a subscription basis with toys suitable for children 4 months – 6 years old. Council's grant covers 42% of the cost of employment of two part-time staff who run the service.</p> <p>At the end of 2023, the Toy Library relocated from its long term premises at Bondi Beach to the Waverley Library in Bondi Junction. The Library's Management Committee is working to re-imagine its operating model to match its new circumstances. In April 2024, the Toy Library</p>	<p>Grant</p> <p>\$20,620</p>	<p>Seeking:</p> <p>\$20,620</p> <p>Recommended:</p> <p>\$21,280</p>

Organisation	Programs and Activities Supported	2023-24	2024-25
	<p>held a combined celebration of 40 years of service with a ‘grand re-opening’ in its new space at the Waverley Library.</p> <p>From its new space at the Library, the Toy Library makes available 800 toys and games in two sessions a week on Tuesday and Thursday mornings. The service is used by families with limited space for toy storage at home, families aiming to reduce plastic waste, and families without the means to provide access to a wide range of toys.</p> <p>The long period of service disruption due first to COVID-19, then the relocation from its Bondi Beach premises significantly reduced the Toy Library’s subscriber base. The Management Committee reports that it is actively working on partnerships that will help the Toy Library to rebuild its member base in the coming year.</p>		
Bondi Beach Cottage (BBC)	<p>Bondi Beach Cottage is a Waverley based NGO providing family support services, including counselling, case work and coordination, occasional child care, and support groups targeting post natal depression, relationships and parenting.</p> <p>BBC receives funding from DCJ for provision of counselling and casework services for women escaping domestic and family violence and is a member of the Eastern Suburbs Domestic Violence Network. In 2021 BBC completed a service review and restructure with outcomes including the introduction of a new evidence-based clinical model which integrates trauma and DFV counselling.</p> <p>Council’s grant helps to fund a generalist counsellor, who manages the service’s integrated client intake model, undertaking assessments and planning the delivery of appropriate services including support groups targeting identified needs and individual counselling. BBC works in partnership with other family support agencies including Karitane, JNC, and Lokahi.</p> <p>BBC reports that over the last year Council’s grant part funded the service’s generalist counsellor making possible the delivery of 200 hours of counselling free of charge for 12-20 women, aged 18-85. Forty percent were of culturally and linguistically diverse backgrounds, and most were Waverley locals.</p> <p>In the coming year, BBC plans to maintain delivery of its program of coordinated, integrated, group and individual client intake services including individual counselling for up to 20 women. The Board is currently working on a strategic review of operations to ensure that the organisation remains aligned with its core purpose and maintains financial sustainability. BBC anticipates that the new strategic plan will be finalised for implementation from late 2024.</p>	\$20,000	<p>Seeking \$20,000</p> <p>Recommended \$20,640</p>

Organisation	Programs and Activities Supported	2023-24	2024-25
Bondi Beach Playgroups	<p>Many families in Waverley live in apartment buildings which provide children with limited access to play space. Bondi Beach Playgroups provides volunteer lead playgroup sessions that enable local parents and care givers to get together while their children play. Sessions are run across three venues located in Wairoa Avenue North Bondi, Francis Street Bondi, and Kimberley Reserve Vaucluse. The group charges a small fee of \$4 per session. Council's grant is utilised to support running costs, and to update equipment.</p> <p>Over the last couple of years Bondi Beach Playgroups has implemented a number of initiatives that have contributed to strong growth in the number of people volunteering as session leaders, the number of families participating, and regular attendance:</p> <ul style="list-style-type: none"> ▪ Induction for new volunteers, a step by step 'how to' manual, quarterly volunteer meetings and regular support through a WhatsApp group have resulted in an increase in volunteer numbers to 20 active session leaders. Over the last year, these leaders offered 332 play sessions, involving 1,295 families, almost double that of the previous year. ▪ The use of a QR Code for 'check in' enables Playgroups to track session attendance. Over the last year there were 4,071 'check ins' at sessions, again almost double that of the previous year. <p>The group has maintained a strong focus on partnership activities over the last year, with <i>Storytime</i> events run in collaboration with Council's Community Programs, Library, and Environment teams, held:</p> <ul style="list-style-type: none"> ▪ September 2023 at Thomas Hogan Reserve celebrating National Biodiversity Month ▪ November 2023 at Wairoa Community Centre ▪ March 2024 at Wairoa Community Centre celebrating National Playgroups Week and Harmony Day. <p>Playgroups also provided a pop-up play space at Bondi Pavilion for the Waverley Volunteer Expo in September 23, and established <i>Bondi Beach Babies</i>, play sessions tailored specifically for infants under 12 months that offer new parents an opportunity to connect and provide mutual support. For the coming year, Playgroups is working on a new initiative in partnership with Planet Ark <i>National Tree Day</i> to illustrate how children can play and learn in the natural environment.</p>	\$5,000	Seeking: \$5,000 Recommended \$5,160

REPORT
CM/7.5/24.07

Subject: Bondiwood 2024 - Financial Assistance - Consultation Outcomes

TRIM No: A24/0364

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 of the *Local Government Act 1993*, grants \$10,855 (including GST) of in-kind financial assistance to Smart St Films Pty Ltd to support the cost of Bondiwood 2024.
2. Authorises the General Manager or delegate to execute an event licence with Smart St Films Pty Ltd to deliver Bondiwood 2024.

1. Executive Summary

Bondiwood is proposed to return to Bondi Pavilion for four days in September 2024.

As the organiser Smart St Films is a for-profit company, 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*, and resolved accordingly at its meeting on 21 May 2024.

That public exhibition period from 24 May to 21 June 2024 has now concluded and, as per Council's resolution, this report notes the 13 submissions received: 85% in favour and 15% against the proposal.

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, Bondiwood is designed to showcase local talent and provide inspiration to local young people wanting a career in the creative arts. It provides 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 their community.

Smart St Films, under the direction of award-winning filmmaker Haydn Keenan, 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 Sundance Film Festival in the USA.

As Smart St Films is a registered for-profit company, 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

Meeting and date	Item No.	Resolution
Council 21 May 2024	CM/7.6/24.05	That Council: <ol style="list-style-type: none"> In accordance with section 356(2) of the <i>Local Government Act 1993</i>, publicly exhibits for 28 days the proposal to grant \$10,855 (including GST) in in-kind financial assistance to Smart St Films Pty Ltd to support the cost of Bondiwood 2024. Officers prepare a report to Council following the exhibition period.
Council 16 May 2023	CM/7.9/23.05	That Council: <ol style="list-style-type: none"> In accordance with section 356(2) of the <i>Local Government Act 1993</i>, 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. Officers prepare a report to Council following the exhibition period should any submissions against the proposal be received. Subject to no submissions against the proposal being received by the end of the exhibition period: <ol style="list-style-type: none"> Grants the financial assistance to Smart St Films Pty Ltd. 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.

4. Discussion

Bondiwood 2024 is proposed to run over four days: Thursday, 26 September, to Sunday, 29 September 2024—utilising the Bondi Pavilion Theatre, Seagull Room and Bar Foyer.

The indicative festival schedule is as follows:

- Thursday, 26 September: Theatre – evening screenings; Bar Foyer – opening night celebration.
- Friday, 27 September: Theatre – evening screenings.
- Saturday, 28 September: Theatre – all-day screenings; Seagull Room – daytime panel/networking sessions.
- Sunday, 29 September: Theatre – all day screenings; Seagull Room – daytime panel/networking sessions.

The program is designed to showcase 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 again be set below commercial cinemas to provide access for a range of community members and drive attendance.

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 and parking (all in-kind support). All other costs related to festival delivery, content rights, artist fees, promotion, insurance, public liability, 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 the festival organiser and bar operator.

Smart St Films is a 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 section 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.

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.

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

Financial impact statement

It is proposed that Council engages in the following financial arrangement with Smart St Films to deliver Bondiwood 2024:

- Total value of Council financial assistance to Smart St Films for 2024 festival: \$10,855 (including GST).
- All other costs related to the festival delivery, content rights, artists fees, promotion, insurance, public liability, 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	\$9,971
Parking passes for festival: \$110.50 per day x 2 x parking passes for 4 days	\$884
Total	\$10,855 (in kind)

Time frame

Bondiwood 2024 is proposed to run from Thursday, 26 September, to Sunday, 29 September 2024.

Consultation

Thirteen submissions were received during the public exhibition period from 24 May to 21 June 2024:

- Eleven (85%) submissions are supportive of Council's proposal to grant financial assistance to Smart St Films for the delivery of Bondiwood 2024.
- Two (15%) submissions object to the proposal due to concerns of financial assistance being provided by Council to one private company, setting a precedent for other film companies to request support and questioning the benefit delivered to the local community.

6. Conclusion

This report provides a summary of the feedback received during the exhibition period on the proposal to grant financial assistance to Smart St Films for the delivery of Bondiwood 2024. With 85% of submissions in support and 15% of submissions against the proposal, this report recommends that Council grants up to \$10,855 (including GST) in in-kind financial assistance to Smart St Films Pty Ltd to support the cost of Bondiwood 2024.

7. Attachments

Nil.

REPORT
CM/7.6/24.07

Subject: Pauline Menczer - World Surfing Champion - Recognition and Statue Gift

TRIM No: A24/0013

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

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

RECOMMENDATION:

That Council:

1. In accordance with the Art Collection Acquisition and Deaccessioning Guidelines, accepts the gift of a bronze sculpture by artist Cathy Weismann, as set out in the report, to commemorate Pauline Menczer.
2. Authorises the General Manager or delegate to do all things necessary to finalise the matter.

1. Executive Summary

This report summarises Council's interest and actions to date in ensuring appropriate public recognition of the achievement of former World Surfing Champion Pauline Menczer in Waverley. Following further progress on the independent 'Pauline in Bronze' campaign, Council is asked to determine whether it will accept a gift of a bronze statue that acknowledges Menczer's achievements to be displayed permanently in South Bondi Park, at the pre-approved location.

2. Introduction/Background

Pauline Menczer is one of a trailblazing generation of female surfers who carved out a place in the male-dominated sport in the 1980s and 1990s. Menczer, one of the few girls who surfed at Bondi Beach, won the World Championship in 1993, for which she received no prize money. She struggled throughout her career with crippling rheumatoid arthritis, and more recently pemphigus vulgaris.

Menczer's story and her landmark win is featured in the documentary *Girls Can't Surf*, a chronicle of the women trailblazers on the formative professional tour. The documentary features Menczer and her journey to becoming the first and only world champion surfer to come from Bondi.

The *Girls Can't Surf* filmmakers and other allies, mobilised by the intense interest in the documentary and Menczer's story, initiated the Pauline in Bronze Campaign. Their goal is to install a statue at Bondi to recognise Menczer for her achievement as the only world surfing champion from Bondi Beach. The campaign is a grassroots initiative to raise funds for a statue to be gifted to Council for display at Bondi Beach or Park.

In 2021, officers consulted internally to provide initial internal feedback on the initiative, as well as with Pauline Menczer who is favourable to a tribute at Bondi Beach. Officers have also consulted the campaign organisers on their fundraising activity.

On 16 March 2021, Council resolved to note and acknowledge Menczer's achievements and to investigate options for appropriate recognition of her achievement.

A report submitted to Council on 25 May 2021 provided preliminary results of officers' investigations. Council approved officers to continue investigations associated with funding arrangements and considerations of public art governance and processes.

An April 2023 report endorsed by Council's Finance, Operations and Community Services Committee detailed the suitable location in South Bondi Park overlooking Bondi Beach identified as suitable for a statue tribute.

Since then, the Pauline in Bronze campaign organisers have engaged highly respected Australian artist Cathy Weiszmann and have proposed a design for the statue they wish to gift to Council. The design was shared with Council's expert, external Arts, Culture and Creativity Advisory Committee at its 12 June 2024 meeting, and is recommended for Council's acceptance as a gift as outlined below per Council's Art Collection Acquisition and Deaccessioning Guidelines.

3. Relevant Council Resolutions

Meeting and date	Item No.	Resolution
Finance and Operations Committee 4 April 2023	FC/5.3/23.04	That Council notes the potential locations, materials, funding sources and time frames for a statue commemoration of Pauline Menczer, as set out in the report.
Council 25 May 2021	CM/7.11/21.05	That Council: <ol style="list-style-type: none"> Notes the inclusion of the story of Pauline Menczer within the Bondi Story Room. Notes the planned mural featuring Pauline Menczer on the Bondi Sea Wall. Further investigates and progresses planning for a statue commemoration of Pauline Menczer, including working with the project initiators on processes outlined in the Art Collection Acquisition and Deaccessioning Guidelines. Officers report back to Council outlining progress on funding and time frames for a statue commemoration of Pauline Menczer.
Council 16 March 2021	CM/6.2/21.03	That Council: <ol style="list-style-type: none"> Notes and acknowledges: <ol style="list-style-type: none"> The momentous achievement of unsung hero Pauline Menczer as the only world surfing champion from Bondi who achieved this important accolade in 1993. That Pauline grew up as one of the few girls surfing at Bondi beach, trailblazing a path for

		<p>women in a male dominated world in the 1980s and 1990s.</p> <ol style="list-style-type: none"> 2. Notes that 1993 was a year when there was no prize money for the world champion, only a trophy, and that a GoFundMe campaign set up in February this year raised over \$50,000 to provide a prize money purse for Pauline. 3. Notes that less than 5% of statues in Australia are of women and most of these are of British royalty. 4. Investigates options for the appropriate recognition of Pauline's achievement including: <ol style="list-style-type: none"> (a) One of the stories in the Bondi Story Room. (b) Being featured on the Bondi Sea Wall. (c) A plaque, statue or other such suggestion which considers: <ol style="list-style-type: none"> (i) Potential relevant locations. (ii) Type of work including materiality that can survive in harsh environments. (d) Partnerships or sponsorships for the full funding of this initiative. 5. Officers report back to Council in the near future detailing the outcomes of the investigation and funding sources.
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4. Discussion

A statue or other significant sculptural piece of public art can be donated to Council under the Acquisition and Deaccessioning Guidelines. Under the Guidelines, any party can offer an artwork as a gift to Council's collection.

The Guidelines stipulate that any such gift must be unconditional and approved by Council resolution on the recommendation of its expert advisory committee. This function was previously provided by the Public Art Committee but now rests with the Arts Culture and Creativity Advisory Committee.

Gifted works must be accompanied by a transfer of the deed of ownership of the artwork alongside appropriate legal provenance documents and a maintenance plan including budget and schedule.

On 12 June 2024, a presentation was made to the Waverley Council Arts, Culture and Creativity Committee on the proposed sculpture gift, including presentation of proposed concept designs by artist Cathy Weizsmann. Weizsmann is a Sydney-based, National-Art-School-trained, nationally recognised bronze sculptor who has over 20 years' experience casting in bronze. Previous and recent commissions include several life-sized sculptures of sporting greats Belinda Clark and Adam Goodes that are positioned at

Sydney Cricket Ground and Royal North Shore Hospital nurses. Weizsmann's work is highly acclaimed and awarded, most recently she was announced as a finalist for the 2022 Sawmiller's Prize.



Figure 1. Adam Goodes statue, Cathy Weizsmann.

To design for this work, Weizsmann spent time at the South Bondi site and immersed herself in Pauline Menczer's world. This led to the development of several design options that aim to capture the essence of the era and Pauline's unique personality and to inspire those that engage with it. Two designs were presented to the Arts, Culture and Creativity Advisory Committee at its meeting on Wednesday, 12 June 2024.

Committee members responded positively to the selection of Cathy Weizsmann as a suitable, highly esteemed artist capable of delivering the project brief. The committee voted in support of Council accepting the artwork as a gift.

In response to the design options presented, the committee indicated Option 6 as the preferred design, most appropriate to site and to the essence of the project's intention. The committee noted that the design maquette indicates pose and features but not finish. This design involves a life-size bronze cast statue of Pauline with a skateboard under one arm and an upright surfboard in the other.



Figure 2. Preferred concept design, Cathy Weizsmann.

At its recent meeting, the Arts, Culture and Creativity Advisory Committee resolved to recommend that Council accept the proposed gift as per the Council's Art Collection Acquisition Guidelines, ensuring the gift is fully funded, including fabrication and installation, engineering certificate and all other aspects required to ensure the artwork can be displayed safely in the approved location in South Bondi Park.

5. Financial impact statement/Time frame/Consultation

Financial impact

As any statue would be a gift to Council, there is no immediate financial impact to Council. Officers continue to support this endeavour with their time.

Should a gifted public artwork be approved by Council, consistent with the Arts, Culture and Creativity Advisory Committee's recommendation, a maintenance plan for the artwork will have future budget implications. These costs will be finalised and provided by the Pauline in Bronze campaign organisers prior to the gift's acceptance. It will be incorporated into ongoing maintenance of Bondi Beach and Park and existing Council budget.

Time frame

Given the completion of the statue to be gifted depends on the Pauline in Bronze campaign's fundraising efforts, an expected time frame for a statue commemoration cannot be determined at this time. Campaign organisers have indicated strong interest in the project and wide support from within the Bondi community, surfing community, media and beyond. Certainty of the status of Council's acceptance of the gift will enable the campaign organisers to complete their fundraising activities. It is noted that it was a front page story in the Wentworth Courier last week.

Officers continue to liaise with the Pauline in Bronze campaign organisers and can update Council on progress.

Consultation

To date, internal consultation been conducted between Arts and Culture and Infrastructure Services teams, with members specialising in Visual Arts, Public Art and Open Space and Recreation consulting on proposed locations, materiality and public safety.

6. Conclusion

Council's Arts, Culture and Creativity Advisory Committee recommend Council accepts the gift of the Pauline in Bronze statue designed by artist Cathy Weiszmann, as per the preferred design indicated above, to be displayed permanently in South Bondi Park, at the pre-approved location. It is further recommended that Council delegate to Council officers the process of finalising the deed of gift and process for installing the artwork as per Council's Art Collection Acquisition and Deaccessioning Guidelines.

7. Attachments

Nil.

REPORT
CM/7.7/24.07

Subject: Access and Inclusion Advisory Panel Meeting - 13 June 2024 - Minutes and Community Membership Extension

TRIM No: A21/0096

Manager: Annette Trubenbach, Executive Manager, Community Services

Director: Sharon Cassidy, Director, Assets and Operations

RECOMMENDATION:

That Council:

1. Notes the minutes of the Access and Inclusion Advisory Panel meeting held on 13 June 2024 attached to the report.
2. Extends the term of the community members of the Panel to December 2024, as the Panel meeting scheduled for 12 September 2024 has been rescheduled to November 2024 due to the local government elections.

1. Executive Summary

The Access and Inclusion Advisory Panel provides feedback and advice to Council about disability, access and inclusion activities in Waverley and related issues. The Panel met on 13 June 2024 and the minutes of that meeting are attached to this report. Officers are seeking to extend the current term of the Panel until the end of the year to enable members to attend the rescheduled meeting, proposed to occur on 21 November 2024.

2. Introduction/Background

Council established the Access and Inclusion Advisory Panel on 16 March 2021. Members provide advice from a lived experience, carer or service provider perspective. Council extended the term of current members to September 2024 to align with the Council term.

3. Relevant Council Resolutions

Meeting and date	Item No.	Resolution
Finance, Operations and Community Services Committee 7 November 2023	FC/5.4/23.11	That Council extends the term of the community members on the Access and Inclusion Advisory Panel to September 2024 to align with the Council term.

4. Discussion

This Access and Inclusion Panel last met on 13 June 2024. The minutes of that meeting are attached to the report. The next scheduled meeting of the Panel is 12 September, two days before the Council election. Council officers propose to hold the meeting over until the next scheduled date of 21 November 2024. This

report requests Council to endorse an extension of current Panel membership until the end of this year to enable members to attend the last meeting of this year.

5. Financial impact statement/Time frame/Consultation

The operation and administration of the Panel are covered in Council's operational budget. The minutes will be placed on Council's website.

6. Conclusion

This report provides the minutes of the Access and Inclusion Panel held on 13 June 2024 for Council's noting and seeks an extension of community membership until the end of this year.

7. Attachments

1. Access and Inclusion Advisory Panel - 13 June 2024 - Minutes [↓](#) .

ACCESS AND INCLUSION ADVISORY PANEL MINUTES

Thursday 13 June 2024

6.00 pm – 7.30 pm

Zoom Online meeting



Present	
Community Members Ben Alexander, Riley Dunn, Danny Hui, Petra Pattinson, Ben Whitehorn	Guests Mandy, Captioner Jeremy Tagle, Associate, Morris Goding Access Consulting Joyce Aoukar, Associate, Morris Goding Access Consulting
Council Officers Sharon Cassidy, Director, Assets and Operations Annette Trubenbach, Executive Manager, Community Programs Chris Bath, Manager, Older People and Disability Services Annabelle Hayter, Community Development Officer, Access and Inclusion – Minutes Carl Nugent, Manager Parks Planning and Recreation Belinda Rollason, Senior Landscape Architect Fiona Chui, Landscape and Recreation Planner Simon Mueller, Manager, Integrated Transport Manager Hao Wu, Senior Transport Planner	Councillors Clr Elaine Keenan - Chair Clr Ludovico Fabiano Clr Tony Kay
Apologies	
Rachel Lazarov	

Item	Summary	Action officer
1. Welcome & Acknowledgement of Country	Clr Elaine Keenan welcomed everyone and gave Acknowledgment of Country.	
2. Introductions and Apologies	Listed on page 1.	
3. Declaration of Conflict of Interest	No conflicts of interest were declared.	
4. Minutes of last meeting	Minutes of 24 March meeting were confirmed by Ben Whitehorn and seconded by Danny Hui.	

ACCESS AND INCLUSION ADVISORY PANEL MINUTES

Thursday 13 June 2024
6.00 pm – 7.30 pm
Zoom Online meeting



WAVERLEY
COUNCIL

Item	Summary	Action officer
Business arising action log register	Business arising action log was noted.	
5. Universal Access Study Coastal Reserves Plan of Management project Carl Nugent Belinda Rollason Jeremy Tagle	<p>Overview</p> <ul style="list-style-type: none"> • Council is developing a Coastal Reserves Plan of Management (PoM) covering 14 coastal sites. • The POM provides direction and identifies important actions and capital works projects to manage the land over the next 10 years. • Inclusion is one of the key strategic planning deliverables. • A universal access study informs the plan. • There are five stages in the development of the plan. We are in stage one: information gathering. • Community feedback on the use of open spaces indicate people want: <ul style="list-style-type: none"> ○ more signage and wayfinding; ○ more bins, resting stops, places to sit, barbecues, picnics; ○ improved walking tracks and walking paths; ○ toilet amenities in northern part of the LGA. <p>Access Study</p> <ul style="list-style-type: none"> • Includes site audit of 14 parks and reserves to identify inclusive design opportunities for improved universal access. • All reserves are generally topographically challenging featuring heritage sandstone and uneven surfaces. • Example: Rodney Reserve is a popular reserve used by many people including dog walkers. Issues noted: <ul style="list-style-type: none"> ○ currently no accessible parking but space for a parking space or an accessible pick up / drop off; ○ no accessible path of travel from the reserve boundary and no kerb ramps along the pedestrian footpath; ○ people tell us they love the views and the coastal walk and want access to the Reserve. 	

ACCESS AND INCLUSION ADVISORY PANEL MINUTES

Thursday 13 June 2024
6.00 pm – 7.30 pm
Zoom Online meeting



Item	Summary	Action officer
	<p>Question:</p> <p>Could consideration be given to an east-west pathway, from Blake Street and a viewing platform up against the fence to improve the coastal experience?</p> <p>Response:</p> <p>We can investigate these ideas and look at removing some steps to improve access for people with mobility aids.</p> <p>Question:</p> <p>Can you create paths that are accessible for everybody, and places protected from the weather?</p> <p>Response:</p> <p>We are aiming to achieve equity of experience along the coast. Marks Park is a good example of where we created a circulation path around the park and to the lookout point.</p> <p>The coastal walk has lots of stairs. We can improve access by installing improved handrails, stair nosing and tactiles. Unfortunately, due to the topography, not every park can be made accessible.</p> <p>Comment:</p> <p>The data indicates access to these spaces are in high demand with daily visits between 30 minutes - two hours. This may also indicate how much people with mobility limitation are impacted by these access constraints.</p> <p>Question</p> <p>Is risk and liability a consideration, for example, if there is no safe footpath and someone is injured?</p> <p>Can incremental improvements be prioritised, particularly where there are only a few steps which are easier to replace with ramps or rails?</p> <p>Response: The audit outcomes and recommendations will inform strategic priorities and where to make</p>	

ACCESS AND INCLUSION ADVISORY PANEL MINUTES

Thursday 13 June 2024
6.00 pm – 7.30 pm
Zoom Online meeting



Item	Summary	Action officer
	<p>incremental improvements and address safety issues. The PoM covers short, medium, and long-term actions.</p> <p>Question: How would you identify areas for upgrade and how do you ensure it improves equitable access? Can a summary outlining key priorities relevant to people with disability be provided?</p> <p>Response: We will produce a list of ideas that we will consult on later in the year. We welcome everybody's feedback.</p> <p>Action: Parks, Planning and Recreation to come back to the panel for a discussion on proposed draft actions and targets for disability inclusion.</p> <p>Question: Are the audits going to be made public?</p> <p>Response: Yes, and in the second round of consultation your feedback from a lived experience point of view is welcomed.</p> <p>Question: Can interested Advisory Panel members carry out site visits with the team?</p> <p>Action: Community Programs to liaise with Parks Planning and Recreation to organise site visits.</p> <p>Thanks to Parks, Planning and Recreation team and consultants for attending the meeting.</p>	<p>Carl Nugent/ Belinda Rollason</p> <p>Annabelle Hayter</p>
<p>6. Walking and Mobility Working Group Update</p> <p>Simon Mueller and Hao Wu</p>	<ul style="list-style-type: none"> The vision for Waverley is to make sure walking is both safe, convenient and pleasant for people of all ages and abilities. Walking refers to anyone that uses the footpath network, including people who use mobility aids or prams. The walking strategy aims to: <ul style="list-style-type: none"> develop a longer-term vision and strategy; prioritise future grant applications and capital work opportunities; 	

ACCESS AND INCLUSION ADVISORY PANEL MINUTES

Thursday 13 June 2024
6.00 pm – 7.30 pm
Zoom Online meeting



Item	Summary	Action officer
	<ul style="list-style-type: none"> ○ inform and guide the implementation of access and inclusion and street space allocation. • Across the entire LGA, only 20% of street space is allocated to footpaths. • Of the 20%, not all footpaths are walkable due to obstructions eg: posts, signs, trees and other obstructions. • Dover Heights has the lowest allocation to footpaths at 12% and Bondi Junction the highest at 34%. • The aim is to have 40% in line with central Sydney. <p>Key components of the strategy include:</p> <ul style="list-style-type: none"> • Identifying strategic walking corridors. • Street space allocation eg: bus stops, trees, utility boxes. • Footpath improvement strategies, including accessibility. <p>Access and inclusion</p> <p>How can we improve the walking experience for people with mobility limitations?</p> <ul style="list-style-type: none"> • Measure and evaluate current footpath conditions. • Digitise and map continuous footpaths to inform and help with route planning. <p>Identify high pedestrian activities areas/routes for future improvements.</p> <ul style="list-style-type: none"> • Ensure continuous footpath and universal access. • Opportunities for shorter routes. <p>Next steps</p> <p>We are in phase one of a four-phase project.</p> <ul style="list-style-type: none"> - Community engagement begins 24 June 2024. - Collating information and developing the draft strategy based on feedback and data: December. - Second phase community engagement: post December 	

ACCESS AND INCLUSION ADVISORY PANEL MINUTES

Thursday 13 June 2024
6.00 pm – 7.30 pm
Zoom Online meeting



Item	Summary	Action officer
	<p>Question:</p> <p>A route / mobility map indicating a safe pathway for a wheelchair user is a great idea.</p> <p>The major challenge is crossing the road. Navigating the incline of kerb ramps to get on to the roads is difficult using an electric wheelchair. It is safer to use aligned driveways to cross the road than to use steep / inaccessible ramps. Are kerb ramps being mapped as well?</p> <p>Response: Unfortunately, we are not able to map kerb ramps using the AI technology. The asset team has data on locations of kerb ramps and will integrate the different data sets as part of mapping key routes.</p> <p>Current upgrades in commercial centres aim to create flush thresholds and crossings when possible. The walking strategy will identify priority works.</p> <p>Action: To resend updated priorities identified by people during DIAP consultation to the Integrated Transport Team.</p> <p>Comment:</p> <p>A planter box and pots on Cnr of Ebley and Denison St, Bondi Junction, block wheelchair access on to the kerb ramp, and the succulents spike your hands if you use a manual wheelchair.</p> <p>A verge garden halfway down Macpherson Street is also blocking the pavement.</p> <p>Response:</p> <p>Council has strict verge garden guidelines and a process that needs to be followed to get approved. The verge garden on Ebley St, would pre-date any of the current processes.</p>	Annabelle Hayter

ACCESS AND INCLUSION ADVISORY PANEL MINUTES

Thursday 13 June 2024
6.00 pm – 7.30 pm
Zoom Online meeting



Item	Summary	Action officer
	<p>Action: Refer both verge gardens to Coordinator Local Connections for follow up.</p> <p>Response: We could prepare community information or a campaign to inform people about the barriers inadvertently created on footpaths such as planter boxes and parking across driveway.</p> <p>Question: Is there an opportunity for co-design with panel members when mapping key routes in the commercial centres?</p> <p>Response: Yes. We can do onsite visits with anyone interested to find smaller-scale actions not picked up through the mapping.</p> <p>Action: Community Programs to organise onsite visits with Integrated Transport to help identify continuous paths of travel in the commercial centres once initial mapping completed.</p> <p>Thanks to Simon and Hao for attending the meeting.</p>	<p>Annabelle Hayter</p> <p>Annabelle Hayter</p>
<p>7. DIAP Progress Report</p> <p>Chris Bath</p>	<p>An end of financial year DIAP report will be prepared and sent to the group when completed. Highlights include:</p> <ul style="list-style-type: none"> • Providing advice to infrastructure services about disability access street improvements. • Working with HR and developing a draft reasonable adjustments policy. • Employing a person with an intellectual disability on a short-term project to carry out a job carving project. 	
8. General Business	No general business	
9. Next Meeting	<p>NEXT MEETING: Thursday, 12 September 2024 will likely be rescheduled due to Council election on 14 September</p>	

ACCESS AND INCLUSION ADVISORY PANEL
MINUTES

Thursday 13 June 2024
6.00 pm – 7.30 pm
Zoom Online meeting



Item	Summary	Action officer
	Action: Inform Panel members of details for rescheduled meeting.	Annabelle Hayter
10. Meeting Closed	7.30 pm	

REPORT
CM/7.8/24.07

Subject: Arts, Culture and Creativity Advisory Committee Meeting -
12 June 2024 - Minutes

TRIM No: A23/0398

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

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

RECOMMENDATION:

That Council notes the minutes of the Arts, Culture and Creativity Advisory Committee meeting held on 12 June 2024 attached to the report.

1. Executive Summary

The Arts, Culture and Creativity Advisory Committee (ACCAC) provides input and advice to Council on arts and culture activities in Waverley and related issues. The committee met on 12 June 2024 and the minutes of that meeting are attached to this report.

2. Introduction/Background

The most recent ACCAC meeting was held at Council Chambers on 12 June 2024.

3. Relevant Council Resolutions

Nil.

4. Discussion

The ACCAC last met on 12 June 2024. The minutes of that meeting are attached to the report for Council's noting.

5. Financial impact statement/Time frame/Consultation

The operation and administration of the ACCAC are covered in Council's operational budget. The minutes will be placed on Council's website.

6. Conclusion

This report provides the minutes of the ACCAC meeting held on 24 April 2024 for Council's noting.

7. Attachments

1. ACCAC - 12 June 2024 - Minutes [↓](#) .



MINUTES Waverley Arts, Culture and Creativity Advisory Committee Location: Queens Park Room, Waverley Council Chambers			Date: Wednesday 12 June 2024	
Participants: Cr Paula Masselos (Chair), Cr Tony Kay, Cr Ludovico Fabiano, Ben Thompson (Director Community, Culture and Customer Experience), Tanya Goldberg (Executive Manager Arts, Culture and Events)Alex Bowen, Donna Hewitt, Aleema Ash, Sam Marshall				
Guests: Rox de Luca, artist; Chris Nelius, filmmaker; Elizabeth Reidy, Senior Curator; Todd Fuller, Curator; Jacqui Cowell, Manager Arts and Culture				
Apologies: Benjamin Schostakowski and Nerida Campbell				
Chair: Cr. Paula Masselos			Minute Taker: Todd Fuller	
No	Subject	Type		Responsibility
1.	Welcome, apologies and conflicts of interest, confirmation of minutes	For noting	Cr Paula Masselos (Chair) welcomes all including Rox De Luca and Chris Nelius and introduces Jacqui Cowell, newly appointed Manager, Arts and Culture. Minutes from former meeting are approved.	Chair/All
2.	Waverley Artist Studio – artists presentation	Presentation for information and questions	Tanya Goldberg introduces Rox de Luca, a current studio artist partway through her 2024 residency. Rox explains her artistic practice which is dedicated to driving deeper conversations about plastics. She discusses her engagement as a local resident and runs through her previous connections with Council programs including her inclusion in the recent Bondi Pavilion Art Gallery exhibition <i>Beauty runs the Gauntlet</i> . Recent artist talks for Summerama and <i>Beauty runs the Gauntlet</i> coincided with her commission for a Martin Place store/gallery.	Rox de Luca



			<p>For Rox, the studio is a wonderful space for focus, and provides an opportunity for engagement with other artists. The space is practical, offering access to other council spaces for meetings and collaboration. Rox invites all to visit the studios and see for themselves.</p> <p>Rox's upcoming work includes a group show in November with Tracey Clement/McCelland Gallery, the Berry Open Field Festival in June 2025, and the next Waverley Artist Studio exhibition in February 2025.</p>	
3.	Art works for donation – Pauline Menczer update	<p>Presentation for information and questions:</p> <ul style="list-style-type: none"> • Project review • Artist update • Design concepts 	<p>Chris presents on a proposed gift to Waverley Council, explaining his background as a filmmaker and his participation as part of the committee running a campaign to honour and acknowledge Pauline Menczer, former Bondi local and 1993 surfing world champion through the creation of a bronze-cast statue of Pauline Menczer.</p> <p>The proposed statue gift is to be positioned in South Bondi Park, at a location previously approved by Council. The work acknowledges that Pauline is the only surfing world champion to come from Bondi and shares her inspiring story of overcoming poverty, arthritis and gender inequality in the surf industry.</p> <p>Should the proposed gift be accepted by Council, the committee will raise the remaining funds required for the artwork.</p> <ul style="list-style-type: none"> • Cathy Weismann has been engaged as the artist. Cathy is a Sydney-based, National Art School-trained, and nationally recognised bronze sculptor who has been casting in bronze for over 20 years. Cathy has previously, and recently, been commissioned on several life-sized sculptures of sporting greats from Belinda Clark and Adam Goodes, both positioned at Sydney Cricket Ground (SCG), to Royal North Shore Hospital nurses. Cathy's work has been highly acclaimed, and awarded, most recently becoming a finalist at the 2022 Sawmiller's Prize. Cathy has spent time down at the South Bondi site and has immersed 	Christopher Nelius



			<p>herself in Pauline's world, to come up with several designs to capture the essence of the era and Pauline's personality, and will inspire those that engage with it.</p> <ul style="list-style-type: none"> • Foundry partner is Crawfords Foundry. • The scale of the work is approximately 5'3", with the figure of Pauline wearing a short sleeve wetsuit. • Placement would include an integrated platform to work with existing landscaping and invite engagement from visitors. • Artwork cost is projected to be between \$100,000-\$150,000. • The committee are confident in their capacity to raise the funds through a network of surf, media contacts and the support of the book publisher. <p>Two indicative-design wax maquettes were presented to the committee for discussion.</p> <p>Chris is excused. The Committee discuss the proposal of gift, project merit, the design maquettes, design approach, location, costs and process.</p> <p>Waverley Arts, Culture and Creativity Advisory Committee support the gifting of the artwork, indicating support for option 6 as demonstrated in the presentation and maquette. This design involves Pauline standing wide legged, with a skateboard under one arm and an upright surfboard in the other.</p> <p>OUTCOME: Waverley Arts Culture and Creativity Advisory Committee recommends that Council accepts as a gift to Council a finished bronze-cast statue of Pauline Menczer, designed by artist Cathy Weiszmman, as per Waverley Council Art Collection Acquisition Guidelines, ensuring the gift is fully funded including fabrication, installation, engineering certificates and all other aspects required to ensure this</p>	
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			artwork can be safely displayed in the existing, Council-approved location. The Committee recommends that the artwork match Design #6, and that Council delegate to officers final arrangements pending receipt of the gift as outlined.	
4.	Public Art in the private domain	Presentation for information and questions <ul style="list-style-type: none"> Public Art commission and consultation process document Public Art Masterplan Public Art Policy 	<p>Elizabeth Reidy briefs the committee on Public Art in the Private Domain in Waverley, and the committee's role in providing feedback as a part of the approval process.</p> <p>The framework for Public Art in the Private Domain is outlined, including:</p> <ul style="list-style-type: none"> Waverley Council Development Control Plan (DCP) Waverley Council Local Environment Plan (LEP) Triggers for public art in the current DCP and processes for developers whereby developers are required to submit a Public Art Plan at the predevelopment approval stage, so a public art plan is included in their development application. <p>The committee reviews:</p> <ul style="list-style-type: none"> the process for a Public Art Plan and the DA assessment process the Public Art Masterplan and the flow chart for Council initiated Public Art Commissions previous public art commissions in Waverley, and the committee's role as an advisory panel of experts in questioning designs at any point in the process that matters come before the committee. <p>The Committee is to be sent procedural documents to provide feedback.</p>	Elizabeth Reidy
5.	General business		<ul style="list-style-type: none"> Waverley Art Prize opens 5 July, invitations to come. This coincides with the opening of Bondi Festival. 	Chair



			<ul style="list-style-type: none">• Saturday 23 June Angela Tiatia artist talk and drinks, invitation to come.• List of invites to be compiled and distributed.• Waverley Youth Art Prize opened last week, encourage you to come and have a look.	
6.	Meeting close		7:22pm	

REPORT
CM/7.9/24.07

Subject: Multicultural Advisory Committee Meeting - 8 May 2024 - Minutes

TRIM No: A24/0249

Manager: Annette Trubenbach, Executive Manager, Community Services

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

RECOMMENDATION:

That Council notes the minutes of the Multicultural Advisory Committee meeting held on 8 May 2024 attached to the report.

1. Executive Summary

This report provides information about Council's Multicultural Advisory Committee (MAC) meeting held on 8 May 2024. The minutes of the meeting are attached to this report.

2. Introduction/Background

The MAC has been established in support of Council's vision and strategies that:

- Promote human rights, address discrimination and disadvantage.
- Actively encourage participation, social connections and a sense of belonging.
- Deliver fair and equitable services, facilities and resources to our culturally diverse community.
- Promote relationships based on understanding and respect.

3. Relevant Council Resolutions

Nil.

4. Discussion

The MAC has been active for many years, providing input and advice on a range of issues relating to culturally and linguistically diverse communities. The terms of reference were updated in 2023, and a new MAC term began in May 2023.

The agenda items included;

- Cultural Diversity Strategy Report.
- Anti-Racism Campaign – Stage 2.
- Mid-term Committee feedback.
- Upcoming events.

5. Financial impact statement/Time frame/Consultation

The operations of the MAC are covered in Council's operational budget.

6. Conclusion

This report provides meeting minutes of the MAC meeting held on 8 May 2024 for information and noting before being placed on Council's website.

7. Attachments

1. MAC - 8 May 2024 - Minutes [↓](#) .

MULTICULTURAL ADVISORY COMMITTEE MINUTES

Wednesday 8 May 24
6pm – 8pm



1. Welcome and Acknowledgement of Country

Acknowledgement of Country was conducted by Councillor Masselos.

Present

Councillors	
Clr Paula Masselos	Mayor/Chair
Clr Ludovico Fabiano	Councillor
Council Officers	
Annette Trubenbach	Executive Manager, Community Programs
Madly Bodin	Community Development Officer, Diversity
Rebecca Rodwell	Manager, Community Planning & Partnerships
Community Member/Organisations	
Anna Friedman	Community Member
Lana Kofman	JewishCare
Linda Deutsch	Expert
Margaret Teed	City East Community College
Marcia Monje de Castro	Community Member
Raphael Crowe	Community Member
Robert Farotto	Community Member
S. Marie Denizard	Community Member
Valentina Baú	Community Member
Rozy Dorizas	Community Member

2. Apologies

Emily Bogue, Baris Atayman, Emily Scott, Ben Thompson, Clr Kay, Clr Betts

3. Acceptance of previous minutes & business arising

Raphael accepted and Margaret seconded the minutes via email.

No business arising.



4. Declarations of Pecuniary and Non-Pecuniary Interests

NIL

5. Bondi Junction Tragedy

The Mayor spoke about her role following the Bondi Junction tragedy. Council supported the community by:

- Managing and protecting the floral tribute site and organising the removal of tributes and cards which will be turned into condolence books.
- Participating on the working group with the Premiers Department, NSW Health, Department of Education, local MPs to ensure the response was coordinated and appropriate.
- Supporting the South East Sydney Local Health District mental health workers in Oxford St Mall.
- Collaborating and assisting Scentre Group (Westfield) where possible.
- Providing financial assistance to Headspace and Lifeline Bondi Junction.
- Organising the Vigil with the Premier's Department.
- Coordinating local community services.

Moving forward, Council will work on ensuring the community feels safe. A permanent memorial will be established in the future.

The committee made the following comments:

- This has been a very difficult time and there should be additional funding at a national level addressing mental health.
- The vigil was moving, sensitive and fitting.
- The tone of Westfield has changed.
- Some people are feeling vulnerable.
- It would be helpful to have some guidance around diffusing a situation and defending yourself.

6. Cultural Diversity Strategy 2021 – 2031 Report

- **Community Engagement Activities with Artist**

Madly updated the committee about work that Nawras has been doing and shared the book that she authored and illustrated. Nawras has been visiting Council's Early Education Centres for 'storytime' with her book and will continue to do this at other venues outside of the Waverley area, and at the Waverley Library on 17 June for Refugee Week at 10:30am.

- **International Friends in Bondi**

There were 13 attendees at the most recent activity - a walk from Bondi to Coogee with a presentation by a volunteer at the Coogee Surf Lifesaving Club about beach/water safety. These opportunities are important for people to connect and find out more information. There will be a similar event in three months, and the project aims to connect people with others as part of our general programming.

- **Bushcare Volunteering**

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MAC Minutes 8 May 2024



A group of women from Ukraine volunteered for Waverley Council's Bushcare program as a way of giving back to the community that has supported them since they arrived.

- **Global Table**

This event will be held on Sunday 19 May starting at 11am, with new performers, MC and the Blak Markets. All vendors (food and stalls) will have an opportunity to share information about their food, culture and products.

- **Author Talk**

The author talk at the Waverley Library on 23 May – 'Simon Tedeschi in conversation with Sheila Ngoc Pham - has 100 registrations (capacity) and a wait list has been set up.

7. Council's anti-racism campaign – Stage 2

Culture Waves Presentation and Feedback

At the previous meeting, information was shared about the proposed Culture Waves project which since has been confirmed to proceed. The committee provided the following feedback:

- Council should specify age group for mentors and young people.
- The connection to the anti-racism campaign should be clear to participants.
- Define what will the outcomes be.
- Expand on the project meaning.
- Focus on the positive aspects of culture but also talk about anti-racism.
- More detailed information about the Cultural Mentor opportunity: matching process, supervision for mentors, duration of commitment, and any language proficiency requirements.
- The youth engagement specialist will be involved.
- Important role for MAC to provide input.
- Unpack – what is culture.
- Be mindful of people's willingness to share own personal stories and experiences.
- Clear boundaries to be established around roles.
- Group to help us to design/test program.
- Toolkit to be developed and shared.
- Madly to share topics for group to reflect on mentoring aspect.

8. Feedback from MAC mid-term survey

Madly presented the feedback gathered through the mid-term survey we received from eight of our 12 MAC members. All respondents confirmed that their experience of the MAC was in line with or above expectations.



Some of the comments received included:

- We should be ensuring a continuous improvement approach.
- Human rights – consider for next term to ensure we have language that reflects the focus of the MAC meetings.
- It is good to have participation to help provide feedback to Council.
- We need a feedback loop to make sure suggestions are considered and heard.
- This is an advisory group not a decision-making group.
- There should be an opportunity to review expectations and understand why everyone has joined.

Madly has created a form and will share a link for suggestions and ideas – she will receive an automated notification when something has been sent through.

The City of Sydney have a new MAC – we will explore the potential for linkages.

For the next meeting we will look at reviewing the strategy to determine where our focus should be. This feedback will also be important for the new Waverley Community Strategic Plan. Work will begin on this shortly.

9. NAIDOC and National Reconciliation Week

National Reconciliation Week is approaching and is held annually between 27 May and 3 June. This year we have worked on an art project with the Walawaani students from Waverley College to create street flags/banners which will have been hung on Campbell Parade and Birrell St. Council will be attending the school Reconciliation Week assembly on 30 May to acknowledge the work of the students, and their individual work will be exhibited in the library in August.

A suggestion was made that we should create a digital story about the project.

During NAIDOC week in July, the following will be taking place:

- Ruby Hunter Tribute Concert – 6 July
<https://www.bondifestival.com.au/event/proud-proud-woman-ruby-hunter/>
- NAIDOC in the Park - Centennial Park & Randwick Council Partnership on Sunday 14 July
- Library Author Talk & Short Films
https://www.waverley.nsw.gov.au/library/whats_on/library_events/events/author_talk_mel_brown_presents_shades_of_me

10. Events Coming Up

- Global Table – Sunday 19 May Oxford St Mall
- Author Talk with Simon Tedeschi – Thurs 23 May Waverley Library
- Refugee Week Storytime – Monday 17 June Waverley Library
- Angela Tiatia – The Dark Current at Bondi Pavilion Gallery 11 May – 30 June

**11. Other Business/Correspondence**

Allegra Spender – Disinformation workshop (Raphael to share)

12. Next Meeting

8 August 2024 – this will be the last meeting for this current Council term - we will make it a special occasion.

Meeting closed 7:45pm.

REPORT
CM/7.10/24.07

Subject: Waverley Development Control Plan 2022 (Amendment No. 4) - Oxford Street Mall Standard Trading Hours Extension - Adoption

TRIM No: A16/0262

Manager: George Bramis, Executive Manager, Urban Planning

Director: Fletcher Rayner, Director, Planning, Sustainability and Compliance

RECOMMENDATION:

That Council:

1. Adopts the Waverley Development Control Plan 2022 (DCP) (Amendment No. 4) attached to the report on the extension of standard trading hours in Oxford Street Mall, to take effect when notified on Council's website.
2. Writes to all those who made submissions advising them of Council's decision.
3. Investigates provisions for noise attenuation in residential development within and around the Oxford Street Mall precinct in a future DCP amendment.

1. Executive Summary

Council officers have prepared a draft amendment to the Waverley Development Control Plan 2022 (DCP) to change the general base trading hours within the Oxford Street Mall precinct to 'Sunday to Saturday: 6.00 am to 3.00 am' in accordance with Council's resolution of 27 February 2024. The proposed DCP amendments are detailed in Attachment 1, contained within section D1 1.3 of the proposed DCP.

The amendment was publicly exhibited for 35 days in accordance with section 3.43 and clause 5 of schedule 1 of the *Environmental Planning and Assessment Act 1979*, following Council's resolution of 7 May 2024.

Twenty-five submissions were received: 14 in support, six opposed and five with mixed views or unclear positions.

In response to concerns regarding noise and residential amenity, officers have recommended post-exhibition amendments to section D '1.3 – Hours of Operation' focused on extended trading hours and their review.

It is further recommended that Council explores DCP provisions for noise attenuation in future residential developments within and around the Oxford Street Mall precinct.

A review of the extended trading hours' impact will be conducted within two years of implementation, as directed by Council's resolution of 7 May 2024.

2. Introduction/Background

On 27 February 2024, Council passed resolution CM/4.4/24.02 - Bondi Junction Commercial Centre - Late Night Trading Hours, resolving to:

Prepare a draft amendment to part D (Commercial and Retail Development), section 1.3 (Hours of Operation) of the Waverley Development Control Plan 2022 (DCP) to amend the Bondi Junction E2 Commercial Centre zone (formerly B3 Commercial Core) to change the general base trading hours within the Oxford Street Mall precinct to 'Sunday to Saturday: 6.00 am to 3.00 am.'

On 7 May 2024, Council passed resolution PD/5.2/24.05 - Waverley Development Control Plan 2022 (Amendment 4) - Oxford Street Mall Standard Trading Hours Extension - Exhibition', resolving to:

Publicly exhibit the draft Waverley Development Control Plan 2022 (Amendment No. 4) attached to this report on the extension of standard trading hours in Oxford Street Mall for a minimum of 28 days, in accordance with section 3.43 and clause 5 of schedule 1 of the Environmental Planning and Assessment Act 1979.

3. Relevant Council Resolutions

Meeting and date	Item No.	Resolution
Extraordinary Council 27 February 2024	CM/4.4/24.02E	<p>That Council:</p> <ol style="list-style-type: none"> 1. Prepares a draft amendment to part D (Commercial and Retail Development), section 1.3 (Hours of Operation) of the Waverley Development Control Plan 2022 (DCP) to amend the Bondi Junction E2 Commercial Centre zone (formerly B3 Commercial Core) to change the general base trading hours within the Oxford Street Mall precinct to 'Sunday to Saturday: 6.00 am to 3.00 am.' 2. Considers the following items in the draft amendment: <ol style="list-style-type: none"> (a) An analysis of the Bondi Junction E2 Commercial Centre zone with particular focus on Oxford Street Mall, including: <ol style="list-style-type: none"> (i) The existing business mix. (ii) Approved trading hours. (iii) Number of liquor licences. (iv) Outdoor dining licences. (v) Number of any complaints relating to adverse impacts of late-night trading on residents. (vi) Anti-social behaviour. (vii) Any other relevant information including venue sound management.

		<p>(b) Recommended boundary adjustments to limit impacts as identified above within Oxford Street Mall.</p> <p>(c) A proposed consultation strategy to seek input from local businesses, visitors, and residents.</p> <p>3. Officers prepare a report and a draft amendment to the DCP no later than April 2024 for Council to consider whether to proceed to public exhibition.</p>
Strategic Planning and Development Committee 7 May 2024	PD/5.2/24.05	<p>That Council:</p> <ol style="list-style-type: none"> Publicly exhibits the draft Waverley Development Control Plan 2022 (Amendment No. 4) attached to this report on the extension of standard trading hours in Oxford Street Mall for a minimum of 28 days, in accordance with section 3.43 and clause 5 of schedule 1 of the <i>Environmental Planning and Assessment Act 1979</i>. Officers prepare a report to Council following the exhibition period. Evaluates the performance of the extended trading hours within two years, with a report to be prepared to Council on the outcome.

4. Discussion

Consultation

The proposed amendment was publicly exhibited from 17 May to 21 June 2024. Consultation included a survey on Council's Have Your Say website, e-newsletter notices, email notification to the Precincts and mailed letters to property owners and occupants within the Oxford Street Mall Precinct.

Twenty-five submissions were received: 14 in support, six opposing, and five with mixed views or unclear positions. Fifteen submissions were received through the Your Say survey, with the remaining 10 via email from local residents, businesses and organisations. Table 1 highlights some of the common themes in submissions and officer response. A full copy of all community submissions may be provided upon request.

Table 1. Key themes summary of submissions.

Community comment theme	Response
<p>The amendment promotes and supports a vibrant night-time and hospitality economy.</p> <p>(6 submissions shared this sentiment)</p>	Support noted.
<p>The amendment will increase safety with more movement and activity in the area leading people to feel safer at night.</p> <p>(3 submissions shared this sentiment)</p>	Support noted.

<p>The amendment will decrease safety, with late-night venues encouraging anti-social behaviour and crime.</p> <p>(7 submissions shared this sentiment)</p>	<p>Concern noted.</p> <p>Council understands the community concern over alcohol induced anti-social behaviour and takes this into consideration when making planning decisions.</p> <p>Businesses wishing to engage in late night trade are required to prepare a Plan of Management in order to mitigate negative social impacts such as noise and anti-social behaviour.</p> <p>Furthermore, social research shows that increased foot traffic on the street at night increases natural surveillance. This in turn increases public safety, as increased visibility acts as a natural deterrent for crime and anti-social behaviour.</p> <p>See the discussion section below for more comments on the issue of safety at night.</p>
<p>The amendment will lead to increased noise impacting residents.</p> <p>(7 submissions shared this sentiment)</p>	<p>Concern noted.</p> <p>Council understands that increased noise generated by late-night trading is of concern to the community, especially for residents who live adjacent to or near by the Oxford Street Mall precinct.</p> <p>Urban analysis shows that the distance of Oxford Street Mall from sensitive residential land uses lends this part of Bondi Junction well to supporting diverse and vibrant night-time vendors and venues.</p> <p>Businesses wishing to engage in late night trade are required to prepare a Plan of Management in order to mitigate negative social impacts such as noise and anti-social behaviour.</p> <p>See the discussion section below for more comments on noise.</p>
<p>There are enough late-night venues in Bondi Junction</p> <p>(4 submissions shared this sentiment)</p>	<p>Over the past decade there has been a gradual decline in the night-time economy across Sydney.</p> <p>Bondi Junction has experienced the impacts of this decline, with the closure of several night-time venues in the centre.</p> <p>The pedestrian amenity of Oxford Street Mall, its greater buffer from residential uses compared to other areas in Bondi Junction, as well as the nearby Bondi Junction transport hub mean the area is well suited for supporting late night trade.</p>

The submissions received during the consultation period reveal a spectrum of community opinions on the extension of the base trading hours in the Oxford Street Mall precinct. While there is a general community support for the extension, several concerns were also raised, particularly regarding public safety and noise.

Safety

Issue: both supporters and opponents of the amendment expressed concerns about public safety. Some submissions argued that increased activity in the area would enhance safety through natural surveillance, while others feared that extended trading hours could lead to more instances of anti-social behaviour and crime.

Response: Council recognises the importance of ensuring public safety. Increased lighting, activity, and other improvements to the public realm's amenity are critical in fostering a sense of safety at night. Social research indicates that higher foot traffic during night-time enhances natural surveillance, which acts as a deterrent to crime and anti-social behaviour. Council commits to working closely with night-time venue security and local police to promote public safety.

Noise concerns

Issue: a significant number of submissions (seven) highlighted concerns about noise pollution resulting from extended trading hours. The concerns focused on noise from venues, traffic, and patrons leaving the precinct, potentially disturbing nearby residential areas.

Response: Council acknowledges that noise generated by late-night trading is a legitimate concern, especially for residents living adjacent to or near the Oxford Street Mall precinct. Urban analysis shows that the distance of Oxford Street Mall from sensitive residential areas makes it suitable for supporting vibrant night-time activities. Specific residential developments, like the Eastgate Gardens and Meriton suites, are designed with multi-storey podiums, increasing the distance between dwellings and potential night-time venues. Moreover, businesses seeking to engage in late-night trade must prepare a Plan of Management to mitigate negative impacts such as noise and anti-social behaviour. Venues should be fit for purpose and avoid unnecessary sound amplification to minimize noise pollution.

To protect future residential amenity, it is recommended that Council explores special provisions for noise attenuation in future residential developments that occur within and around the Oxford Street Mall precinct. This is particularly pertinent as serviced apartments and build to rent are permissible uses in the E2 Commercial Centre zone.

General support and opposition

Issue: while some submissions supported the amendment, citing the economic benefits and enhanced vibrancy it would bring to the area, others opposed it, expressing concerns about the potential negative impacts on the community, including safety and noise.

Response: The Council appreciates the diverse opinions and recognises the need to balance economic development with community wellbeing. The proposed amendments aim to stimulate the night-time economy while implementing measures to mitigate potential adverse impacts.

Post-exhibition amendments

In response to submissions and internal feedback, recommended amendments are outlined in Attachment 1 as tracked changes and summarised in the table below. These include reorganising clauses for clarity and adding new criteria to enhance the assessment process for extended trading hours applications.

Table 2. Amendments and explanation.

Amendment	Explanation
Move clause 1.3.2(a) 'considerations in the assessment of extended trading hours' to 1.3.1.	<p>Clause 1.3.1 does not contain criteria for assessment of extended hours. The criteria are contained in 1.3.2. However, this section is concerned with the review to further extend trading hours, and doesn't necessarily apply to the initial application to extend.</p> <p>For the avoidance of doubt, it is recommended that 1.3.2(a) is moved to be contained in 1.3.1.</p>
Add new clause to 1.3.2 '(g) Council's assessment of extended trading hours will consider the criteria set out in 1.3.1'.	In light of the above amendment, this new clause makes it clear that the assessment criteria are to be applied to both applications to further extend trading hours as well as the initial application.
Remove 1.3.1(c) 'New premises must operate for a minimum of 6 months before an application for extended trading hours can be lodged'	<p>Internal and external feedback suggests that the operation of the premises for six months is arbitrary, onerous, and doesn't have any bearing on an applicant meeting the other requirements of applying for extended trading hours.</p> <p>For example: In a site where the commercial unit previously housed a restaurant with extended hours, and neighbouring restaurants had extended hours too, it would be unreasonable for a new restaurant at the same site to have more restrictive hours given the context and low-impact of the use.</p> <p>Furthermore, sub-clause (x) in 1.3.1(a), 'assessment will consider... Length of time the premises has traded under current operator', covers the same considerations as 1.3.1(c).</p>
Add new sub-clause '(xii) Plan of Management submitted detailing how operations and impacts will be managed (refer to the Development Application Guide on Council's website for requirements)' and '(xiii) Likely noise impacts from the proposal, particularly during the proposed extended hours (mechanical ventilation, amplified noise, patrons' egress, etc.) and how these will be mitigated' to clause 1.3.1(c), formerly 1.3.2(a).	Reinforces the need for a Plan of Management and detailed consideration of noise impacts when applying for extended trading hours.

Add new clause(c) 'If an application is lodged less than 3 months prior to the end date of the current term, the premises shall revert to its approved based hours on that end date.' to 1.3.2	1.3.2 establishes that applications for a reviewable term are to be lodged between six months and three months before the end date of the current term. It also sets out that if an application is lodged within the time frame specified, but is not determined by the end date of the current term, the premises can continue to operate as per the current term hours until the application is determined. This new clause provides additional incentive for applicants to submit their applications on time.
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5. Financial impact statement/Time frame/Consultation

Refer to the discussion above.

6. Conclusion

This report recommends Council adopt the proposed changes detailed in Attachment 1 to part D1 of the Waverley Development Control Plan 2022. These changes are design to support Bondi Junction's night-time economy by facilitating extended trading hours, thereby fostering a diverse and vibrant business environment.

7. Attachments

1. DCP 2022 - Amendment No. 4 - Part D, Section 1.3 [↓](#) .

PART D COMMERCIAL DEVELOPMENT

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Commercial and Retail Development **D1**

D1 COMMERCIAL AND RETAIL DEVELOPMENT

This Part applies to commercial and retail premises throughout Waverley.

1.1 OTHER POLICIES, STRATEGIES AND STANDARDS

Applicants are to ensure that the proposed development is in compliance with the relevant Australian Standards, including:

- The *National Construction Code* (NCC)
- Australian Standard *AS/NZS 1158 3.1:2005 Pedestrian (P) Lighting*
- The *Food Act 2003*
- The *Food Standards Code*
- The *Noise Guide for Local Government*
- The *Protection of the Environment and Operations Act 1997*

Commercial and Retail Development **D1**

1.2 DESIGN

Objectives

- (a) To encourage a range of uses to service the local community as well as regionally.
- (b) To encourage development to be designed to have an engaging interface between the private and public domain, with a high level of amenity.
- (c) To encourage surveillance over the public domain.
- (d) To enhance the scenic quality and amenity of streetscapes and public places.
- (e) To ensure operations are compatible with adjoining residential uses and are in accordance with the amenity expectations of the subject site and locality's zoning(s).
- (f) To effectively manage the interface between non-residential uses and residential accommodation.

Controls

1.2.1 Frontages

- (a) Front windows shall be designed to promote an active street frontage and have a display function (refer to *Part B16 Public Domain*).
- (b) The development is to be designed to provide casual surveillance to the street.
- (c) The use of obscured glazing is generally not supported. Privacy louvres and screens are preferred which allow partial views into a premises. Where privacy is required, obscured glazing may be provided at the rear of the premises.
- (d) Window and door frames and styles should reflect the character of the building and area.
- (d) Premises are required to display a street number. The height of the numbers will be no less than 300mm presented in a clear readable font, located above the entry door, where possible.

1.2.2 Awnings

- (a) Premises are to provide a continuous awning, except where an awning would compromise the integrity of a heritage item.
- (b) Awnings are to be designed in accordance with the building age, style and character, and be sympathetic to the design of adjoining awnings.
- (c) Awnings are to match the alignment and style of adjoining buildings to provide continuous weather protection.
- (d) Development must also comply with the relevant provisions of *Part B16 Public Domain*.

1.2.3 Lighting

- (a) Under awning lighting is to be provided.
- (b) Fluorescent lighting is discouraged.
- (c) Where residential development is located above retail or commercial premises or to the rear, demonstrate that light is not directed toward the residents of the building.

Commercial and Retail Development **D1**

- (d) Illumination at the rear of commercial properties or where installed for security purposes must be sensor controlled, except where public street frontage and/or footpaths require it.
- (e) Development is to minimise negative impacts of lighting from within the premises on nearby properties.

1.2.4 General Amenity

- (a) The design and use of the building is to take into consideration any impact on surrounding residential uses and include mitigation measures where necessary.
- (b) Development shall incorporate plant rooms and any associated services required for the use of the premises into the building envelope. Where this cannot be achieved in an existing development, plant room/utilities are to be designed to cause negligible impact to neighbouring properties and streetscape.
- (c) All new development shall be designed to include an internal ventilation shaft to ensure future alterations do not place the shaft in an unsuitable location.
- (d) No goods shall be placed on the footpath without Council consent.

1.2.5 Noise

- (a) An acoustic report may be required for noise generating uses to demonstrate that noise will be appropriately attenuated between buildings.
- (b) Air conditioning units and cool-room equipment must be located in a plant room or acoustic enclosure.
- (c) Speakers should be located and orientated to minimise noise levels to neighboring properties.
- (d) The design of the premises shall insulate adjoining/nearby properties from any noise or vibration levels caused by the use of the premises.

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1.3 HOURS OF OPERATION

Objectives

- (a) To ensure trading does not impact on the amenity of the area or disrupt nearby residential properties.
- (b) To outline the application of trial periods of extended trading hours.

Controls

- (a) Pre-works and clean-up of the premises (**operational hours**) can exceed the maximum approved **trading hours** up to a maximum of one hour before and one hour after trading hours, provided trading does not occur within this time.
- (b) Where an application is received for the refurbishment of an existing licensed premises without trading hours regulated by a condition of consent, a new condition of consent will be imposed in accordance with this Part to regulate trading hours of the premise.
- (c) Deliveries and the operation of loading docks shall be limited to the approved trading hours depending on the use and nearest residential properties.
- (d) The prescribed trading hours within Table 1 are subject to all other aspects of the development being satisfactory. Where residential uses are in close proximity, more restrictive trading hours may be applied.

ZONE	Trading Hours
All residential zones	<ul style="list-style-type: none"> (a) General base trading hours: <ul style="list-style-type: none"> (i) 7.00am to 10.00pm, 7 days a week (b) Extended trading hours on a 1 year trial basis will be considered up to 6.00am to 11.00pm, Fridays and Saturdays only.
CENTRE NAME - see Part E for maps	Trading Hours
Bondi Junction (MU1 Zone portions)	<ul style="list-style-type: none"> (a) General base trading hours: <ul style="list-style-type: none"> (i) Monday to Saturday: 7.00am to 11.00pm; and (ii) Sunday: 7.00am to 10.00pm. (b) Extended trading hours on a 1 year trial basis will be considered up to: <ul style="list-style-type: none"> (i) Monday – Sunday: 6.00am to midnight.
Bronte Road, Bondi Junction	
Bondi Beach	
Bondi Road	
Rose Bay North	<ul style="list-style-type: none"> (b) Extended trading hours on a 1 year trial basis will be considered up to: <ul style="list-style-type: none"> (i) Monday – Sunday: 6.00am to midnight.
Charing Cross	
Curlewis Street	
Rose Bay South	
Oxford Street Mall	(a) General base trading hours:

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(New Centre)	(i) Monday to Sunday: 6.00am to 3.00am.
Bondi Junction (E2 Zone portions)	(a) General base trading hours: (i) Monday to Saturday: 7.00am to 11.00pm; and (ii) Sunday: 7.00am to 10.00pm. (b) Extended trading hours on a 1 year trial basis will be considered up to: (i) Sunday to Wednesday: 6.00am to midnight; and (ii) Thursday, Friday and Saturday: 6.00am to 1.00am.
Macpherson Street	(a) General base trading hours: (i) 7.00am to 10.00pm, 7 days a week. (b) Extended trading hours on a 1 year trial basis will be considered up to: (i) 11:00pm on Thursdays, Fridays and Saturdays only; and (ii) Monday – Sunday from 6.00am.
Wairoa Avenue	
North Bondi	
Seven Ways	
Bronte Beach	
Belgrave Street	
Flood Street	
Murriverie Road	
OSH Road, at Murriverie Road	
Vaucluse	
Blake Street	
Fletcher Street	

Table 1 Hours of operation

1.3.1 Extended Trading Hours

- (a) Council recognises that a number of uses may require longer trading hours than outlined in Table 1, particularly earlier opening times. In these instances, an application to extend or modify trading hours will undergo an additional merit assessment.
- (b) Extended trading hours will be considered on a temporary basis, to enable Council to assess the ongoing management performance of the premises and the impact on the neighbourhood amenity.
- (c) ~~(Clause deleted)~~
~~New premises must operate for a minimum of 6 months before an application for extended trading hours can be lodged.~~
- (d) ~~(Moved from 1.3.2)~~
~~Council's assessment of extended trading hours will consider the following:~~
 - ~~(i) The location of the premises, including proximity to residential and other sensitive land uses;~~

Commercial and Retail Development **D1**

- (ii) The specific use of the premises, i.e. pub, nightclub, restaurant. Licensed premises are not eligible for extended trading hours on Sunday nights;
- (iii) The existing hours of operation of surrounding business uses;
- (iv) Size and patron capacity of the premises;
- (v) Security and general management of the premises;
- (vi) Number and nature of substantiated complaints regarding the operation of the premises;
- (vii) Compliance with conditions of consent;
- (viii) Evidence that the applicant has taken a pro-active position in terms of industry best practice;
- (ix) Record of successful waste management on site and clean up and management of waste in adjacent public domain;
- (x) Length of time the premises has traded under current operator;
- (xi) Availability of transport for patrons including taxis, buses and car parking areas;
- (xii) *(New Clause)*
Plan of Management submitted detailing how operations and impacts will be managed (refer to the *Development Application Guide* on Council's website for requirements);
- (xiii) *(New Clause)*
Likely noise impacts from the proposal, particularly during the proposed extended hours (mechanical ventilation, amplified noise, patrons' egress, etc.) and how these will be mitigated; and
- (xiv) Any other matters considered relevant to the environmental evaluation of the premise.
- (e) Extended trading hours may initially be granted for a 1-year fixed term.
- (f) Following the completion of a satisfactory fixed term, a reviewable term may be permitted as follows:
 - (i) First reviewable term – up to a maximum of 2 years.
 - (ii) Second reviewable term – up to a maximum of 3 years.
 - (iii) Third and subsequent terms – up to a maximum of 5 years.

1.3.2 Review of Extended Trading Hours

- (a) *(Moved to 1.3.1)*
~~Council's assessment of extended trading hours will consider the following:~~
 - ~~(i) The location of the premises, including proximity to residential and other sensitive land uses;~~
 - ~~(ii) The specific use of the premises, i.e. pub, nightclub, restaurant. Licensed premises are not eligible for extended trading hours on Sunday nights;~~
 - ~~(iii) The existing hours of operation of surrounding business uses;~~
 - ~~(iv) Size and patron capacity of the premises;~~
 - ~~(v) Security and general management of the premises;~~
 - ~~(vi) Number and nature of substantiated complaints regarding the operation of the premises;~~
 - ~~(vii) Compliance with conditions of consent;~~
 - ~~(viii) Evidence that the applicant has taken a pro-active position in terms of industry best practice;~~

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- ~~(ix) Record of successful waste management on site and clean up and management of waste in adjacent public domain;~~
- ~~(x) Length of time the premises has traded under current operator;~~
- ~~(xi) Availability of transport for patrons including taxis, buses and car parking areas; and~~
- ~~(xii) Any other matters considered relevant to the environmental evaluation of the premise.~~
- (b) Applications for a reviewable term are to be lodged between 6 months and 3 months before the end date of the current term.
- (c) If an application is lodged within the time frame specified in (b) but is not determined by the end date of the current term, the premises can continue to operate as per the current term hours until the application is determined.
- (d) *(New Clause)*
If an application is lodged less than 3 months prior to the end date of the current term, the premises shall revert to its approved based hours on that end date.
- (e) If Council determines no further extension period shall be granted the premises must revert to its approved base hours.
- (f) If the operator of the premises changes, the extended trading hours may be returned to a fixed term of 1 year.
- (g) *(New Clause)*
Council's assessment of extended trading hours will consider the criteria set out in 1.3.1 (c)

Commercial and Retail Development **D1**

1.4 RESTRICTED PREMISES

Restricted premises and sex services premises are permitted within the E2 Commercial Centre Zone under WLEP. The WLEP includes specific controls relating to sex services premises.

This Part provides additional controls relating to sex service premises and restricted premises to ensure their design and location does not negatively impact on the surrounding neighbourhood.

Objectives

- (a) To ensure restricted premises are compatible with the surrounding uses and character of the area.
- (b) To ensure the design, operation and location are appropriate and the cumulative impacts of commercial uses on the surrounding area are minimised.

Controls

- (a) Where a proposed development includes a restricted premises, sex services premises or licensed premises, the following details must be taken into consideration in the assessment of the proposal:
 - (i) The nature and operation of the proposed uses;
 - (ii) Measures to be used for ensuring adequate safety, security and crime prevention both on the site of the premises and in the public domain immediately adjacent to, and generally surrounding the premises;
 - (iii) Proposed hours of operation;
 - (iv) The size and intensity of the proposed development having regard to the number of people who will work on the premises;
 - (v) Proposed management;
 - (vi) Whether the use is proposed to be licensed;
 - (vii) Whether live entertainment is proposed;
 - (viii) The proximity, location and impact of the proposed uses on schools, places of worship, community facilities, major transport, residential buildings and places frequented by children; and
 - (ix) The likely impact on the amenity and desired future character of the street and area.
- (b) No internal rooms or spaces of the sex services premises, other than an access corridor to the premises are to be visible from a public space or shopping arcade.
- (c) No merchandising display relating to the restricted premises is to be erected, or displayed in the access corridor so as to be viewed from a public open space.
- (d) Signage for sex service premises is to be limited to the address or street number.
- (e) To ensure the restricted premises remains discrete, no flashing or illuminated signage is permitted for restricted premises.

Outdoor Dining D2**D2 OUTDOOR DINING**

This Part guides applicants seeking approval to utilise footpath areas outside their café or restaurant for footpath seating, as well as developments that include outdoor courtyards.

Where proposals are partly or fully on public land within the Waverley LGA, development consent and approval under Section 125 of the *Roads Act 1993* is required. This Part specifically addresses footpath seating only. Applications seeking approval for footpath seating are required to submit the Footpath Seating Application form with the DA.

The display of goods on the footpath and/or temporary or movable advertising signs on the footpaths requires separate approval from Council as part of an 'Activity Application'.

Cafes and restaurants wishing to serve alcohol are required to apply for a separate license under the *Liquor Act 2007*.

2.1 LOCATION

Footpath seating can make a significant contribution to the quality of the public spaces by providing an active street frontage. However footpath seating may not be appropriate in all locations due to safety and amenity issues.

To be eligible for a footpath seating license the primary function of the premises must be a café, restaurant or food and beverage provider and must:

- Provide sit down meals or snacks;
- Utilise non disposable eating utensils;
- Have washing up facilities for all cooking/eating utensils; and
- Provide waiter service for all patrons.

Objectives

- (a) To ensure pedestrian footpath movements are maintained, as well as the safety of patrons and staff.
- (b) To ensure footpath café and restaurant seating is not the primary dining area but an extension of indoor seating for use in fine weather.
- (c) To ensure that footpath dining is provided to premises where the primary purpose is the consumption of food.

Controls

- (a) When assessing applications consideration will be given to:
 - (i) The convenience and safety of pedestrian movement;
 - (ii) The safety of vehicular movement;
 - (iii) Any impact on residential amenity;
 - (iv) Whether the application contributes to and improves the local amenity and the public domain; and

Outdoor Dining D2

- (v) The impact on the existing natural environment including existing trees, significant views and items of heritage significance.
- (b) The standard location for the footpath café/restaurant seating is against the shop front. Where this location would interrupt a continuous path of travel for pedestrians, locate seating to maintain a continuous path of travel.
- (c) If adjoining space is not used by the adjacent shop, shops immediately adjacent may take up that space providing they meet the criteria for approval in this Part. Adjoining space should only be used as long as the adjacent business does not require the seating for their own purposes. Owner's consent to use the area in front of an adjoining tenancy can be cancelled by that owner or Council with a minimum 4 weeks' notice.
- (d) Where the footpath seating is adjacent to the kerb a standard minimum setback of 1.5m from the kerb is required to allow access to parked cars and to ensure the safety of patrons.
- (e) Footpath seating and associated furniture must be kept clear of street corners to allow adequate visibility and sight lines for traffic safety. Allow a 45 degree splay from the corner of the building.
- (f) Where a footpath is extended at a street corner or where there is a road closure there may be opportunities for different seating locations other than the standard footpath seating location.
- (g) Alternative footpath seating locations may be considered on their merits. Additional supporting information must be provided with the application including evidence illustrating how pedestrian and vehicular safety will be achieved.
- (h) The minimum dimensions of 600mm x 600mm per seat and 600mm x 600mm per table is required.
- (i) Adequate circulation space for patrons and staff within the footpath seating area must be provided.
- (j) The minimum width of a clear unobstructed pedestrian footpath is 2.5m. This distance is exclusive of street furniture, bus stops, disabled parking spaces, parking meters, telephone boxes or the like.
- (k) No furniture is to be located within 3m of a bus stop or taxi to allow for adequate pedestrian circulation.
- (l) Where footpaths do not have adequate width to accommodate the required minimum unobstructed pedestrian footpath and footpath seating widths, shops are encouraged to provide shop fronts capable of opening to the street.
- (m) All areas granted approval for outdoor seating must clearly mark the location of the space on the pavement with Council approved markers.
- (n) Exceptions are for the following designated footpath seating areas:
 - (i) Oxford Street Mall; Bondi Junction
 - (ii) Waverley Street Mall, Bondi Junction;
 - (iii) Campbell Parade, Bondi Beach, between Lamrock Avenue and Beach Road;
 - (iv) Roscoe Street, Bondi Beach; and
 - (v) Bronte Road, Bronte Beach.

*Refer to *Part D2.4 Designated Footpath Seating* for area specific controls.

Outdoor Dining **D2**

2.2 FURNITURE AND ACCESSORIES

Outdoor footpath should make a positive contribution to the street environment and be of a style that is practical and that integrates into the surrounding area.

Objectives

- (a) To ensure all furniture and accessories are high quality and an appropriate design.

Controls

- (a) All furniture must be safe, strong, durable, waterproof, weather resistant and salt resistant. All furniture must be purpose built and designed for commercial outdoor use.
- (b) Elements of furniture (such as chairs, tables, barriers or umbrellas) must be uniform in style and design within each café or restaurant in order to maintain a cohesive pattern and legible groupings.
- (c) Barriers are encouraged at either end of the outdoor seating to enable pedestrians to navigate a safe and continuous path of travel.
- (d) All furniture must be kept well maintained and clean at all times. Council reserves the right to require replacement of inappropriate and/ or hazardous furniture as a license requirement.
- (e) All furniture, accessories and umbrellas are temporary and must be stored away from footpath seating areas outside the approved hours of operation unless specific approval has been granted.
- (f) Milk crates and the like are not allowed.
- (g) Adequate toilet facilities are to be provided in commercial premises to comply with the BCA.
- (h) Adequate mobile waste bins are to be provided to prevent litter. Bins are to be stored within the premises outside of operating hours.

2.2.1 Accessories

- (a) Provide wind proof menus and sugar containers.
- (b) Pedestal menu boards and A-frame or sandwich board menus are to be transportable, kept within occupied areas at all times during use and not obstruct pedestrian thoroughfares.

2.2.2 Umbrellas

- (a) Umbrellas are to be commercial grade and suitable for outdoor use (UV resistant, provide rain and hail protection, fire resistant, wind rated and easily maintained) of a square canopy shape with no top hat, have a diameter of between 1.8m and up to 4.0m, have a centre post, be collapsible and be at least 2.2m above ground when open.
- (b) Umbrellas must be removed or closed in extreme windy conditions to avoid damage and ensure safety for patrons and pedestrians.
- (c) Umbrella bases must not damage the paving and should be secured to the umbrella.

Outdoor Dining D2

- (d) Umbrellas are to be securely anchored by the applicant to the satisfaction of Council. The cost of the umbrellas and securing them will be borne by the applicant.
- (e) The umbrella base may be embedded in the footpath paving with Council approval.
- (f) Umbrellas may overhang a maximum of 300mm outside the approved footpath seating area.
- (g) Umbrellas may not be fitted with protection blinds unless specific approval has been granted.
- (h) Umbrellas must be cleaned at least once every 12 months at the cost of the applicant.

2.2.3 Barriers and landscape planters

- (a) The maximum permitted dimensions of a barrier is 900mm high and 1.2m wide.
- (b) The maximum permitted dimensions of a planter is 750mm high, 1.2m wide and 900mm deep.
- (c) No barriers or landscape planters are permitted in Oxford Street Mall or Waverley Street Mall.
- (d) Barriers and landscape planters are not permitted in front of the seating area facing the pedestrian way.
- (e) Third party advertising is not permitted on barriers.

2.2.4 Heaters

- (a) Only tall, free standing, portable radiant gas heaters are permitted.
- (b) Heaters used in footpath seating areas must be:
 - (i) Commercial grade only;
 - (ii) Well maintained for safety;
 - (iii) Able to turn off automatically if overturned;
 - (iv) Removed from the footpath seating area and stored on private property when not in use unless approval is granted; and
 - (v) Not attached to an umbrella.

2.2.5 Lighting

- (a) Any footpath seating which will be operating outside daylight hours must provide adequate lighting to Council's satisfaction, to ensure the safety and amenity of patrons, staff and the general public.
- (b) Any additional lighting required must be temporary and must be stored away from footpath seating areas outside the approved hours of operation.
- (c) Wiring or cables that is above ground or that crosses the public domain is not permitted.
- (d) Lighting should not cause light to spill in to habitable living areas of adjacent residential buildings.

2.2.6 Advertising and Logos

- (a) Only the name and/or logo of the tenant is permitted on furniture. No third party advertising is permitted.

Outdoor Dining D2

- (b) The name and/or logo are to be presented on a maximum one third of an umbrella panel.
- (c) Third party advertising is not permitted on barriers.

Outdoor Dining D2

2.3 MANAGEMENT

To ensure that footpath seating and outdoor courtyards contribute positively to the urban environment it is necessary to ensure that the appropriate management issues are considered including noise, hours of operation, health and safety.

Objective

- (a) To ensure the operation of footpath seating and outdoor courtyards does not have an adverse impact to the amenity of adjoining and nearby properties and residents.
- (b) To ensure that footpath furniture only occupies space within licensed areas.

Controls

- (a) Management is responsible for keeping public areas surrounding the approved seating area clear of prams and dogs associated with their customers. Where customers with prams are regular clientele, consider providing a 'pram' table with extra space around it for prams, or collapsible chairs which can easily be removed to give more space for prams within the seating area.
- (b) Provision is to be made for a waiter station when footpath seating is for more than 30 persons.
- (c) The approved footpath seating area is to be delineated with corner markers in the footpath using Council approved pavement markers.
- (d) Seating areas must be kept clean and free of litter during operating hours.
- (e) Litter patrol documentation in the form of a cleanup roster must be kept on site at all times.
- (f) Seating areas must be clean and free of litter once furniture and accessories are removed from the public realm after hours.
- (g) Where a permit is suspended, relocated, amended and/or cancelled, neither the permit holder nor any other persons shall be entitled to any payments, compensation or damages of any kind from Waverley Council.
- (h) The proprietor is to ensure that the requirements of the *Food Standard Code* are fully met.
- (i) No Smoking is permitted in footpath seating areas.

2.3.1 Hours of operation and noise

- (a) Hours of operation must finish at least half an hour before the general operational hours of the establishment as determined by Council.
- (b) In addition to (a), footpath seating (including renewal of existing footpath seating) or the operation of outdoor courtyards is not to occur outside of the hours in Table 2.
- (c) Footpath seating or use of an outdoor courtyard will not be approved if the proposal is of a scale that noise generated will have a significant adverse effect upon nearby residential properties.
- (d) Amplified sound emanating from public footpaths or projected onto public footpaths is not permitted.
- (e) Notwithstanding the hours outlined in table 2, extended hours may be granted only on a trial and reviewable basis where the proprietor can demonstrate:

Outdoor Dining **D2**

- (i) There is a need for longer hours to more closely align with the approved operating hours of the premises, and
 - (ii) The premises has not generally been subject to complaints relating to noise and overall operation, and
 - (iii) The additional period will not cause or result in adverse amenity impacts on the neighbourhood.
- (f) Extended dining hours will not exceed 10pm in any case and any approval will be subject to a reviewable condition.

ZONE	Maximum Trading Hours
R3 Medium Density Residential Zone and R2 Low Density Residential Zone	<ul style="list-style-type: none"> Monday to Saturday: 7.00am to 9.00pm; and Sunday: 7.00am to 9.00pm.
CENTRE NAME - see Part E for maps	Maximum Trading Hours
Bondi Junction	<ul style="list-style-type: none"> Monday to Saturday: 7.00am to 10.00pm; and Sunday: 7.00am to 9.30pm.
Bronte Road, Bondi Junction	
Bondi Beach	
Bondi Road	
Rose Bay North	
Charing Cross	
Curlewis Street	
Rose Bay South	
Macpherson Street	<ul style="list-style-type: none"> (x) Monday to Saturday: 7.00am to 9.00pm; and (y) Sunday: 7.00am to 9.00pm.
Wairoa Avenue	
North Bondi	
Seven Ways	
Bronte Beach	
Belgrave Street	
Flood Street	
Murriverie Road	
OSH Road, at Murriverie Road	
Vaucluse	
Blake Street	
Fletcher Street	

Table 2 Footpath seating maximum hours of operation

2.3.2 Tenancy approvals

- (a) Generally, approval for footpath seating will be granted for 5 years inclusive of a 6 month trial period and checks made for compliance regularly throughout the approval period. Council may elect to approve for a lesser period of time, where it is of the opinion that the use of the footpath may cause detrimental impact to the amenity of the area.
- (b) A permit may be cancelled or amended if:
 - (i) The proprietor fails to comply with the permit conditions; and
 - (ii) There are changed conditions affecting the outdoor dining area in its particular location, such as increased risk to health and safety.
- (c) If payment of rent for outdoor seating is not received by Council on the first day of each month an approval is in place, the approval is considered to have lapsed until payment is received. In the interim, an infringement notice may be issued for obstructing the footpath without approval.
- (d) Tenants are required to keep their approved footpath seating layout plan in clear view so Waverley Council compliance officers can easily check for compliance with the approval at any time. Appropriate locations are in the front window or, if the front facade of the tenancy is fully openable, close to the front of the tenancy.
- (e) Tenants are required to pay a rental bond as determined in the agreement with Council.

2.3.3 Toilet and sanitary conveniences

- (a) Premises with seating capacity for 20 or more patrons must provide sanitary facilities in accordance with the requirements under the National Construction Code.

Outdoor Dining D2**2.4 DESIGNATED FOOTPATH SEATING LOCATIONS**

In addition to the general controls there are specific controls for the following designated footpath seating locations.

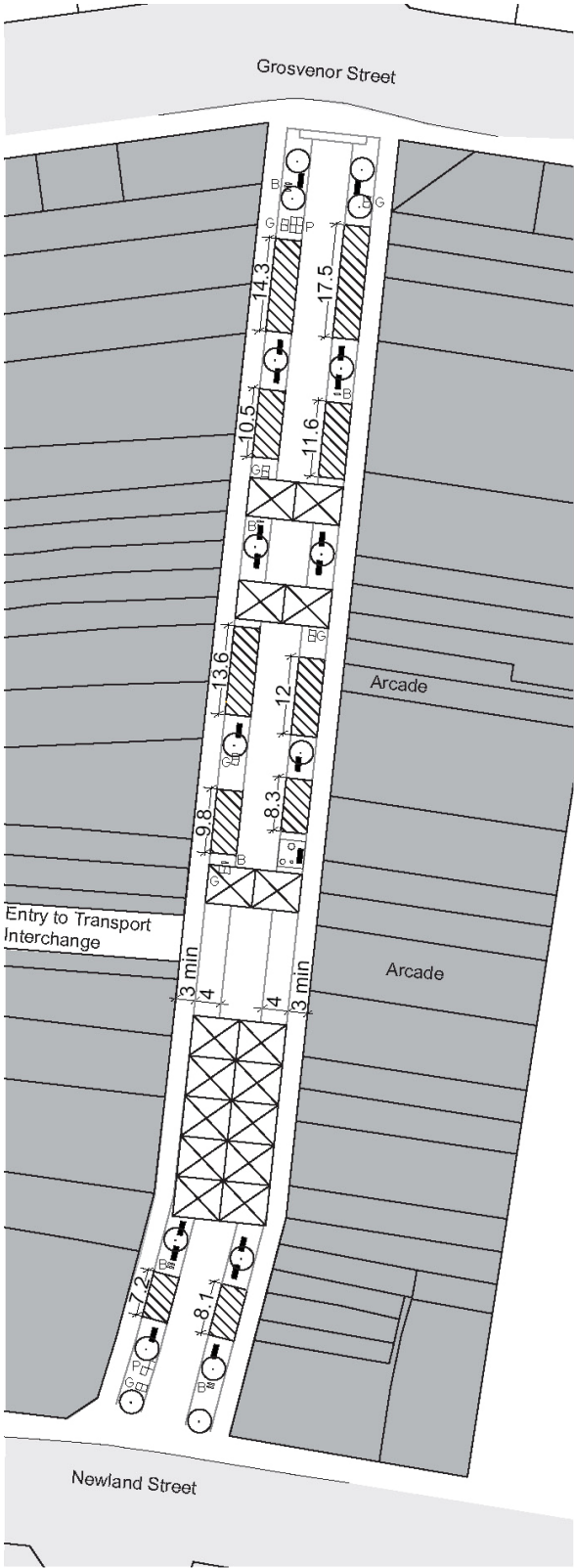
Objectives

- (a) To ensure footpath seating contributes to and improves the local amenity and the public domain.
- (b) To ensure the existing natural environment including existing trees, significant views and items of heritage significance are maintained.

Controls**2.4.1 Oxford Street Mall, Bondi Junction**

- (a) Oxford Street Mall is to have a minimum clear unobstructed pedestrian footpath of 3m.
- (b) Footpath seating in Oxford Street Mall is required to be located away from the shop fronts.
- (c) The location of footpath seating is to be in accordance with Map 1.
- (d) Footpath seating must be a minimum of 1.2m away from site furniture-bicycle racks, garbage bins, public seating, public telephones.
- (e) Council discourage the use of barriers and accessories.

Outdoor Dining D2



Map 1. Oxford Street Mall, Bondi Junction

- Designated Footpath Seating Area
- Existing Public Seating
- Tree Canopy Approx.
- Shade Structure
- B Bike Racks
- G Garbage Bins
- P Public Telephone

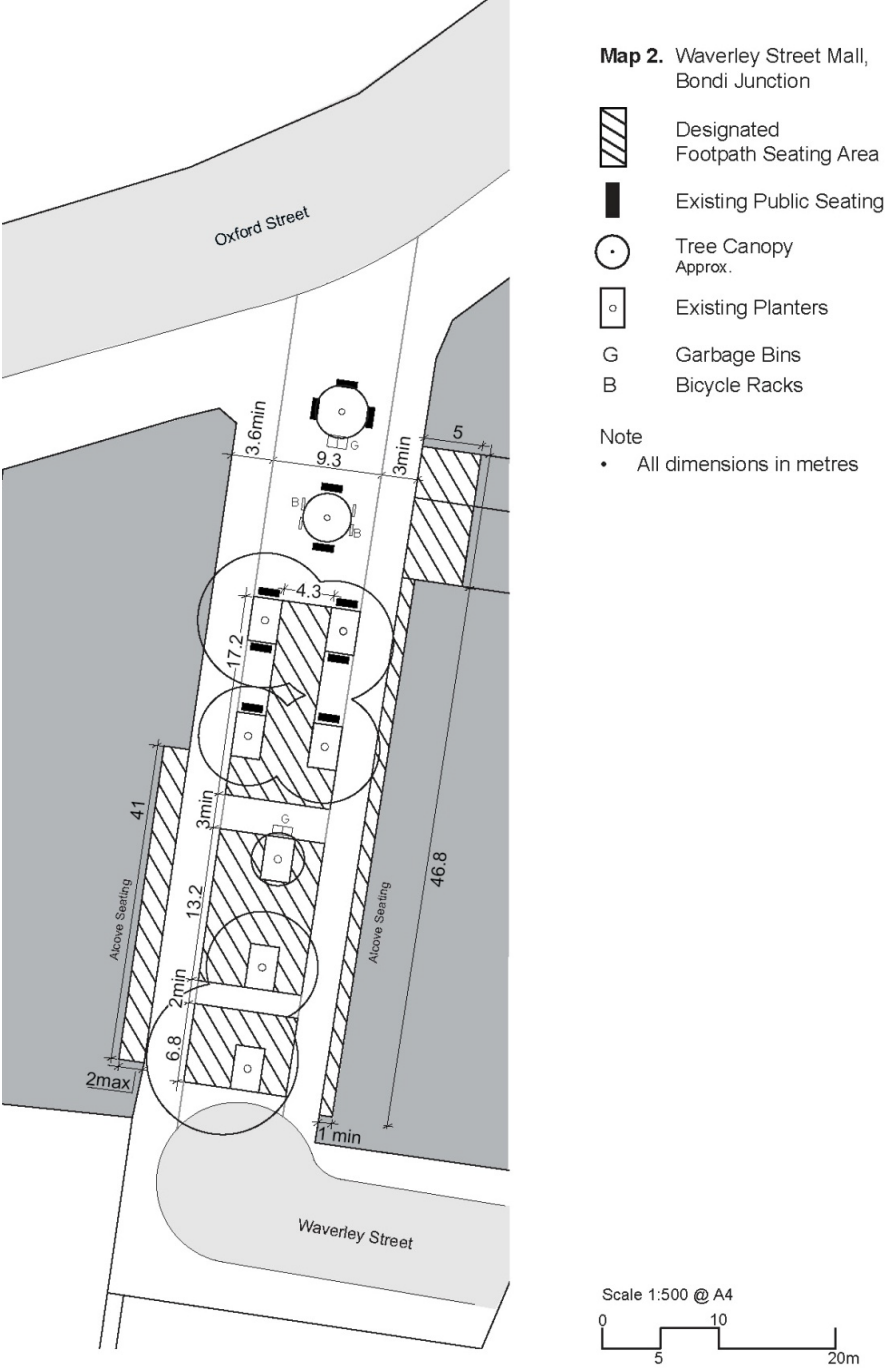
Note

- All dimensions in metres
- Footpath seating must be a minimum of 1.2 metres away from site furniture-bicycle racks, garbage bins, public seating, public telephones

Outdoor Dining D2

2.4.2 Waverley Street Mall, Bondi Junction

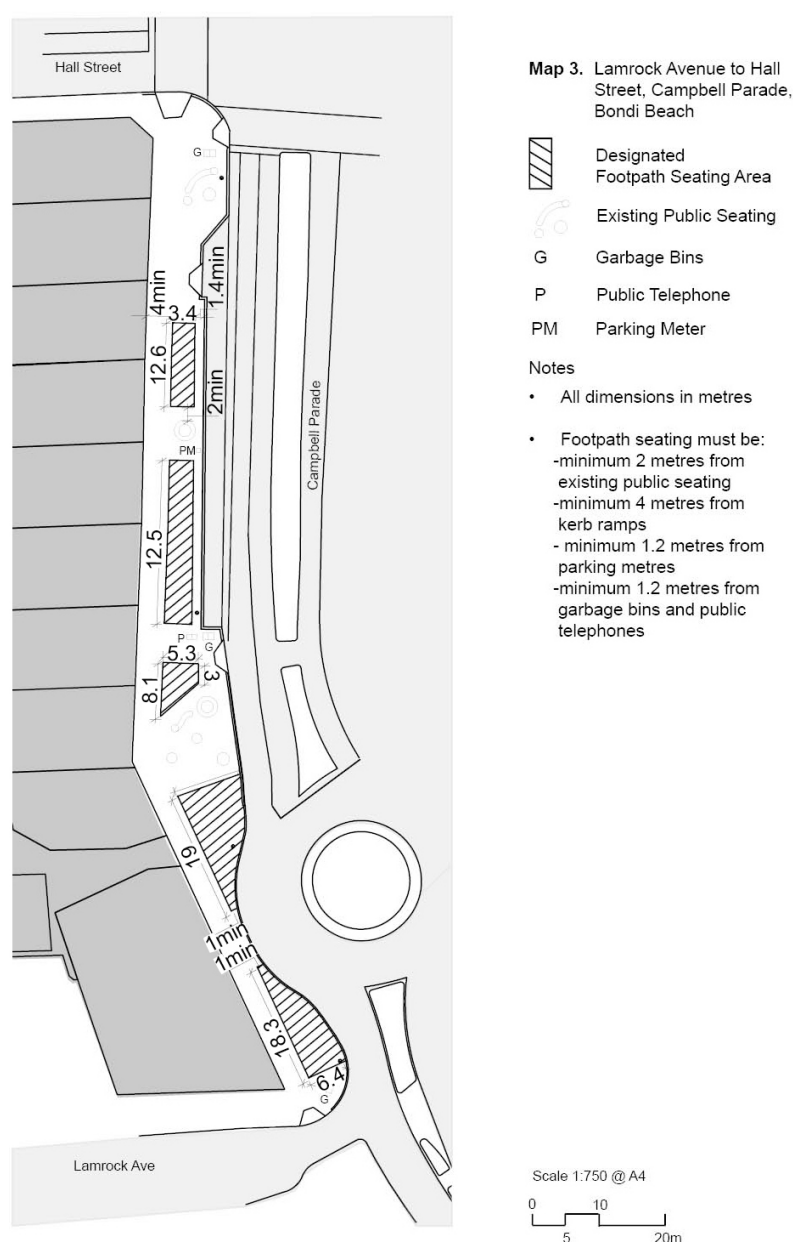
- (a) Waverley Street Mall is to have a minimum unobstructed pedestrian footpath of 2.0m, between the café/restaurant footpath seating against the shop front and the designated seating areas or planters.
- (b) Footpath seating is permitted against the shop fronts within alcove areas only and also in the designated seating areas located in Map 2.



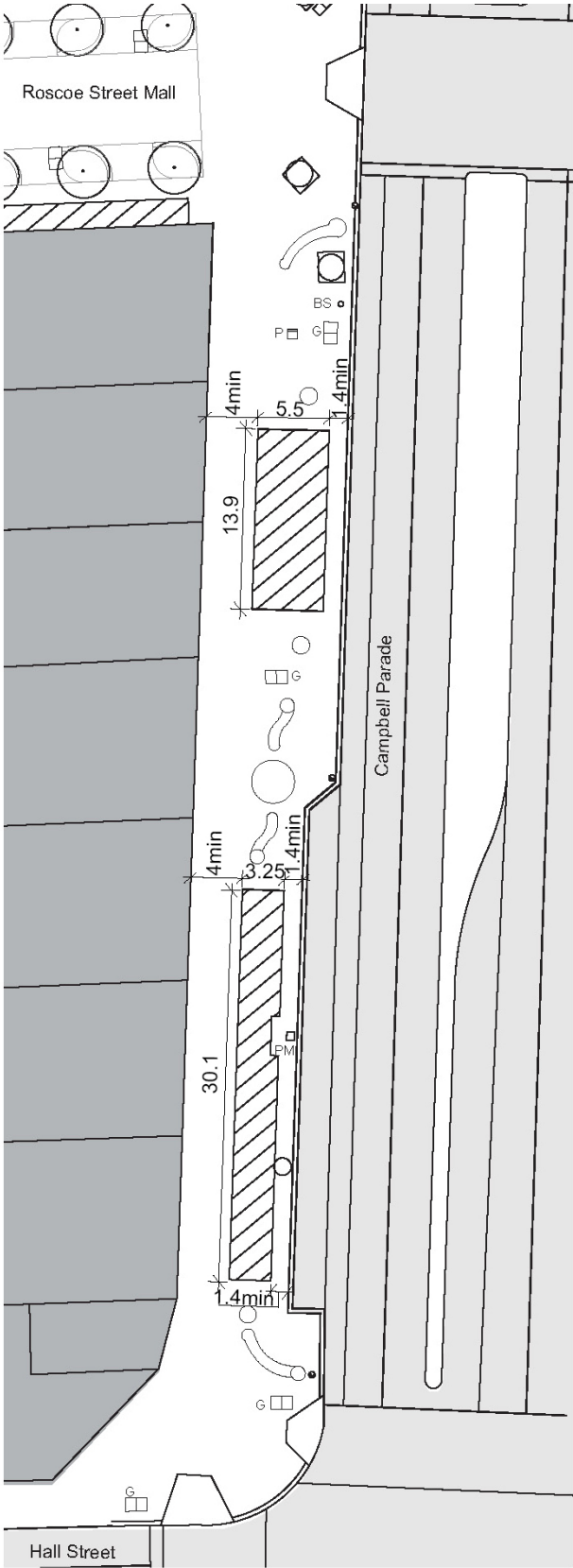
Outdoor Dining D2

2.4.3 Campbell Parade between Lamrock Avenue and Beach Road, Bondi Beach

- (a) Campbell Parade is to have a minimum 4m clear pedestrian footpath between Lamrock Avenue and Beach Road (and minimum 2m in all other areas) as indicated on the designated footpath seating maps in Maps 3, 4, 5 and 6.
- (b) Footpath seating must be a minimum 2 metres from existing public seating, a minimum of 1.2 metres from parking metres, a minimum of 1.2 metres from garbage bins and public telephones.
- (c) Protective blinds are only permitted to a maximum of three sides of an umbrella. The blinds must not contain metal rods and must be rolled up when not in use.
- (d) All umbrellas must be embedded in the footpath paving on Campbell Parade between Lamrock Avenue and Beach Street.



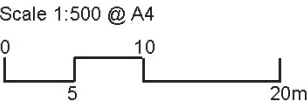
Outdoor Dining **D2**



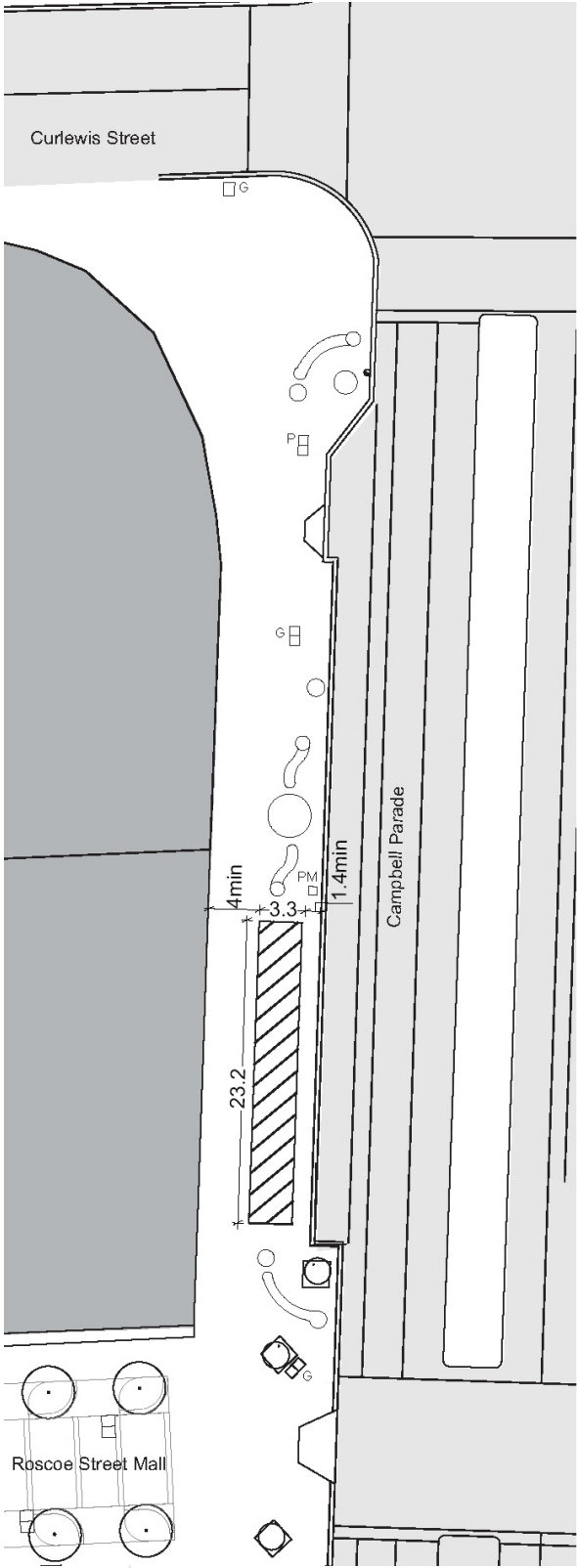
Map 4. Hall Street to Roscoe Street , Campbell Parade, Bondi Beach

- Designated Footpath Seating Area
- Existing Public Seating
- Garbage Bins
- Public Telephone
- Parking Meter
- Bus Stop
- Tree Canopy Approx.

- Notes
- All dimensions in metres
 - Footpath seating must be:
 - minimum 2 metres from existing public seating
 - minimum 1.2 metres from parking metres
 - minimum 1.2 metres from garbage bins and public telephones



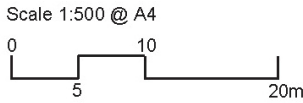
Outdoor Dining D2



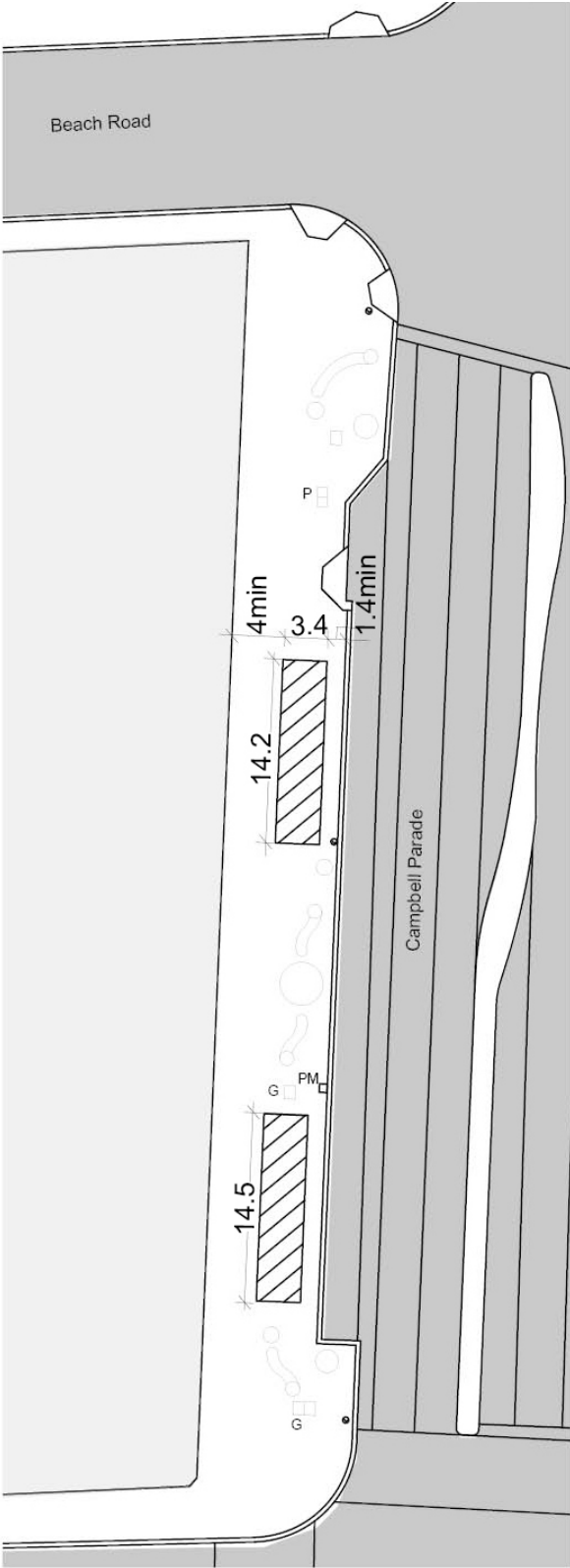
Map 5. Roscoe Street to Curlewis Street, Campbell Parade, Bondi Beach

- Designated Footpath Seating Area
- Existing Public Seating
- Garbage Bins
- Public Telephone
- Parking Meter
- Tree Canopy Approx.

- Notes
- All dimensions in metres
 - Footpath seating must be:
 - minimum 2 metres from existing public seating
 - minimum 1.2 metres from parking metres
 - minimum 1.2 metres from garbage bins and public telephones



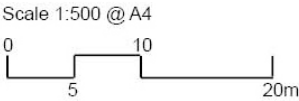
Outdoor Dining D2



Map 6. Curlew Street to Beach Road, Campbell Parade, Bondi Beach

- Designated Footpath Seating Area
- Existing Public Seating
- G Garbage Bins
- P Public Telephone
- PM Parking Meter

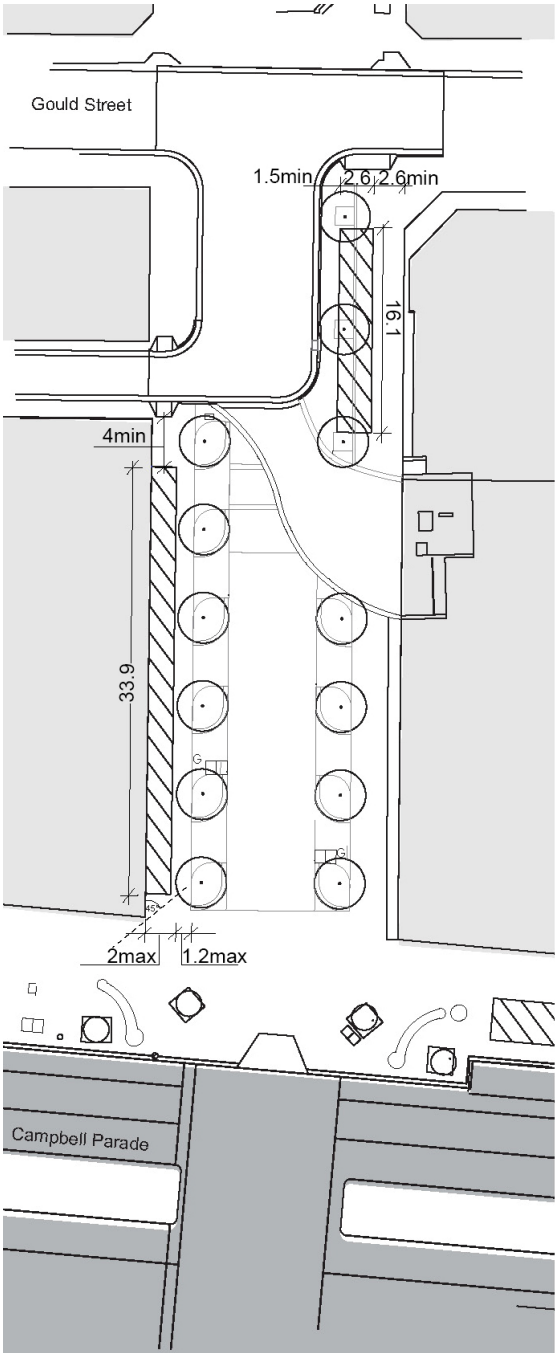
- Notes
- All dimensions in metres
 - Footpath seating must be:
 - minimum 2 metres from existing public seating
 - minimum 1.2 metres from parking metres
 - minimum 1.2 metres from garbage bins and public telephones



Outdoor Dining **D2**

2.4.4 Roscoe Street Mall, Bondi Beach

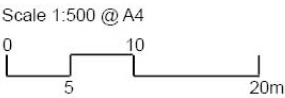
- (a) Roscoe Street Mall is to have a minimum clear pedestrian footpath of 1.2 metres from existing public seating at the Campbell Parade end and 2.5 metres at the Gould Street end as indicated on the designated footpath seating map in Map 7.
- (b) Footpath seating must be a minimum of 4 metres from kerb ramps, minimum of 1.2 metres from garbage bins.



Map 7. Roscoe Street Mall, Bondi Beach

- Designated Footpath Seating Area
- Existing Public Seating
- G** Garbage Bins
- P** Public Telephone
- Tree Canopy Approx.

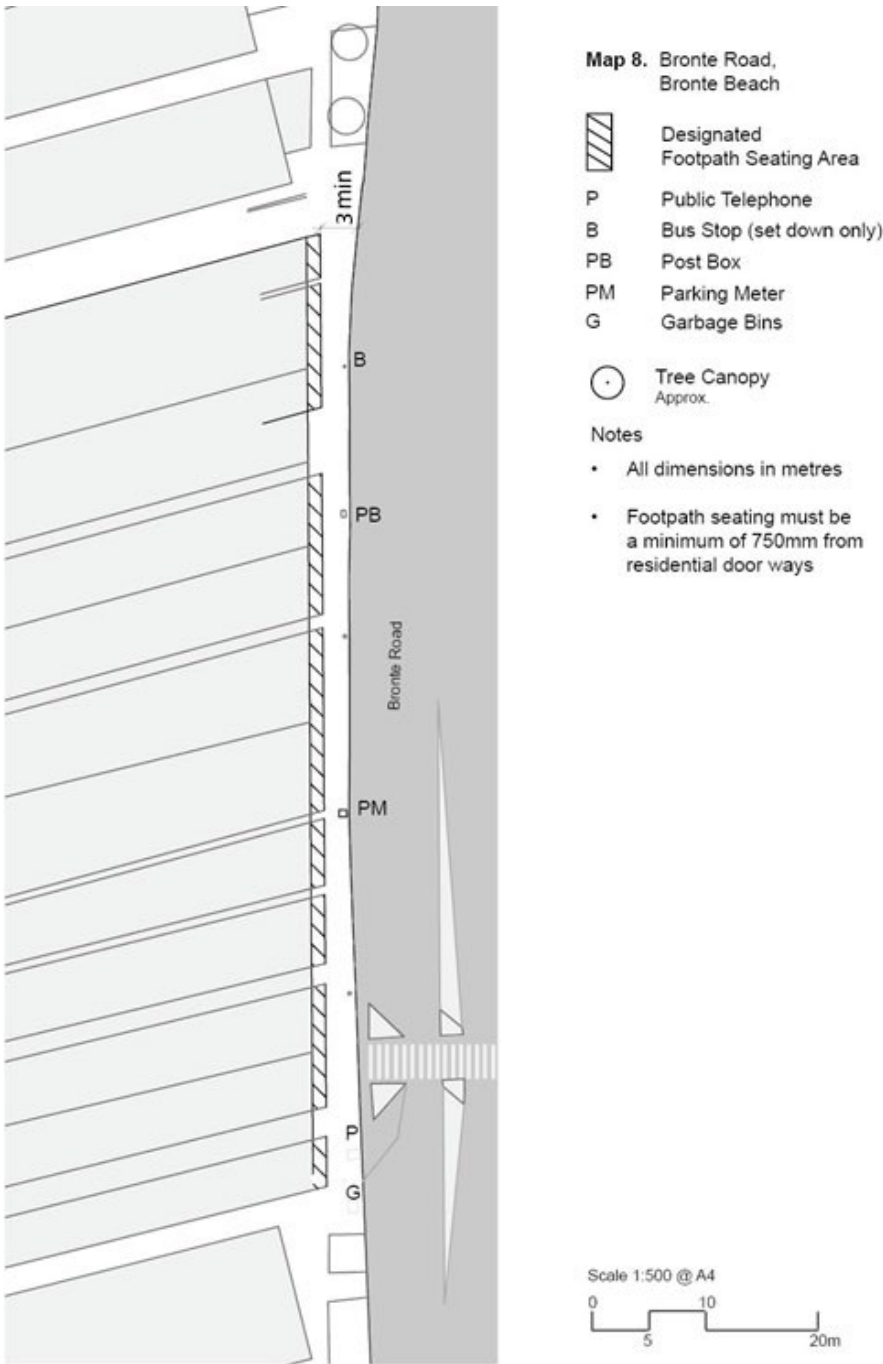
- Notes
- All dimensions in metres
 - Footpath seating must be:
 - minimum 1.2 metres from existing public seating
 - minimum 1.2 metres from garbage bins
 - minimum 4 metres from kerb ramps



Outdoor Dining **D2**

2.4.5 Bronte Road, Bronte Beach

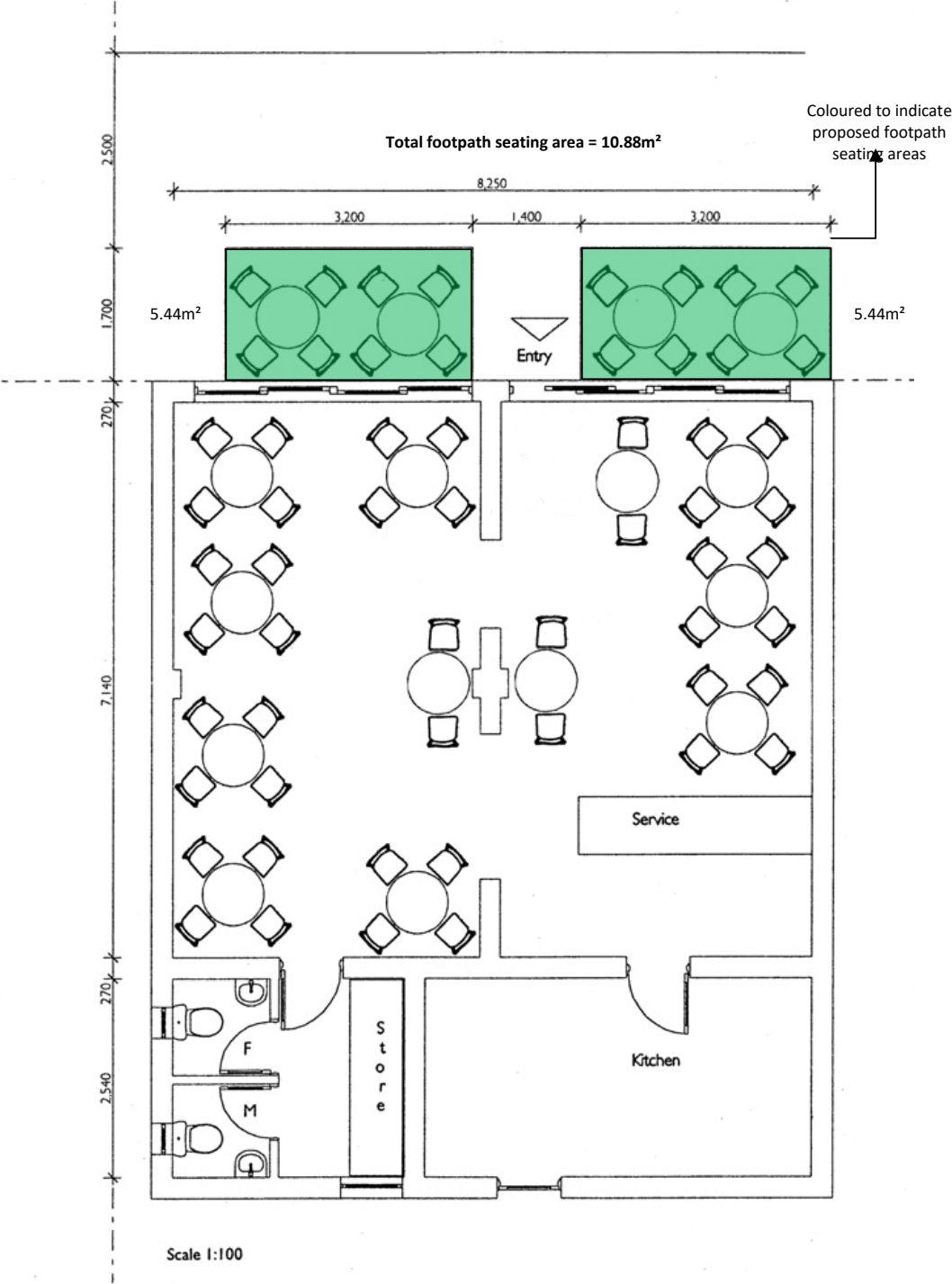
- (a) Bronte Road, Bronte Beach is to have minimum clear pedestrian footpath of 3 metres as indicated on the designated footpath seating map in Map 8.
- (b) Footpath seating in Bronte Road, Bronte Beach must be located against the shop front.
- (c) Footpath seating must be a minimum of 750mm either side of residential doorways.



ANNEXURES

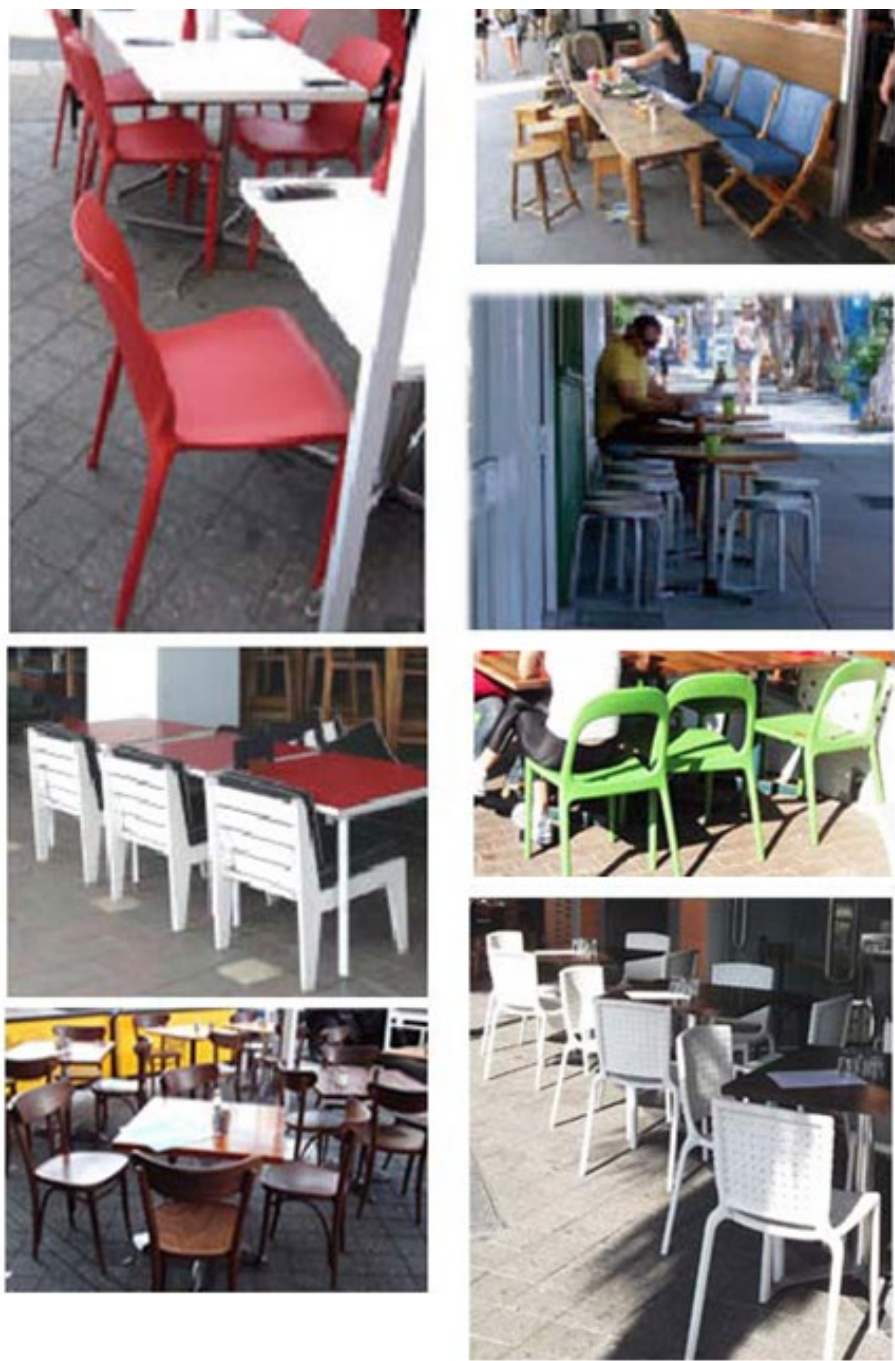
ANNEXURES

Annexure D2-1
Example of a Footpath Seating Application Plan



ANNEXURES

Annexure D3-2
Examples of furniture styles



ANNEXURES



REPORT CM/7.11/24.07



Subject: Waverley Local Planning Panel - Appointment of Expert Members

TRIM No: A13/0229

Manager: George Bramis, Executive Manager, Urban Planning

Director: Fletcher Rayner, Director, Planning, Sustainability and Compliance

RECOMMENDATION:

That Council:

1. Appoints the following expert members to the Waverley Local Planning Panel (WLPP) from 1 July 2024 to 30 June 2027:
 - (a) Kate Bartlett.
 - (b) John Brockhoff.
 - (c) Stephen Davies.
 - (d) Susan Hoble.
 - (e) Kerry Kyriacou.
 - (f) Alison McCabe.
 - (g) David Milliken.
 - (h) Clare Swan.
 - (i) Mary-Lynne Taylor.
 - (j) Gerard Turrisi.
 - (k) Joseph Vescio.
 - (l) Greg Woodhams.
2. Appoints the following expert members to the WLPP from 1 July 2024 to 24 June 2027:
 - (a) Stuart McDonald.
 - (b) Sharon Veale.
3. Appoints Graham Brown as expert member to the WLPP from 1 July 2024 to 1 June 2025.

1. Executive Summary

The Waverley Local Planning Panel (WLPP) has been operating since 1 March 2018. The WLPP comprises four members:

- The Chair.
- Two expert members.
- One community member.

To ensure that there is less certainty about who will be on a panel and make it harder to predict who will make decisions on applications, the NSW Department of Planning, Housing and Infrastructure (DPHI) requires Council to appoint a minimum of 15 experts to a pool for the WLPP.

There are currently five expert members from the Minister's pool of experts appointed to the WLPP until 30 June 2026, resulting in a shortfall of 10 expert members.

This report recommends the appointment of 15 additional expert members from the Minister's pool of experts to the WLPP for a term through to 30 June 2027 for most members. Some members will only be appointed until 1 June 2025 or 24 June 2027 as they have previously served and cannot be appointed for more than six years, noting that those dates are six years since their first appointment.

The 15 additional experts will be in addition to the five currently appointed ones, to ensure that there are no issues if an expert withdraws mid-term or has their contract end before 30 June 2027 due to serving in previous terms.

2. Introduction/Background

Local planning panels consist of independent consultants who have expertise in areas such as planning, architecture, heritage, the environment, urban design and law. In conjunction with a community representative, they provide an independent assessment and determination of particular development applications.

The WLPP determines significant, complex and contentious development applications in the Waverley local government area. This includes development applications for new residential flat buildings, the demolition of a heritage item, development that receives 10 or more unique objections, a departure to a statutory development standard greater than 10%, applications associated with a planning agreement or an identified conflict of interest.

Meetings are held monthly, and statutory rules govern the Panel's operation via operating procedures and code of conduct.

The WLPP comprises four members:

- The Chair.
- Two expert members.
- One community member.

Panel expert members are selected from a list prepared and vetted by the Minister for Planning and Public Spaces for a three-year term. Council may only appoint experts from this list.

Members cannot serve more than two terms (six years) on a specific local planning panel.

3. Relevant Council Resolutions

Meeting and date	Item No.	Resolution
Strategic Planning and Development Committee 6 June 2023	PD/5.4/23.06	<p>That Council:</p> <ol style="list-style-type: none"> 1. Appoints the following expert members to the Waverley Local Planning Panel (WLPP) up to 30 June 2026: <ol style="list-style-type: none"> (a) Sandra Robinson. (b) Julie Walsh. (c) Heather Warton. (d) Oliver Klein. (e) Elizabeth Kinkade. (f) Megan Jones. 2. Defers the appointment of the community representatives to further consider how all candidates have addressed the second selection criterion 'Have an understanding of the local government area and issues of concern to the local community.' As these applicants are to be selected as community representatives, this criterion is to be ranked highly. 3. Officers prepare a report to Committee or Council with new recommendations for approval.
Strategic Planning and Development Committee 8 June 2021	PD/5.4/21.06	<p>That Council:</p> <ol style="list-style-type: none"> 1. Notes the reappointment of the Hon. Paul Stein as the Chair, and the appointment of Jacqueline Townsend and Helen Lochhead as new alternate chairs, of the Waverley Local Planning Panel (WLPP), as selected by the Minister for Planning, up to 29 February 2024. 2. Appoints the following expert members to the WLPP up to 29 February 2024: <ol style="list-style-type: none"> (a) Annelise Tuor. (b) Gabrielle Morrish. (c) Jan Murrell. (d) Peter Brennan. (e) Graham Brown.

		<p>(f) Stuart McDonald.</p> <p>(g) Helena Miller.</p> <p>(h) Philippa Frecklington.</p> <p>(i) Sharon Veale.</p> <p>3. Appoints the following community representatives to the WLPP up to 29 February 2024:</p> <p>(a) Penny Mora.</p> <p>(b) Sandra Robinson.</p> <p>(c) Allyson Small.</p>
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4. Discussion

The WLPP currently has five expert members from the Minister's list (Julie Walsh, Heather Warton, Oliver Klien, Elizabeth Kinkade and Megan Jones) appointed to the WLPP with a contract up to 30 June 2026. The mandate for a minimum number of experts is 15, meaning that Council is required to recruit a further 10 experts from the Minister's pool. To avoid issues if an appointed expert withdraws mid-term or has their contract ended before 30 June 2027 due to serving in previous terms, a further 15 experts in addition to the currently appointed five need to be appointed. There will therefore be a total of 20 experts appointed.

Senior staff within the Planning, Sustainability and Compliance Directorate reviewed experts who expressed interest to be on the WLPP and appear on the list of experts approved by the Minister for Planning, and have recommended the following be appointed as expert members of the WLPP:

- Kate Bartlett.
- John Brockhoff.
- Graham Brown.
- Stephen Davies.
- Susan Hobley.
- Kerry Kyriacou.
- Alison McCabe.
- Stuart McDonald.
- David Milliken.
- Clare Swan.
- Mary-Lynne Taylor.
- Gerard Turrisi.
- Sharon Veale.
- Joseph Vescio.
- Greg Woodhams.

The selected panellists have an area of expertise in planning, architecture, heritage, the environment, urban design and/or law, have experience as directors in local government, held senior positions in planning consultancies, and/or are highly regarded in the planning field and have been vetted as part of the nomination process. Their key qualifications are outlined in Table 1.

Table 1. Expert members qualifications.

Member name	Qualification/s
Kate Bartlett	Master of Planning, Graduate Certificate DA, and a Bachelor of Economics and Politics (Hons).
John Brockhoff	Executive Master of Public Administration, Master of Environmental Planning, Bachelor of Science and a Fellow and Registered Planner with the Planning Institute of Australia.
Graham Brown	Degree in Environmental Planning, Graduate Diploma in Environmental Studies and a Master of Business Administration.
Stephen Davies	Diploma of Construction Studies and Advanced Architectural Studies and a Diploma of Town and Country Planning.
Susan Hobley	PhD Candidate at the Sydney University School of Geosciences, Graduate Diploma in Science (History & Philosophy of Science), TAFE qualifications in Landscape Design, Bachelor of Science (Environmental & Urban Horticulture) UTS.
Kerry Kyriacou	Graduate Diploma in Urban and Regional Planning and a Bachelor of Arts (History).
Alison McCabe	Bachelor of Urban and Regional Planning and a Graduate Diploma in Environmental Law.
Stuart McDonald	Bachelor of Urban and Regional Planning and a Registered Planner with the Planning Institute of Australia.
David Milliken	Registered Planner, Planning Institute of Australia, Master of Business Administration, Master of Urban and Regional Planning and a Bachelor of Social Science (Geography).
Clare Swan	Bachelor of Arts (Human Geography), Master of Environmental Planning (Macquarie University), Register Environmental Assessment Practitioner (Planning Institute of Australia) and the Completion of the Australian Institute of Company Directors.
Mary-Lynne Taylor	Bachelor of Laws and Fellow of the Planning Institute of Australia.
Gerard Turrisi	Bachelor of Urban and Regional Planning.
Sharon Veale	Master of Arts (Applied History), Honours (Fine Arts), and a Graduate Diploma (Urban and Regional Planning).
Joseph Vescio	Diploma of Applied Science (Environmental Health & Building Surveying), Graduate Certificate in Urban & Regional Planning, Graduate Diploma in Planning - Urban Design & Built Environment, Certificate Horticultural Studies (Arboriculture), Certificate IV Building & Construction, and a Certificate III Carpentry.
Greg Woodhams	Bachelor of Arts Degree with Hons, Master of Town and Country Planning, and a Diploma of Corporate Management.

5. Financial impact statement/Time frame/Consultation

There are sufficient funds available in the 2024-2025 operating budget to fund the Panel operations.

The Minister determines the remuneration rates for Panel members.

6. Conclusion

The recommended experts for the WLPP are considered to be exceptionally high-quality and represent specialist professionals in a variety of planning, heritage, architectural and urban-design-related fields. It is recommended that Council appoints them for the terms specified.

7. Attachments

Nil .

REPORT
CM/7.12/24.07

Subject: Draft Resource Recovery and Waste Strategy - Exhibition

TRIM No: A20/0005

Manager: Sam McGuinness, Executive Manager, Environmental Sustainability

Director: Fletcher Rayner, Director, Planning, Sustainability and Compliance

RECOMMENDATION:

That Council:

1. Publicly exhibits the draft Resource Recovery and Waste Strategy attached to the report for 12 weeks.
2. Officers prepare a report to Council following the exhibition period.

1. Executive Summary

A draft Resource Recovery and Waste Strategy has been developed by the Environmental Sustainability and Waste, Cleansing and Fleet departments to guide Council in meeting NSW Government targets in waste reduction and greenhouse gas emissions, reducing harm to our environment and community and providing waste management and waste avoidance services to our community.

2. Introduction/Background

Over the next 20 years, the volume of waste generated in NSW annually is expected to grow from 21 million to nearly 34 million tonnes by 2041. Traditional linear waste processing is unsustainable, and it is recognised in Council's Community Strategic Plan (CSP) that any waste sent to landfill has long-term environmental impacts.

State and Federal governments are prioritising actions to address and minimise waste generation and adopt circular practices. Council must respond to these policy, regulatory and market changes while continuing to strive to be at the forefront of sustainability.

In the Environmental Action Plan 2022-2032, Council outlined ambitious waste minimisation and resource recovery goals to align with State and Federal targets and committed to:

Prepare an updated Waste Strategy, to detail the implementation timeline for an enhanced waste and recycling collection service for the Waverley Community.... to meet the State Government targets, including diverting organics from landfill by 2030. Council will continue to phase out single use plastics, design out waste through planning controls and increase the recycled content in our assets and procurement. (page 19).

The draft strategy attached to this report responds to the Community Strategic Plan, Waverley's Environmental Action Plan, the NSW Waste and Sustainable Materials Strategy 2041, the NSW Plastics Plan, and the National Waste Policy Action Plan 2019. It incorporates the upcoming food organics and garden organics (FOGO) trial in the context of other waste services commitments and environmental goals,

including Council's target for net zero community emissions by 2035, providing the community with the context for integrated actions for resource recovery and waste management operations in Waverley.

This draft strategy will replace the Sustainable Waste Strategy adopted by Council in 2015.

3. Relevant Council Resolutions

Meeting and date	Item No.	Resolution
Council 22 June 2022	CM/7.6/22.06	That Council adopts the Environmental Action Plan 2022-2032 attached to the report.
Council 25 May 2021	CM/6.4/21.05	<p>That Council:</p> <ol style="list-style-type: none"> 1. Notes that Council: <ol style="list-style-type: none"> (a) Has declared a climate and biodiversity emergency. (b) Is a signatory to the National Climate Emergency, which was launched at the National Climate Emergency Summit in 2020. (c) Has substantial programs to help mitigate carbon emissions and address climate change which focus on the community. (d) Has resolved to receive a report on joining the United Nations Race to Zero campaign. 2. Recognises that: <ol style="list-style-type: none"> (a) There is a need to advance and accelerate mobilisations to address the climate emergency and support the restoration of a safe climate. (b) In the wake of an unprecedented year of bush fires, floods and pestilence, Council has a leadership role in developing and implementing locally based solutions to mitigate and reduce carbon. 3. Investigates: <ol style="list-style-type: none"> (a) Declaring new targets for the reduction of carbon emissions by becoming net zero by 2030 so that Council will have a 100% reduction on scope 1 and 2 greenhouse gas emissions based on 2003/2004 levels. (b) This target becoming a key priority of Council's activities and incorporated into the draft 2021-22 Operational Plan that is currently on exhibition, and that the next Environmental Action Plan and the Long Term Financial Plan budgets are updated accordingly to achieve this.

Council 17 November 2015	CM/7.9/15.11	That Council: <ol style="list-style-type: none"> 1. Adopts the Sustainable Waste Strategy 2015–2020 at Attachment 1. 2. Implements the 3-bin domestic waste service in Waverley.
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4. Discussion

As our population continues to grow, the amount of waste we generate is becoming unsustainable. There is a need to change the system in which we operate and adapt our behaviour so that the use of goods and materials is optimised, and our impact created from waste to landfill is minimised.

Local challenges to ensuring appropriate and effective waste services that meet the needs of our community, visitors, and environmental objectives include:

- Increasing population and housing density with most residents living in medium- and high-density dwellings, competition for space impacts source separation opportunities, and amenity for residents and visitors through bins on footpaths and illegal dumping activity.
- Rising consumption and waste generation rates due to increasing demand and turnover of fast fashion and new technology, with discarded materials increasing the volume of waste sent to landfill.
- Limited local waste recovery and processing opportunities to ensure ease and lowest impact of transporting and disposal.
- Obtaining accurate waste data including from commercial and retail premises, and mixed waste collection.
- Reducing waste-related greenhouse gas emissions which impact on Council's net zero community emissions by 2035 target.
- Managing problem wastes like paints, solvents, batteries and e-waste, which are hazardous and toxic to humans and the environment.
- Rising costs associated with separation, collection and transport of local waste streams, which need to be managed equitably and strategically.

Cognisant of these local challenges, the draft Strategy outlines a shift towards waste prevention and minimisation by following the waste hierarchy, moving to a circular economy, sharing responsibility with our community and leading by example.

It includes 48 actions across seven key areas to provide a timeline for meeting NSW Government targets and will be accompanied by an internal-facing delivery plan to ensure accountability and monitoring. The actions include solutions to separate and collect food organics, and improve reuse, recycling, and recovery of materials to minimise residual waste. Council will continue to collaborate and advocate for a resilient and sustainable circular economy and lead by example through supporting the use of repurposed and recycled materials and embedding circular economy principles within all Council operations.

5. Financial impact statement/Time frame/Consultation

The delivery for most of the Waste Strategy is budgeted for by the Domestic Waste Charge and will be augmented through grants from the NSW Government. The estimated costs to transition to a circular economy are difficult to comprehensively calculate, although the majority of these costs will be achieved by systemic changes led by the private sector and the state and federal government.

The draft Strategy has been prepared by staff from across Council, in particular the Environmental Sustainability and the Waste, Cleansing and Fleet Department. It also draws on feedback from the community over a number of years including for the last Environmental Action Plan and the CSP. Recent community consultation on improving circularity in Bondi Junction indicates that 83% support local collection points for e-wastes, textiles and other materials that cannot go in kerbside bins.

The draft strategy has been presented to the June Councillor briefing and Sustainable Expert Advisory Committee. It is proposed to issue the draft strategy for an extended community consultation prior to and during the Council caretaker period. Following this, a report will be prepared for Council outlining feedback during the exhibition period and potential changes to the draft Strategy. The final Strategy, if adopted, will be graphic designed.

6. Conclusion

This report proposes the public exhibition of the draft Resource Recovery and Waste Strategy for 12 weeks, with a report to prepared to Council on the outcome.

7. Attachments

1. Draft Resource Recovery and Waste Strategy [↓](#) .



Resource Recovery and Waste Strategy

Towards a Circular and Zero Waste Community 2024-2032



Department	Waste Services and Operations and Environmental Sustainability
Approved by	
Date approved	Draft approved: 16 July 2024
File reference	D24/73243
Next revision date	
Relevant legislation	<u>Protection of the Environment Operations Act 1997</u> (POEO Act). <u>Protection of the Environment Operations (Waste) Regulation 2014</u> <u>Waste Avoidance and Resource Recovery Act 2001</u> <u>Plastic Reduction and Circular Economy Act 2021</u> <u>The Local Government Act 1993 and the Local Government (General) Regulation 2021</u>
Related policies/ procedures/guidelines	<i>Procurement Policy</i> <i>Interim Internal Events policy</i>
Related forms	



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1. Background

Over the next 20 years, the volume of waste generated annually in NSW is projected to grow from 21 million tonnes in 2021 to nearly 34 million tonnes by 2041¹. State and Federal governments are prioritising actions to address and minimise waste generation and adopt circular practices. The main policy drivers for this strategy are Waverley's Community Strategic Plan, Waverley's Environmental Action Plan, the NSW Waste and Sustainable Materials Strategy 2041, and the National Waste Policy Action Plan 2019.

The NSW Waste and Sustainable Materials Strategy 2041 sets out a 20-year vision for reducing waste and changing how the NSW economy produces, consumes, and recycles products and materials. This Strategy commits to the targets set out in the National Waste Policy 2019 developed by the Federal Government Department of Climate Change, Energy, the Environment and Water (DCCEEW). Relevant targets include:

- Reduce total waste generated in Australia by 10% per person by 2030
- 80% average resource recovery rate from all waste streams, following the waste hierarchy, by 2030
- Significantly increase the use of recycled content by governments and industry
- Halve the amount of organic waste sent to landfill for disposal by 2030.

In 2023 approximately 71,414 residents were living in the Waverley Local Government Area, and our population is expected to grow to 80,100 residents by 2031. Over 80% of the dwellings in Waverley are medium or high density, compared to 46% in Greater Sydney, which means we have a higher population density compared to other areas.

Waverley also has a thriving business community with over 39,408 registered businesses in 2023, a significant concentration of which are retailers, comprising almost one third of all businesses. Oxford Street Mall receives up to 6,000 visitors per day in summer, and Bondi Beach attracts approximately 2.9 million visitors annually.

As the population and visitors numbers grow, so does consumption, leading to increased waste that must be managed effectively. Waste in Waverley varies from littered cigarette butts and single-use plastics to household food organics, unwanted furniture, and commercial waste².

¹ EPA, Waste and Recycling 2021, <https://www.soe.epa.nsw.gov.au/all-themes/human-settlement/waste-and-recycling-2021>

² EPA, Waste and Recycling 2021, <https://www.soe.epa.nsw.gov.au/all-themes/human-settlement/waste-and-recycling-2021#waste-contributions-to-carbon-emissions-pressures>

2. A snapshot of Waverley's Waste

In 2023, Waverley Council collected on average 27,323 tonnes of residential waste from more than 10,473 households. A kerbside audit in 2023 revealed that about 58.5% of materials in the red-lidded bin could be recovered and reused or processed into new materials.

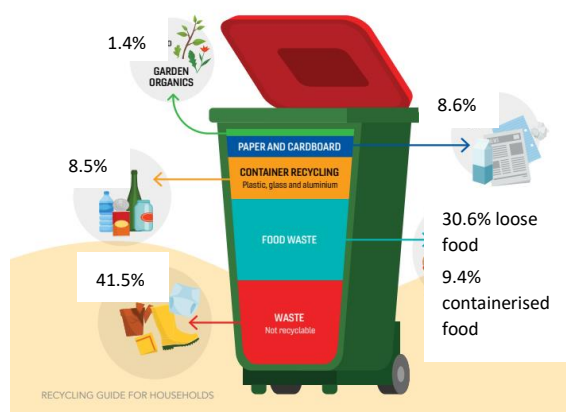


Figure 1 Unpack Waverley's Waste

Additionally, Council collected 1,800 tonnes of bulky household material from scheduled and on-call cleanups, and 443 tonnes of non-booked material in 2023.

Public waste and litter

In 2023, Council collected 1,207 tonnes of waste from bins located at public places, such as business centres and parks.

Our annual litter audits show that our beaches accumulate plastic, paper and cigarette litter at the shore, middle, and wall sand sections. A comparison of the Summer periods of 2023 and 2024 show an increase in shore litter at Bronte beach, indicating a growth in marine litter. Bondi beach had an increase in litter counts over the weekend and decrease on weekdays, while Tamarama beach had an overall decrease in litter counts.

The results suggest challenges in interpreting litter count studies and demonstrate the need to continue delivering a mix of initiatives in litter prevention and cleansing at the local level, whilst advocating for a reduction in single-use packaging.

Commercial and industrial waste

Businesses and commercial organisations are responsible for arranging their waste collection and have no requirements to report on the amounts of waste generated. Council provides an optional commercial waste service to local businesses, and services approximately 60% of local businesses,

generating 3,891 tonnes of garbage and 1,319 tonnes of recycling material annually, based off the most recent 2022-2023 collection data.

Construction and demolition waste

Construction and demolition waste is generated during new developments, renovations, additions and shop fit outs. Only a small proportion of these activities are carried out by Council through major projects and maintenance contracts. Due to this, Council has limited control over the waste generated by these activities and does not have an estimate of the amounts of waste produced.

Challenges

Waverley’s diverse demographic, transient community, infrastructure density, thriving commercial precinct, and geography presents unique challenges regarding waste management. These challenges necessitate strategic planning to ensure effective waste services that meet community needs and environmental objectives. These challenges are outlined below.

Increasing population and housing density	Waverley’s population is expected to increase by 12 to 15% from 2023 to 2031, with the majority residents living in medium and high-density dwellings. Competing demands for space can impact on source separation of waste, lead to bins left on footpaths and increased illegal dumping activity, affecting the amenity for residents and visitors.
Consumption and waste generation	<p>The rising demand for products, fast fashion, and rapid turnover of technology results in higher levels discarded materials without sustainable end-of-life solution, increasing landfill waste.</p> <p>Planned obsolescence and the complexity of electrical and electronic products further complicate recycling efforts.</p>
Limited capacity for waste disposal close to Waverley	Waverley’s waste is currently processed in a mechanical biological treatment facility that captures methane (a potent greenhouse gas). As waste generation increases, we need to consider how and where future waste will be processed to ensure sufficient recovery opportunities and emissions management.

Obtaining accurate waste data	Tracking waste quantities and recycling rates from commercial and retail premises is challenging due to multiple waste operators. Residential waste tracking is easier, but improper disposal and recycling techniques mix waste types. Accurate data collection is crucial for calculating carbon emissions from waste generation and transport of waste to processing and disposal facilities.
Waste-related greenhouse gas emissions	Waverley has a Net Zero community emissions target for 2035, including waste-related emissions. Organic waste decomposing in landfill contributes more than 2% of the State's annual greenhouse gas emissions.
Management of Problem Wastes	Problem wastes, such as paints, solvents, batteries, and e-waste need safe management to protect human and environmental health.
Cost	Waste separation, collection, and transport to facilities outside the Sydney Metropolitan region is costly, adding pressure to Council's ability to offer a holistic waste service that is fair, equitable and resilient to market changes.

3. Purpose of the Strategy

This Strategy outlines a pathway to achieving zero waste to landfill and increasing circularity by providing access to waste management and avoidance services that are attractive and accessible to our community.

A zero-waste community avoids waste generation and ensures discarded materials are resources for other processes, with no discharge to land, air, or water. This strategy and action plan aligns with NSW State Government targets of

- 80% resource recovery by 2030
- 50% reduction in organic waste sent to landfill by 2030 and
- 60% reduction in litter by 2030

Guiding Principles

The key principles that underpin this strategy are outlined below.

Follow the Waste Hierarchy

Emphasising waste avoidance and reduction, the waste hierarchy supports the circular economy. While it is Council's responsibility to manage materials from the point of disposal through kerbside

collection services, it is the community's responsibility to rethink consumption habits, help keep materials in use for longer periods and appropriately separate materials for recycling and disposal in the first place.

Waste management is a significant proportion of Council's budget and there are many opportunities to drive circularity by following the waste hierarchy to emphasise avoidance and reduction as the most preferred option to minimise waste, with waste disposal as the last resort. Council and the community have different levels of control in managing waste along this hierarchy, and collaboration toward a shared goal is key in the transition to a circular, zero-waste community.

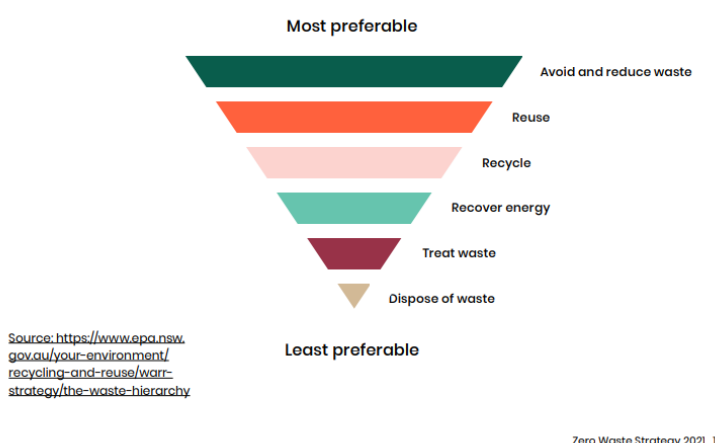


Figure 2 Waste Hierarchy

Transition to the Circular Economy

The circular economy approach values resources and creates further pathways to minimise waste generation by keeping products and materials in use for as long as possible. Instead of the linear economy model of take-make-dispose that has economic drivers that value disposal, the circular economy aims to close the loop by designing out waste and pollution through better product design for longevity and recyclability, reuse and repair initiatives and promotion of circular business models.

This model aims to shift the way society produces and consumes goods and services, shifting practices towards a more sustainable and regenerative approach. This involves not only waste minimisation through efficient waste and resource management, but a wider collaborative approach amongst different sectors of society such as industry, communities, and government.

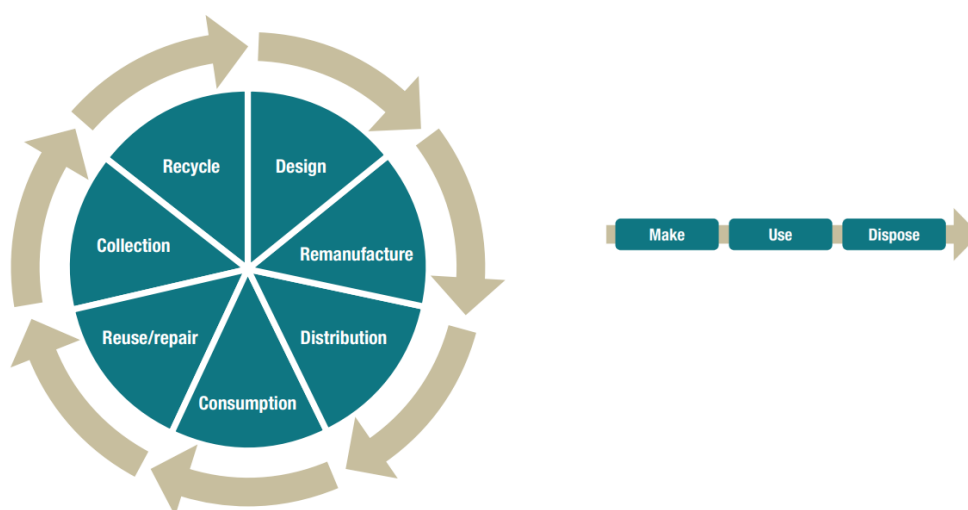


Figure 3 Circular vs Linear Economy

Share Responsibility

Waste is a collective issue and transitioning from a take-make-dispose society to a zero-waste circular economy requires stronger collaboration from residents, commercial precincts, businesses, waste operators and Council. Through the implementation of this strategy, Council will support the following key areas in this transition:

- Support and advocate for better consumption behaviour – buy better, buy second hand
- Explore approaches to material and reuse, increase the purchase of recycled or repurposed products, and avoid all single-use items
- Create accessible share, repair, refurbish and reuse pathways
- Increase awareness about separation of waste and materials to improve recycling outcomes
- Improve standards for waste management and material reuse in our commercial precincts and developments

We are committed to taking action to achieve this transition, however, Council's ability to influence how waste is generated and managed within the community is restricted. The actions outlined in this strategy reflect the varying levels of influence Council has and are focused on what we can do to realise the vision of a zero-waste community.



Lead and Leverage

Council must lead by example and leverage policies, operations, and controls to achieve positive outcomes. This strategy outlines key areas where Council will deliver sustainable procurement, processes, and construction to develop local circular capacity.

The Corporate Environmental Sustainability Program reflects Council's mission to 'walk the talk' on positive environmental actions, including achieving net zero greenhouse gas emissions in the community by 2035.

Since 2018, we have achieved significant success in the management of waste and resources through expanding programs to recycle problem and hard-to-recycle materials and reducing contamination in the recycling stream to improve resource recovery outcomes. We also implemented community projects that address litter and illegal dumping issues. Some of our key milestones are outlined below:

1. Reduced contamination in the kerbside recycling bins at apartment buildings by more than 50%. Having a clean recycling stream means that this material has a greater chance of being recycled at its end of life.
2. Increased problem waste drop-off events to 4 times per year and enabling the safe disposal and treatment of hazardous items such as electronic waste, batteries, and light globes, which has diverted 1800 tonnes materials from landfill.
3. Improvements to bulky waste services which has collected more than 80% of bulky household material from scheduled and on-call cleanups, including mattresses and white goods.
4. Targeted illegal dumping reduction projects that reduced incidents by 40% in hot spot areas.
5. Reduced litter by 20% at Bondi beach and 27% at Bronte beach.

Scope

Waverley’s zero waste plan outlines a pathway to a long-term goal of zero waste to landfill through increasing resource circularity by providing access to waste management and waste avoidance services that are attractive and accessible by our community.

We all have a role to play in transitioning to a zero-waste community and Council cannot deliver on this strategy alone. We have identified 7 key priority areas:



Figure 4 Action Plan Structure

4. Waste Strategy Actions, Responsibility and Timing

Target	Action	Responsibility	1-2 y	3-5 y	5-10 y
1. Minimise waste generation and increase resource recovery					
1.1	Support initiatives that maximise waste avoidance, reuse, repair, and the sharing economy	WO	☑	☑	☑
1.2	Empower the community to rethink consumption habits	ES	☑	☑	☑
1.3	Assess the suitability of new technologies to deliver fit for purpose waste collection to reduce greenhouse gas emissions, such as low emission vehicles	WO		☑	☑
1.4	Implement improvements to the residential kerbside waste and recycling services that are aligned with best practice and State and Federal government policy requirements	WO		☑	
1.5	Deliver improvements to the existing residential bulky waste collection service to increase flexibility, service efficiency and support further material recover	WO	☑	☑	
1.6	Identify data gaps and implement feasible solutions to improve data collection and monitoring in a manner that adds value to the community, Council's operations and meets existing regulatory obligations	WO	☑		
1.7	Explore and implement waste processing options that enable a pathway to net zero by 2035	WO/ES		☑	☑
2. Reduce food and garden organics sent to landfill					
2.1	Develop and support food waste avoidance programs and initiatives to support residents and local businesses	WO/ES	☑	☑	☑
2.2	Implement a food organics and garden organics service trial; report and make recommendations on the wider service rollout	WO	☑		
2.3	Roll out a Council-wide organics collection service that is efficient and aligned to best practice organics processing to produce quality output material	WO		☑	
2.4	Continue supporting composting initiatives to manage organics locally to minimise the impacts of waste transport	WO/ES	☑	☑	☑
2.5	Investigate and support best practice waste management in buildings to facilitate and increase source separation of organic materials from new and existing residential and mixed developments	WO/UPPS	☑	☑	
3. Recycle more and recycle better					
3.1	Update and expand the delivery of Council's recycling improvement program in multi-unit dwellings with a focus on reducing contamination in the recycling bins to improve the quality of recycling output	WO	☑	☑	☑
3.2	Strengthen partnerships with the Strata community to increase resident engagement in recycling and waste reduction, and identify opportunities to improve service access and waste management in multi-unit dwellings	WO	☑	☑	

Target	Action	Responsibility	1-2 y	3-5 y	5-10 y
3.3	Develop and deliver community engagement campaigns to increase the recovery of recyclables disposed of in the garbage stream	WO	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	
3.4	Identify further opportunities and innovations to recycle household products and materials that are not accepted in the existing kerbside collection system	WO	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	
3.5	Investigate opportunities to support feasible and efficient textile reuse and recycling for residents	WO/ES	<input checked="" type="checkbox"/>		
3.6	Support local businesses to increase recycling rates	ES	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	
3.7	Support local businesses to reduce their end use waste and recycling	ES	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	
4. Manage and recover hazardous and problem waste safely					
4.1	Continue to provide opportunities for residents to drop-off problem waste and difficult to recycle material	WO	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	
4.2	Improve design and safety of existing recycling stations for e-waste, batteries and other problem wastes	WO	<input checked="" type="checkbox"/>		
4.3	Investigate innovative options to increase opportunities for the Waverley community to recycle problem and tricky wastes in the local area	WO	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	
4.4	Identify opportunities to partner with State government and neighbouring councils to improve access to appropriate services that improve the safe disposal of problem waste	WO		<input checked="" type="checkbox"/>	
4.5	Investigate options to implement a separate service for the collection of e-waste from households	WO		<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>
4.6	Encourage businesses to source separate and dispose of hazardous and e-waste correctly	WO	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>
4.7	Increase awareness of the risks posed by the incorrect disposal of batteries in household materials, and provide options for correct disposal	WO	<input checked="" type="checkbox"/>		
5. Collaborate and innovate to increase resource recovery and circularity					
5.1	Review and strengthen waste management guidelines for new developments to foster material recovery and ensure that solutions for organics and difficult to recycle materials are considered during building design	WO/UPPS	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	
5.2	Continue developing regional collaborations to support local businesses to innovate and help drive the circular economy	ES	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>
5.3	Partner with other councils and regional organisations to procure best practice waste services that will help Council achieve resource recovery targets and provide value for money for the community	WO	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>

Target	Action	Responsibility	1-2 y	3-5 y	5-10 y
5.4	Work with State and Federal government to advocate for increased stewardship of products and materials that are currently too difficult or expensive to recycle	ALL	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>
5.5	Advocate with external organisations to provide more opportunities to recycle drink containers under the NSW Government's Return and Earn	WO	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>
6. Support place-based initiatives to reduce litter and illegal dumping					
6.1	Develop and implement litter prevention monitoring, projects, and programs to improve the local amenity and protect our coastline	WO/Compliance		<input checked="" type="checkbox"/>	
6.2	Partner with external organisations to support the uptake of reusable containers	ES	<input checked="" type="checkbox"/>		
6.3	Develop and implement illegal dumping monitoring, prevention projects, and programs to improve amenity in the local area	WO/Compliance	<input checked="" type="checkbox"/>		
6.4	Continue addressing waste presentation and illegal dumping compliance through monitoring and enforcement	Compliance	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>
7. Lead by example and embed Circularity and Sustainable Procurement in Council operations and capital works					
7.1	Calculate and report on Council waste related emissions			<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>
7.2	Require and report on sustainable procurement for all Council developments and projects			<input checked="" type="checkbox"/>	
7.3	Explore partnership and/or joint procurement opportunities with other councils to increase the market for recycled products and help drive circular outcomes				<input checked="" type="checkbox"/>
7.4	Integrate sustainability and circular economy into Council's project management system (from scope to closure) to capture reporting for each major capital work project		<input checked="" type="checkbox"/>		
7.5	Train relevant staff in Circular Economy principles and applications		<input checked="" type="checkbox"/>		
7.6	Incorporate environmental, social and Circular Economy principles in Asset Disposal Policy and procedure revision.		<input checked="" type="checkbox"/>		
7.7	Provide Zero Waste and Net Zero emissions event guidance and encourage reporting of event emissions for Council run events			<input checked="" type="checkbox"/>	
7.8	Reduce waste generation from Council's facilities and operations, and eliminate single use plastics to reduce residual waste and potential litter		<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>
7.9	Maximise recovery of food organics and garden organics from Council's activities and operations			<input checked="" type="checkbox"/>	
7.10	Identify suitable opportunities to continue recovering textiles from Council's operations		<input checked="" type="checkbox"/>		

Appendix A: Waverley Council's Waste Accomplishments

2005

- Introduced a garden organics collection service

2006

- Introduced electronic waste drop-off events in partnership with Woollahra Council

2009

- Compost revolution starts in trial council area

2010

- Supported the Garage Sale Trail via launch of program which is now national
- First recycled glass road base constructed in Waverley

2011

- Partnership with mission Australia/ soft landings to recover wood, metal and foam from mattresses (2011-2017)
- First plastic free July - 2013

2015

- Building Futures
- Second Nature program developed

2017

- AWT, increased diversion of red bin contents from landfill
- Sustainability principles embedded into council procurement and events policy
- Recycle Smart App
- 42 solar compactor bins deployed to Bondi Junction and Bondi Beach
- Problem waste drop off stations located at Customer Service Centre and library (and two public schools)

2018

- Development Control Plan (DCP) amended to include waste management and minimisation for new developments
- Recycling Improvement Program (RIP) at apartment buildings began targeting contamination
- Get Rid of it Right illegal dumping prevention campaign targeting 6 problem streets

2019

- First roads (6) made from recycled plastic
- One million container at Reverse Vending Machine early 2019
- Climate and biodiversity emergency declared
- Strata Bylaw for Waste Management template made available
- Started the trial of textile collection and recovery at apartment buildings

2020

- Problem waste drop-off stations expanded to include additional material such as globes, x-rays, and fluoro tubes
- My Street is Your Street illegal dumping prevention campaign targeting 11 problem streets
- Reached 100 buildings that received the Recycling Improvement Program

2022

- DCP amended to include further provisions for waste management and minimisation for new developments
- Introduced Council's first rebate for reusable nappies and sanitary products
- Started the trial of school uniform recycling with 6 local schools
- Partnered with City of Sydney and Woollahra to deliver quarterly free problem waste drop-off events

REPORT
CM/7.13/24.07

Subject: Sustainability Expert Advisory Panel Meeting - 30 May 2024 - Minutes

TRIM No: A22/0310

Manager: Sam McGuinness, Executive Manager, Environmental Sustainability

Director: Fletcher Rayner, Director, Planning, Sustainability and Compliance

RECOMMENDATION:

That Council notes the minutes of the Sustainability Expert Advisory Panel meeting held on 30 May 2024 attached to the report.

1. Executive Summary

The purpose of this report is to note the minutes of the Sustainability Expert Advisory Panel (SEAP) meeting held on 30 May 2024.

2. Introduction/Background

Council refreshed the Sustainable Expert Advisory Panel in 2022 and endorsed the current terms of reference.

The Sustainability Expert Advisory Panel (SEAP) aims to:

- Work with Council to promote sustainable practices, focusing on the Community Strategic Plan and Environmental Action Plan.
- Assist Council and the community to implement and achieve the environmental targets of the EAP.
- Assist Council to integrate environmental sustainability into Council policy, plans and operations.

Members of the SEAP listed in the attached minutes were appointed by Council in August 2022.

3. Relevant Council Resolutions

Meeting and date	Item No.	Resolution
Strategic Planning and Development Committee 2 August 2022	PD/5.2/22.08	<p>That Council appoints the following community members to the Sustainability Expert Advisory Panel (SEAP) until the end of the Council term in September 2024:</p> <ol style="list-style-type: none">1. Danny Cameron.2. Stephanie Carrick.3. Anthea Fawcett.4. Corinne Mullet.

		5. Robin Mellon.
		6. Charles Scarf.

4. Discussion

The attached minutes have been confirmed by Panel members via email.

5. Financial impact statement/Time frame/Consultation

The operations and administration of the SEAP requires the commitment of Councillor, volunteer and staff resources and any relevant costs are included in Council's operational budget.

6. Conclusion

This report tables the minutes of the Sustainability Expert Advisory Panel that occurred on 30 May 2024.

7. Attachments

1. SEAP - 30 May 2024 - Minutes [↓](#) .



Sustainability Expert Advisory Panel

Meeting 4

Draft Minutes

Date	Thursday 30 May 2024
Time	5.30 -7pm
Venue	Queens Park Room, Level 3 Waverley Council Chambers
	Committee Cr Elaine Keenan (Chair) Cr Paula Masselos Cr Will Nemesh Cr Ludovico Fabiano Danny Cameron Stephanie Carrick Anthea Jane Fawcett Corine Mulet Robin Mellon Charles Scarf
Aims	<ul style="list-style-type: none"> • Work with Council to promote sustainable practices, focusing on the Waverley Community Strategic Plan and Environmental Action Plan. • Assist Council and the community to implement and achieve the environmental targets of the EAP. • Assist Council to integrate environmental sustainability into Council policy, plans and operations.

Agenda Item		Minutes
1	Welcome & attendance	Meeting commenced 5:38pm In attendance: Cr Elaine Keenan (Chair) Cr Ludovico Fabiano Stephanie Carrick Anthea Jane Fawcett Corine Mulet Robin Mellon Charles Scarf



	Agenda Item	Minutes
		<p>Apologies: Paula Masselos</p> <p>Staff in attendance: Sam McGuinness Fletcher Rayner Hayley Ackroyd</p>
2	Updates on recent Council activities	<p>Update of recent Council activities</p> <ul style="list-style-type: none"> • Progressing EV installations • Coastal Management Program Scoping Study amended and online • Moving out of Council Chambers • Sydney Water progressing Vacluse Diamond Bay project • Preparing for FOGO trial • Curlewis St cycleway and streetscape upgrade <p>Discussion</p> <ul style="list-style-type: none"> • Discussion on the FOGO trial in October and processing options • Cycleway usage at Curlewis St will be measured through cycle counters. This is a likely requirement of TfNSW and occurred on Spring St as part of the Bondi Junction cycleway.
3	Bondi Junction Circular Economy Roadmap	<p>Presentation on Bondi Junction Circular Economy Roadmap</p> <p>Discussion:</p> <ul style="list-style-type: none"> • How can existing circular initiatives be adapted for the Bondi Junction precinct (e.g. Love Food Hate Waste)? • How can Council support the sharing economy since Covid 19 (e.g. collection of discarded furniture/electrics from streets to be sold in second hand store)? • What is the lobbying capacity to get NSW and State government onboard with the transition to a circular economy? • Council should support the government in policy shifts such as single use plastics ban (e.g. congratulate government after policies are announced, etc)
4	Next Environmental Action Plan	<p>Presentation on previous, existing, and future EAP, including challenges and target gaps.</p> <p>Discussion:</p>



	Agenda Item	Minutes
		<ul style="list-style-type: none"> • Waverley's resilience framework closely follows the City of Sydney's Resilient City framework – community connectivity will be emphasised • Community education around passive house design and the challenges between the DCP, environmental performance and the National Construction Code. • Community campaigns to educate cat owners, especially around biodiversity corridors • The potential to integrate a blue/green grid and connected habitat – necessity to prioritise (potentially non-native) habitat trees over native non-habitat trees. • Actively ensure that there is no reduction in canopy and put this in as a target. • Potential development contribution for habitat features (such as nest boxes) upon vegetation removal
5	Other Business	<ul style="list-style-type: none"> • Regen Sydney finalising program of works, estimated starting date July 2024
6	Next Meeting	Thursday 29 August 2024 – venue to be confirmed but possibly in the Boot Factory or Mill Hill building in Bondi Junction.

REPORT

CM/7.14/24.07



Subject: Petition - Laneway between Victoria Street Car Park and Bronte Road, Waverley - Naming

TRIM No: A15/0568

Manager: Nikolaos Zervos, Executive Manager, Infrastructure Services

Director: Shane Smith, Acting Director, Assets and Operations

RECOMMENDATION:

That Council:

1. Notes the petition on naming the laneway from Victoria Street to Bronte Road, Bronte, 'St Clare's Way.'
2. Notes that Council does not own the laneway.
3. Does not pursue the naming of the laneway with the owners corporations of strata plan SP21301 (276–278 Bronte Road) and strata plan SP70813 (280–282 Bronte Road).

1. Executive Summary

Council has received a petition containing 135 signatures requesting that Council renames the laneway from Victoria Street to Bronte Road 'St Clare's Way' in conjunction with the Charing Cross Streetscape Upgrade.

This report outlines the ownership of the laneway and historical context to assist with providing a response to the petitioners.

2. Introduction/Background

Council accepts petitions from persons who have an interest in the Waverley local government area as residents, landowners, businesses or in some other capacity. Petitions must concern matters that Council is authorised to determine.

The petition seeks to rename two parcels of land that are not owned by Council and therefore outside the Council's control.

This report provides the background needed to understand the ownership and control of Council.

3. Relevant Council Resolutions

Meeting and date	Item No.	Resolution
Council 21 July 2020	CM/8.2/20.07	That Council: 1. Notes that two resolutions, CM/8.5/18.07 and OC/5.10/19.03, in relation to co-naming of local

		<p>government area streets with Aboriginal names, have not resulted in any co-naming of streets/areas.</p> <ol style="list-style-type: none"> 2. Notes that the Geographical Names Board Aboriginal place naming initiative by the State Government has been providing guidance for local governments. 3. Investigates co-naming the lane (footway) that sits between the Victoria Street car park and 276–278 Bronte Road. 4. Commences a process of consultation with the strata owners, Charing Cross community and the local Aboriginal community/stakeholders. 5. Officers prepare a report back to Council with recommendations.
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4. Discussion

The petition states:

The subject matter of this petition is the naming of a small laneway in Charing Cross. This laneway leads from the Council carpark in Victoria Street to Bronte Road. It would coincide with Councils' Charing Cross upgrade featuring the importance of Waverley's first village. We petition for this laneway be named St Clare's Way.

The petition complies with Council's Petitions Policy.

The Member for Coogee, Dr Majorie O'Neill MP, has also written to Council in support of the petition.

The laneway is not land owned by Council; it comprises two private properties. The laneway is 4 m wide and is made up of a 2 m wide right of footway over strata plan SP21301 (276–278 Bronte Road) and a 2 m wide right of footway over strata plan SP70813 (280–282 Bronte Road).

Council owns shops 1–4 in lot 9 of SP21301 (the shop spaces on the ground floor and four parking spaces on the property at the rear). Lots 1 to 8 are owned by the Department of Housing. Council is subject to the operation of the owners corporation.

5. Financial impact statement/Time frame/Consultation

There is no unbudgeted cost to Council in receiving the petition.

6. Conclusion

Council notes the intent from the petitioners and commends their initiative as well intended. However, Council does not have powers over the two private parcels of land and therefore should not pursue the matter any further.

7. Attachments

Nil.

REPORT

CM/7.15/24.07



Subject: Petition - Penkivil Street, Bondi - Resident Parking Scheme

TRIM No: A16/0643

Manager: Nikolaos Zervos, Executive Manager, Infrastructure Services

Director: Shane Smith, Acting Director, Assets and Operations

RECOMMENDATION:

That Council considers the petition on introducing a resident parking scheme in Penkivil Street, Bondi, as part of the Resident Parking Scheme Review.

1. Executive Summary

Council has received a petition containing 95 signatures requesting the introduction of a resident parking scheme in Penkivil Street, Bondi.

2. Introduction/Background

Council accepts petitions from persons who have an interest in the Waverley local government area as residents, landowners, business or in some other capacity. Petitions must concern matters that Council is authorised to determine.

The petition requests that a resident parking scheme be introduced in Penkivil Street, Bondi.

3. Relevant Council Resolutions

Meeting and date	Item No.	Resolution
Council 18 June 2024	CM/7.16/24.06	<p>That Council:</p> <ol style="list-style-type: none"> Treats the attachment to the report as confidential in accordance with section 11(3) of the <i>Local Government Act 1993</i>, as it relates to a matter specified in section 10A(2)(d)(i) of the <i>Local Government Act 1993</i>. The attachment contains commercial information of a confidential nature that would, if disclosed, prejudice the commercial position of the person who supplied it. Appoints the following individuals to the Resident Parking Scheme Review Committee for a term of up to two years from August 2024: <ol style="list-style-type: none"> Sylvia Hrovatin. Garret O'Connor.

		<p>(c) James Organ.</p> <p>3. Appoints the following individuals to the Committee as Precinct representatives:</p> <p>(a) Di Robinson.</p> <p>(b) Bill Stavrinis.</p>
Council 19 March 2024	CM/7.5/24.03	<p>That Council:</p> <ol style="list-style-type: none"> 1. Establishes a Resident Parking Scheme Review Committee. 2. Notes the draft terms of reference for the Committee, as set out in the report. 3. Appoints the Mayor and Cr Fabiano and Cr Kay to the Committee up to and including 13 September 2024. 4. Calls for expressions of interest for up to three community representatives to be appointed to the Committee for the duration of the project.

4. Discussion

The petition states:

Create a Residential Parking Scheme ('RPS') in north Penkivil Street, between Martins Ave/Penkivil Lane and Old South Head Road, Bondi. The shortage of available parking for residents within this stretch is a serious problem.

We, the undersigned, petition the Mayor and Councillors of Waverley to introduce a residential parking scheme in Penkivil Street from Martins Avenue/Penkivil Lane north to Old South Head Road (Figure 1).

The survey consists of 95 signatures from residents spread over nine main buildings: six in north Penkivil Street and three in Old South Head Road, adjacent to Penkivil Street. The signatures were collected by the author, Sabrina Tarde and Andrew Worssam (north Penkivil St residents) during April and May 2024. Those surveyed support a RPS, in contrast to the Council's 2023 survey conclusion that a RPS was not supported in this area. Furthermore, of those surveyed, only one of nine buildings indicated being included in Council's 2023 survey.

The northern end of Penkivil Street has several old (1920s-1960s vintage) buildings without any off-street parking, or with a few archaic parking spaces, too small for modern vehicles. Many of the residents in these buildings were not included in the 2023 Council RPS survey (i.e. they did not receive surveys). Penkivil Street is surrounded by RPSs and is now one of the last areas in Bondi where long term parked vehicles, (often from out of area), boats and trailers can park without restriction. The result is that available parking space for locals is insufficient.

The petition complies with the Petitions Policy.

Policy alignment

As noted above, on 19 March 2024 Council resolved to undertake a comprehensive and community-wide review of the RPS. The Council report associated with the resolution noted that:

In recent years, Council has received significant numbers of requests for expansion of RPS areas to include adjoining streets, reconsideration of changes and concerns with businesses patronage. This has led to petitions being tabled at Council and many surveys conducted and reports presented to the Traffic Committee. The ongoing expansion of RPS zones creates flow-on effects to neighbouring areas with significant repeat requests for inclusion in RPS zones for more streets.

This petition aligns with the need to approach the RPS system more comprehensively and to minimise flow-on effects to neighbouring streets. On 18 June 2024, Council approved the membership of the Review Committee. The review is intended to be completed by July 2025. At that time, Council will be in a better position to take more concrete next steps in a way that aligns with broader policy and considers the needs of all community stakeholders efficiently and equitably.

Council officers also note that Penkivil Street was recently surveyed (July 2023) to be included in Area 12. Council sent out over 860 surveys and received only 28 responses. Of these 28 responses, 22 were in support of an RPS implementation in Penkivil Street. Given the low response rate, the Waverley Traffic Committee chose not to proceed with implementation of an RPS at the time.

5. Financial impact statement/Time frame/Consultation

There is no unbudgeted cost to Council in receiving the petition.

6. Conclusion

Council has recently approved a comprehensive Council-wide Resident Parking Scheme Review. It is recommended that Penkivil Street is considered in that review. As part of the review, and subject to its outcomes, Penkivil Street may be considered for early implementation.

7. Attachments

Nil.

REPORT

CM/7.16/24.07



Subject: Petition - Warners Avenue, Brassie Street, Niblick Street and Blair Street, North Bondi - Resident Parking Scheme

TRIM No: A16/0643

Manager: Nikolaos Zervos, Executive Manager, Infrastructure Services

Director: Shane Smith, Acting Director, Assets and Operations

RECOMMENDATION:

That Council considers the petition on introducing a resident parking scheme in Warners Avenue, Niblick Street, Brassie Street and part of Blair Street, North Bondi, as part of the Resident Parking Scheme Review.

1. Executive Summary

Council has received a petition containing 113 signatures requesting the introduction of a resident parking scheme in Warners Avenue, Niblick Street, Brassie Street, and part of Blair Street, North Bondi.

2. Introduction/Background

Council accepts petitions from persons who have an interest in the Waverley local government area as residents, landowners, businesses, or in some other capacity. Petitions must concern matters that Council is authorised to determine.

The petition requests that a resident parking scheme in Warners Avenue, Brassie Street, and part of Blair Street, North Bondi.

3. Relevant Council Resolutions

Meeting and date	Item No.	Resolution
Council 18 June 2024	CM/7.16/24.06	<p>That Council:</p> <ol style="list-style-type: none"> 1. Treats the attachment to the report as confidential in accordance with section 11(3) of the <i>Local Government Act 1993</i>, as it relates to a matter specified in section 10A(2)(d)(i) of the <i>Local Government Act 1993</i>. The attachment contains commercial information of a confidential nature that would, if disclosed, prejudice the commercial position of the person who supplied it. 2. Appoints the following individuals to the Resident Parking Scheme Review Committee for a term of up to two years from August 2024: <ol style="list-style-type: none"> (a) Sylvia Hrovatin. (b) Garret O'Connor.

		<p>(c) James Organ.</p> <p>3. Appoints the following individuals to the Committee as Precinct representatives:</p> <p>(a) Di Robinson.</p> <p>(b) Bill Stavrinou.</p>
Finance, Operations and Community Services Committee 4 June 2024	FC/5.5/24.06	That Council considers the petition on introducing a resident parking scheme in Blair Street, North Bondi, as part of the resident parking scheme Review with specific consideration to both sides of Blair Street between Glenayr Avenue and Gould Street and the block between Blair Street, Glenayr Avenue, Gould Street and Murrivier Road, at the earliest possible time.
Council 19 March 2024	CM/7.5/24.03	<p>That Council:</p> <ol style="list-style-type: none"> 1. Establishes a Resident Parking Scheme Review Committee. 2. Notes the draft terms of reference for the Committee, as set out in the report. 3. Appoints the Mayor and Cr Fabiano and Cr Kay to the Committee up to and including 13 September 2024. 4. Calls for expressions of interest for up to three community representatives to be appointed to the Committee for the duration of the project.

4. Discussion

The petition states:

We, the undersigned, petition the Mayor and Councillors of Waverley to:

- 1) *Enhance residential amenity on Warners Avenue, Niblick Street, Brassie Street and 36, 38 and 40 Blair Street, North Bondi, NSW 2026 by reducing opportunities for non-residents and commuters to park all day in residential areas. To introduce a resident parking scheme to operate in these areas, which allows the permit holder to park their vehicle free of charge, for an unlimited time, in the parking zone designated on the permit, in areas that are signposted hour parking – 'Permit Holders Excepted'. All others 2P 8am-10pm.*
- 2) *To provide equitable access to on street parking in residential areas for residents who have limited or no off-street parking.*

The petition complies with the Petitions Policy.

Policy alignment

As noted above, on 19 March 2024 Council resolved to undertake a comprehensive and community-wide review of the Resident Parking Scheme (RPS). The Council report associated with the resolution noted that:

In recent years, Council has received significant numbers of requests for expansion of RPS scheme areas to include adjoining streets, reconsideration of changes and concerns with businesses patronage. This has led to petitions being tabled at Council and many surveys conducted and reports presented to the Traffic Committee. The ongoing expansion of RPS zones creates flow-on effects to neighbouring areas with significant repeat requests for inclusion in RPS zones for more streets.

This petition aligns with the need to approach the RPS system more comprehensively and to minimise flow-on effects to neighbouring streets. On 18 June 2024, Council approved the membership of the Review Committee. The review is intended to be completed by July 2025. At that time, Council will be in a better position to take more concrete next steps in a way that aligns with broader policy and considers the needs of all community stakeholders efficiently and equitably.

Council officers also note that the petition includes 36, 38, and 40 Blair Street, North Bondi. These three properties are addressed off Blair Street, but also front Warners Avenue. The south side of Blair Street at this location is part of Parking Area 4. It, and several other blocks further east, were included in a petition for RPS implementation along several blocks of Blair Street considered at the Finance, Operations and Community Services Committee meeting on 4 June 2024.

The streets named in the petition are currently not within an existing parking area. They connect and are adjacent to other streets that currently contain unrestricted parking. An isolated implementation of an RPS in the relatively small precinct defined by the petition's streets would shift flow-on effects to the neighbouring streets. It also complements the Blair Street RPS petition received in June 2024. Blair Street also has numerous connecting and parallel neighbouring streets with unrestricted parking. This highlights the need to consider these as part of larger contiguous areas or develop strategies to mitigate their boundary effects. It is within the spirit and intent of the RPS Review to consider and address these issues.

5. Financial impact statement/Time frame/Consultation

There is no unbudgeted cost to Council in receiving the petition.

6. Conclusion

Council has recently approved a comprehensive Council-wide RPS Review. It is recommended that Warners Avenue, Niblick Street, Brassie Street, and part of Blair Street, North Bondi, are considered in that review.

7. Attachments

Nil.

REPORT CM/7.17/24.07



Subject: Tender Evaluation - Charing Cross Streetscape Upgrade - Civil Works

TRIM No: SF23/3929

Manager: Nick Prell, Project Manager, Major Projects

Director: Shane Smith, Acting Director, Assets and Operations

RECOMMENDATION:

That Council:

1. Treats the tender evaluation attached to the report as confidential in accordance with section 11(3) of the *Local Government Act 1993*, as it relates to a matter specified in section 10A(2)(d)(i) of the *Local Government Act 1993*. The tender evaluation contains commercial information of a confidential nature that would, if disclosed, prejudice the commercial position of the person who supplied it.
2. Under section 178(1)(a) of the *Local Government (General) Regulation 2021*, accepts the preferred tenderer [NAME TO BE INSERTED BY COUNCIL AT THE MEETING] for the supply of the head contractor services for the Charing Cross Streetscape Upgrade civil works for the sum of \$[TO BE INSERTED BY COUNCIL AT THE MEETING].
3. Authorises the General Manager or delegate to enter into contract on behalf of Council with the preferred tenderer.
4. Notifies unsuccessful tenderers of the decision in accordance with section 179 of the *Local Government (General) Regulation 2021*.

1. Executive Summary

The purpose of this report is to seek Council's approval of the Tender Evaluation Panel's (TEP) recommendation to appoint the preferred tenderer for the civil works for the Charing Cross Streetscape Upgrade project, and for the contract to be executed under delegation.

2. Background

Charing Cross is a key southern village centre within Waverley, located along a strip of Bronte Road connecting the eastern beaches, Bondi Junction, Centennial Park and the City. The centre has a diverse range of local shops and services that support the daily needs of residents, workers and visitors who frequent the area. The centre has a major 'high street' character, supporting the local commercial strip as well as a major transport route, including servicing up to six different bus routes.

The centre continues to fulfil a valuable social role and meeting place for local residents and for children attending and travelling to surrounding schools. The diverse local population also includes aged housing within the centre.

The centre is contained within an existing Heritage Conservation Area, reflecting the high heritage significance of the centre. The area maintains a two-storey character, with near-complete rows of highly intact Federation and Victorian terraces, interspersed with some examples of two-storey inter-war and Art Deco apartments. Important views of historic buildings, include those of the St Mary's Catholic Church and associated buildings (a listed State Heritage group), viewed across the community centre at 280-282 Bronte Road. Appreciation of the high heritage quality of the building stock of this area is compromised by intrusive suspended power lines.

These buildings of historic character are all of masonry construction, many with painted plaster render and highly decorative finishes. The buildings are mixed-use and maintain a consistent retail ground floor with residential upper storeys and support awnings over the entire pavement width. Narrow passages between terraced groups give access to the rear of properties and laneways.

At present, the public domain is not particularly well defined, blurring into the adjacent residential areas. High through traffic volumes conflict with the centralised commercial nature of the space, which impacts local traffic movements causing significant congestion.

This project proposes a streetscape upgrade to the commercial precinct of Charing Cross to enhance the sense of arrival, including improved safety and convenience for active and public transport modes.

This request for tender is to procure head contractor to carry out the civil scope of works in full as detailed by Council's head consultant.

The final amended Review of Environmental Factors (REF) and a summary of the technical and community issues raised during public exhibition was circulated to Councillors on 21 December 2024.

The General Manager, under delegation, made the determination to proceed with the project on 10 January 2024.

3. Scope of Tender

The successful contractor will be engaged as the head contractor for the works and will be responsible for engaging all necessary subcontractors to meet the project principles and scope of works.

The scope of works involves:

- Demolition and removal/recycling where possible of existing street pavement, kerb and guttering. Demolished material to be recycled where possible in accordance with the technical specification.
- Supply and installation of all the following civil infrastructure in accordance with the technical specification:
 - Kerb and gutters.
 - Brick and concrete pavement.
 - Tree pits, rain gardens and passive irrigation systems.
 - Raised pedestrian crossings.
 - Road re-sheeting and line marking.
 - Planting and soft landscaping.
 - Service utility relocations/asset upgrades.
- Installation of Council-supplied civil infrastructure in accordance with the technical specification:
 - Multi-function poles.
 - Multi-function poles with TCS luminaire and applicable roadway signage.
 - Multi-function poles with integrated EV chargers.
- Coordination and connection of PUMs as required; i.e. traffic lights.
- Coordination with property owners for the duration they are affected by the works.

- Coordination with service provider representatives; i.e. Ausgrid, NBN, Optus, Telstra etc.
- Allowance for temporary power generation as required.
- Management and eventual removal of temporary street lighting at the completion of the multi-function pole Installation.
- Making good of any general works areas utilised for storage/compounding purposes.

4. Reason for Tender

An open request for tender (RFT) offered the best opportunity to test the market for a streetscape upgrade of this scale and complexity.

5. Relevant Council Resolutions

Meeting and date	Item No.	Resolution
Traffic Committee 28 March 2024	TC/C.01/24.03	<p><i>Council adopted the recommendation below.</i></p> <p>That Council:</p> <ol style="list-style-type: none"> 1. Approves the installation of traffic devices, signs and line marking in the Charing Cross commercial precinct, between Carrington Road and Albion Street, Waverley, as shown in Attachment 1 of the report. 2. Delegates authority to the Executive Manager, Infrastructure Services, to modify the designs should amendments be required. 3. Notes that: <ol style="list-style-type: none"> (a) The State road and traffic signal designs will be submitted to Transport for NSW (TfNSW) for approval, with any required design and signage changes being approved by TfNSW. (b) The Charing Cross Streetscape Upgrade Project was approved by Council in April 2023. (c) Contractors have been engaged to undertake early electrical works, commencing in April 2024.
Council 12 December 2023	CM/7.5/23.12	<p>That Council:</p> <ol style="list-style-type: none"> 1. Treats the tender evaluation attached to this report as confidential in accordance with section 11(3) of the <i>Local Government Act 1993</i>, as the evaluation relates to a matter specified in section 10A(2)(d)(i) of the <i>Local Government Act 1993</i>. The evaluation contains commercial information of a confidential nature that would, if disclosed, prejudice the commercial position of the person(s) who supplied it. 2. Under clause 178(1)(a) of the <i>Local Government (General) Regulation 2021</i>, accepts the preferred tenderer QMC for

		<p>the supply of preliminary electrical works for the Charing Cross Streetscape Upgrade for the sum of \$4,019,567.39 excluding GST subject to the General Manager's determination for the project to proceed under delegation issued to the General Manager by Council at its meeting on 1 June 2021.</p> <ol style="list-style-type: none"> 3. Authorises the General Manager or delegate to enter into a contract on behalf of Council with the preferred tenderer, subject to clause 2 above. 4. Notifies unsuccessful tenderers of the decision, in accordance with clause 179 of the <i>Local Government (General) Regulation 2021</i>. 5. Officers, prior to the General Manager's final determination of the Review of Environmental Factors (REF) of the Charing Cross Streetscape Upgrade Project, email Councillors the final amended REF and provide a summary of the technical and community issues raised during public exhibition.
Finance, Operations and Community Services Committee 4 April 2023	FC/5.5/23.04	<p>That Council:</p> <ol style="list-style-type: none"> 1. Approves the Charing Cross Streetscape Upgrade design intent, as set out in the report, to inform the detailed design with respect to the following components: <ol style="list-style-type: none"> (a) Selection of appropriate tree species for heritage and non-heritage building façades. (b) Street tree and furniture locations with consideration given to the Posted Awnings Strategy. (c) Material interpretations and treatments to acknowledge original kerb alignment within the widened footpath. (d) Material detailing for lighting, hanging baskets and street furniture. 2. Delegates authority to the Executive Manager, Infrastructure Services, to modify the design should design constraints and on-site circumstances warrant changes. 3. Notes that: <ol style="list-style-type: none"> (a) The Charing Cross Precinct Committee has been consulted in recent months, and its feedback has been considered for the development of the final detailed design. (b) The detailed design will progress to final completion, and Council officers will proceed to

		<p>advertising a tender for the project to undertake the construction works.</p> <p>(c) The Review of Environmental Factors will be publicly advertised as legislatively required and then the General Manager will make a decision on the project proceeding.</p>
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6. Discussion

Invitation to tender

A Tender Evaluation Panel (TEP) was established to evaluate the tenders. The Panel consisted of:

- Nick Prell – Acting Senior Project Manager, Major Projects.
- Rodhan Haughton – Senior Project Manager, Major Projects.
- David Whitworth – Senior Landscape Architect, Infrastructure Services.

A tender evaluation and probity plan was developed and approved by the TEP and Executive delegates on 29 April 2024.

Tenders were called on 28 May 2024. Tenders closed on 5 July 2024 at 2.00 pm.

The TEP used the RFT Evaluation and Probity Plan to determine which tenders offered the best value for money in the provision of the civil works to Council.

The evaluation was witnessed by Council's Procurement Business Partner, Fernando Carrillo.

Tenders received

The following tenders were received:

- Ca&I Pty Ltd.
- Cono Services Pty Ltd.
- Cora Bike Rack Pty Ltd.
- Mack Civil Pty Ltd.
- QMC Group Pty Ltd.
- TJ Traffic Control Pty Ltd.
- Walmay Architectural Products Pty Ltd.

Late tenders

Nil.

Non-conforming tenders

The following tenders were deemed to be non-conforming:

- Cono Services Pty Ltd.
- Cora Bike Rack Pty Ltd.
- Ti Traffic Control Pty Ltd.
- Walmay Architectural Products Pty Ltd.

These tenders were deemed to be non-conforming as they failed to comply with the mandatory criteria of quality management, work health and safety, satisfaction of financial and trading integrity and insurance requirements, and all returnable schedules being complete.

Alternative tenders

Nil.

Tender evaluation

Conforming tenders were evaluated in accordance with the tender evaluation and probity plan to determine which tenders were the most advantageous.

The chair of the TEC assessed tenders against the following mandatory criteria:

- Quality management and work, health and safety.
- Financial and trading integrity and insurance requirements.
- All returnable schedules complete.

The chair of the TEC presented their findings of each tender received against the mandatory criteria and the determination to deem the non-conforming tenders as listed above was unanimously upheld.

The TEP assessed tenders against the following advertised selection criteria:

- Demonstrated experience and past performance on similar projects.
- Understanding of the requirement and proposed methodology.
- Key personnel, qualifications, skills and experience.
- Environmental and social sustainability.
- Proposed program.
- Price lump sum.

Tenders were given a score on each of the evaluation criteria and ranked in accordance with their scores. Final scores and rankings are shown in the confidential tender evaluation to this report.

Evaluation Panel's recommendation

Following evaluation of the tenders, the TEP recommends that the services offered by the preferred tenderer provides the best value to Council because the proposal placed first on the commercial evaluation criteria and placed second by two weighted evaluation points on the technical criteria, and the submission complied with the mandatory criteria.

7. Financial impact statement/Time frame/Consultation

Financial impact statement

The budget for the civil works is from the Charing Cross Streetscape Upgrade in the Road Infrastructure – Streetscape Upgrade category of the Capital Works Program.

Council's Long Term Financial Plan assigns \$10,000,000 for the upgrade across financial years 2024-25 and 2025-26.

The project has been strategically divided into separable portions, with each separable portion having detailed staging programs to facilitate a staged approach to its implementation, both in terms of

minimising construction impacts and funding requirements. The second separable portion requires a formal notice to proceed to be issued by Council in order to activate it. Therefore, at time of contract execution, the contract sum is only equal to the amount of separable portion 1.

The preferred tenderer's price for the full scope of work is included in the confidential tender evaluation attached to this report, along with a breakdown for each separable portion. There is sufficient budget available to initiate the complete works in separable portion 1.

Given the separable portion and notice to proceed contract provisions, additional funds can be sought without exposing Council to a commitment of the whole project amount, allowing Council to seek additional funding from Transport for NSW, internal Council allocation and/or grants awarded to the project.

Time frame

It is expected that physical construction works will commence in September 2024. Construction works are expected to take approximately 15 months to complete, weather pending. The program will continue to be refined between the preferred tenderer and Council officers during the preliminaries phase of the contract to ensure the works are complete as efficiently as possible.

Consultation

Extensive consultation has been undertaken throughout the development of this project internally within Council and externally within the community.

Most recently, the community has been advised on the following items using the specified formats:

- Construction notification letter to all surrounding residents advising on the mobilisation of Council preliminary electrical works Contractor via mailout.
- Consent forms to all property owners requesting they give consent for Council to execute the new electrical connection from the underground cabling as part of the preliminary electrical works.
- Have Your Say Page updates indicating Council's intention to start the preliminary electrical works with anticipated completion date, with information also provided stating that Council is anticipating on the civil works starting spring 2024 subject to the construction program agreed to by Council with the preferred contractor once the procurement has been completed.
- Day-to-day interactions with Council officers regarding the preliminary electrical works, and the anticipated construction plan for the civil works.

Council officers will continue to provide regular updates and correspondence internally within Council and externally within the community as part of the on-going management during the construction phase of the project.

8. Conclusion

The TEP recommends that Council enters into contract with the preferred tenderer for the civil works for the Charing Cross Streetscape Upgrade Project.

9. Attachments

1. Tender evaluation (confidential) .

REPORT CM/7.18/24.07



Subject: Tender Evaluation - Waverley Cemetery Contemplation Shelters Restoration - Head Contractor Services

TRIM No: SF24/1752

Manager: Robert Sabato, Executive Manager, Major Projects

Director: Shane Smith, Acting Director, Assets and Operations

RECOMMENDATION:

That Council:

1. Treats the Tender Evaluation Matrix attached to the report (Attachment 2) as confidential in accordance with section 11(3) of the *Local Government Act 1993*, as it relates to a matter specified in section 10A(2)(d)(i) of the *Local Government Act 1993*. The tender evaluation contains commercial information of a confidential nature that would, if disclosed, prejudice the commercial position of the person(s) who supplied it.
2. Under section 178(1)(a) of the *Local Government (General) Regulation 2021*, accepts the preferred tenderer [NAME TO BE INSERTED BY COUNCIL AT THE MEETING] for the supply of head contractor services for the Waverley Cemetery Contemplation Shelters Restoration for the sum of \$[TO BE INSERTED BY COUNCIL AT THE MEETING].
3. Authorises the General Manager or delegate to enter into contract on behalf of Council with the preferred tenderer.
4. Brings forward the Long Term Financial Plan allocation for the project by increasing the 2024–25 project budget by \$650,000, to be funded from the Cemeteries Reserve.
5. Notifies unsuccessful tenderers of the decision in accordance with section 179 of the *Local Government (General) Regulation 2021*.

1. Executive Summary

The purpose of this report is to seek Council's approval to appoint the preferred tenderer as the head contractor for Waverley Cemetery Contemplation Shelters Restoration following the completion of tender evaluation process.

2. Description of Service or Product being Tendered

Waverley Cemetery opened in 1877 and is located at the corner of St Thomas Street and Trafalgar Street in the suburb of Bronte.

Waverley Cemetery is a State Heritage listed site. The seven contemplation shelters, listed in Table 1 below, are located within Waverley Cemetery.

Table 1. List of existing Contemplation Shelters

Shelter number	Shelter name	Location (inside Waverley Cemetery)
Shelter 1	Dog Leg	Corner of Archibald Road & D'Arcy Way
Shelter 2	Duff	Corner of Mackellar Street
Shelter 3	Bali Bench	Quinn Road
Shelter 4	Section 19	Sargent's Way
Shelter 5	Section 18	Daley Close
Shelter 6	Trafalgar	Martin Avenue/Trafalgar Street
Shelter 7	Circular Mound	Near Rondel Garden

These shelters are single level structure constructed of masonry and designed to be used by visitors/public for contemplation and resting.

The Waverley Cemetery Conservation Management Plan (CMP) 2018 notes that four shelters were designed and erected during 1932-33 and two shelters were constructed in the early 1940s with a flat concrete roof (one close to the central rondel and one below the Governor Duff memorial), replacing earlier shelters which were demolished to allow for their construction. The CMP does not identify the fabric of the shelters but gives an overall significance of the sections within the cemetery and has specific policies regarding the shelters, directing their conservation.

The seven contemplation shelters are in varying states of disrepair and their condition is consistent with their age, construction material and exposure to the coastal elements (see Attachment 1).

In July 2022, Geoff Hopkins and Associates completed a building report on Shelter 7 damaged by vehicle impact. Ongoing deterioration of the sandstone wall and concrete structure of this shelter was noted in the report. Heavily corroded blocks around ventilation openings of this shelter have been flagged as a major structural defect.

In October 2022, Ironbridge Engineering completed a report with key recommendations to address safety, durability and performance issues across the remaining six shelters. The failing roofs of Shelter 2 and Shelter 4, cracking in sandstone walls above arches in Shelter 4 and Shelter 6 are of major concerns. Props were installed to provide structural support to Shelter 1, Shelter 2 and Shelter 4 as part of the urgent remediation works.

Shelter 1, Shelter 2, Shelter 4 and Shelter 7 are currently closed due to structural and safety concerns.

Hector Abrahams Architects were engaged in July 2023 and undertook detailed site assessment and proposed schedules of conservation works. The proposed restoration works acknowledges the following approach:

- To identify urgent maintenance works to avoid further deterioration.
- To limit replacement of significant fabric by new material and only replace when it is beyond repair.
- To minimise subsurface works as not to disturb any potential archaeological features.
- To research certain sandstone types which may be preferable due to the coastal climate and weather.
- To take into account the longevity of materials.

Following the finalisation of tender design documentation, an open tender was released via Vendorpanel in April 2024 for procurement of Head Contractor services for restoration of the existing seven contemplation shelters.

3. Scope of Tender

The seven contemplation shelters at Waverley Cemetery require urgent remediation and/or restoration.

Council has an exemption under section 57(2) of the *Heritage Act 1977* for sympathetic repairs to buildings. All works will be undertaken in accordance with the CMP.

The scope includes restoration of the existing seven contemplation shelters for public safety and durability while maintaining heritage value.

Key work items involve:

- Replacement of the concrete roof of the Shelter 2 and conduct concrete spalling repairs at remaining concrete roofs.
- Restore the shingled roofs of Shelter 4 and Shelter 6, including roof structures.
- Replacement of missing and heavily eroded stonework and stone repair of delaminated and cracking stones.
- Rebuild sandstone arches where major cracks occurred using existing stone.
- Refix loose sandstone blocks.
- Repair of pointing to stonework (walls and floors) including replacement of cement pointing by lime-based pointing.
- Restoring the window openings.
- Repainting and repair of all exterior timberwork and benches
- Landscaping, including improvement of entrance path leading to Shelter 4.

4. Reason for Tender

There is no suitable panel in place for delivery of these works, hence a tender was required.

5. Relevant Council Resolutions

Nil.

6. Discussion

Invitation to tender

A Tender Evaluation Panel was established to evaluate the tenders. The Panel consisted of:

- Ken Shelston – Manager, Cemetery Services, Property and Facilities.
- Cody Woodgate – Cemetery Operations Supervisor, Property and Facilities.
- Ava Acharya – Project Manager, Major Projects.
- Sajjad Zico – Graduate Project Engineer, Major Projects.

A Request for Tender (RFT) Evaluation and Probity Plan was developed and approved by the Evaluation Panel on 10 April 2024.

Tenders were called on 16 April 2024. Tenders closed on 21 May 2024 at 2.00 pm.

The Evaluation Panel used the RFT Evaluation and Probity Plan to determine which tenders offered the best value for money in the provision of head contractor services.

Tenders received

The following tenders were received:

- Australian Heritage Restorations Pty Ltd.
- Carfax Commercial Constructions Pty Ltd.
- Deltacorp Australia Pty Ltd.
- Gough & Co Pty Ltd.
- Hibernian Contracting Pty Ltd.
- Laidre Group Pty Ltd.
- MSC Consulting and Project Services Pty Ltd.
- Rapid Construction Pty Ltd.
- Sullivans Constructions (Aust) Pty Ltd.
- Sydney Stone Masons Pty Ltd.
- The Trustee for French Stonemasonry Trust.

Late tenders

The submission from Hibernian Contracting Pty Ltd was received via email at 2.01 pm on 21 May 2024.

Non-conforming tenders

The following tenders were deemed to be non-conforming due to the incomplete returnable schedules and were not considered further.

- MSC Consulting and Project Services Pty Ltd.
- The Trustee for French Stonemasonry Trust.

Alternative tenders

Nil.

Tender evaluation

The following nine tenders were conforming and proceeded to detailed evaluation:

- Australian Heritage Restorations Pty Ltd.
- Carfax Commercial Constructions Pty Ltd.
- Deltacorp Australia Pty Ltd.
- Gough & Co Pty Ltd.
- Hibernian Contracting Pty Ltd.
- Laidre Group Pty Ltd.
- Rapid Construction Pty Ltd.
- Sullivans Constructions (Aust) Pty Ltd.
- Sydney Stone Masons Pty Ltd.

Conforming tenders were evaluated in accordance with Council's Procurement Procedure, the RFT Evaluation and Probity Plan, the *Tendering Guidelines for NSW Local Government 2009* issued by the Office of Local Government, and the provisions of the *Local Government Act 1993* and *Local Government (General) Regulation 2021*.

The Evaluation Panel agreed on the following advertised selection criteria:

- Work, health and safety (mandatory).
- Financial and commercial trading integrity including insurances (mandatory).
- Environmental and social sustainability.
- Works understanding/methodology.
- Recent relevant experiences.
- Key personnel, qualifications, skills and experience.
- Project program information.
- Lump sum price and schedule of rates.

Tenders were given a score on each of the evaluation criteria and ranked in accordance with their scores. Final scores and rankings are shown in the confidential tender evaluation attached to the report (Attachment 2).

The tender evaluation panel sought clarifications on the compliance item and declaration of conflict of interest from the preferred tenderer. Positive results were received on both the financial check and reference check conducted on the preferred tenderer.

Evaluation Panel's recommendation

Following evaluation of the tenders, the Evaluation Panel recommends that the product/services offered by the preferred tenderer provides the best value to Council. Overall, the preferred tenderer specialises in heritage restoration works and demonstrated thorough project understanding and methodology, and completed successful projects of similar scale and types of works.

The second ranked tenderer scored less in price criteria, as their tendered price was higher than the preferred tenderer.

7. Financial impact statement/Time frame/Consultation

Financial impact statement

The budget for Waverley Cemetery Contemplation Shelters Restoration is from Contemplation Shelter Upgrades in the 2024-25 Capital Works Program and Long Term Financial Plan.

The preferred tenderer's price is included in the confidential tender evaluation attached to this report.

With additional costs for construction including contingency and project management fees, the total anticipated funding required is \$1,150,000 (excluding GST).

The total budget allocation for the project in 2024-25 is \$500,000 (excluding GST). It is therefore recommended that Council brings forward the \$650,000 allocated in 2026-27 to deliver this project, with funding sourced from the Cemeteries Reserve.

There are sufficient funds to cover the price tendered by the recommended tenderer.

Time frame

It is estimated that the construction duration will be approximately eight months and will run from August 2024 to April 2025.

Consultation

Consultation has been undertaken throughout the development of this project. The project is now at the implementation stage. Council officers will continue to provide regular communication updates throughout the construction period.

8. Conclusion

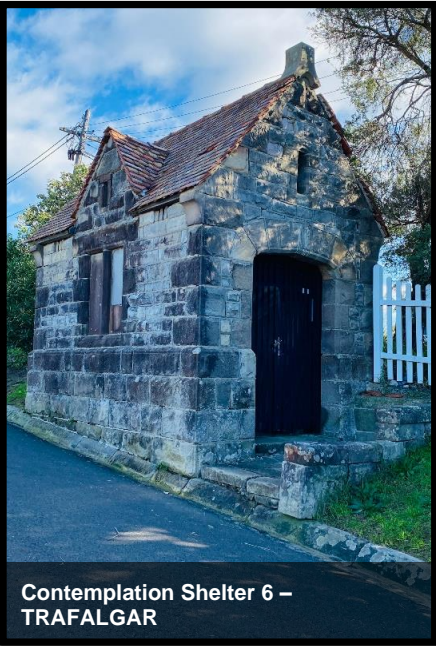
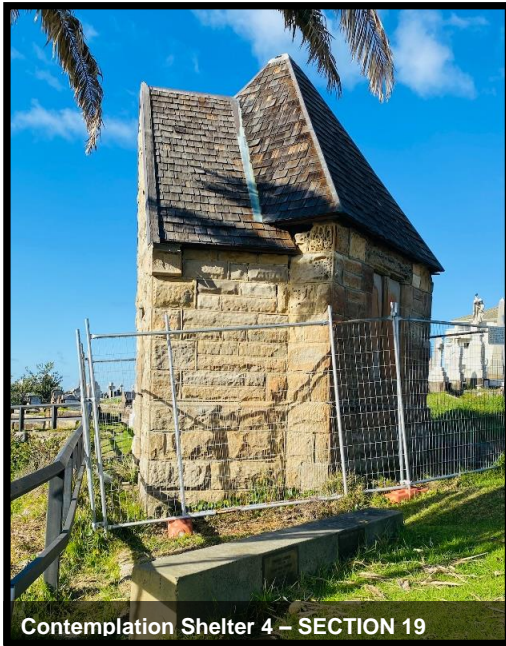
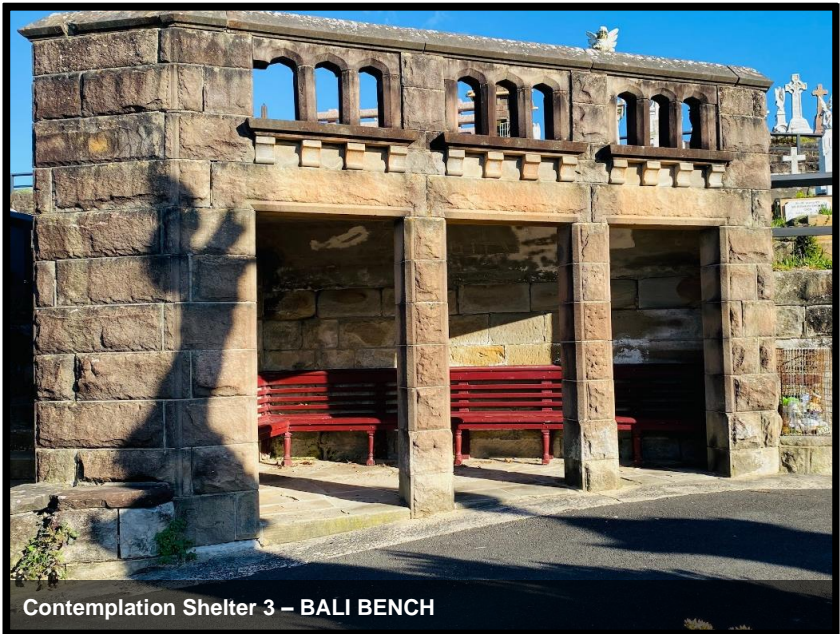
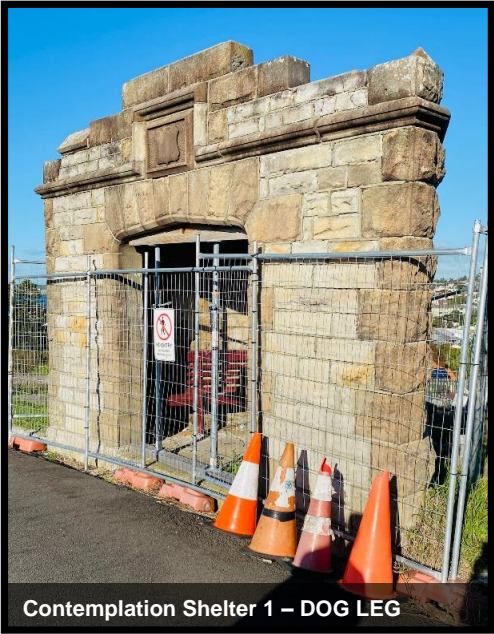
The Tender Evaluation Panel recommends that Councils enter into contract with the preferred tenderer for Waverley Cemetery Contemplation Shelters Restoration – Head Contractor Services and make the required funding adjustment in the 2024-25 Capex program.

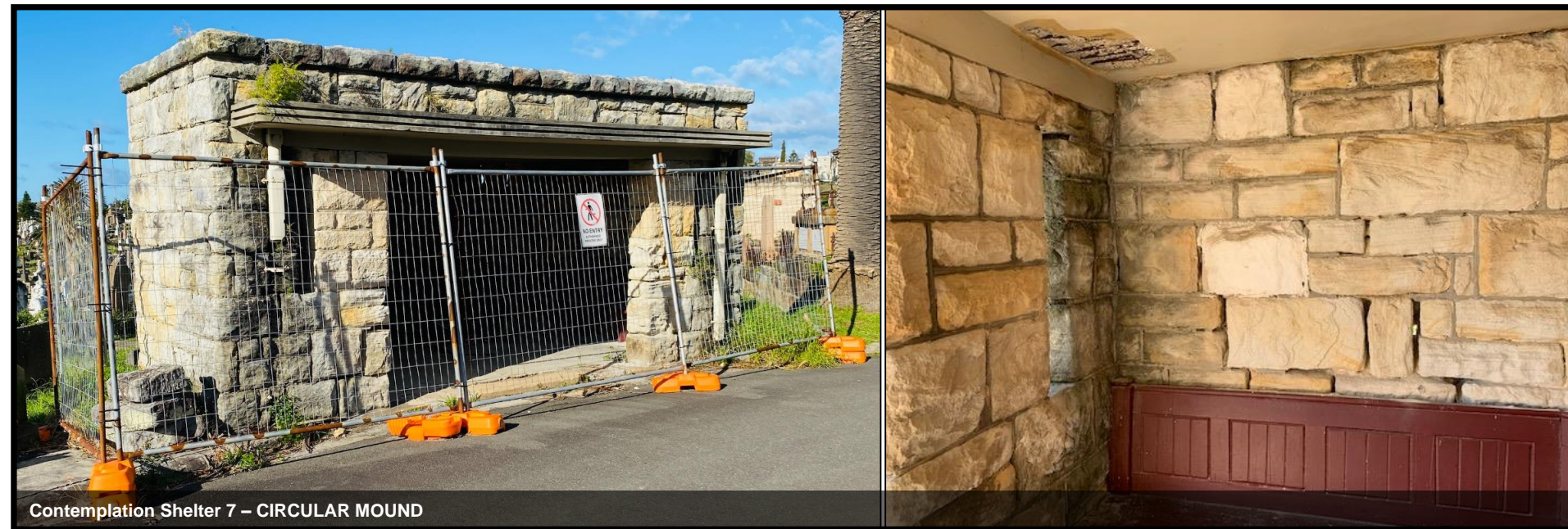
9. Attachments

1. Existing site photos [↓](#)
2. Tender Evaluation Matrix .



Attachment 1 - Contemplation Shelters – Existing Site Photos





NOTICE OF MOTION CM/8.1/24.07



Subject: Rose Bay Secondary College - Community Access

TRIM No: SF21/372

Submitted by: Councillor Lewis
Councillor Masselos

MOTION:

That Council:

1. Notes that the Rose Bay Secondary College has recently written to surrounding residents advising that from April 2024 they would be securing all gates that lead in and out of school grounds to keep the school safe and secure.
2. Notes that for many years there was an informal pedestrian link from Reina Street north around the perimeter of the Rose Bay Secondary College playing field and that this pedestrian link was closed from the commencement of a substantial upgrade to the school in 2004.
3. Notes that Council considered a report in 2006 regarding the walkway, as well as managed community access to the school grounds.
4. Requests the General Manager and Council officers to hold discussions with the Department of Education and Rose Bay Secondary College around options for provision of managed community access to the school grounds.

Background

Rose Bay residents have limited access to open space in their immediate vicinity. Rose Bay College has extensive grounds to the west of the school buildings. For a number of years, local residents have sought access to the school grounds for recreational purposes when the grounds were not being used for the school's needs.

From approximately 1937 to 2005, the public had access to the lower field and also used it as a throughfare.

In 2002, the school lodged a development application to close off the lower field to the public and to erect gates at entry points to the lower field.

In 2006, the then responsible Minister wrote to the resident action group to advise that the Department of Education would investigate options to provide continuing public access through the school grounds via an existing pathway at the rear of the playing field.

A report went to Council in March 2006. At the time, Council had a 'Green Links' program. The recommendation to the Councillors at the time was not to approve the inclusion of Green Link 6 at that stage and that the General Manager be requested to hold further discussions with the school regarding options for managed community access to the grounds.

This year, the school has had tradesmen board up residents' back gates that front on to the field to prevent access from those properties to the school grounds.

Residents in the area have again raised the issue of access to the fields outside of school use in a secure and accountable way. This motion authorises the General Manager to raise the issue with the Department of Education and the school.

General Manager's comment

Should Council resolve to support the motion, the General Manager and Council officers will hold discussions with the Department of Education and Rose Bay Secondary College around options for provision of managed community access to the school grounds.

Shane Smith
Acting Director, Assets and Operations

NOTICE OF MOTION CM/8.2/24.07



Subject: Bondi Golf Course - Water Overflow

TRIM No: A24/0662

Submitted by: Councillor Betts
Councillor Kay

MOTION:

That Council investigates and reports on options to prevent the flash flooding of rainwater accumulating on Bondi Golf Course and then exiting the course between the two man-made berms (raised slope) created for the golf course, southwards towards the rear of 146, 148 and 150 Hastings Parade, causing considerable damage to the properties (mainly number 146) and cost to Council for remedial work every time it rains, including but not limited to:

1. The swale solution (using an earth channel to convey water from one point to another), prepared by stormwater specialists ACOR Consultants who were engaged by the resident of number 150. Their solution, already provided to Council, proposes to redirect excess water on the golf course to the cliff and then into the sea.
2. Other options that may include capturing water in an underground retention tank and reusing it locally.
3. Creating a stormwater pit before the gap in the two man-made berms/hills and a stormwater drain to convey the water to the sea.

Background

For many years, water has accumulated on Bondi Golf Course and when there is flash flooding, because the ground is completely saturated and therefore cannot soak up any more water, the water finds its way through the gap in the two grassed hills (berms) of the golf course. A river is created and it runs straight into the rear garden of 146 Hastings Parade and then moves onwards to 148 and 150.

Some properties, such as number 150 have, at their own cost, provided infrastructure to carry excess water from the golf course, across their own properties, to the stormwater drains in Hastings Parade.

Since 2020, the owners of these affected properties have on numerous occasions raised these issues with Council and proposed solutions both verbally and in writing, but residents report that officers have not followed up the matter to address and resolve the issues raised.

Currently, there is a new exposed wide gap in the ground of the golf course which is very unsafe for pedestrians to walk through and could also be dangerous for dogs. The golf course has installed very flimsy wire as a deterrent, but it is still considered extremely dangerous for walkers and players.

The ground around the man-made river has become increasingly unstable with small sink holes appearing. These sink holes could destabilise the large Norfolk Pine Tree which could become a significant safety hazard if it fell in the rear yards of the affected properties.

The ground at the third golf tee and fairway requires Council stormwater infrastructure urgently to prevent flash flooding between the two man-made hills. ACOR specialist stormwater engineers have suggested a swale solution; refer to diagrams towards the end of this background.

Council has funded the cleanup at the rear of number 146, which took place on 14 June 2024, but that evening new heavy rains brought further damage into the rear of the property from the golf course. A mountain of sand now lies in the rear garden and their laundry room cannot be used as it flooded, damaging all the machines. Council will again bear the cost of this cleanup.

The rear-facing units at the ground level of number 146 have installed sand bags permanently to try protect against further flood waters. One of these units is occupied by a very elderly woman, who remains anxious for her safety and that of her unit.

Williams Park Plan of Management

The Plan of Management states:

There is limited stormwater infrastructure in [the park].

...

To date, investigations have concluded that there is no cost effective alternative water supply option for North Bondi Golf Course...Options investigated included:

- *Sewer mining - via Sydney Water*
- *stormwater harvesting*
- *Groundwater harvesting.*

Groundwater harvesting based on the research to date was the only option was seen as potentially viable. However, preliminary investigations in 2004, 2009 and 2017 all concluded that there is a high degree of uncertainty that a sustainable yield could be harvested to meet irrigation demands...Irrigation of golf course is not adequate to reduce compaction of grass.

Actions include: 'C3. Enable increased and safe informal recreational use of Williams Park for activities such as walking, sitting and viewing.'

Benefits

Implementation of a solution to the accumulation of water on the golf course will have great benefit to the community of Waverley.

- Water could be harvested to irrigate the park.
- Redirecting the water will prevent erosion of the park and make it safer and easier to walk as envisaged it the vision for the park.
- Considerable costs savings for Council as a result of no clean-up costs required.
- The potential for land slippage to the south towards Hastings Parade would be averted.
- The well-being and safety of residents of Hastings Parade, and particularly the residents of no 146 Hastings Parade could be ensured.
- Council's vision to make Williams Park more walkable would be ensured.

Photos taken on 1 July 2024 below.



Figure 1. Opening between the two man-made hills which allows stormwater to exit into the rear garden of 146.



Figure 2. Stagnant water at the top of the third golf tee. The ground is saturated with no stormwater management in place.



Figure 3. Gaping hole created by the stormwater.



Figure 4.



Figure 5. Number 146 located directly in the gap between the two grassed hills.

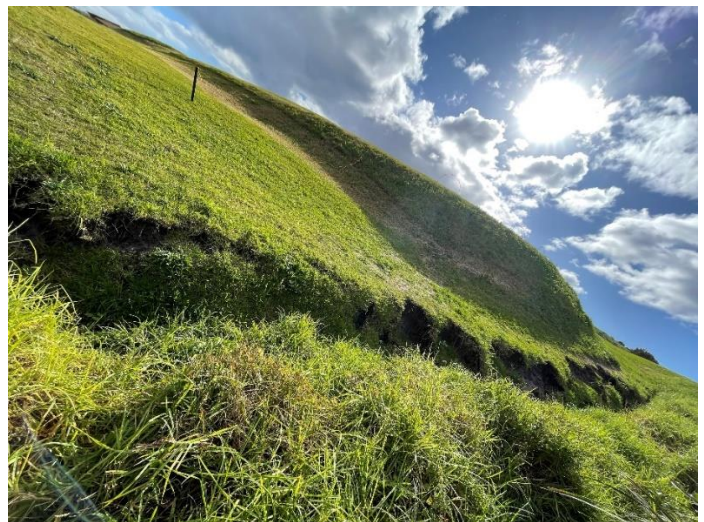


Figure 6. Stormwater river on the golf course.



Figure 7. Aerial view of the depression between the two man-made hills. This photo was taken two years ago so it does not show the gaping crack in the depression which has currently formed due to excessive stormwater.



Figure 8. Damage to number 146. This damage occurred one day after a previous floodwater clean-up. Council has accepted paying for the damages.



Figure 9. Apartments at ground level have sandbags to permanently protect rear doors.



Figure 10. Damage to number 146.



Figure 11. Damage to number 150.

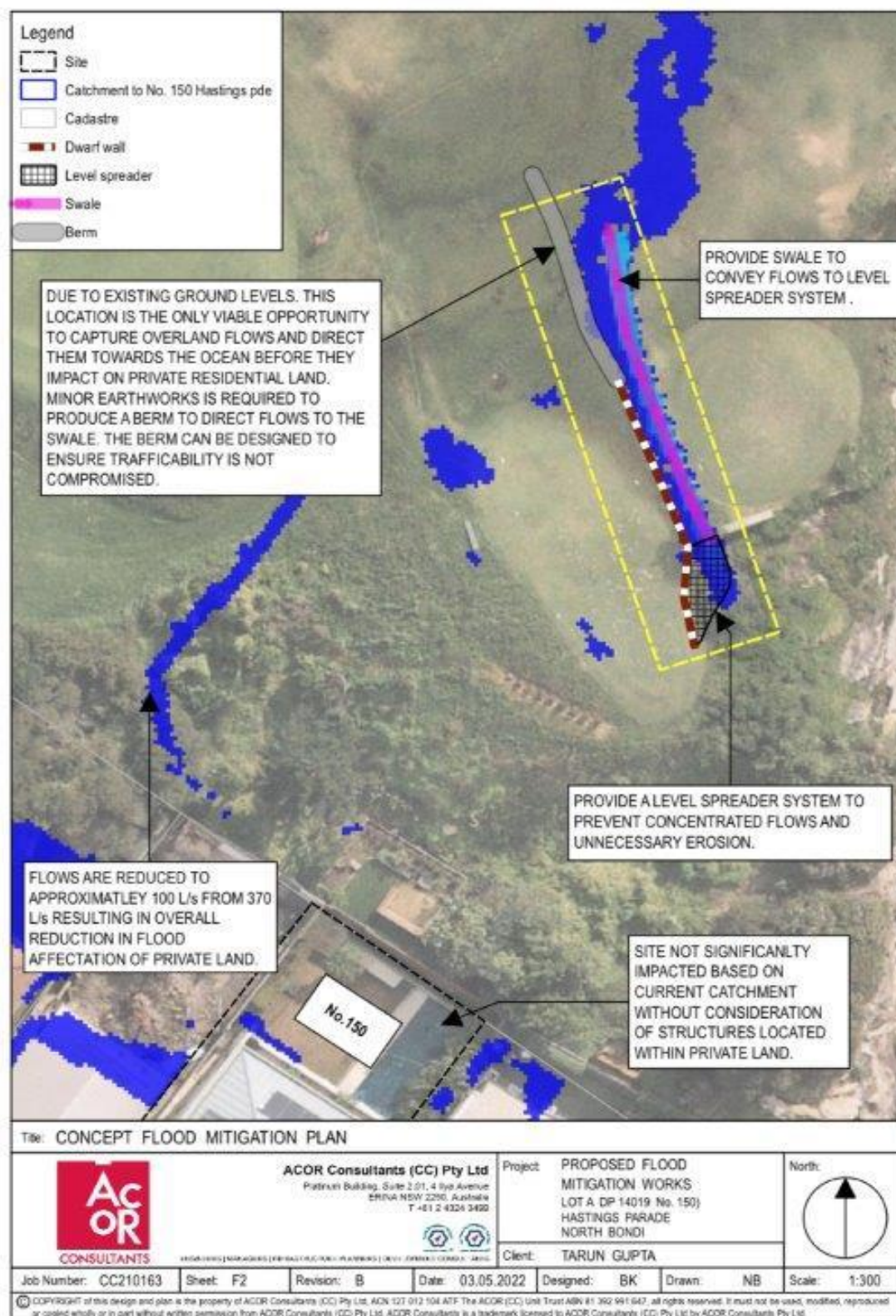


Figure 12. Solution prepared by ACOR for the resident of number 150.

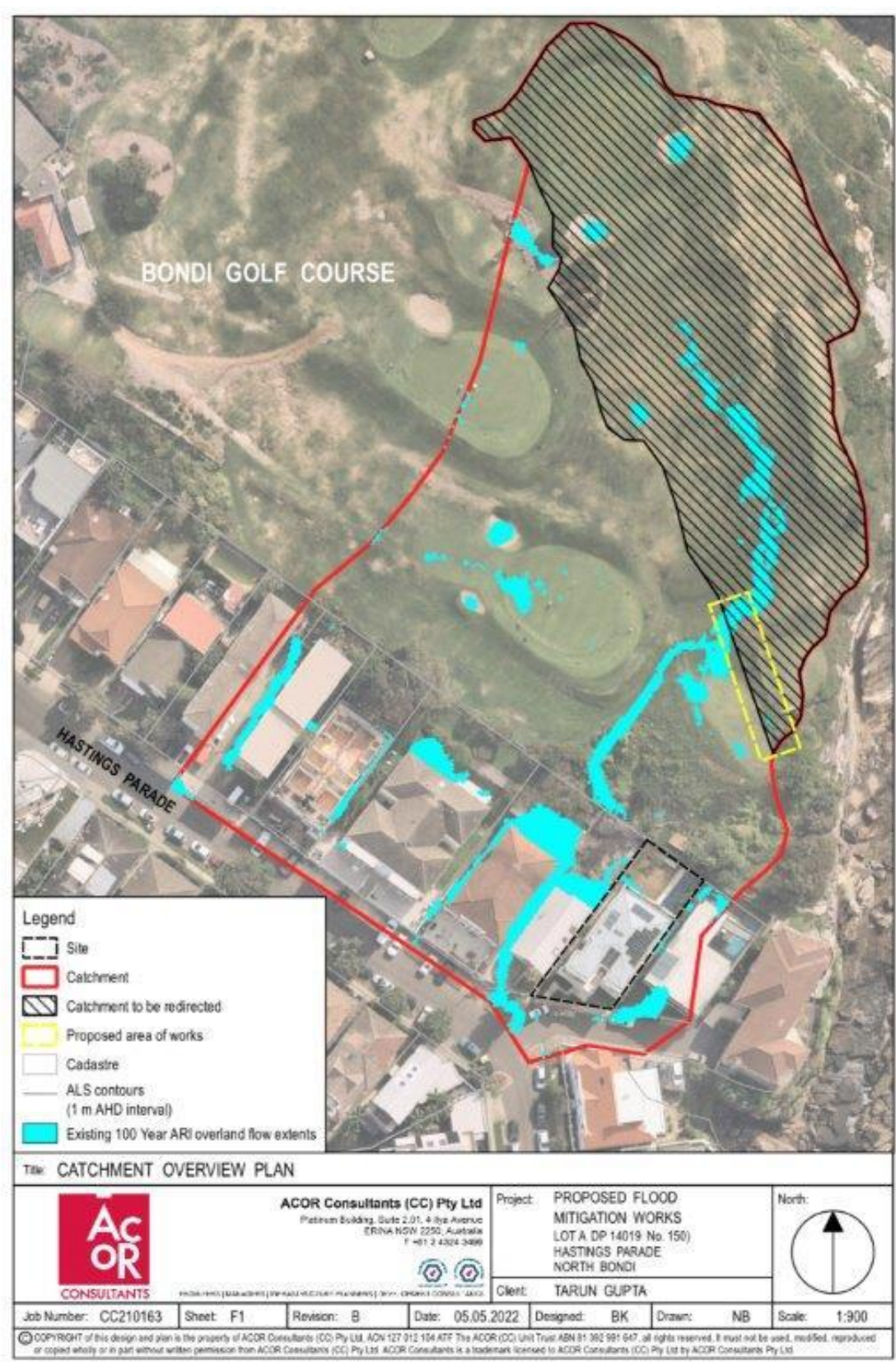


Figure 13. Solution prepared by ACOR for the resident of number 150.

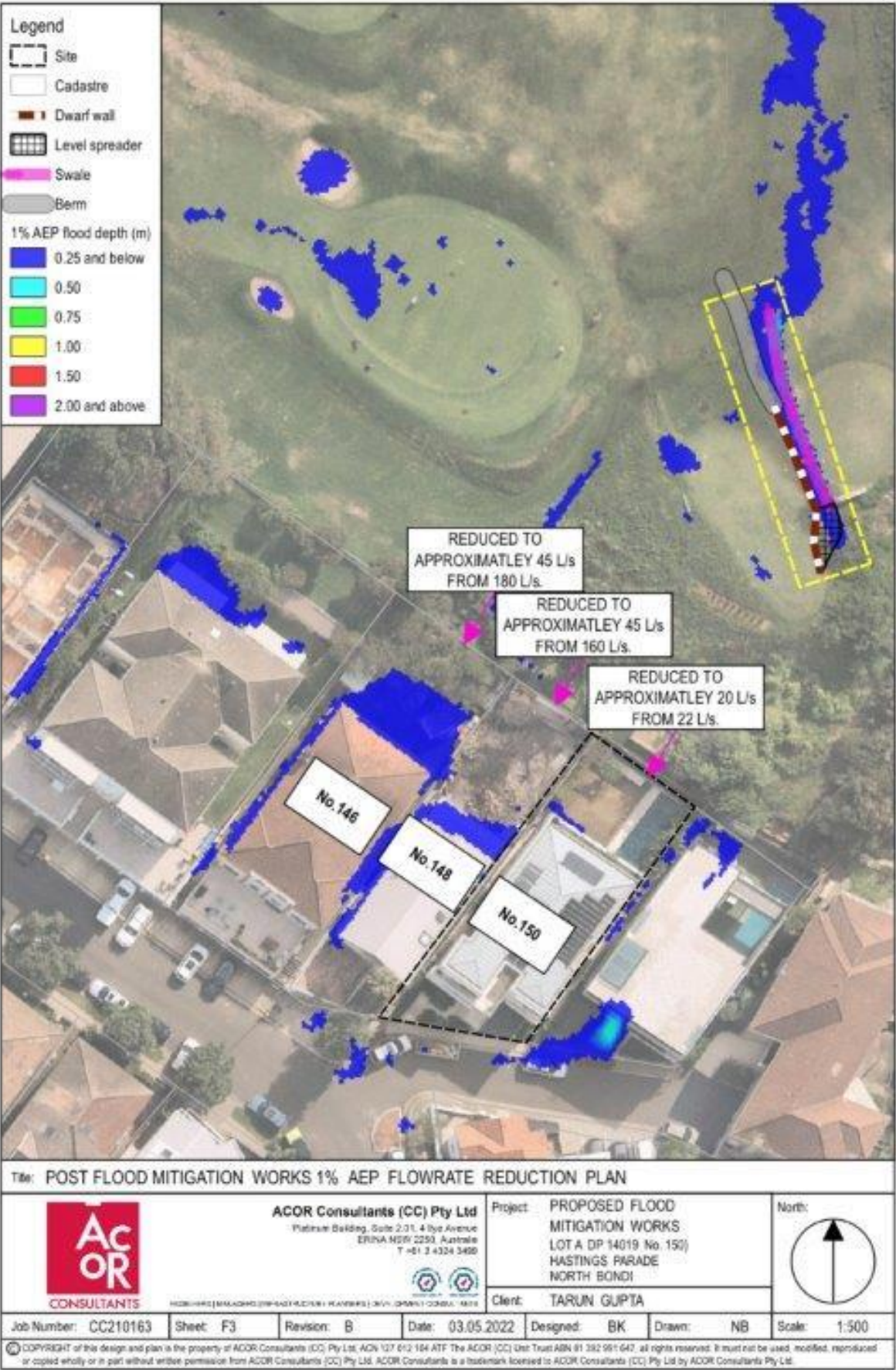


Figure 14. Solution prepared by ACOR for the resident of number 150.

General Manager's comment

Council is in the process of undertaking a significant study called the Flood Risk Management Study and Plan (FRMS&P). The FRMS&P will be modelling overland flow impacts across the entire Waverley local government area. This includes the Williams Park area and the impact on the resident of Hastings Parade.

The outputs of the FRMS&P will include projects and prioritised capital works over the Long Term Financial Plan to improve flood risk. This location will be included in the study and the proposed Capital Works Program. Advancing investigations at this location in advance of the development of the FRMS&P will very likely result in delays. The FRMS&P is required by the State Government to provide funding for upgrades to Council infrastructure.

As this area will most likely require significant upgrades to Council infrastructure or reforming the landscape, it is recommended to complete the FRMS&P in the most efficient manner. Council officers do not recommend focusing on developing solutions for this location in advance of the FRMS&P.

Shane Smith

Acting Director, Assets and Operations

NOTICE OF MOTION CM/8.3/24.07



Subject: Waverley Park Playground Stage 3 - Picnic and Intergenerational Fitness Area Funding

TRIM No: SF23/95

Submitted by: Councillor Kay
Councillor Betts

MOTION:

That Council:

1. Notes that the Waverley Park Playground Stage 1 works have been successfully completed, with Stage 2 works to be finalised in the coming months.
2. Notes that the recently adopted 2024–25 Operational Plan proposed a \$400,000 allocation towards Waverley Park Stage 3 (Picnic and Intergenerational Fitness Area) to be fully funded via grants.
3. Notes that Council has recently been notified that we have been unsuccessful for two separate NSW Government grants, leaving the project unfunded at this time.
4. Replaces grant funding for the Waverley Park Stage 3 project in the 2024–25 budget with Council's Centralised Reserve.

Background

Waverley Council successfully opened Stage 1 of the revitalised Waverley Park playground in December 2023 following unanimous endorsement from Council for the project to proceed based on community support for the project at Council's meeting 20 September 2022 (CM/7.10/22.09).

The motion approved Stage 1 (Central Play space) and Stage 2 (Adventure / Nature Play Space) to proceed to tender and construction with co-funding secured via a NSW Government Public Legacy grant and Council's annual capital works budget over two consecutive financial years, with funding for Stage 3 (Picnic and Intergenerational Fitness Area) to be sought through future grant opportunities and capital works budget allocations identified in the Long-term Financial Plan (LTFP).

Due to the scale and complexity of the works and limited budget at the time, the project was broken into three stages of work which were communicated to and tested with the community.

At Council's meeting of 18 June 2024 (CM/7.2/24.06), Council adopted the 2024/25 Operational Plan with an allocated Capital works budget of \$400,000 allocated to Waverley Park Stage 3 upgrade. However, this budget estimate relied on successfully being awarded grants for the full \$400,000 amount.

In recent months, Council has been notified that we have been unsuccessful in our Waverley Park Stage 3 funding applications for two NSW Government grants, being the Crown Lands Improvement Fund 2023/24 and the Community Building Partnership 2023/24.

At present, this leaves Waverley Park Stage 3 works as an unfunded project unless Council is willing to provide support for the project through an amendment to this year's Capital Works budget.

Completing the Stage 3 works is key to ensuring the community's full vision for the playground is achieved. The intergenerational fitness area will be the first of its kind in Waverley, offering social health and well-being outcomes for our senior community, encouraging active and healthy lifestyles, and aiding in long term quality of life outcomes.

Included in these Stage 3 works is the much-needed upgrade to the picnic area, improving access for mobility impaired users, increasing the number of accessible picnic settings and providing an accessible water bubbler and BBQs. All these elements will greatly improve and build upon the inclusive playground, allowing all users to stay longer at the park with family and friends.

Given the broader benefits of the Stage 3 works to the community, I ask that Council support this motion and fund the project from the Centralised Reserve, which has adequate funds in the 2024/25 budget to support the project's execution.

If Council agrees to the above funding proposal at the July 2024 Council meeting, the estimated delivery timeline will be:

- 2 months procurement process for the supplier of the equipment.
- 4 months for manufacture and delivery of the equipment.
- On site construction to start approximately February/March 2025.

General Manager's comment

If Council resolves to fund the Waverley Park Stage 3 project, the most appropriate source will be utilised, including the Centralised Reserve, as appropriate. The final allocation can be advised as part of the Q1 budget report.

Shane Smith
Acting Director, Assets and Operations

NOTICE OF MOTION CM/8.4/24.07



Subject: Sydney 2000 Olympic Games Beach Volleyball Event -
Commemoration of 25th Anniversary

TRIM No: A02/0276

Submitted by: Councillor Goltsman
Councillor Burrill

MOTION:

That Council:

1. Investigates the feasibility of installing a Blue Plaque at Bondi Beach to commemorate the 25th anniversary of the beach volleyball event held during the Sydney 2000 Olympic Games.
2. Engages with relevant stakeholders, including the Waverley Historical Society, the Australian Olympic Committee, community groups and former athletes who participated in the event, to gather input and support for the project.
3. Investigates a comprehensive commemoration plan, including the unveiling ceremony, educational programs and promotional activities to raise awareness about the anniversary and the historical importance of the beach volleyball event.
4. Identifies potential funding sources and sponsorship opportunities to support the installation and maintenance of the Blue Plaque and ensure the project's financial sustainability.
5. Officers prepare a report to the August Council meeting on the investigation findings, including recommendations for the next steps, potential costs and a proposed timeline for the project.

Background

The Sydney 2000 Olympic Games marked a significant chapter in the history of both Australia and the global sporting community. One of the most memorable and iconic events held during these Games was the beach volleyball competition at Bondi Beach.

As we approach the 25th anniversary of this historic event, it is fitting that we commemorate it with a Blue Plaque at Bondi Beach. This plaque will celebrate the legacy of the Sydney 2000 Olympic Games and its lasting impact on our community.

We must also acknowledge our local community's vital role in making the event a success; this plaque will stand as a testament to their efforts.

This project is intended to honour our local history and the role of our community in the Sydney 2000 Olympic Games while providing an opportunity for education and cultural enrichment for our residents and visitors.

General Manager's comment

The Blue Plaques program is a NSW Government initiative to recognise the hidden history and heritage of New South Wales. A recent example was the recent successful recognition of Bondi Surf Bathing Life Saving Club. Nominations are invited by the public. The most recent round of nominations closed 30 June 2024 and focused on celebrating diversity. The program is funded by the State Government.

If resolved, Council could submit a nomination to the Blue Plaques program in a future round to recognise the Beach Volleyball at the Sydney 2000 Olympic Games.

The Olympic Beach Volleyball is commemorated in the Bondi Story Room (BSR) in the Pavilion. The Bondi Story Room stories are also available on the dedicated BSR website.

Ben Thompson

Director, Community, Culture and Customer Experience

NOTICE OF MOTION CM/8.5/24.07



Subject: Accessible Coastal Pathway between South Bondi and Marks Park

TRIM No: A05/1638

Submitted by: Councillor Kay
Councillor Betts

MOTION:

That:

1. Continues to assess the current damage to the cliff face and to estimate what repairs and costs would be necessary to 'make good' the coastal walk so that it is useable, structurally sound and resilient to future storm events, including the costs to shore up the existing rock collapse, to safeguard the rest of the cliff face against future collapse, and to make the badly worn staircase safe and future proof. Council officers are to convene a Councillor briefing when the assessment has been completed.
2. Officers urgently investigate the feasibility, including estimated number of additional people who would use an accessible pathway, of integrating a design for an accessible step-free pathway from South Bondi to Marks Park into a future remediation plan for the cliff face and prepare a report for Council's consideration, at the earliest opportunity, to include but not be limited to:
 - (a) A comparison of estimated construction costs between an integrated accessible step-free pathway solution as a replacement/alternative to the coastal walk and a solution without an accessible step-free pathway.
 - (b) Consideration of a staged approach to the work so that the coastal walkway (currently closed) can be opened as soon as possible.
 - (c) Consideration of funding sources, especially from Federal and State government grants.
 - (d) Steps and estimated time frame for design, approval, and construction elements of the work.
3. Officers hold a Councillor briefing and consult the Access and Inclusion Advisory Panel prior to the above report being finalised.

Background

A section of the cliff face, very close to the sandstone path of the coastal walk, gave way on or around 15 April 2024. The coastal walk has been closed from the Mackenzies Point stairs to the Marks Park Playground stairs. A diversion currently runs through Marks Park via the playground stairs.

At the time of writing, engineers are conducting drone investigations so that recommendations can be provided for repair of this section of the walkway, noting that a repair is unlikely to be structurally on a like-for-like basis. It is expected to receive this report in the next few weeks. However, the preparation of a

remediation plan is still estimated to be several months away, and construction works may not be commenced until 2025.

I understand that the Events team and Sculptures by the Sea are being kept informed of progress.

Waverley resident and wheelchair access advocate Justin Reid first presented his idea for an accessible step-free path from Bondi to Marks Park in 2011, assisted by Adam Long. They called it the 'Bondi Rollercoaster'. Council approved the idea unanimously, but it was subject to funding availability. The funding for the entire project never eventuated.

Given the recent collapse of large slabs of the cliff and the resulting closure of a stretch of path below Marks Park, we believe that there is now a great opportunity for Council to consider an economically viable accessible step-free path as part of a design to reopen the iconic clifftop coastal walk.

An accessible step-free path will not only be cheaper to build now, but it will also save money compared to deferment to a future time. Lower sections of the path will eventually be damaged again by storm seas, or further chunks of cliff will collapse, and the uneven and eroded steps and paving will need repairs.

The attached photographs show locations of the proposed accessible step-free path route, with each section numbered. These sections were costed by former Waverley General Manager Tony Reed (a qualified engineer). Documents would be readily available on previous designs, plans and estimated costs for an accessible step-free pathway from South Bondi to Marks Park in Council's files and/or via a request to Adam Long and Justin Reid.

The individual sections identified in the previous 'Bondi Rollercoaster' plan and indicated on the attached annotated maps were:

1. Bridge from South Bondi toilet block to Notts Avenue cul-de-sac.
2. Path from Notts Avenue to Wilga Street stormwater.
3. Bridge over Wilga Street stormwater.
4. Concrete path from Wilga Street to Fletcher Street stormwater.
5. Bridge at Fletcher Street stormwater.
6. Concrete path Fletcher Street to Marks Park (north stairs).
7. Marks Park Gully Crossing (north stairs).
8. Concrete path Marks Park (north).
9. Marks Park Gully Crossing (south).
10. Concrete path Marks Park (south).

It is critical to identify the cost to shore up the rock collapse that has already happened and to safeguard the rest of the cliff face against future collapse, and to make the badly worn staircase safe and future proof.

The investigation should consider a staged approach to the work. Section 1, from the South Bondi toilet block to Notts Avenue, is not entirely necessary—but it could still make sense. The steps leading to Notts Avenue will always be a bottleneck, unless section 1 bypasses them to meet Notts Avenue at the new lookout/overhang. Sections 2 to 4 would probably not be necessary right now as these sections do not contribute to bypassing the section of path that is currently closed. However, whatever is concluded, it is important to understand holistically and at a conceptual level how all sections might be built to create an accessible step-free path from South Bondi to Marks Park. A staged approach (maybe starting with sections 5-10, then sections 2-4, and lastly section 1) would determine the needed funding while ensuring that the whole project could be constructed if there was a desire to do so. State and/or Federal grant funding could be identified for each stage of the project.

If the project was fulfilled, it would turn the most iconic stretch of the most iconic footpath in all Australia into a safe, accessible path for older visitors, families with small children and prams and, yes, mobility-impaired people, including the occasional wheelchair user like Justin.

That path, when it opens, will be a feelgood news story that goes around the world. On a sunny day in Bondi, with wheelchair 'athletes' leading the way alongside parents pushing prams, all the cameras of the world would be watching.

The costs of creating an accessible step-free pathway could be offset by integrating its design into the remediation plan for the cliff wall, the extra revenue brought to Bondi by the additional visitors that would use the pathway following the worldwide media attention, and the many intangible benefits that would be created by such things as greater pride in where we live and giving priority to an inclusionary project.

Justin and Adam believe there is a ready-made solution to the problem of the broken path. The coastal walk must be reopened, of course. However, Council may be able to fix it more cheaply, and make it better and future-proofed, by building an accessible step-free path for all visitors to the coastal walk either as a replacement for the existing path, now closed the public, or as an alternative to it. This can only be determined after an investigation into the feasibility and costs of all options was performed, as suggested by the motion.

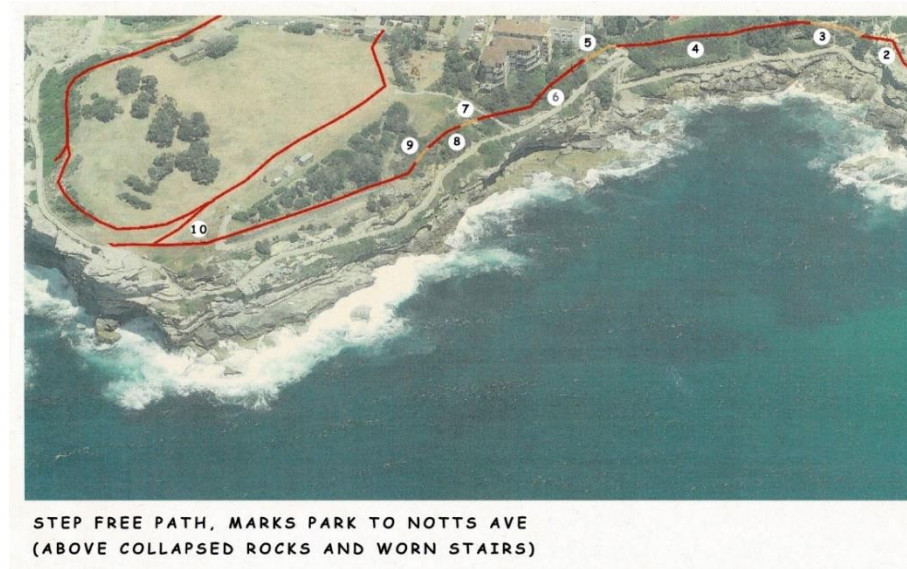


Figure 1. 'Bondi Rollercoaster' plan.

General Manager's comment

Council is currently in the process of assessing the extent of the rock failures of the coastal walk near Marks Park and undertaking cost effective repair works to the existing path. The failures highlight the extent to which the coastal environment is impacted by climatic phenomenon. Council recently reopened the boardwalk adjacent to Bondi Icebergs that was closed for close to two years due to structural damage during a storm event. The proposed works would require traversing areas of significant geotechnical constraints at Marks Park (a historical landfill site) and along with the coastal edge that has protected remnant vegetation zones.

To make the coastal walk step free and accessible would require significant funding and a complete reassessment of design options. Furthermore, since the proposal from 2011 was considered, environmental legislation considerations and restrictions would also need to be assessed. Council has also undertaken significant upgrade works to Notts Avenue without implementing the 2011 proposal due to the associated cost and impact of heritage curtilage/environmental impacts. An accessible path was installed in Marks Park to provide an equitable experience of the coastal walk and scenic views from Mackenzies Point.

Council has also started work on a Plan of Management (PoM) covering 14 coastal parks and reserves, aiming to achieve equity of experience along the coast and prioritising incremental improvements over the next 10 years. All reserves feature topographically challenging aspects including heritage sandstone and uneven surfaces. Marks Park and the coastal walk are part of this PoM review. Inclusion is one of the key strategic planning deliverables supporting outcomes identified in both Council's Community Strategic Plan and the Disability Inclusion Action Plan 2022-26.

Should Council resolve to revisit the proposal for accessible step-free access between Icebergs and Marks Park, a budget allocation of approximately \$300,000 would be required to engage consultants. The engagement would assess feasibility and the necessary planning pathway for a project of this magnitude to be delivered. Capital works delivery of any proposed solution is unbudgeted and would need significant funding over and above repair costs of the existing coastal walk.

Council officers do not recommend revisiting the proposal.

Shane Smith
Acting Director, Assets and Operations

QUESTION WITH NOTICE
CM/9.1/24.07**Subject:** 40 km/h Speed Limit Changes - South of Bondi Road**TRIM No:** A03/2293**Submitted by:** Councillor Burrill

QUESTION

The following question was submitted by Cr Burrill:

Acknowledging that there have been several delays to the roll-out of the Council-endorsed speed limit reduction to 40 km/h for Council streets south of Bondi Road within the Waverley local government area, with these delays including Ministerial approval and requests from Transport for NSW (TfNSW) for further information and refinement of signage layout plans, could officers indicate when they expect:

1. Council officers will finish their update to the signage layout plans and lodge with TfNSW?
2. The NSW Minister for Transport to sign off on the roll-out?
3. The roll-out of the 40 km/h speed limit signage will commence and then be completed, and the new 40 km/h speed limit to become enforceable?

General Manager's answer

Council is in the process of engaging a specialist traffic consultant to revise schematics of signage locations to reflect the feedback received from Transport for NSW. Officers anticipate the engagement and completion of the revised plans to be completed by early September 2024.

It is anticipated that a further two months are required for the Minister for transport to then endorse the speed limit change. Council officers will be prepared to begin the signage roll-out and speed change towards the end of the 2024 calendar year. Further details in relation to enforceability will be discussed with TfNSW and the NSW Police, noting that a grace period will be in place, which is likely to be four weeks.

Shane Smith
Acting Director, Assets and Operations

URGENT BUSINESS
CM/10/24.07**Subject:** Urgent Business**Author:** Emily Scott, General Manager

In accordance with clause 9.3 of the Waverley Code of Meeting Practice, business may be considered at a meeting of Council even though due notice of the business has not been given to councillors. However, this can happen only if:

1. The business to be considered is ruled by the chair to be of great urgency on the grounds that it requires a decision by Council before the next scheduled ordinary meeting of Council, and
2. A motion is passed to have the business considered at the meeting.

Such a motion can be moved without notice.

Only the mover of the motion can speak to the motion before it is put. A motion to have urgent business transacted at the meeting requires a seconder.

For business to be considered urgent, it must require a decision by Council before the next scheduled ordinary meeting of Council.

The mover of the motion must, when speaking to the motion, explain why he or she believes it requires a decision by Council before the next scheduled ordinary meeting of Council.

CLOSED SESSION
CM/11/24.07

Subject: Moving into Closed Session

Author: 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/11.1/24.07 CONFIDENTIAL REPORT - Procurement Exemption - GIS Software

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.

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/12/24.07**

Subject: Resuming in Open Session
Author: Emily Scott, General Manager

**RECOMMENDATION:**

That Council resumes in open session.

Introduction/Background

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