



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

COUNCIL MEETING

A meeting of WAVERLEY COUNCIL will be held at the Boot Factory, Spring Street, Bondi Junction at:

7:00 PM, TUESDAY 29 OCTOBER 2024

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

Emily Scott
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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OBITUARIES
CM/3/24.10



W A V E R L E Y
COUNCIL

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/5.1/24.10



Subject: Confirmation of Minutes - Council Meeting - 20 August 2024

TRIM No: A23/0761

Manager: Richard Coelho, Executive Manager, Governance

RECOMMENDATION:

That the minutes of the Council meeting held on 20 August 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 - 20 August 2024 .



**MINUTES OF THE WAVERLEY COUNCIL MEETING
HELD AT WAVERLEY COUNCIL CHAMBERS, CNR PAUL STREET AND BONDI ROAD, BONDI JUNCTION ON
TUESDAY, 20 AUGUST 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 Tim Murray	Waverley Ward
Councillor Will Nemesh	Hunter Ward
Councillor Dominic Wy Kanak	Bondi Ward

Staff in attendance:

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

At the commencement of proceedings at 7.02 pm, those present were as listed above.

Cr Wy Kanak attended the meeting by audio-visual link.

PRAYER AND ACKNOWLEDGEMENT OF INDIGENOUS HERITAGE

The General Manager read the following Opening Prayer:

God, we pray for wisdom to govern with justice and equity. That we may see clearly and speak the truth and that we work together in harmony and mutual respect. May our actions demonstrate courage and leadership so that in all our works thy will be done. Amen.

The Mayor read the following Acknowledgement of Indigenous Heritage:

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

1. Apologies/Leaves of Absence

There were no apologies.

2. Declarations of Pecuniary and Non-Pecuniary Interests

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

3. Obituaries

Robert Horsell OAM

Victims of Bondi Junction incident.

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 Rabbi Dr D Slavin – CM/13/24.08 – Valedictory Speeches of Outgoing Councillors.

4.2 K Sloane MP – CM/13/24.08 – Valedictory Speeches of Outgoing Councillors.

4.3 A Pigott (on behalf of Bondi Exchange Pty Ltd) – CM/7.3/24.08 – Planning Proposal – 50 Botany Street, Bondi Junction – Exhibition.

4.4 R Natoli (on behalf of the Lokahi Foundation) – CM/8.1/24.08 – Red Flag Day

4.5 N Solomon – CM/9.1/24.08 – Wingara Landscape Regeneration Project – Waverley College Junior School.

4.6 C Reilly – CM/9.1/24.08 – Wingara Landscape Regeneration Project – Waverley College Junior School.

ITEMS BY EXCEPTION**MOTION / UNANIMOUS DECISION**

Mover: Cr Masselos

Second: Cr Goltsman

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

CM/5.1/24.08 Confirmation of Minutes – Council Meeting – 16 July 2024.

CM/7.1/24.08 Budget Carry Over – 2023-24 to 2024-25.

CM/7.2/24.08 Investment Portfolio Report – July 2024.

CM/11.1/24.08 CONFIDENTIAL REPORT – Procurement Exemption – Payroll Operations –
Temporary Labour Hire.

5. Confirmation and Adoption of Minutes

CM/5.1/24.08 Confirmation of Minutes - Council Meeting - 16 July 2024 (A23/0761)

MOTION / UNANIMOUS DECISION

Mover: Cr Masselos

Second: Cr Goltsman

That the minutes of the Council meeting held on 16 July 2024 be received and noted, and that such minutes be confirmed as a true record of the proceedings of that meeting.

6. Mayoral Minutes

There were no mayoral minutes.

7. Reports

CM/7.1/24.08 Budget Carry Over - 2023-24 to 2024-25 (A23/0279)

MOTION / UNANIMOUS DECISION

Mover: Cr Masselos

Second: Cr Goltsman

That Council carries over \$6,139,856 from the 2023-24 financial year budget to 2024–25, as set out in Attachment 1 of the report.

CM/7.2/24.08 Investment Portfolio Report - July 2024 (SF24/3676)**MOTION / UNANIMOUS DECISION**

Mover: Cr Masselos

Seconder: Cr Goltsman

That Council notes:

1. The Investment Summary Report for July 2024 attached to the report.
2. 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/7.3/24.08 Planning Proposal - 50 Botany Street, Bondi Junction - Exhibition (PP-2/2024)**MOTION / UNANIMOUS DECISION**

Mover: Cr Murray

Seconder: Cr Fabiano

That Council:

1. Forwards the planning proposal attached to the report (Attachment 1) on 50 Botany Street, Bondi Junction, to the Department of Planning, Housing and Infrastructure (DPHI) for Gateway determination for the purposes of public exhibition, with the proposal seeking to:
 - (a) Rezone part of the site from SP2 Telecommunications to R3 Medium Density Residential.
 - (b) Provide a contribution towards affordable housing in line with Council's Affordable Housing Contribution Scheme.
 - (c) Introduce a minimum lot size to part of the site.
 - (d) Remove the heritage listing across the site.
2. Publicly exhibits the planning proposal in accordance with any conditions of the Gateway determination or amendments requested by the DPHI.
3. Requests and accepts, if offered, the role of the Local Plan Making Authority from the DPHI to exercise the delegations issued by the Minister under section 3.36 of the *Environmental Planning and Assessment Act 1979* to amend the *Waverley Local Environmental Plan 2012*.

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

A Pigott (on behalf of Bondi Exchange Pty Ltd) addressed the meeting.

8. Notices of Motions

CM/8.1/24.08 Red Flag Day (A19/0767)

MOTION / UNANIMOUS DECISION

Mover: Cr Goltsman

Seconder: Cr Burrill

The Council:

1. Endorses, in principle and subject to standard Council assessment, the Lokahi Foundation's 'Red Flag' awareness event proposed to take place in the surrounds of Bondi Beach from 6.30 am to 10.30 am on 6 December 2024.
2. Agrees that no fee is to apply, should the event be recommended for formal approval.

R Natoli (on behalf of the Lokahi Foundation) addressed the meeting.

9. Questions with Notice

CM/9.1/24.08 Wingara Landscape Regeneration Project - Waverley College Junior School (A24/0749)

QUESTION

The following question was submitted by Cr Fabiano:

With regard to the Wingara Landscape Regeneration Project:

1. Has there been a community consultation?
2. Has Council been made aware of what is being proposed?
3. What recommendation has Council provided to Waverley College?
4. How does this project fit within the Waverley environmental and local fauna protection corridor?

The reason for the question is that local residents have not received any letters in their mailbox advising of the upcoming landscape work being carried out.

General Manager's answer

The original proposed works in 2021 were extensive and looked at the space as a whole to provide safe access for students to learn and play. This proposal involved the removal of a number of large trees and also proposed providing pedestrian access to Brown Street.

At the time of developing the plans, Waverley College undertook the following consultation and engagement:

- August 2021: an initial letter drop was carried out by Waverley College to neighbouring properties and Council.
- September 2021: this was followed by a further letter drop in September 2021. Waverley College

provided residents with email and a phone line with FAQs on the website to provide access to information/concept plans.

- November 2021: based on feedback received, the school then issued a further update via email to anyone who had registered a question or concern.

Waverley College also informally engaged with Council officers regarding the project in 2021 to improve the biodiversity outcomes of the proposal.

Following advice from their consultants in early 2023, Waverley College decided not pursue the original, wider Wingara plan and to focus on landscaping works in a significantly smaller area at the south-eastern corner. The amended project is titled the Wingara Landscape Regeneration Project and the school has recently letter-dropped local residents and provided further details on their website. This new proposal does not involve the removal of large trees and will not provide pedestrian access to Brown Street. The proposal includes a landscape plan to establish a diverse of native plantings that, if established, will create habitat and benefit different animal species. Importantly, the project team is seeking to apply the exempt development pathway provided by *State Environmental Planning Policy (Transport and Infrastructure) 2021* (SEPP). Council officers are currently in contact with the project team to confirm that this approach meets the requirements of the SEPP.

In terms of Council's *Local Environmental Plan 2012*, the site contains two heritage-listed Moreton Bay fig trees. Council currently has a development application (DA-375/2024) for proposed pruning to one of these trees, to address neighbour concerns in Brown Street about the risk of falling branches, and the risk of nuisance fruit and leaf drop from the tree. This work is separate from the Wingara Project

Regarding Council's Development Control Plan (DCP), the site is located within the 2022 Habitat Biodiversity Corridor. The proposed pruning works to the fig tree as proposed by DA-375/2024 will be assessed against the criteria of the DCP.

Fletcher Rayner
Director, Planning, Sustainability and Compliance

N Solomon and C Reilly addressed the meeting.

10. Urgent Business

There was no urgent business.

11. Closed Session

There were no matters dealt with in closed session.

**CM/11.1/24.08 CONFIDENTIAL REPORT - Procurement Exemption - Payroll Operations -
Temporary Labour Hire (SF23/2500)**

Council dealt with this item in open session.

MOTION / UNANIMOUS DECISION

Mover: Cr Masselos

Seconder: Cr Goltsman

That Council:

1. Treats the report as confidential in accordance with section 11(3) of the *Local Government Act 1993*, as it relates to a matter specified in section 10A(2)(d)(i) of the *Local Government Act 1993*. The report contains commercial information of a confidential nature that would, if disclosed, prejudice the commercial position of the person who supplied it.

2. In accordance with section 55(3)(i) of the *Local Government Act 1993*, approves a procurement exemption to engage Kimura Consulting for specialised labour hire services to support payroll operations, payroll remediation and business improvement development during the period 1 August 2024 to 29 November 2024 due to the extenuating circumstances of the sudden resignation of the Payroll Manager and the need for essential payroll operations to continue while a new Payroll Manager is recruited.

3. Authorises the General Manager or delegate to complete negotiations and execute all necessary documentation to finalise the matter.

12. Valedictory Speeches of Outgoing Councillors

The Mayor and Councillors gave valedictory speeches.

The General Manager thanked Crs Betts, Burrill, Gray, Goltsman, Kay, Keenan and Murray, who are not seeking re-election, and presented them with flowers.

Rabbi Dr D Slavin and K Sloane MP addressed the meeting.

13. Meeting Closure

THE MEETING CLOSED AT 9.15 PM.

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SIGNED AND CONFIRMED
MAYOR
29 OCTOBER 2024

CONFIRMATION AND ADOPTION OF MINUTES CM/5.2/24.10



Subject: Confirmation of Minutes – Extraordinary Council (Mayoral Election) Meeting - 10 October 2024

TRIM No: A23/0761

Manager: Richard Coelho, Executive Manager, Governance

RECOMMENDATION:

That the minutes of the extraordinary Council (mayoral election) meeting held on 10 October 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. Extraordinary Council (Mayoral Election) Meeting Minutes - 10 October 2024 .



**MINUTES OF THE EXTRAORDINARY WAVERLEY COUNCIL (MAYORAL ELECTION) MEETING
HELD AT BONDI PAVILION, QUEEN ELIZABETH DRIVE, BONDI BEACH ON THURSDAY, 10 OCTOBER 2024**

Present:

Councillor Will Nemesh (newly elected Mayor)	Hunter Ward
Councillor Keri Spooner (newly elected Deputy Mayor)	Waverley Ward
Councillor Ludovico Fabiano	Waverley Ward
Councillor Dov Frazer	Hunter Ward
Councillor Steven Lewis	Hunter Ward
Councillor Paula Masselos	Lawson Ward
Councillor Margaret Merten	Bondi Ward
Councillor Joshua Spicer	Waverley Ward
Councillor Michelle Stephenson	Bondi Ward
Councillor Lauren Townsend	Lawson Ward
Councillor Katherine Westwood	Lawson Ward
Councillor Dominic Wy Kanak	Bondi Ward

Staff in attendance:

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

Before the meeting, Aunty Maxine Ryan gave the Welcome to Country.

The General Manager opened the meeting at 7.05 pm. Those present were as listed above.

Following the election of the Mayor and Deputy Mayor, the General Manager relinquished the chair and Cr Nemesh, the newly elected Mayor, assumed the chair.

PRAYER AND ACKNOWLEDGEMENT OF INDIGENOUS HERITAGE

The General Manager read the following Opening Prayer and Acknowledgement of Indigenous Heritage:

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.

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

OATH OR AFFIRMATION OF OFFICE FOR COUNCILLORS

In accordance with section 233A of the *Local Government Act 1993*, a Councillor must take an oath of office or make an affirmation of office in the form prescribed below at or before the first meeting of Council after the Councillor is elected.

Oath

I [name of councillor] swear that I will undertake the duties of the office of councillor in the best interests of the people of [name of council area] and the [name of council] and that I will faithfully and impartially carry out the functions, powers, authorities and discretions vested in me under the Local Government Act 1993 or any other Act to the best of my ability and judgment.

Affirmation

I [name of councillor] solemnly and sincerely declare and affirm that I will undertake the duties of the office of councillor in the best interests of the people of [name of council area] and the [name of council] and that I will faithfully and impartially carry out the functions, powers, authorities and discretions vested in me under the Local Government Act 1993 or any other Act to the best of my ability and judgment.

The following Councillors took the oath of office or made the affirmation of office before the meeting:

Cr Fabiano took the oath.

Cr Frazer took the oath.

Cr Lewis made the affirmation.

Cr Masselos made the affirmation.

Cr Merten took the oath.

Cr Nemesh took the oath.

Cr Spicer took the oath.

Cr Spooner took the oath.

Cr Stephenson made the affirmation.

Cr Townsend took the oath.

Cr Westwood took the oath.

Cr Wy Kanak made the affirmation.

1. Apologies/Leaves of Absence

There were no apologies.

2. Declarations of Pecuniary and Non-Pecuniary Interests

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

3. Reports

ME/7.1/24.10 Election of Mayor and Deputy Mayor by Councillors (SF24/5003)

MOTION / UNANIMOUS DECISION

Mover: Cr Nemesh
Seconder: Cr Lewis

That Council:

1. Notes that the term of office of the Mayor elected at this meeting is until the next mayoral election on 15 September 2026.
2. Agrees to elect a Deputy Mayor for the term of the Mayor until the next mayoral election on 15 September 2026.
3. Notes the procedure for the election of Mayor and Deputy Mayor by Councillors, as set out in the report.
4. Elects the Mayor and Deputy Mayor by the open voting method.

Election of Mayor

The election of the Mayor was conducted by the Returning Officer as follows:

The Returning Officer informed the meeting that three written nominations in the prescribed form had been received and sought any further nominations before closing nominations.

At the close of nominations, the following nominations had been received:

Cr Fabiano, Cr Lewis and Cr Nemesh.

The election of Mayor proceeded by means of open voting and the following votes were recorded:

Cr Lewis

6 votes – Crs Fabiano, Lewis, Masselos, Merten, Spooner and Wy Kanak.

Cr Nemesh

6 votes – Crs Frazer, Nemesh, Spicer, Stephenson, Townsend and Westwood.

Cr Fabiano

0 votes.

There being an equal number of votes for Cr Lewis and Cr Nemesh, the Mayor was chosen by lot.

Cr Nemesh being the first chosen was declared elected as Mayor of Waverley Council until the next mayoral election on 15 September 2026.

Election of Deputy Mayor

The election of the Deputy Mayor was conducted by the Returning Officer as follows:

The Returning Officer informed the meeting that three written nominations in the prescribed form had been received and sought any further nominations before closing nominations.

At the close of nominations, the following nominations had been received:

Cr Spooner, Cr Stephenson and Cr Wy Kanak.

The election of Deputy Mayor proceeded by means of open voting and the following votes were recorded:

Cr Stephenson

6 votes – Crs Frazer, Spicer, Stephenson, Nemesh, Townsend and Westwood.

Cr Spooner

4 votes – Crs Lewis, Masselos, Merten and Spooner.

Cr Wy Kanak

2 votes – Crs Fabiano and Wy Kanak.

Cr Wy Kanak having the lowest number of votes was excluded.

A further vote was taken on the two remaining candidates and the following votes were recorded:

Cr Stephenson

6 votes – Crs Stephenson, Frazer, Nemesh, Spicer, Townsend, Westwood.

Cr Spooner

6 votes – Crs Wy Kanak, Lewis, Spooner, Merten, Fabiano, Masselos.

There being an equal number of votes for both candidates, the Deputy Mayor was chosen by lot.

Cr Spooner being the first chosen was declared elected as Deputy Mayor of Waverley Council until the next mayoral election on 15 September 2026.

ME/7.2/24.10 Casual Vacancies (SF24/2400)

MOTION / UNANIMOUS DECISION

Mover: Cr Nemesh
Seconded: Cr Westwood

That Council:

1. Pursuant to section 291A(1)(b) of the *Local Government Act 1993* (the Act), declares that casual vacancies occurring in the office of a Councillor within 18 months after the last ordinary election of Councillors for Council on 14 September 2024 are to be filled by a countback of votes cast at that election for the office in accordance with section 291A of the Act.
2. Directs the General Manager to notify the NSW Electoral Commission of Council’s decision within seven days of the decision.

ME/7.3/24.10 Local Government NSW Annual Conference 2024 (A13/0314)

MOTION / UNANIMOUS DECISION

Mover: Cr Nemesh
Seconded: Cr Frazer

That Council, in respect of the Local Government NSW Annual Conference to be held on Sunday, 17 November to Tuesday, 19 November 2024:

1. Nominates the Mayor, Deputy Mayor and Crs Fabiano, Merten and Wy Kanak to attend the Conference as voting delegates for motions.
2. Approves the attendance of the General Manager at the Conference.

4. Urgent Business

There was no urgent business.

5. Meeting Closure

THE MEETING CLOSED AT 7.39 PM.

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SIGNED AND CONFIRMED
MAYOR
29 OCTOBER 2024

CONFIRMATION AND ADOPTION OF MINUTES CM/5.3/24.10



Subject: Adoption of Minutes - Waverley Traffic Committee Meeting - 22 August 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 22 August 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 - 22 August 2024 .

**MINUTES OF THE WAVERLEY TRAFFIC COMMITTEE
MEETING HELD VIA VIDEO CONFERENCE ON
THURSDAY, 22 AUGUST 2024**



Voting Members Present:

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

Also Present:

Mr B Gidiess	Transdev John Holland - Traffic and Events Manager
Ms K Lewis	Transport for NSW
Ms J Punch	NSW Police
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

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

At 10.03 am, Mr P Pearce left the meeting and did not return.

Apologies

There were no apologies.

Declarations of Interests

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

Adoption of Previous Minutes by Council

There was no Traffic Committee meeting held in July 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

TC/V.01/24.08 Bon Accord Avenue, Bondi Junction - Special Event with Temporary Partial Road Closure (A19/0714)

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 temporary closure of Bon Accord Avenue, Bondi Junction, between Bon Accord Lane and Flood Lane, in accordance with the Transport Management Plan and Traffic Guidance Schemes attached to the report, subject to the conditions set out in the report.
3. Delegates authority to the Executive Manager, Infrastructure Services, to amend security provisions and traffic control arrangements as necessary prior to, and during, the event.

WTC RECOMMENDATION (UNANIMOUS SUPPORT):

That the Council Officer's Proposal be adopted.

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

TC/V.02/24.08 Hall Street and Wellington Street, Bondi Beach - Special Event with Temporary Partial Road Closures (A24/0156)

COUNCIL OFFICER'S PROPOSAL:

That Council:

1. Treats the attachment to the report as confidential as it contains information that would, if disclosed, prejudice the maintenance of law.
2. Approves the temporary partial closure of Hall Street, Bondi Beach, between Glenayr Avenue and Wellington Street, and Wellington Street, between Hall Street and Rudolph Lane, in accordance with the forthcoming Transport Management Plan and the draft Traffic Guidance Scheme attached to the

report, subject to the conditions set out in the report.

3. Delegates authority to the Executive Manager, Infrastructure Services, to amend security provisions and traffic control arrangements as necessary prior to, and during, the event.

WTC RECOMMENDATION (UNANIMOUS SUPPORT):

That the Council Officer's Proposal be adopted subject to an amendment to clause 3 such that the recommendation now reads as follows:

That Council:

1. Treats the attachment to the report as confidential as it contains information that would, if disclosed, prejudice the maintenance of law.
2. Approves the temporary partial closure of Hall Street, Bondi Beach, between Glenayr Avenue and Wellington Street, and Wellington Street, between Hall Street and Rudolph Lane, in accordance with the forthcoming Transport Management Plan and the draft Traffic Guidance Scheme attached to the report, subject to the conditions set out in the report.
3. Delegates authority to the Executive Manager, Infrastructure Services, to amend security provisions and traffic control arrangements as necessary prior to, and during, the event, subject to NSW Police approval.

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

TC/CV ELECTORATES OF COOGEE AND VAUCLUSE

TC/CV.01/24.08 Festival of the Winds - Bondi Beach and Park - Special Event with Temporary Road Closures (A24/0221)

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 Traffic Guidance Schemes (TGS) for the Festival of the Winds attached to the report subject to the event organisers:
 - (a) Obtaining NSW Police Force approval.
 - (b) Submitting a Traffic Management Plan to Transport for NSW in accordance with the NSW Government's Guide to Traffic and Transport Management for Special Events.

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).

PART 2 – TRAFFIC ENGINEERING ADVICE

NOTE: The matters listed under this part of the agenda seek the advice of the WTC only and do not propose that Council exercise its delegated functions at this point in time (though they may or may not require it in the future).

TC/TEAC STATE ELECTORATE OF COOGEE

Nil.

TC/TEAV STATE ELECTORATE OF VAUCLUSE

Nil.

TC/TEACV ELECTORATES OF COOGEE AND VAUCLUSE

TC/TEACV.01/24.08 Traffic Management and Pedestrian Works - Items Approved under Temporary Sub-Delegation - June and July 2024 (A24/0784)

COUNCIL OFFICER’S PROPOSAL:

That the Committee notes the items approved in June and July 2024 under the Temporary Instrument of Delegation and Authorisation for Traffic Management and Pedestrian Works, as set out in the report.

WTC RECOMMENDATION (UNANIMOUS SUPPORT):

That the Council Officer’s Proposal be adopted.

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

THE MEETING CLOSED AT 10.16 AM.

.....
SIGNED AND CONFIRMED
MAYOR
29 OCTOBER 2024

CONFIRMATION AND ADOPTION OF MINUTES CM/5.4/24.10



Subject: Adoption of Minutes - Waverley Traffic Committee Meeting - 26 September 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 26 September 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 - 26 September 2024 .

**MINUTES OF THE WAVERLEY TRAFFIC COMMITTEE
MEETING HELD VIA VIDEO CONFERENCE ON
THURSDAY, 26 SEPTEMBER 2024**



Voting Members Present:

Mr N Zervos	Waverley Council – Acting Director, Assets and Operations – Acting Chair
Sgt A Leeson	NSW Police – Eastern Suburbs Police Area Command – Traffic Services
Mr P Pearce	Representing Marjorie O’Neill MP, Member for Coogee
Mr A Subel	Transport for NSW

Also Present:

Ms K Lewis	Transport for NSW
Mr R Mucciacciaro	Transdev John Holland
Mr S Mueller	Waverley Council – Manager, Integrated Transport
Mr C O’Malley	Waverley Council – Events Coordinator
Mr C Pike	Waverley Council – Transport Operations Coordinator

At the commencement of proceedings at 10.02 am, those present were as listed above.

Apologies

Apologies were received from Mr D Gojak (representing Kellie Sloane MP, Member for Vaucluse).

Declarations of Interest

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

Adoption of Previous Minutes by Council - 22 August 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 22 August 2024 are scheduled to be adopted by Council at its meeting on 29 October 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.01/24.09 Sculpture by the Sea 2024 - Special Event (A24/0228)****COUNCIL OFFICER'S PROPOSAL:**

That Council approves the Transport Management Plan and Traffic Guidance Schemes for the Sculpture by the Sea 2024 event attached to the report, subject to the applicant:

1. Obtaining NSW Police Force approval.
2. Submitting a Traffic Management Plan to Transport for NSW in accordance with the NSW Government's Guide to Traffic and Transport Management for Special Events.

WTC RECOMMENDATION (UNANIMOUS SUPPORT):

That the Council Officer's Proposal be adopted.

Voting members present for this item: Representative of the Member for Coogee, NSW Police representative and TfNSW representative.

The Waverley Council representative (Acting Chair) was present but not entitled to vote.

PART 2 – TRAFFIC ENGINEERING ADVICE

NOTE: The matters listed under this part of the agenda seek the advice of the WTC only and do not propose that Council exercise its delegated functions at this point in time (though they may or may not require it in the future).

TC/TEAC STATE ELECTORATE OF COOGEE

Nil.

TC/TEAV STATE ELECTORATE OF VAUCLUSE

Nil.

TC/TEACV ELECTORATES OF COOGEE AND VAUCLUSE

Nil.

THE MEETING CLOSED AT 10.09 AM.

.....
SIGNED AND CONFIRMED
MAYOR
29 OCTOBER 2024

:

MAYORAL MINUTES CM/6/24.10



Subject: Mayoral Minutes
Author: Mayor of Waverley, Cr Will Nemesh

WAVERLEY
COUNCIL

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/7.1/24.10**

Subject: Draft Financial Statements 2023-24

TRIM No: A24/0111

Manager: Teena Su, Executive Manager, Finance

Director: Tara Czinner, Director, Corporate Services

RECOMMENDATION:

That:

1. Council, in relation to the financial statements required by section 413(2)(c) of the *Local Government Act 1993*, resolves that in its opinion the General Purpose Financial Statements, Special Purpose Financial Statements and Special Schedules for the year ending 30 June 2023 attached to the report:
 - (a) Have been properly drawn up in accordance with the *Local Government Act 1993*, the *Local Government (General) Regulation 2021*, the Australian Accounting Standards and professional pronouncements, and the Local Government Code of Accounting Practice and Financial Reporting.
 - (b) To the best of Council's knowledge and belief, present fairly Council's operating result and financial position for the year and accord with Council's accounting and other records.
2. Council is unaware of any matter that would render the financial statements false or misleading in anyway.
3. The Mayor, Deputy Mayor, General Manager and Responsible Accounting Officer sign:
 - (a) The Statement by Councillors and management for the General Purpose Financial Statements and Special Purpose Financial Statements on page 6 of the Annual Financial Statements attached to the report.
 - (b) The Statement by Councillors and management for the Special Purpose Financial Statements on page 3 of the Special Purpose Financial Statements attached to the report.
 - (c) The financial statements attached to the report.
4. Council sends the signed financial statements to Council's auditor for final clearance.
5. Council forwards a copy of the audited financial statements to the Office of Local Government.
6. Council gives public notice of the audited financial statements and presents them at a Council meeting, in accordance with sections 418 and 419 of the *Local Government Act 1993*.

1. Executive Summary

The purpose of this report is to present Council's draft Annual Financial Statements for the year ending 30 June 2024 and to refer them for audit.

The challenging economic conditions have impacted Council's financial position for the 2023-24 financial year, from the higher costs incurred due to persistent high inflation and a tight labour market.

Despite these challenges, Council has continued to deliver its capital works program with an investment of \$47.5m against the 2023-24 budget of \$55.1m.

Council has continued to operate successfully during the year. It has achieved a net operating result for the 2023-24 financial year of \$12.6m surplus.

During these challenging and uncertain times, Council remains focused, agile and resilient to deliver its strategic priorities, including asset maintenance and renewal and the ICT modernisation strategic program.

2. Introduction/Background

Section 413 of the *Local Government Act 1993* (the Act) requires a council to prepare financial statements for each year, and as soon as practical resolve to refer the draft Annual Financial Statements for audit.

A declaration must be attached to the relevant financial statements and signed by the Mayor, Deputy Mayor, General Manager and Responsible Accounting Officer. The purpose sought by the Act is an acceptance of responsibility by Council's elected members for its published annual financial statements.

Subject to Council's adoption of the recommendations contained in this report, Council will await the receipt of the Auditor's Report. Once received, the audited Annual Financial Statements will be made available for inspection and comments by members of the public.

The Executive Manager, Finance, has prepared the 2023-24 Financial Statements in accordance with the applicable Australian Accounting Standards and Interpretations issued by the Australian Accounting Standards Board, the *Local Government Act 1993* and Regulation and the Local Government Code of Accounting Practice and Financial Reporting 2023-24 (the Code). Attached to this report are the draft Annual Financial Statements, incorporating the following:

- General Purpose Income Statement.
- General Purpose Statement of Comprehensive Income.
- General Purpose Balance Sheet.
- General Purpose Statement of Changes in Equity.
- General Purpose Statement of Cash Flows.
- Special Purpose Income Statement for Council's Other Business Activities.
- Special Purpose Balance Sheet for Council's Other Business Activities.
- Special Schedules (note that these schedules are not subjected to audit).

3. Relevant Council Resolutions

Nil.

4. Discussion

The net operating result for the year was a \$12.6m surplus compared to the prior year's \$17.0m surplus. This decline in result is predominately attributed to the increase in depreciation expenses by \$4.6m, as a result of the capital works program investment, and the fair value assessment process which has increased the value of Council's community and operational properties and civil infrastructure assets by \$200.9m since 2021-22.

The persistent high inflation rate and a tight labour market have increased various costs across all areas and delayed several capital projects. Consequently, project costs increased materially more than the original contract prices, an industry-wide challenge.

Overall income has increased by 6.1% (\$9.9m) to \$172.3m compared to the previous year of \$162.4m, while operating expense has increased by 9.8% (\$14.2m) to \$159.7m. Council has invested \$51.8m to renew and upgrade Council's infrastructure assets, plant and office equipment in FY 2023-24.

Council met nine out of the ten Office of Local Government's (OLG) benchmarks for financial sustainability, except for the rates and annual charges outstanding percentage benchmark. This was due to a less stringent debt recovery approach for those ratepayers experiencing financial hardship due to cost-of-living pressures. Table 1 summarises Council's performance against the OLG benchmarks for this financial year and how it compares with performance last financial year.

Table 1. Performance against benchmarks.

Indicator Statement Performance Measures	Quantitative Measures	Waverley		Industry	Waverley
		2023-24		Benchmark	2022-23
Operating performance ratio	Measures a Council's ability to contain operating expenditure within operating revenue.	0.31%	P	> 0.00%	1.74%
Own source operating revenue ratio	Measures the level of a Council's fiscal flexibility. It is the degree of reliance on external funding sources such as operating grants and contributions.	86.77%	P	> 60%	81.62%
Unrestricted current ratio	The Unrestricted Current Ratio is specific to local government and is designed to represent a Council's ability to meet debt repayments as they fall due.	4.28x	P	> 1.50x	5.50x
Debt service cover ratio	This ratio measures the availability of operating cash to service debt including interest, principal and lease payments.	32.74x	P	> 2x	24.41x
Rates and annual charges outstanding percentage	This ratio assesses the impact of uncollected rates and annual charges on Council's liquidity and the adequacy of recovery efforts.	6.31%	O	< 5%	4.42%
Cash expense cover ratio	This liquidity ratio indicates the number of months a Council can continue paying for its immediate expenses without additional cash inflow.	8.44 mths	P	> 3 mths	9.64 mths

Indicator Infrastructure asset performance indicators	Quantitative Measures	Waverley		Industry	Waverley
		2023-24		Benchmark	2022-23
Building and infrastructure renewals ratio	This ratio compares the proportion spent on infrastructure asset renewals and the asset's deterioration measured by its accounting depreciation. Asset renewal represents the replacement or refurbishment of existing assets to an equivalent capacity or performance as opposed to the acquisition of new assets or the refurbishment of old assets that increase capacity or performance.	254.14%	P	>= 100%	220.29%
Infrastructure backlog ratio	This ratio shows what proportion the backlog is against total value of a Council's infrastructure.	1.07%	P	< 2%	1.09%
Asset maintenance ratio	Compares actual vs required annual asset maintenance. A ratio above 1.0 indicates Council is investing enough funds to stop the infrastructure backlog growing.	100.85%	P	> 100%	102.90%
Cost to bring assets to agreed service level	This ratio provides a snapshot of the proportion of outstanding renewal works compared to the total value of assets under Council's care and stewardship.	0.39%		N/A	0.33%

Cash, cash equivalents and investments

Cash, cash equivalents and investments totalled \$122.0m as at 30 June 2024, a reduction of \$8.0m from the 2022-23 closing balance of \$130.0m, predominantly as a result of the investment to upgrade and renew Council's infrastructure assets, including major refurbishments for the Tamarama Surf Club building and the Mill Hill and Boot Factory building.

Despite this, Council continues to maintain a strong balance sheet and cash position by the following summary of the income statement, balance sheet, cash and cash investments balance presented in Table 2.

Table 2. Summary of the income statement, balance sheet, cash and cash investments balance.

Income statement - \$million	2023-24	2022-23
• Total income from continuing operations	\$172.3m	\$162.4m
• Total expenses from continuing operations	\$159.7m	\$145.5m
• Operating surplus/(deficit) from continuing operations	\$12.6m	\$17.0m
• Operating result before capital grants and contributions	(\$3.9m)	(\$1.2m)

Balance sheet - \$million	2023-24	2022-23
• Total assets	\$1,585.0m	\$1,548.3m
• Total liabilities	\$63.9m	\$56.2m
• Net assets	\$1,521.1m	\$1,492.1m

Cashflow statements - \$million	2023-24	2022-23
• Net operating cash flow	\$37.7m	\$39.6m
• Net Investment cash flow	(\$41.2m)	(\$32.2m)
• Net financial cash flow	(\$0.6m)	(\$0.7m)
• Net cash movements	(\$4.1m)	\$6.7m
• Total cash, cash Investments	\$122.1m	\$130.0m

5. Financial impact statement/Time frame/Consultation

As recommended, Council is required to make various decisions in relation to the draft Financial Statements in accordance with the *Local Government Act 1993*. Once this is done, the Financial Statements are referred for audit.

The draft Financial Statements were presented to the Audit, Risk and Improvement Committee (ARIC) on 8 October 2024. All feedback received from ARIC members was addressed within the final draft statements.

Upon Council receiving the Auditor's audit report, the Audited Financial Statements FY 2023-24 will be advertised and forwarded to the NSW Office of Local Government. Following this, they will be presented to the next available Council meeting.

6. Conclusion

The Executive Manager, Finance, as the Responsible Accounting Officer, advises that Council's financial position is satisfactory.

The attached Financial Statements are required by section 413 of the *Local Government Act 1993* and the Local Government Code of Accounting Practice to be adopted for the purpose of referring for audit and signed by the Mayor, Deputy Mayor, General Manager and the Responsible Accounting Officer.

7. Attachments

1. Draft Financial Statements 2023-24 [↓](#) .

**REPORT
CM/7.2/24.10**



Subject: Investment Portfolio Report - August 2024

TRIM No: SF24/3676

Manager: Teena Su, Executive Manager, Finance

Director: Tara Czinner, Director, Corporate Services

RECOMMENDATION:

That Council notes:

1. The Investment Summary Report for August 2024 attached to the report.
2. 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 August 2024, Council’s investment portfolio generated \$383,202.36 in interest.

The interest income for year to date achieved 19.03% (\$785,809.13) of the current approved budget forecast of \$4,127,190. Council is on track to achieve interest income budgeted for the financial year 2024-25.

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 2024-25 financial year was adopted by Council at this meeting on 18 June 2024 and was set at \$4,127,190.

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	Original Budget	Actual Monthly (\$)	Actual YTD (\$)	Tracking YTD Current Approved Budget %
July	4,127,190	402,667	402,667	9.77%
August	4,127,190	383,202	785,809	19.03%

3. Relevant Council Resolutions

Meeting and date	Item No.	Resolution
Council 20 August 2024	CM/7.2/24.08	That Council notes: 1. The Investment Summary Report for July 2024 attached to the report. 2. 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 31 August 2024, Council’s cash investment portfolio for the financial year, generated interest earnings of \$785,809.13 representing 19.03% of the current approved budget of \$4,127,190.

Council’s investment portfolio posted a return of 4.85% pa (0.40% actual) for the month versus the bank bill index benchmark return of 4.54% pa (0.38% actual). Over the past 12 months, the investment portfolio has returned 5.51%, versus the bank bill index benchmark’s 4.39%.

The NSW TCorp’s Long Term Growth Fund (0.38% actual) recorded a modest gain in August. After a poor start to the month, the Australian, US, and European share markets ended August higher following calming words coming out of central banks in the US and Japan. Bond valuations, both within the funds and directly held, benefited from expectations that the Reserve Bank of Australia is finished raising rates in this cycle and will cut rates in early 2025.

Without marked-to-market influences, Council’s investment portfolio yielded 4.99% 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.

During August, Council had maturities of \$13m across four 12-month term deposits, which were yielding an average of 5.17% pa. Council invested \$15m among five new term deposits with maturities ranging between six and 12 months at an average rate of 4.97% pa, reflective of the recent fall in interest rates.

Table 2. Non-fossil fuel vs fossil fuel authorised deposit-taking institutions (ADIs) deposit rates (invested rates shaded).

Date	Amount \$	Term (months)	Non-Fossil/Green Deposit Rates	Fossil Fuel ADI Deposit Rates
20 August	3,000,000	12	4.86%	5.00%
23 August	3,000,000	12	4.86%	5.00%
28 August	3,000,000	10	5.02%	5.00%
28 August	3,000,000	6	5.08%	5.00%
29 August	3,000,000	10	5.02%	5.00%

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

Asset group	Face value	Current value
Cash	\$28,557,227	\$28,557,227
Floating Rate Note	\$23,900,000	\$24,040,805
Managed Funds	\$3,350,306	\$3,350.306
Term Deposit	\$73,300,000	\$74,886,331
Total	\$129,107,533	\$130,864,669

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

Reserves	Value
External Restriction Reserves	\$41,885,785
Internal Restriction Reserves	\$68,926,303
Unrestricted fund	\$18,295,444
Total	\$ 129,107,533

Analysis

Attached to this report is a summary of the investment portfolio for the month of August. 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 %
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	2.70
July-24	7.08	4.49	2.59
Aug-24	4.85	4.54	0.31
Average % return over the last 12 months	5.51	4.39	1.12

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 August 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 28% of the portfolio. The remaining 3% is invested with TCorp.

From June 2018 to August 2024, Council has reduced its investment in fossil-fuel-lending ADIs from 59% to 28%, as shown in Figure 1 below.

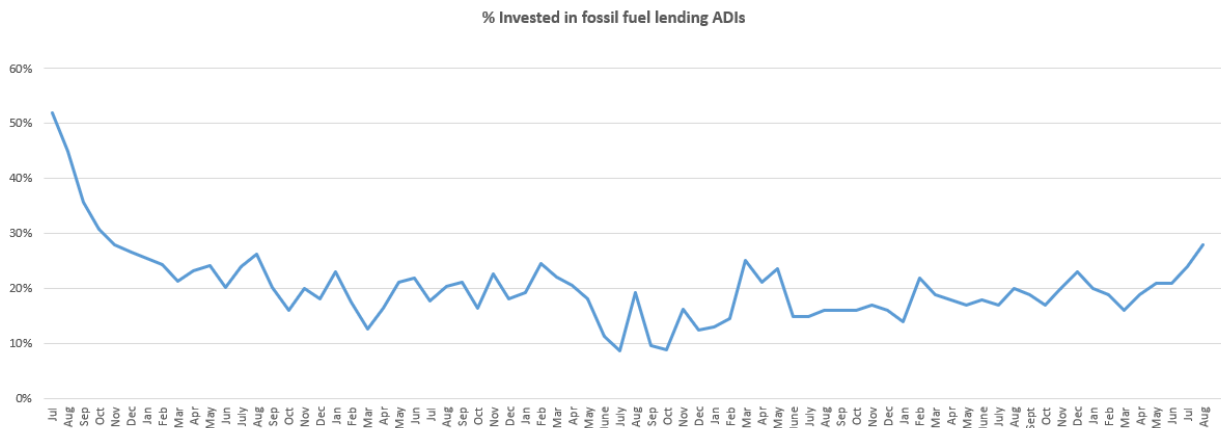


Figure 1. Investments in fossil-fuel-lending ADIs.

When excluding the working capital funds held in the Commonwealth Bank account (a fossil-fuel-lending bank) to meet day-to-day operating requirements, 88.71% of Council’s investment portfolio was invested in non-fossil-fuel-lending ADIs and socially responsible investments, while fossil-fuel-lending ADIs accounted for 7.96% of the portfolio. The remaining 3.33% is invested with TCorp as displayed in Figure 2 below.

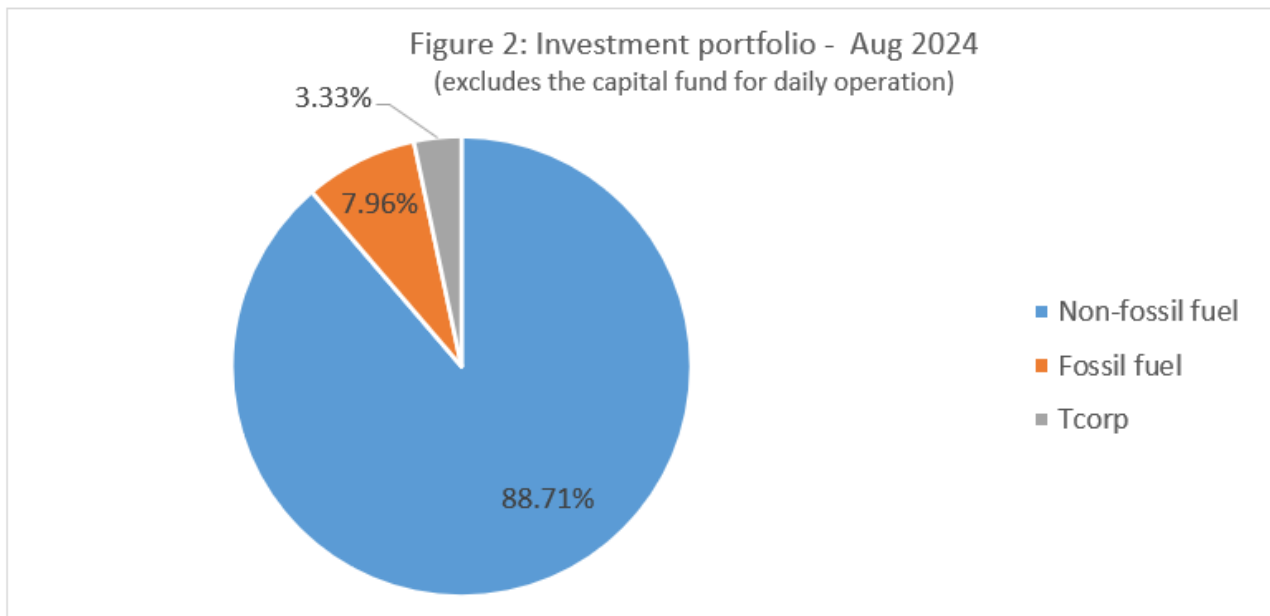


Figure 2. Investment portfolio.

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 \$785,809.13 for the 2024-25 financial year, representing 19.03% of the approved budget of \$4,127,190.

7. Attachments

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

**REPORT
CM/7.3/24.10**



Subject: Investment Portfolio Report - September 2024

TRIM No: SF24/3676

Manager: Teena Su, Executive Manager, Finance

Director: Tara Czinner, Director, Corporate Services

RECOMMENDATION:

That Council notes:

1. The Investment Summary Report for September 2024 attached to the report.
2. 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 September 2024, Council’s investment portfolio generated \$626,228.48 in interest.

The interest income for year to date achieved 34.21% (\$1,412,037.61) of the current approved budget forecast of \$4,127,190. Council is on track to achieve interest income budgeted for the financial year 2024-25.

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 2024-25 financial year was adopted by Council at this meeting on 18 June 2024 and was set at \$4,127,190.

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	Original Budget	Actual Monthly (\$)	Actual YTD (\$)	Tracking YTD Current Approved Budget %
July	4,127,190	402,607	402,607	9.77%
August	4,127,190	383,202	785,869	19.03%
September	4,127,190	626,228	1,412,038	34.21%

3. Relevant Council Resolutions

Meeting and date	Item No.	Resolution
Council 20 August 2024	CM/7.2/24.08	That Council: <ol style="list-style-type: none"> 1. Notes the Investment Summary Report for July 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.

4. Discussion

As at 30 September 2024, Council's cash investment portfolio for the financial year, generated interest earnings of \$1,412,037.61 representing 34.21% of the current approved budget of \$4,127,190.

Council's investment portfolio posted a return of 5.17% pa (0.42% actual) for the month versus the bank bill index benchmark return of 4.45% pa (0.36% actual). Over the past 12 months, the investment portfolio has returned 5.80%, versus the bank bill index benchmark's 4.41%.

The NSW TCorp Long Term Growth Fund recorded a good gain for the month, +1.39% actual, aided by strong results in the Australian and US share markets. Bond valuations within the fund, and those held directly by Council, also benefited from further indications of cooling inflation pressures and expectations that the Reserve Bank of Australia will start cutting rates in early 2025.

Without marked-to-market influences, Council's investment portfolio yielded 4.98% 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.

During September, Council had maturities of \$19m among seven term deposits with original maturities of 8, 12 and 24 months and yielding an average of 5.03% pa. Council invested \$25m across nine deposits with maturities of six and 12 months paying an average of 5.01% pa which was a good result as locking in rates at or above 5% is more difficult with interest rates falling. Council also topped up its holdings in the NSW TCorp Long Term Growth Fund by \$5m.

Table 2. Non-fossil fuel vs fossil fuel ADI deposit rates (invested rates shaded)

Date	Amount \$	Term (months)	Non-Fossil/Green Deposit Rates	Fossil Fuel ADI Deposit Rates
3 September	3,000,000	6	5.10%	5.00%
4 September	3,000,000	6	5.08%	5.00%
5 September	3,000,000	6	5.00%	5.00%
5 September	2,000,000	12	4.85%	4.95%
18 September	3,000,000	6	4.98%	5.00%
23 September	3,000,000	6	5.09%	5.00%

25 September	3,000,000	7	5.07%	5.00%
26 September	3,000,000	6	5.08%	5.00%
26 September	2,000,000	12	4.77%	4.85%

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

Asset group	Face value	Current value
Cash	\$23,052,366	\$23,052,366
Floating Rate Note	\$23,900,000	\$23,948,630
Managed Funds	\$8,394,339	\$8,394,339
Term Deposit	\$79,300,000	\$80,458,399
Total	\$134,646,705	\$135,853,733

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

Reserves	Value
External Restriction Reserves	\$43,605,917
Internal Restriction Reserves	\$67,918,108
Unrestricted fund	\$23,122,679
Total	\$ 134,646,705

Analysis

Attached to this report is a summary of the investment portfolio for the month of August. These reports are prepared by Council’s independent financial advisor, Prudential Investment Services Corp. The table below compares Council’s portfolio return to the bank bill index benchmark.

Table 4. Portfolio return.

Month	Portfolio return %	Ausbond BB index %	Variance %
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	2.70
July-24	7.08	4.49	2.59
Aug-24	4.85	4.54	0.31
Sep-24	5.17	4.45	0.72
Average % return over the last 12 months	5.80	4.41	1.39

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 August 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 28% of the portfolio. The remaining 3% is invested with TCorp.

From June 2018 to September 2024, Council has reduced its investment in fossil-fuel-lending ADIs from 59% to 17%, as shown in Figure 1 below.

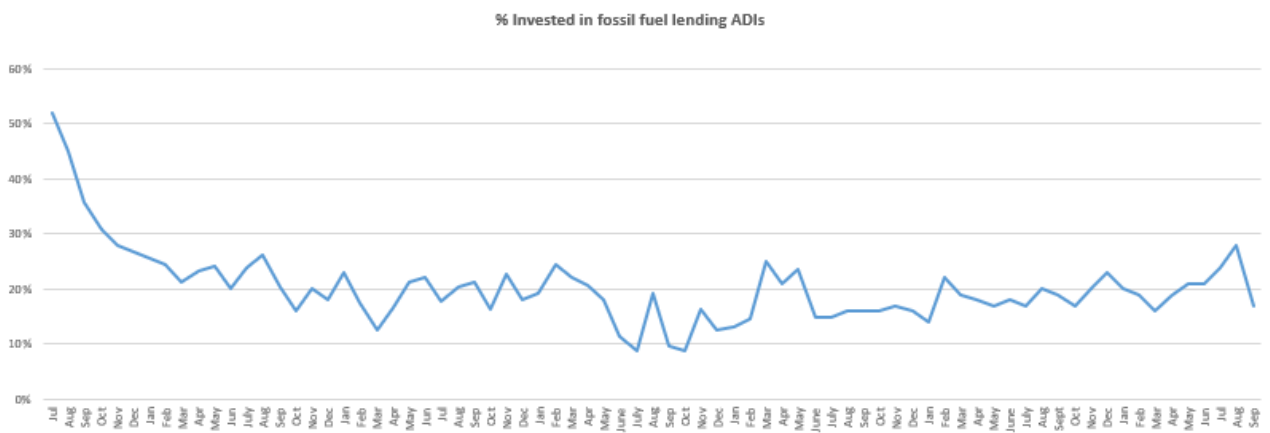


Figure 1. Investments in fossil-fuel-lending ADIs.

When excluding the working capital funds held in the Commonwealth Bank account (a fossil-fuel-lending bank) to meet day-to-day operating requirements, 92.48% of Council’s investment portfolio was invested in non-fossil-fuel-lending ADIs and socially responsible investments, while fossil-fuel-lending ADIs accounted for 0.00% of the portfolio. The remaining 7.52% is invested with TCorp as displayed in Figure 2 below.

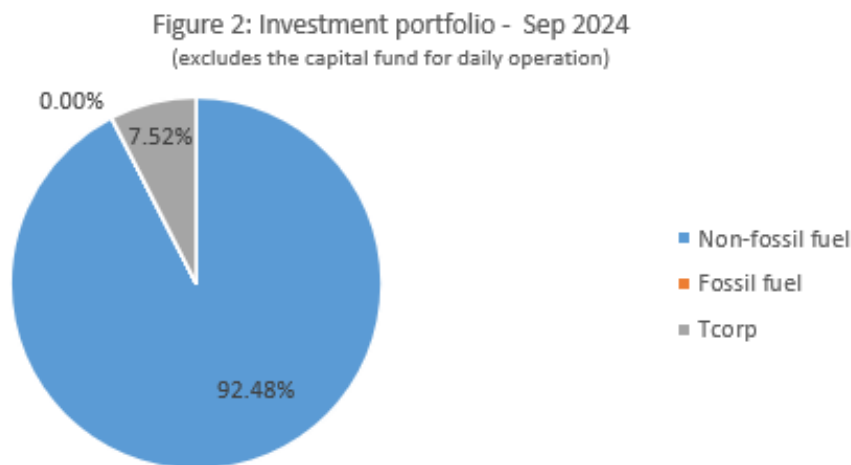


Figure 2. Investment portfolio.

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 \$1,412,037.61 for the 2024-25 financial year, representing 34.21% of the approved budget of \$4,127,190.

7. Attachments

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

REPORT CM/7.4/24.10



WAVERLEY
COUNCIL

Subject: Committees and Organisations - Councillor Appointments

TRIM No: SF24/5003

Manager: Richard Coelho, Executive Manager, Governance

Director: Tara Czinner, Director, Corporate Services

RECOMMENDATION:

That Council appoints Councillors to the following committees and organisations until the next mayoral election on 15 September 2026, subject to the rules of the organisations:

COUNCIL COMMITTEES

Committee name: Finance, Operations and Community Services Committee

Councillors to be appointed: Chair and Deputy Chair.

Chair of Committee: The Mayor unless they decline, in which case Council will appoint the Chair.

Appointees: [INSERT NAMES OF CHAIR AND DEPUTY CHAIR]

Committee name: Strategic Planning and Development Committee

Councillors to be appointed: Chair and Deputy Chair.

Chair of Committee: The Mayor unless they decline, in which case Council will appoint the Chair.

Appointees: [INSERT NAMES OF CHAIR AND DEPUTY CHAIR]

TECHNICAL COMMITTEES

Committee name: Traffic Committee

Councillors to be appointed: Council must appoint one voting representative to the Committee. Council's voting representative may be the Mayor, a Councillor or an employee of Council. Council must also appoint an alternate voting representative (Deputy Chair).

Chair of Committee: The Chair of the Committee is Council's voting representative.

Appointees: [INSERT NAMES OF CHAIR AND DEPUTY CHAIR]

ADVISORY COMMITTEES

Committee name:	<u>Access and Inclusion Advisory Panel</u>
Councillors to be appointed:	Chair, Deputy Chair and two other Councillors.
Chair of Committee:	The Mayor unless they decline, in which case the Mayor will nominate one Councillor to chair the Committee.
Appointees:	[INSERT NAMES OF CHAIR, DEPUTY CHAIR AND TWO OTHER COUNCILLORS]
Committee name:	<u>Arts, Culture and Creativity Advisory Committee</u>
Councillors to be appointed:	Chair, Deputy Chair and one other Councillor.
Chair of Committee:	The Mayor unless they decline, in which case the Mayor will nominate one Councillor to chair the Committee.
Appointees:	[INSERT NAMES OF CHAIR, DEPUTY CHAIR AND ONE OTHER COUNCILLOR]
Committee name:	<u>Audit, Risk and Improvement Committee</u>
Councillors to be appointed:	One (non-voting). The Mayor cannot be a member of this Committee.
Chair of Committee:	An Independent Member (non-Councillor).
Appointees:	[INSERT NAME OF COUNCILLOR]
Committee name:	<u>Cycling Advisory Committee</u>
Councillors to be appointed:	Chair, Deputy Chair and one other Councillor.
Chair of Committee:	The Mayor unless they decline, in which case the Mayor will nominate one Councillor to chair the Committee.
Appointees:	[INSERT NAMES OF CHAIR, DEPUTY CHAIR AND ONE OTHER COUNCILLOR]
Committee name:	<u>Floodplain Management Committee</u>
Councillors to be appointed:	Chair, Deputy Chair and one other Councillor.
Chair of Committee:	The Mayor unless they decline, in which case the Mayor will nominate one Councillor to chair the Committee.
Appointees:	[INSERT NAMES OF CHAIR, DEPUTY CHAIR AND ONE OTHER COUNCILLOR]

Committee name:	<u>General Manager’s Performance Review Panel</u>
Councillors to be appointed:	Chair, Deputy Mayor and one other Councillor.
Chair of Committee:	The Mayor unless they decline, in which case the Mayor will nominate one Councillor to chair the Committee.
Appointees:	[INSERT NAMES OF CHAIR, DEPUTY CHAIR AND ONE OTHER COUNCILLOR]
Committee name:	<u>Housing Advisory Committee</u>
Councillors to be appointed:	Chair, Deputy Chair and two other Councillors.
Chair of Committee:	The Mayor unless they decline, in which case the Mayor will nominate one Councillor to chair the Committee.
Appointees:	[INSERT NAMES OF CHAIR, DEPUTY CHAIR AND TWO OTHER COUNCILLORS]
Committee name:	<u>Multicultural Advisory Committee</u>
Councillors to be appointed:	Chair, Deputy Chair and up to two other Councillors.
Chair of Committee:	The Mayor unless they decline, in which case the Mayor will nominate one Councillor to chair the Committee.
Appointees:	[INSERT NAMES OF CHAIR, DEPUTY CHAIR AND UP TO TWO OTHER COUNCILLORS]
Committee name:	<u>Reconciliation Action Plan Advisory Committee</u>
Councillors to be appointed:	Chair, Deputy Chair and two other Councillors.
Chair of Committee:	The Mayor unless they decline, in which case the Mayor will nominate one Councillor to chair the Committee.
Appointees:	[INSERT NAMES OF CHAIR, DEPUTY CHAIR AND TWO OTHER COUNCILLORS]
Committee name:	<u>Resident Parking Scheme Review Committee</u>
Councillors to be appointed:	Chair, Deputy Chair and one other Councillor.
Chair of Committee:	The Mayor unless they decline, in which case the Mayor will nominate one Councillor to chair the Committee.
Appointees:	[INSERT NAMES OF CHAIR, DEPUTY CHAIR AND ONE OTHER COUNCILLOR]

Committee name:	<u>Sustainability Expert Advisory Panel</u>
Councillors to be appointed:	Chair, Deputy Chair and two other Councillors.
Chair of Committee:	The Mayor unless they decline, in which case the Mayor will nominate one Councillor to chair the Committee.
Appointees:	[INSERT NAMES OF CHAIR, DEPUTY CHAIR AND TWO OTHER COUNCILLORS]

EXTERNAL ORGANISATIONS

Name:	<u>Centennial Park and Moore Park Community Trustee Board</u>
Councillors to be appointed:	One Councillor.
Appointees:	[INSERT NAME OF COUNCILLOR]

Name:	<u>NSW Public Libraries Association</u>
Councillors to be appointed:	One Councillor.
Appointees:	[INSERT NAME OF COUNCILLOR]

Name:	<u>Southern Sydney Regional Organisation of Councils (SSROC) – Board</u>
Councillors to be appointed:	A maximum of two delegates and two alternates (one delegate to be the Mayor).
Appointees:	[INSERT NAMES OF TWO DELEGATES AND TWO ALTERNATES IN ORDER OF PREFERENCE]

Name:	<u>Southern Sydney Regional Organisation of Councils (SSROC) – Program Delivery Committee</u>
Description:	Deals with asset management, public works, procurement, waste management and SSROC financial reports.
Councillors to be appointed:	One Councillor and one alternate.
Appointees:	[INSERT NAME OF COUNCILLOR AND ONE ALTERNATE]

Name:	<u>Southern Sydney Regional Organisation of Councils (SSROC) – Sustainability Program Committee</u>
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Description: Deals with regional planning, environmental management, transport planning and management, and community development.

Councillors to be appointed: One Councillor and one alternate

Appointees: [INSERT NAMES OF COUNCILLOR AND ONE ALTERNATE]

Name: **Sydney Coastal Council Group – Delegate**

Councillors to be appointed: One Councillor (no alternate).

Appointee: [INSERT NAME OF COUNCILLOR]

Name: **Sydney Coastal Council Group – Executive Committee**

Councillors to be appointed: One Councillor (must not be the delegate and there is no alternate).

Appointee: [INSERT NAME OF COUNCILLOR]

Name: **Sydney Football Stadium Community Consultative Committee**

Councillors to be appointed: One Councillor and one alternate.

Appointees: [INSERT NAMES OF COUNCILLOR AND ONE ALTERNATE]

Name: **Sydney Water Customer and Community Reference Group (Bondi)**

Councillors to be appointed: Up to three Councillors.

Appointees: [INSERT NAMES OF UP TO THREE COUNCILLORS]

1. Executive Summary

At the commencement of a new Council term, Council appoints Councillors and chairs to its Council committees, technical committees and advisory committees, and nominates representatives to external organisations.

It is recommended that Council appoints or nominates Councillors to these positions until the next mayoral election on 15 September 2026.

2. Introduction/Background

Following the election of a new Council, Councillors are appointed to its committees and advisory committees, as well as to various organisations for the period of the mayoral term. The appointments generally occur in September/October to align with mayoral and deputy mayoral elections every two years and local government elections every four years. The next mayoral election will be held on 15 September 2026. It is recommended that the term of the appointments expires on 15 September 2026.

The term of Councillor appointments to a board or committee of an external organisation may be set by the rules of the respective organisation. The rules of the organisation take precedence over Council's resolution.

A list of committees and organisations requiring Councillor appointments, and their most recent membership, is included in section 4 of this report.

3. Relevant Council Resolutions

Nil.

4. Discussion

Council committees

Council has established two Council committees under cl 20.2 of the Code of Meeting Practice: the Finance, Operations and Community Services Committee and the Strategic Planning and Development Committee. All Councillors are members of these committees.

In accordance with clause 20.11 of the Code of Meeting Practice, the chair of a Council Committee must be:

- The Mayor, or
- If the Mayor does not wish to be the chair of a committee, a member of the committee elected by Council, or
- If Council does not elect such a member, a member of the committee elected by the committee.

Council may elect a member of a committee as the deputy chair of the committee. If Council does not elect a deputy chair of the committee, the committee may elect a deputy chair (cl 20.12 of the Code of Meeting Practice).

The chair is to preside at a meeting of a Council Committee. If the chair is unable or unwilling to preside, the deputy chair is to preside at the meeting.

Advisory committees

Council convenes and supports several advisory committees. These committees consider various local issues and provide a forum for discussion among Council representatives, local agencies and community members, where applicable.

The requirements for the appointment of Councillors to Council's advisory committees are set out in each committee's charter or terms of reference.

Unless specified otherwise:

- The Mayor, or a Councillor nominated by the Mayor and appointed by Council, is the chair of an advisory committee.
- Council must elect a Councillor as deputy chair of the committee.
- Only the chair or deputy chair can preside at a meeting of the committee.
- Any Councillor may attend any meeting of an advisory committee as an observer.

The list of committees requiring Councillor appointments has been updated with the following additions from the last report appointing Councillors:

Centennial Park and Moore Park Community Trustee Board

The Centennial Park and Moore Park Community Trustee Board has been established to advise the Greater Sydney Parklands Trust (GSPT) on the Centennial Parklands. The role of the board is to provide advice, input and recommendations to planning, processes and policies that may impact future amenity and public access to the parklands, as well as the ongoing management of the parklands. The Board's terms of reference, available on the GSPT's website, provides more information about its role and operation.

Council can nominate one Councillor for membership of the Board as a community representative. In accordance with the *Greater Sydney Parklands Trust Act 2022*, a community trustee board member holds office for a period not exceeding five years, with members appointed for two years in the first instance. Members are eligible for re-appointment. However, a member cannot hold office for more than two consecutive terms. Council's current representative is Cr Masselos, whose term expires in December 2024. The new Board will meet at least four times per year commencing in 2025.

General Manager's Performance Review Panel

In accordance with the Office of Local Government's Guidelines for the Appointment and Oversight of General Managers, the Performance Review Panel is convened annually for a short period to review the performance of the General Manager.

The Guidelines state that the committee should comprise the Mayor, Deputy Mayor and another Councillor nominated by Council. The Mayor is the chair of the panel. The General Manager may also separately appoint an additional Councillor, but the General Manager has declined.

Resident Parking Scheme Review Committee

The Resident Parking Scheme Review Committee was established earlier this year. The purpose of the Committee is to review the resident parking scheme administered and operated by Council to ensure it suits the needs of all community stakeholders efficiently and equitably. The Committee will:

- Review past, current, and future on-street parking utilisation and demand.
- Define aims and principles for an efficient and equitable resident parking scheme.
- Develop criteria to assess changes to the scheme.
- Explore options for adjustments to improve capacity and meet objectives.
- Assess and rank options based on agreed criteria.
- Recommend the best options in a coordinated plan, phased in over time.

Council can appoint three Councillors to the committee, one of whom is to be the chair. The committee is expected to operate until August 2025 when it will complete its review and make recommendations to Council.

Sydney Football Stadium Community Consultative Committee

The ongoing development of the Sydney Football Stadium is classified as a State Significant Project. The NSW Department of Planning and Environment (DPE) requires proponents to consult widely with the community, councils and stakeholder groups at all stages of the project. The committee is an independently chaired forum for a proponent, community representatives, stakeholder groups and councils to discuss matters concerning the project. The State Government's Community Consultative Committee Guideline for State Significant Projects, available on the DPE's website, provides more information about the purpose and operation of the committee.

Council may nominate one Councillor and an alternate councillor to represent Council when the regular Councillor is unavailable. Council's representatives must:

- Have knowledge of the project and community concerns.
- Have authority to speak on behalf of their organisation.
- Declare any relevant interests as well as their employment status.
- Adhere to the committee's code of conduct.

The committee will meet at least four times per year. The term of appointment is dependent upon the length of the project, but Council can nominate a new representative at any time as needed.

Sydney Water Customer and Community Reference Group (Bondi)

Sydney Water established a Customer and Community Reference Group in 2023 for the development of the Bondi Water Resource Recovery Facility in Blair Street, North Bondi. The purpose of the reference group is to represent the views and opinions of customers and the wider community during the planning and design of upgrade projects and help identify community issues. The Customer and Community Reference Group Charter, available on Sydney Water's website, provides more information about its role and operation.

The reference group meets twice a year or as needed. Council may appoint up to three Councillors to the group. The term of appointment will be approximately 18 months, with an option to renew for a further two years. Council can renew its representatives on the group at any time as needed.

The most recent appointments to committees and organisations are listed below:

COUNCIL COMMITTEES

Committee name: **Finance, Operations and Community Services Committee**

Most recent appointments: Crs Murray (Chair) and Lewis (Deputy Chair).

Committee name: **Strategic Planning and Development Committee**

Most recent appointments: Crs Lewis (Chair) and Keenan (Deputy Chair).

TECHNICAL COMMITTEES

Committee name: **Traffic Committee**

Most recent appointments: Crs Masselos (Chair) and Kay (Deputy Chair).

ADVISORY COMMITTEES

Committee name: **Access and Inclusion Advisory Panel**

Most recent appointments: Crs Keenan (Chair), Gray (Deputy Chair), Fabiano and Kay.

Committee name: **Arts, Culture and Creativity Advisory Committee**

Most recent appointments: Crs Masselos (Chair), Keenan (Deputy Chair) and Kay.

Committee name: **Audit, Risk and Improvement Committee**

Most recent appointments: Cr Murray.

Committee name: **Cycling Advisory Committee**

Most recent appointments: Crs Lewis (Chair), Keenan (Deputy Chair) and Goltsman.

Committee name: **Floodplain Management Committee**

Most recent appointments: Crs Masselos (Chair), Fabiano (Deputy Chair) and Kay.

Committee name: **General Manager's Performance Review Panel**

Most recent appointments: Crs Masselos (Chair), Betts and Keenan.

Committee name: **Housing Advisory Committee**

Most recent appointments: Crs Masselos (Chair), Keenan (Deputy Chair) and Betts.

Committee name: **Multicultural Advisory Committee**

Most recent appointments: Crs Masselos (Chair), Fabiano and Goltsman.

Committee name: **Reconciliation Action Plan Advisory Committee**

Most recent appointments: Crs Masselos (Chair), Wy Kanak (Deputy Chair) and Gray.

Committee name: **Resident Parking Scheme Review Committee**

Most recent appointments: Crs Masselos (Chair), Fabiano and Kay.

Committee name: **Sustainability Expert Advisory Panel**

Most recent appointments: Crs Keenan (Chair), Masselos (Deputy Chair), Fabiano and Nemesh.

EXTERNAL ORGANISATIONS

Name: **Centennial Park and Moore Park Community Trustee Board**

Most recent appointments: Cr Masselos.

Name: **NSW Public Libraries Association**

Most recent appointments: Cr Lewis.

Name: **Southern Sydney Regional Organisation of Councils (SSROC) – Board**

Most recent appointments: Crs Masselos (Mayor) and Keenan. Alternates: Crs Fabiano and Murray.

Name: **Southern Sydney Regional Organisation of Councils (SSROC) – Program Delivery Committee**

Most recent appointments: Cr Masselos (Mayor). Alternate: Cr Wy Kanak.

Name: **Southern Sydney Regional Organisation of Councils (SSROC) – Sustainability Program Committee**

Most recent appointments: Cr Fabiano. Alternate: Cr Murray.

Name: **Sydney Coastal Council Group – Delegate**

Most recent appointments: Cr Wy Kanak.

Name: **Sydney Coastal Council Group – Executive Committee**

Most recent appointments: Cr Masselos.

Name: **Sydney Football Stadium Community Consultative Committee**

Most recent appointments: Cr Masselos. Alternate: Cr Fabiano.

Name: **Sydney Water Customer and Community Reference Group (Bondi)**

Most recent membership: Crs Murray, Fabiano and Goltsman.

5. Financial impact statement/Time frame/Consultation

Financial impact statement

There is no unbudgeted cost to Council in appointing Councillors to the committees and various organisations.

Time frame

Councillors become members of their respective committees as soon as Council resolves or its nomination is confirmed by the relevant organisation. The term of a Councillor's appointment to an external organisation may be subject to the rules of that organisation.

Consultation

The various organisations have been consulted to confirm membership requirements.

6. Conclusion

It is recommended that Council appoints Councillors, and chairs where required, to the committees and organisations listed in section 4 of this report for a term to expire at the next mayoral election on 15 September 2026.

7. Attachments

Nil.

REPORT CM/7.5/24.10



Subject: Annual Returns Disclosing Interests of Councillors and Designated Persons

TRIM No: A24/0116

Manager: Richard Coelho, Executive Manager, Governance

Director: Tara Czinner, Director, Corporate Services

RECOMMENDATION:

That Council notes the returns of Councillors and designated persons disclosing interests for the period 30 June 2023 to 30 June 2024.

1. Executive Summary

This report informs Council of the annual lodgement of returns disclosing the interests of Councillors and designated persons and satisfies the requirements to table the returns at a Council meeting under part 4 of the Code of Conduct.

2. Introduction/Background

Part 4 of the Code of Conduct requires Councillors and designated persons to lodge an annual return with the General Manager disclosing their interests during the period 30 June 2023 and 30 June 2024 by 30 September 2024. Councillors and designated persons are also required to submit returns within three months after:

- Becoming a Councillor or designated person.
- Becoming aware of an interest that has not previously been disclosed.

A 'designated person' includes:

- The General Manager.
- Senior staff (Directors).
- Other staff, as determined by the General Manager, who exercise functions such as regulatory functions or contractual functions that could give rise to a conflict of interest.

The General Manager is required to keep a register of returns and table the returns at the first Council meeting after 30 September each year.

3. Relevant Council Resolutions

Meeting and date	Item No.	Resolution
Council 17 October 2023	CM/7.2/23.10	That Council notes the returns of Councillors and designated persons disclosing interests for the period 30 June 2022 to 30 June 2023.

4. Discussion

Thirty-three positions were identified as being required to lodge an annual return:

- 12 Councillors.
- Three independent members of the Audit, Risk and Improvement Committee (ARIC).
- Six senior staff
- 12 other staff.

Officers forwarded the prescribed form to each Councillor and designated person outlining their responsibilities to complete the return for the period 30 June 2023 to 30 June 2024. The following returns have been received:

- Councillors x 10.
- General Manager.
- Director, Assets and Operations.
- Director, Corporate Services.
- Director, Planning, Sustainability and Compliance.
- Director, Community, Culture and Customer Experience.
- Executive Manager, Compliance.
- Executive Manager, Infrastructure Services.
- Executive Manager, Development Assessment.
- Executive Manager, Finance.
- Executive Manager, Major Projects.
- Executive Manager, Procurement.
- Executive Manager, Property and Facilities.
- Executive Manager, Urban Planning, Policy and Strategy.
- Manager, Development Assessment x 3.

Returns have not yet been received from two Councillors and two designated persons. Officers have followed up regarding the late returns.

All returns can be inspected at the meeting. Returns are also classified as 'open access information' under the *Government Information (Public Access) Act 2009* and must be made publicly available on Council's website in accordance with the Act. The returns will be published on the website in a redacted form.

5. Financial impact statement/Time frame/Consultation

Financial impact statement

There is no unbudgeted cost to Council to complete the returns.

Consultation

Not applicable.

Time frame

The returns cover the period from 30 June 2023 to 30 June 2024.

The returns must be lodged with the General Manager by 30 September 2023 and tabled at the next Council meeting after 30 September 2023.

6. Conclusion

The Code of Conduct requires Councillors and designated persons to lodge an annual return disclosing their interests for the period 30 June 2023 to 30 June 2024 by 30 September 2024. The returns must be tabled at the first Council meeting after 30 September. This report addresses the requirements of the Code of Conduct.

7. Attachments

Nil.

REPORT
CM/7.6/24.10**WAVERLEY**
COUNCIL

Subject: Small Grants Program 2024-25 - Round 1

TRIM No: A24/0730

Manager: Annette Trubenbach, Executive Manager, Community Services

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

RECOMMENDATION:

That Council, under the Small Grants Program 2024–25 (Round 1), grants \$46,000 to the individuals and organisations as recommended in Table 1 of the report, subject to any conditions specified in Attachment 1 of the report.

1. Executive Summary

Round 1 of Council’s Small Grants Program 2024-25 closed on 6 September 2024. In this round, grants were offered for community, cultural, and environmental projects. A total of 31 submissions was received. The applications received have been assessed by officers against the relevant selection criteria. Grant support for 11 proposals is recommended to the value of \$46,000. An overview of the applications received and recommendations made is provided in Table 1, and a summary of each of the applications is provided in Attachment 1.

2. Introduction/Background

The Small Grants Program enables Council to support community initiatives through the provision of financial assistance, offered in three streams:

- Community and Cultural – Aims to support the delivery of identifiable social, cultural, and recreational benefits to Waverley’s community that align with goals in the Waverley Community Strategic Plan.
- Creative Streets – Aims to support community contributions to public spaces that align with goals in the Waverley Community Strategic Plan.
- Environmental – Aims to support environmental improvement projects that align with goals in the Waverley Community Strategic Plan and Council’s Environmental Action Plan.

Council allocates a budget of around \$100,000 annually to Small Grants for projects that meet community and cultural, creative streets, and environmental objectives. Grants are offered in two rounds that are advertised in March and August each year.

In July 2019, Council endorsed amendments to the guidelines, including expanding the eligibility criteria, tightening the selection criteria, and increasing the maximum amount available per application from three to five thousand dollars. Council also endorsed the offer of ‘Creative Streets’ grants once a year, to be advertised in March. In March 2020 Council endorsed an overarching Community Grants Policy that covers the Community Services and Cultural Grants, and Small Grants Programs.

3. Relevant Council Resolutions

Meeting and date	Item No.	Resolution
Council 21 May 2024	CM/7.4/24.05	That Council: <ol style="list-style-type: none"> Under the Small Grants Program 2023–24 (Round 2), grants \$56,451 to the individuals and organisations as recommended in Table 1 of the report, subject to any conditions specified in Attachment 1 of the report. In accordance with section 356 of the Local Government Act 1993, grants \$4,900 in financial assistance to 1st Clovelly Scout Group to support the cost of maintaining the 1st Clovelly Scout Hall and its members attending the Australian Scout Jamboree.
Council 17 March 2020	CM/7.4/20.03	That Council adopts the Community Grants Policy attached to this report.

4. Discussion

An invitation for applications to the Small Grants Program was distributed widely in August through Council’s social media channels, community interagencies and special interest email groups. The Round closed on 6 September 2024.

This was a solid round, with 31 applications received from individuals and organisations seeking funds totalling \$143,865 as shown in Table 1. The round included a fairly evenly distributed spread across objectives including arts development referencing local stories past and present, neighbourhood improvement projects, community services, and ‘individual wellbeing’ proposals. Nearly two thirds of the applications were from ‘first time’ applicants, and more than half sought the maximum grant amount available.

Council officers assessed the applications received against the relevant selection criteria, consulted with sector specialists, and undertook follow up with applicants where necessary. To maximise grant distribution, a grant slightly less than that sought is recommended for most proposals where a small budget reduction will not reduce the overall financial viability of the project. The full amount sought is recommended for three proposals and part funding is recommended for a further nine proposals.

The proposals recommended demonstrated clearly articulated aims with a meaningful link to Waverley and well-developed project plans. The majority of proposals recommended in this round are from individuals and organisations with a demonstrated track record of successful project delivery. They include projects that celebrate Waverley’s diversity and strengthen local community networks, and provide opportunities for young people, older people, and people with disability.

Table 1. Overview of applications and recommendations.

No	Project	Applicant	1 st Time	Target for Benefit	\$ Sought	\$ Recomm
Arts & Culture						
1	Bondi Bloomfest	The Prankqueans	-	Irish & broader community	\$5,000	\$4,500
2	South African Film	South African Film	-	South African &	\$5,000	-

No	Project	Applicant	1 st Time	Target for Benefit	\$ Sought	\$ Recomm
	Festival 2025	Festival		broader community		
3	Seadog Film	Finbar Watson	-	General Public	\$5,000	-
4	Hot and Delicious Short Films	Dan Wilkinson	Yes	General Public	\$5,000	\$4,500
5	The Australian Crawl – A Musical	Eliane Morel	-	General Public	\$5,000	\$4,500
	Sub-Total				\$25,000	\$13,500
Community						
1	Fathers of Bondi Gen 2024	Huseyin Baris Atayman	Yes	CALD Fathers	\$2,500	\$2,500
2	Empowering Her	Women's Mentoring Foundation	Yes	CALD Women	\$5,000	-
3	Being Comfortably Uncomfortable	Andrew Greenfield	Yes	Young People & Families	\$5,000	-
4	Seasons for Growth – Change, Loss & Grief	Veronica Greaves	Yes	General Public	\$5,000	-
5	Group Well-being Programs	Damien Crittenden	Yes	Young People/ Adults	\$4,146	-
6	Bondi Wellness Festival	Have you Heard Events Pty Ltd	Yes	General Public	\$5,000	-
7	Tasty Trails	Cait Scullin	Yes	Neighbourhood	\$5,000	\$4,500
8	Waverley Park Shared Demonstration Garden	Wynne Bell	-	Neighbourhood	\$900	\$500
9	Paddington Street Library	Paddington Out Of School Care Inc	Yes	Children & Families	\$2,250	-
10	Courage to Care	B'Nai B'rith	-	School Children	\$5,000	\$4,500
11	Rivka's Interactive Jewish Library	Hamerkaz Ltd	Yes	Jewish Children & Families	\$5,000	-
12	Bondi Beats 2025	Sebastien Fava-Verde	-	Young People	\$5,000	\$5,000
13	Return to the Waverley Community Hub	Junction Neighbourhood Centre	-	Older People	\$5,000	\$4,500
14	Motion & Music for Wellbeing	Dance for Parkinsons	-	Parkinsons/ Seniors	\$4,500	\$4,500
15	Gig Buddies	Assisted Community Living	Yes	People with Disability	\$5,000	-
16	Inclusive Arts	Inala	Yes	People w Disability	\$4,877	\$2,500
17	MyTribes	MyTribes	Yes	Local Sport	\$5,000	-
18	Something Good –	Alex Greaves	Yes	Potential	\$5,000	-

No	Project	Applicant	1 st Time	Target for Benefit	\$ Sought	\$ Recomm
	Surf Jam			Surfers		
	Sub-Total				\$79,173	\$28,500
Environment						
1	Dive Against Debris	Dive Centre Bondi	Yes	Reduce Waste	\$5,000	\$4,000
2	Install Solar Panels	Waverley/ Woollahra Arts Co-operative	yes	Reduce Carbon Emissions	\$5,000	-
3	Going Solar powered at North Bondi RSL	North Bondi RSL Sub Branch	Yes	Reduce Carbon Emissions	\$5,000	-
4	Solar Power for Jubilee Church Hall	Jubilee Church	-	Reduce Carbon Emissions	\$5,000	-
5	On the Verge – a roadside recycling service	Frangipani Films	Yes	Reduce Waste	\$5,000	-
6	Montessori East Sustainable Classroom Temperature Project	Eastern Suburbs Montessori Association Limited	Yes	Reduce Carbon Emissions	\$5,000	-
7	Biodiverse Bush Tucker Garden	Waverley Community Out Of School Care	-	Increase Biodiversity	\$4,692	-
8	Remove Foxes from Beachside Suburbs	D23 Capital and Advisory Pty Ltd	Yes	Increase Biodiversity	\$5,000	-
	Sub-Total				\$39,692	\$4,000
	Total				\$143,865	\$46,000

5. Financial impact statement/Time frame/Consultation

Sufficient funds are available in recurrent budgets to cover the grant allocations recommended in this report. Table 2 below provides an overview of the budget for each of the streams and the value of the grants recommended. The disbursement of funds can take place immediately after approval, providing that applicants meet any conditions required.

Table 2. Small Grants Program 2024-25 Round - 1 Summary of budgets and recommendations.

Grant Category	Budget Round 1	No of applications received	\$ Value of applications received	No of grants recommended	\$ Value of total grants recommended
Community and Cultural	\$42,000	23	\$104,173	11	\$42,000
Environmental	\$4,000	8	\$39,692	1	\$4,000

6. Conclusion

The Small Grants Program provides Council with a unique opportunity to respond to ideas proposed by members of its community, and to facilitate diverse contributions to Waverley's physical and social

infrastructure. This Report recommends that Council approves grants to the value of \$46,000 to individuals and organisations as set out in Table 1 of this Report, with conditions where specified in Attachment 1.

7. Attachments

1. Small Grants project proposals 2024-25 (Round 1) - Descriptions and recommendations [↓](#) .

NOTICE OF MOTION CM/8.1/24.10



Subject: Pedestrian Amenity

TRIM No: A24/0956

Submitted by: Councillor Fabiano

MOTION:

That Council:

1. Prioritises improvements to high-use footpaths where paving is uneven and narrow in the following areas:
 - (a) Bronte Road from Ebley Street, Bondi Junction, to Victoria Street, Charing Cross (both sides of the road).
 - (b) Wellington Street, Bondi, from Bondi Road to Edward Street (Bondi Public School side).
2. Officers prepare a report to Council to allocate required funds to undertake the scope of works.

General Manager's comment

There is an existing Council resolution from November 2023 (CM/8.6/23.11) that predominantly addresses the process and prioritisation of pedestrian amenity improvements across the local government area, with emphasis on key areas.

Delivery of this program is currently underway, with audits planned for the January to March 2025. These audits will take place in Bondi Junction and Bondi Beach initially and will then be further expanded to include high pedestrian areas including streets mentioned in this notice of motion. Further work is also currently underway with the development of the Walking Strategy, which will provide a systematic approach to deliver works.

Officers will be reporting to Council on the Walking Strategy, including the findings of the Safer Walking Routes to School project in early 2025 of the calendar year. Should this notice of motion be supported, officers will include the mentioned streets in the audits planned and prioritise work accordingly. In the interim, any unsafe pavements and trip hazards will be audited and repaired to provide safe pedestrian access for both Bronte Road and Wellington Street.

Any works that are derived from the Walking Strategy and the ancillary audits will be funded from the Bondi Junction Complete Streets Program, the Our Living Centres – Streetscape Upgrades Program and the Road Safety and Traffic Calming Program, which are funded programs in the Long Term Financial Plan. Given these are funded programs, a report back to Council to allocate funds is not required.

Sharon Cassidy
Director, Assets and Operations

NOTICE OF MOTION CM/8.2/24.10



WAVERLEY
COUNCIL

Subject: NSW Housing Reform - Communications Campaign

TRIM No: SF24/382

Submitted by: Councillor Merten

MOTION:

That Council:

1. Notes that:
 - (a) The Waverley local government area (LGA) is one of the most densely populated LGAs in Australia.
 - (b) The previous Mayor and General Manager and Council planners have met the Minister for Planning, the Hon Paul Scully, to discuss the State Government's housing reforms and their impact and implications for Waverley.
 - (c) As a result of that meeting, the Department of Planning and Environment and Council undertook to work together to clarify definitions such as 'town centres', and to achieve housing reform outcomes that are sensitive to residential and public amenity of the Waverley LGA.
2. Requests that Council's Community Planning Advocate works with the Communications team to develop an information, communications and outreach campaign explaining the new State Government's housing reforms. This plan, including a budget and funding source, is to be presented at the December Council meeting for consideration.

Background

The State Government's housing reforms are a worthy plan to increase housing in the Waverley LGA. The residential population density of Waverley LGA is one of the highest in Australia, with 7,635 people per square kilometre.

The most densely populated suburbs in Waverley are Bondi and Bondi Beach. In the Waverley LGA, 83.3% of the dwellings are medium or high density, compared to 46% in Greater Sydney. Bondi Beach has 2.9 million visitors per year.

The State Government housing reforms carry the potential impact of even greater overdevelopment in an area where the existing infrastructure is at capacity for the residents of Bondi Beach and Bondi. Traffic congestion, parking, roads, overshadowing, density and the integrity of the natural environment are also of concern to those who live here and an issue for those who visit.

A key factor in successfully managing the need for more housing, particularly affordable housing and balancing the risk of overdevelopment, lies in Council taking a proactive approach with the State Government to ensure the best possible outcomes for the community, local businesses and the visitor experience.

General Manager's comment

If resolved by Council, officers can prepare a consultation strategy and budget for reporting to the December 2024 Council meeting.

Fletcher Rayner
Director, Planning, Sustainability and Compliance

NOTICE OF MOTION CM/8.3/24.10



Subject: NSW Housing Reform - Communications Strategy

TRIM No: SF24/382

Submitted by: Councillor Wy Kanak

MOTION:

That Council:

1. Notes the following unanimous resolution passed at the 'Save Bondi Village' group meeting at Bondi Pavilion on 14 October 2024: 'This community/public meeting calls on Waverley Council to embark on an extensive communication strategy to inform residents of the NSW Housing Reforms and the serious implications of these reforms for Bondi/Waverley.'
2. Officers prepare a report to the December 2024 Council meeting outlining an engagement and communications strategy and budget to inform residents of the NSW housing reforms and anticipated impacts for Waverley.
3. Officers prepare a report to Council by June 2025 evaluating the changes to the excavation controls in the Waverley Development Control Plan and recommending any further amendments to ensure the objectives are achieved.

Background

Earlier this year, the NSW Government deferred a decision on the implementation of Stage 2 of the low- and mid-rise housing reforms until after the 2024 NSW local government elections.

Stage 2 encompasses significant changes, particularly regarding the permissibility of 4-6 storey apartment buildings in R3 Medium Density zones within an 800 m walk of 'town centre' and 'station precincts' through the introduction of non-refusal height and floor space standards. This stage also proposes allowing manor houses in R2 zones under the same criteria and non-refusal standards for manor houses, terraces, and dual occupancies in these areas.

At the Council meeting on 20 February 2024, Councillors approved a submission on the the Explanation of Intended Effect: Changes to Create Low- and Mid-Rise housing as part of the Diverse and Well-Located Homes Program. As part of this submission, Council called upon the NSW Government to hold community forums, as there has been insufficient public awareness and community consultation.

General Manager's comment

If resolved by Council, officers can prepare a consultation strategy and budget for reporting to the December 2024 Council meeting.

Amendments to excavation controls in the Development Control Plan were previously adopted at the Strategic Planning and Development Committee on 7 May 2024. A report that evaluates the effectiveness of these amendments can be prepared.

Fletcher Rayner
Director, Planning, Sustainability and Compliance

NOTICE OF MOTION
CM/8.4/24.10**Subject:** Cadigal Place Renaming**TRIM No:** A24/0287**Submitted by:** Councillor Nemesh
Councillor Frazer

MOTION:

That Council:

1. Withdraws its application to the Geographical Names Board to change the name of Cadigal Place to Gadigal Place.
2. Advises the residents of Cadigal Place of Council's decision.

General Manager's comment

Formal consultation has not yet commenced on this proposed name change. If the motion is resolved by Council, the consultation process would not proceed and Council would inform Council's Reconciliation Action Plan Advisory Committee and the Local Aboriginal Land Council/Gujaga Foundation, which made the recommendation to Council. Residents of Cadigal Place would be notified of Council's decision not to proceed.

Ben Thompson
Director, Community, Culture and Customer Experience

QUESTION WITH NOTICE

CM/9.1/24.10



Subject: Access Provisions

TRIM No: A21/0205

Submitted by: Councillor Fabiano
Councillor Wy Kanak

QUESTION

The following question was submitted by Crs Fabiano and Wy Kanak:

Regarding resolution CM/8.6/23.11 (Continuous Pedestrian Paths of Travel – Accessibility Solutions), can an update be provided on the actions outlined in this resolution, particularly relating to the audit of kerb crossings (pram ramps) and priorities for rebuilding to contemporary standards?

Background

Priorities for pram ramps were identified in Council's Asset Strategy.

Resolution CM/8.6/23.11 is as follows:

That Council:

1. *Notes Council resolution CM/8.2/21.11 (Accessibility in Waverley) for Waverley to become the most accessible place in NSW.*
2. *Notes the Disability Inclusion Action Plan (DIAP) 2022–26, which aims to identify what needs to be done to optimise accessibility and inclusion in Waverley.*
3. *Notes actions from Council's Bondi Junction Pedestrian Access and Mobility Plan (PAMP) 2009 are now finalised.*
4. *Notes the Waverley People, Movement and Places Study approved by Council in December 2017.*
5. *Officers prioritise the installation of Tactile Graphic Surface Indicators (TGSIs), known as tactile markers, such as at existing continuous footpath treatments (CFTs) in Waverley, ensuring that installations meet best practice for proper alignment with all desire lines of pedestrian travel, starting with high pedestrian areas in Bondi Junction.*
6. *Officers, through Council's internal Access and Mobility Working Group:*
 - (a) *Continue to conduct access audits of the Bondi Junction commercial area and villages centres throughout Waverley to plan, prioritise and action improvements to continuous pedestrian paths of travel, including footpaths, kerb ramps, cycleways, continuous footpath treatments, shared paths, shared zones, unsignalised pedestrian crossing, and signalised intersections using a staged approach to create outcomes as soon as possible.*

(b) Identify areas of concern that fall under the authority of Transport for NSW/the NSW State Government and then make representations, as appropriate, with Councillors being notified.

7. *Officers investigate any funding sources to carry out this work.*
8. *Officers engage with the Access and Inclusion Advisory Panel on proposals.*
9. *Officers request design input on the above initiatives from Guide Dogs NSW and other stakeholders in the vision impaired area.*
10. *Receives a progress report in the first half of 2024 on the above actions.*

General Manager's answer

Clauses 1 to 4 are noted.

Clause 5

Council officers have implemented updated technical standards to ensure that new pedestrian facilities including pram (pedestrian) ramps, continuous footpath treatments and pedestrian crossings include contemporary and compliant design principles. As such, any new treatments being installed will meet this above objective.

Existing treatments planned for review and retrofitting with tactile graphic surface indicators are to be completed within the current financial year. Focus on key pedestrian routes and the Bondi Junction commercial area will be the priority.

Clause 6

Audits are planned of key pedestrian routes to assess the opportunities for improvements.

Based on the findings of these audits, a program of works will be developed. This is likely to be funded from the Complete Streets Program and the Local Village Centres allocations in the Long Term Financial Plan. This audit is occurring in parallel with finalising Council's Walking Strategy. Officers will be reporting to Council on the Walking Strategy in early 2025 of the calendar year.

Sharon Cassidy
Director, Assets and Operations

QUESTION WITH NOTICE
CM/9.2/24.10**Subject:** Tram Waiting Shed/Bus Shelter, Bondi Road**TRIM No:** A04/0458**Submitted by:** Councillor Fabiano
Councillor Wy Kanak

QUESTION

The following question was submitted by Crs Fabiano and Wy Kanak:

The historic tram waiting shed/bus shelter on Bondi Road has fallen into a state of disrepair and is in urgent need of repair. Can an update be provided on any proposed plans to complete carpentry repairs and repainting of the historic tram shed?

Background

This is an important legacy structure from Waverley's transport past and offers excellent shade and shelter to people waiting for buses. It has been damaged and out of use for several months. Bedraggled infrastructure unnecessarily degrades Waverley's historic amenity, and repairs and restoration are worthwhile.

General Manager's answer

Council officers have undertaken a full design scope, including a methodology for preservation of the historic tram waiting shed's materials and character. Council adopted the 2024-25 Capital Works Budget with adequate budget provisions for this scope.

Prior to tendering for the delivery of the works, there is the necessary heritage approvals process that needs to be undertaken. This is currently in train.

Works are planned to be completed this financial year.

Sharon Cassidy
Director, Assets and Operations

QUESTION WITH NOTICE
CM/9.3/24.10**Subject:** First Nations Training Programs**TRIM No:** A24/0965**Submitted by:** Councillor Wy Kanak

QUESTION

The following question was submitted by Cr Wy Kanak:

Can officers clarify which First Nations training programs are available for post-youth training; for example, Council rangers and casuals?

General Manager's answer

Council has an Equal Employment Opportunity Management Plan, and Aboriginal and Torres Strait Islanders are a focus group within this plan. The plan outlines Council's priority to continue to provide targeted employment opportunities through the Elsa Dixon Aboriginal Training Program and provide cultural awareness training to employees to increase understanding and appreciation for Aboriginal and Torres Strait Islander culture. As well as our much loved Elsa Dixon Trainees, Council also has a targeted employment position (Aboriginal Community Development Officer).

Council recently advertised for casual Rangers through our normal recruitment process which everyone is encouraged to apply. All advertisements for Council's recruitment include our commitment to equal employment opportunity and our encouragement for (among other groups) Aboriginal and Torres Strait Islander people to apply. Council does not have any First Nations adult training programs at this point in time.

Ben Thompson
Director, Community, Culture and Customer Experience

URGENT BUSINESS
CM/10/24.10**W A V E R L E Y**
COUNCIL

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/11/24.10

Subject: Moving into Closed Session

Author: Emily Scott, General Manager

WAVERLEY
COUNCIL

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/11.1/24.10 CONFIDENTIAL REPORT - Mill Hill Cafe - 33 Spring Street, Bondi Junction - Lease

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

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/12/24.10**



WAVERLEY
COUNCIL

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.