



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 18 FEBRUARY 2025

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

Emily Scott
General Manager

Waverley Council
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Bondi Junction NSW 1355
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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 Mayor will 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.

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9. Questions with Notice

There are no questions with notice.

10. Urgent Business275

11. Closed Session276

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

CM/11.1/25.02 CONFIDENTIAL REPORT - Code of Conduct Complaints

CM/11.2/25.02 CONFIDENTIAL REPORT - Creative Partnership Agreement

CM/11.3/25.02 CONFIDENTIAL REPORT - Bondi Beach Surf School - Licence - Exhibition

CM/11.4/25.02 CONFIDENTIAL REPORT - 63A Wairoa Avenue, North Bondi - Lease -
Exhibition

12. Resuming in Open Session278

13. Meeting Closure

OBITUARIES
CM/3/25.02



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/5.1/25.02



Subject: Confirmation of Minutes - Extraordinary Council Meeting - 5 December 2024

TRIM No: A23/0761

Manager: Richard Coelho, Executive Manager, Governance

RECOMMENDATION:

That the minutes of the extraordinary Council meeting held on 5 December 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 Meeting Minutes - 5 December 2024



**MINUTES OF THE WAVERLEY EXTRAORDINARY COUNCIL MEETING
HELD AT THE BOOT FACTORY, SPRING STREET, BONDI JUNCTION ON
THURSDAY, 5 DECEMBER 2024**

Present:

Councillor Will Nemesh (Mayor) (Chair)	Hunter Ward
Councillor Keri Spooner (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 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 7.03 pm, those present were as listed above.

Crs Masselos and Wy Kanak attended the meeting by audio-visual link.

PRAYER AND ACKNOWLEDGEMENT OF INDIGENOUS HERITAGE

The Mayor read the following Opening Prayer:

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

The Mayor read the following Acknowledgement of Indigenous Heritage:

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

1. Apologies/Leaves of Absence

There were no apologies.

2. Declarations of Pecuniary and Non-Pecuniary Interests

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

- 2.1 Cr Nemesh declared a less than significant non-pecuniary interest in item CM/4.1/24.12E – CONFIDENTIAL REPORT – NSW Housing Reform – Submission and informed the meeting that he owns property in the local government area.
- 2.2 Cr Westwood declared a less than significant non-pecuniary interest in item CM/4.1/24.12E – CONFIDENTIAL REPORT – NSW Housing Reform – Submission and informed the meeting that she owns property in the local government area.
- 2.3 Cr Fabiano declared a less than significant non-pecuniary interest in item CM/4.1/24.12E – CONFIDENTIAL REPORT – NSW Housing Reform – Submission and informed the meeting that he owns property in the local government area.
- 2.4 Cr Frazer declared a less than significant non-pecuniary interest in item CM/4.1/24.12E – CONFIDENTIAL REPORT – NSW Housing Reform – Submission and informed the meeting that he owns property in the local government area.
- 2.5 Cr Townsend declared a less than significant non-pecuniary interest in Item CM/4.1/24.12E – CONFIDENTIAL REPORT – NSW Housing Reform – Submission and informed the meeting that her family owns property in the local government area.
- 2.6 Cr Spicer declared a less than significant non-pecuniary interest in Item CM/4.1/24.12E – CONFIDENTIAL REPORT – NSW Housing Reform – Submission and informed the meeting that his principal place of residence is in the local government area.
- 2.7 Cr Spooner declared a less than significant non-pecuniary interest in Item CM/4.1/24.12E – CONFIDENTIAL REPORT – NSW Housing Reform – Submission and informed the meeting that she owns property in the local government area.

- 2.8 Cr Merten declared a less than significant non-pecuniary interest in Item CM/4.1/24.12E – CONFIDENTIAL REPORT – NSW Housing Reform – Submission and informed the meeting that she owns property in the local government area.
- 2.9 Cr Lewis declared a less than significant non-pecuniary interest in Item CM/4.1/24.12E – CONFIDENTIAL REPORT – NSW Housing Reform – Submission and informed the meeting that he owns property in the local government area.
- 2.10 Cr Wy Kanak declared a less than significant non-pecuniary interest in Item CM/4.1/24.12E – CONFIDENTIAL REPORT – NSW Housing Reform – Submission and informed the meeting that he leases property in the local government area.
- 2.11 Cr Stephenson declared a less than significant non-pecuniary interest in Item CM/4.1/24.12E – CONFIDENTIAL REPORT – NSW Housing Reform – Submission and informed the meeting that her principal place of residence is in the local government area.
- 2.12 Cr Masselos declared a less than significant non-pecuniary interest in Item CM/4.1/24.12E – CONFIDENTIAL REPORT – NSW Housing Reform – Submission and informed the meeting that her principal place of residence is in the local government area.

3. Addresses by Members of the Public

There were no addresses by members of the public.

4. Closed Session

CM/4/24.12E Closed Session

MOTION / DECISION

Mover: Cr Lewis
Seconder: Cr Stephenson

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/4.1/24.12E CONFIDENTIAL REPORT - NSW Housing Reform - Submission

This matter is considered to be confidential in accordance with section 10A(2)(d)(i) of the *Local Government Act*, and Council is satisfied that discussion of the matter in an open meeting would, on balance, be contrary to the public interest as it deals with commercial information of a confidential nature that would, if disclosed, prejudice the commercial position of the person who supplied it.

2. Pursuant to sections 10A(1), 10(2) and 10A(3) of the *Local Government Act*, the media and public be excluded from the meeting on the basis that the business to be considered is classified as confidential under section 10A(2) of the *Local Government Act*.
3. The correspondence and reports relevant to the subject business be withheld from the media

and public as provided by section 11(2) of the *Local Government Act*.

Cr Wy Kanak requested that his vote against the motion be recorded in the minutes.

At 7.16 pm, Council moved into closed session.

CM/4.1/24.12E CONFIDENTIAL REPORT - NSW Housing Reform - Submission (SF24/382)

Crs Fabiano, Frazer, Lewis, Merten, Nemesh, Spooner and Westwood declared a less than significant non-pecuniary interest in this item and informed the meeting that they own property in the local government area.

Crs Masselos, Spicer and Stephenson declared a less than significant non-pecuniary interest in this item and informed the meeting that their principal place of residence is in the local government area.

Cr Townsend declared a less than significant non-pecuniary interest in this item and informed the meeting that her family owns property in the local government area.

Cr Wy Kanak declared a less than significant non-pecuniary interest in this item and informed the meeting that he leases property in the local government area.

MOTION / DECISION

Mover: Cr Nemesh
Seconder: Cr Stephenson

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. Approves Option 3, as set out in the report, as Council's submission to the Minister for Planning Public Spaces on the NSW housing reforms, subject to adopting the Alternate Map as tabled at the meeting.
3. Presents and submits this Option to the Minister at the earliest opportunity.

Division

For the Motion: Crs Frazer, Lewis, Masselos, Merten, Spooner, Nemesh, Spicer, Stephenson, Townsend and Westwood.

Against the Motion: Crs Fabiano and Wy Kanak.

5. Resuming in Open Session

CM/5/24.12E Resuming in Open Session

MOTION / UNANIMOUS DECISION

Mover: Cr Nemesh
Seconder: Cr Lewis

That Council resumes in open session.

At 8.31 pm, Council resumed in open session.

Resolutions from closed session made public

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

6. Urgent Business

There was no urgent business.

7. Meeting Closure

THE MEETING CLOSED AT 8.32 PM.

.....
SIGNED AND CONFIRMED
MAYOR
18 FEBRUARY 2025

CONFIRMATION AND ADOPTION OF MINUTES CM/5.2/25.02



Subject: Confirmation of Minutes - Council Meeting - 10 December 2024

TRIM No: A23/0761

Manager: Richard Coelho, Executive Manager, Governance

RECOMMENDATION:

That the minutes of the Council meeting held on 10 December 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 - 10 December 2024



**MINUTES OF THE WAVERLEY COUNCIL MEETING
HELD AT THE BOOT FACTORY, SPRING STREET, BONDI JUNCTION ON
TUESDAY, 10 DECEMBER 2024**

Present:

Councillor Will Nemesh (Mayor) (Chair)	Hunter Ward
Councillor Keri Spooner (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 Czinner	Director, Corporate Services
Fletcher Rayner	Director, Planning, Sustainability and Compliance
Ben Thompson	Director, Community, Culture and Customer Experience

At the commencement of proceedings at 7.01 pm, those present were as listed above.

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

At 8.55pm, during the consideration of item CM/7.1/24.12, the meeting adjourned for a short break.

At 9.03 pm, the meeting resumed.

At 10.19 pm, following the vote on item CM/7.10/24.12, the meeting adjourned for a short break.

At 10.28 pm, the meeting resumed.

At 11.29 pm, during the consideration of item CM/11.1/24.12, a procedural motion to extend the meeting by 30 minutes, moved by Cr Nemesh and seconded by Cr Spicer, was put and declared carried unanimously.

PRAYER AND ACKNOWLEDGEMENT OF INDIGENOUS HERITAGE

The Mayor 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.

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

There were no obituaries.

4. Addresses by Members of the Public

4.1 L Goltsman – CM/7.1/24.12 – Excluded Business.

4.2 A Kern (on behalf of Save Bondi Village) – CM/7.8/24.12 – Planning Proposal – Dwelling Density – Post-Exhibition.

4.3 J Iggleden – CM/7.11/24.12 – NSW Shark Management Program Consultation.

4.4 A Curry – CM/7.11/24.12 – NSW Shark Management Program Consultation.

4.5 J Lehmann – CM/7.12/24.12 – Bondi Golf Course – Water Overflow.

4.6 A Pears – CM/8.5/24.12 Murriverie Road, North Bondi – Pedestrian and Traffic Safety.

4.7 B Scaffidi (on behalf of Bronte Surf Life Saving Club) – CM/11.1/24.12 CONFIDENTIAL REPORT – Bronte Surf Life Saving Club and Community Facilities Building Upgrade – Funding Strategy.

- 4.8 K Johns (on behalf of Bronte Surf Life Saving Club) – CM/11.1/24.12 CONFIDENTIAL REPORT – Bronte Surf Life Saving Club and Community Facilities Building Upgrade – Funding Strategy.
- 4.9 D Mitchell – CM/11.3/24.12 – Drainage Reserve between Dickson Lane and Belgrave Street, Bronte – Update.

ITEMS BY EXCEPTION

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

MOTION

Mover: Cr Nemesh
 Seconder: Cr Stephenson

- CM/7.2/24.12 Audit, Risk and Improvement Committee - Independent Membership Extension
- CM/7.3/24.12 Council Resolutions - Status Update
- CM/7.4/24.12 Sponsorship Policy - Adoption
- CM/7.7/24.12 NSW Housing Reform - Communications Strategy
- CM/7.12/24.12 Bondi Golf Course - Water Overflow
- CM/7.14/24.12 Garage 2, 17-21 Victoria Street, Queens Park - Licence
- CM/8.2/24.12 O'Brien Street, Bondi - Pedestrian Safety
- CM/8.3/24.12 Carrington Road and Judges Lane, Waverley - Pedestrian Refuge
- CM/11.4/24.12 Confidential Report - Shop 1, 276 Bronte Road, Waverley - Lease
- CM/11.5/24.12 Confidential Report - Commercial Waste - Fees and Charges 2025
- CM/11.6/24.12 Confidential Report - Tender Evaluation - Bondi Pavilion First Floor Bar and Catering Services

5. Confirmation and Adoption of Minutes

CM/5.1/24.12 Confirmation of Minutes - Council Meeting - 26 November 2024 (A23/0761)

MOTION / UNANIMOUS DECISION

Mover: Cr Nemesh
 Seconder: Cr Frazer

That the minutes of the Council meeting held on 26 November 2024 be received and noted, and that such minutes be confirmed as a true record of the proceedings of that meeting.

6. Mayoral Minutes

CM/6.1/24.12 Response to Terror Attack on Adass Israel Synagogue (A23/0698)

MOTION

Mover: Cr Nemes

That Council:

1. Notes the recent terror attack at Adass Israel Synagogue in Melbourne on 6 December 2024.
2. Writes to the Adass Israel Synagogue condemning the terrorist attack and expressing our support and solidarity for the Synagogue and its community.
3. Further notes the antisemitic vandalism that occurred in Woollahra on 21 November 2024 and the ongoing antisemitic graffiti within Waverley as noted by resolutions CM/6.2/24.08 and CM/6.1/24.11.
4. Welcomes the NSW Premier's statement on 8 December 2024 that the NSW Government will review laws to protect places of worship following the terror attack on Adass Israel Synagogue in Melbourne.
5. Recognises that Waverley has the highest concentration of Jewish residents of any local government area within NSW and has the highest concentration of synagogues within NSW.
6. Immediately writes to the NSW Premier, the Hon Chris Minns MP, to convene an urgent meeting with himself and all the following listed individuals to discuss the ongoing rise of antisemitism in our local communities and how both State and local government can proactively and collaboratively work together to combat it, including:
 - (a) The Mayor and General Manager of Waverley Council.
 - (b) The Mayor and General Manager of Woollahra Council.
 - (c) The Mayor and General Manager of Randwick Council.
 - (d) The Member for Vaucluse.
 - (e) The Member for Coogee.
7. Writes to the following individuals and organisations informing them of this resolution:
 - (a) The Mayor and General Manager of Woollahra Council.
 - (b) The Mayor and General Manager of Randwick Council.
 - (c) The Member for Vaucluse.
 - (d) The Member for Coogee.
 - (e) The NSW Jewish Board of Deputies.
 - (f) The Sydney Jewish Museum.

- (g) All synagogues within the Waverley local government area.

AMENDMENT (LAPSED)

Mover: Cr Wy Kanak

That the following clause 7(h) be added to the motion:

‘The Member for Wentworth, Allegra Spender.’

AMENDMENT (LAPSED)

Mover: Cr Wy Kanak

That the following clause 7(h) be added to the motion:

‘The Jewish Council of Australia.’

THE MOTION WAS THEN PUT AND DECLARED CARRIED UNANIMOUSLY.

UNANIMOUS DECISION

That Council:

1. Notes the recent terror attack at Adass Israel Synagogue in Melbourne on 6 December 2024.
2. Writes to the Adass Israel Synagogue condemning the terrorist attack and expressing our support and solidarity for the Synagogue and its community.
3. Further notes the antisemitic vandalism that occurred in Woollahra on 21 November 2024 and the ongoing antisemitic graffiti within Waverley as noted by resolutions CM/6.2/24.08 and CM/6.1/24.11.
4. Welcomes the NSW Premier’s statement on 8 December 2024 that the NSW Government will review laws to protect places of worship following the terror attack on Adass Israel Synagogue in Melbourne.
5. Recognises that Waverley has the highest concentration of Jewish residents of any local government area within NSW and has the highest concentration of synagogues within NSW.
6. Immediately writes to the NSW Premier, the Hon Chris Minns MP, to convene an urgent meeting with himself and all the following listed individuals to discuss the ongoing rise of antisemitism in our local communities and how both State and local government can proactively and collaboratively work together to combat it, including:
 - (a) The Mayor and General Manager of Waverley Council.
 - (b) The Mayor and General Manager of Woollahra Council.
 - (c) The Mayor and General Manager of Randwick Council.
 - (d) The Member for Vaucluse.
 - (e) The Member for Coogee.
7. Writes to the following individuals and organisations informing them of this resolution:
 - (a) The Mayor and General Manager of Woollahra Council.

- (b) The Mayor and General Manager of Randwick Council.
- (c) The Member for Vaucluse.
- (d) The Member for Coogee.
- (e) The NSW Jewish Board of Deputies.
- (f) The Sydney Jewish Museum.
- (g) All synagogues within the Waverley local government area.

7. Reports

CM/7.1/24.12 Excluded Business (SF24/5716)

MOTION

Mover: Cr Nemesh
Seconder: Cr Westwood

That Council notes that the General Manager excluded a notice of motion from Crs Lewis, Spooner, Merten and Masselos from the November Council meeting agenda, in accordance with clause 3.22 of the Code of Meeting Practice.

AT THIS STAGE IN THE PROCEEDINGS, A PROCEDURAL MOTION TO MOVE INTO CLOSED SESSION TO DEAL WITH THIS ITEM, MOVED BY CR NEMESH AND SECONDED BY CR FRAZER, WAS PUT AND DECLARED CARRIED UNANIMOUSLY.

At 7.56 pm, Council moved into closed session.

AMENDMENT

Mover: Cr Lewis
Seconder: Cr Merten

That the motion be amended to read as follows:

That:

1. Council notes that:
 - (a) The General Manager excluded a notice of motion from Crs Lewis, Spooner, Merten and Masselos from the November Council meeting agenda in accordance with clause 3.22 of the Code of Meeting Practice.
 - (b) Following receipt of a Code of Conduct complaint (Complaint), an investigation was undertaken in accordance with Council's Procedures for the Administration of the Code of Conduct (Procedures) and that a final investigation report in respect of the Complaint was received on 13 September 2024.
 - (c) Clause 7.35 of the Procedures provides that an investigator's final report must:
 - (i) Make findings of fact in relation to the matter investigated.

- (ii) Make a determination that the conduct investigated either constitutes a breach of the code of conduct or does not constitute a breach of the code of conduct.
 - (iii) Provide reasons for the determination.
- (d) Clause 7.36 of the Procedures provides that the investigator's final report must contain, inter alia, the following information:
- (i) A description of the allegations against the respondent.
 - (ii) A statement of reasons as to why the matter warranted investigation (having regard to the criteria specified in clause 6.23).
 - (iii) A statement of reasons as to why the matter was one that could not or should not be resolved by alternative means.
 - (iv) The steps taken to investigate the matter.
 - (v) The facts of the matter.
 - (vi) The investigator's findings in relation to the facts of the matter and the reasons for those findings.
 - (vii) The investigator's determination and the reasons for that determination any recommendations.
- (e) Clause 7.37 of the Procedures provides that where the investigator determines that the conduct investigated constitutes a breach of the Code of Conduct by a councillor, the investigator may make a recommendation that the councillor be formally censured for the breach under section 440G of the *Local Government Act*.
- (f) The investigator can also recommend that Council revise any of its policies, practices or procedures under clause 7.39 of the Procedures.
- (g) Clause 7.44 of the Procedures provides that where the investigator has determined that there has been a breach of the Code of Conduct and makes a recommendation under clause 7.37, the complaints coordinator must, where practicable, arrange for the investigator's report to be reported to the next ordinary council meeting for the council's consideration.
- (h) Section 440(5) of the *Local Government Act* provides that councillors and members of staff must comply with the applicable provisions of Code of Conduct.
2. Council obtains external legal advice as to whether the final investigation report of the conduct reviewer received by Council's complaints coordinator on 13 September 2024 in respect of the Code of Conduct complaint can be considered by Council.
3. Officers prepare a report to Council tabling the legal advice in confidential session at the February 2025 Council meeting.

THE AMENDMENT WAS PUT AND DECLARED CARRIED.

AT THIS STAGE IN THE PROCEEDINGS, A PROCEDURAL MOTION TO RESUME IN OPEN SESSION, MOVED BY CR NEMESH AND SECONDED BY CR MASSELOS, WAS PUT AND DECLARED CARRIED.

At 9.13 pm, Council resumed in open session.

THE MOTION AS AMENDED WAS THEN PUT AND DECLARED CARRIED.

DECISION

That:

1. Council notes that:
 - (a) The General Manager excluded a notice of motion from Crs Lewis, Spooner, Merten and Masselos from the November Council meeting agenda in accordance with clause 3.22 of the Code of Meeting Practice.
 - (b) Following receipt of a Code of Conduct complaint (Complaint), an investigation was undertaken in accordance with Council's Procedures for the Administration of the Code of Conduct (Procedures) and that a final investigation report in respect of the Complaint was received on 13 September 2024.
 - (c) Clause 7.35 of the Procedures provides that an investigator's final report must:
 - (i) Make findings of fact in relation to the matter investigated.
 - (ii) Make a determination that the conduct investigated either constitutes a breach of the code of conduct or does not constitute a breach of the code of conduct.
 - (iii) Provide reasons for the determination.
 - (d) Clause 7.36 of the Procedures provides that the investigator's final report must contain, inter alia, the following information:
 - (i) A description of the allegations against the respondent.
 - (ii) A statement of reasons as to why the matter warranted investigation (having regard to the criteria specified in clause 6.23).
 - (iii) A statement of reasons as to why the matter was one that could not or should not be resolved by alternative means.
 - (iv) The steps taken to investigate the matter.
 - (v) The facts of the matter.
 - (vi) The investigator's findings in relation to the facts of the matter and the reasons for those findings.
 - (vii) The investigator's determination and the reasons for that determination any recommendations.
 - (e) Clause 7.37 of the Procedures provides that where the investigator determines that the conduct investigated constitutes a breach of the Code of Conduct by a councillor, the investigator may make a recommendation that the councillor be formally censured for the breach under section 440G of the *Local Government Act*.

- (f) The investigator can also recommend that Council revise any of its policies, practices or procedures under clause 7.39 of the Procedures.
 - (g) Clause 7.44 of the Procedures provides that where the investigator has determined that there has been a breach of the Code of Conduct and makes a recommendation under clause 7.37, the complaints coordinator must, where practicable, arrange for the investigator's report to be reported to the next ordinary council meeting for the council's consideration.
 - (h) Section 440(5) of the *Local Government Act* provides that councillors and members of staff must comply with the applicable provisions of Code of Conduct.
2. Council obtains external legal advice as to whether the final investigation report of the conduct reviewer received by Council's complaints coordinator on 13 September 2024 in respect of the Code of Conduct complaint can be considered by Council.
 3. Officers prepare a report to Council tabling the legal advice in confidential session at the February 2025 Council meeting.

L Goltsman addressed the meeting.

CM/7.2/24.12 Audit, Risk and Improvement Committee - Independent Membership Extension (SF24/5540)

MOTION / UNANIMOUS DECISION

Mover: Cr Nemesh
Seconded: Cr Stephenson

That Council:

1. Extends the term of John Gordon as an independent member of the Audit, Risk and Improvement Committee to 17 September 2027 and appoints him Chair of the Committee.
2. Extends the term of Elizabeth Gavey as an independent member of the Committee to 31 December 2025.
3. Extends the term of Sheridan Dudley as an independent member of the Committee to 15 August 2027.

CM/7.3/24.12 Council Resolutions - Status Update (SF22/3521)

MOTION / UNANIMOUS DECISION

Mover: Cr Nemesh
Seconded: Cr Stephenson

That Council notes the status of outstanding resolutions from February 2018 to October 2024, as set out in the attachment to the report.

CM/7.4/24.12 Sponsorship Policy - Adoption (A24/0140)**MOTION / UNANIMOUS DECISION**

Mover: Cr Nemesh
Seconder: Cr Stephenson

That Council:

1. Adopts the Sponsorship Policy attached to the report.
2. Officers prepare a report to Council investigating required amendments to the *Waverley Local Environmental Plan 2012* to support sponsorship advertising on land owned by Council or under the care, control and management of Council.

CM/7.5/24.12 Antisemitic Graffiti - Council Response (A23/0761)**MOTION**

Mover: Cr Nemesh
Seconder: Cr Stephenson

That Council:

1. Notes the resolution CM/6.1/24.11 in which Council will host a Mayoral roundtable with the Sydney Jewish Museum, NSW Jewish Board of Deputies and other stakeholders in early 2025.
2. Continues to:
 - (a) Work with the Waverley community and NSW Police to ensure Council is resourced and equipped to respond to instances of antisemitic graffiti and vandalism now and into the future.
 - (b) Undertake a holistic CCTV network review and explore appropriate infrastructure where more sophisticated CCTV cameras can be installed with a report to come back to Council no later than March 2025 on the findings of the review.
 - (c) Maintain a register of antisemitic graffiti (which includes the date, time and location of each incident) and provide that register every six months to the NSW Police, NSW Jewish Board of Deputies and the Special Envoy to Combat Antisemitism in Australia.
3. Holds a Councillor workshop no later than February 2025 to review and provide feedback on the holistic CCTV network audit and potential upgrades (including budget implications).
4. Officers to review and update Council's current CCTV Code of Practice and Policy in a report to come back to Council at the same time as the report in 2(b) to include the following:
 - (a) Data retention policy and specifically how long will the CCTV footage and metadata be held and privacy implications.
 - (b) Access and privacy framework including who will have access to the CCTV footage and metadata and on what basis.

AMENDMENT (LAPSED)

Mover: Cr Wy Kanak

That clause 2(c) be amended to read as follows:

‘Maintain a register of antisemitic graffiti (which includes the date, time and location of each incident) and provide that register every six months to the NSW Police, NSW Jewish Board of Deputies, the Jewish Council of Australia and the Special Envoy to Combat Antisemitism in Australia.’

THE MOTION WAS THEN PUT AND DECLARED CARRIED.

DECISION

That Council:

1. Notes the resolution CM/6.1/24.11 in which Council will host a Mayoral roundtable with the Sydney Jewish Museum, NSW Jewish Board of Deputies and other stakeholders in early 2025.
2. Continues to:
 - (a) Work with the Waverley community and NSW Police to ensure Council is resourced and equipped to respond to instances of antisemitic graffiti and vandalism now and into the future.
 - (b) Undertake a holistic CCTV network review and explore appropriate infrastructure where more sophisticated CCTV cameras can be installed with a report to come back to Council no later than March 2025 on the findings of the review.
 - (c) Maintain a register of antisemitic graffiti (which includes the date, time and location of each incident) and provide that register every six months to the NSW Police, NSW Jewish Board of Deputies and the Special Envoy to Combat Antisemitism in Australia.
3. Holds a Councillor workshop no later than February 2025 to review and provide feedback on the holistic CCTV network audit and potential upgrades (including budget implications).
4. Officers to review and update Council’s current CCTV Code of Practice and Policy in a report to come back to Council at the same time as the report in 2(b) to include the following:
 - (a) Data retention policy and specifically how long will the CCTV footage and metadata be held and privacy implications.
 - (b) Access and privacy framework including who will have access to the CCTV footage and metadata and on what basis.

CM/7.6/24.12**Waverley Business Forum - Terms of Reference (A24/0997)****MOTION**

Mover: Cr Nemesh

Seconder: Cr Stephenson

That Council:

1. Adopts the terms of reference for the Waverly Business Forum attached to the report.
2. Appoints Cr Nemesh as Chair and Cr Fabiano as Deputy Chair of the Waverley Business Forum

until the next mayoral election on 15 September 2026.

3. Invites expressions of interest for up to 10 community members with experience in small business, economic development, innovation or tourism to be appointed to the Forum.

THE MOVER OF THE MOTION ACCEPTED AMENDMENTS TO CLAUSES 1 AND 2.

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

UNANIMOUS DECISION

That Council:

1. Adopts the terms of reference for the Waverley Business Forum attached to the report, subject to the Forum having two deputy chairs.
2. Appoints Cr Nemesh as Chair and Crs Fabiano and Masselos as Deputy Chairs of the Waverley Business Forum until the next mayoral election on 15 September 2026.
3. Invites expressions of interest for up to 10 community members with experience in small business, economic development, innovation or tourism to be appointed to the Forum.

CM/7.7/24.12 NSW Housing Reform - Communications Strategy (A23/0406)

MOTION / UNANIMOUS DECISION

Mover: Cr Nemesh
Secunder: Cr Stephenson

That Council:

1. Approves the communications strategy and key messages, as set out in the report, regarding the NSW Low- and Mid-Rise Housing Reforms.
2. Authorises the General Manager, in consultation with the Mayor, to update the key messaging of each strategy, should the policy be adopted by the State Government.

CM/7.8/24.12 Planning Proposal - Dwelling Density - Post-Exhibition (PP-3/2023)

A notice of motion to rescind this resolution has been submitted with the General Manager. The rescission motion will be considered at the Council meeting on 18 February 2025.

MOTION / DECISION

Mover: Cr Nemesh
Secunder: Cr Stephenson

That Council:

1. Does not proceed with the planning proposal to limit the reduction of residential density in R3 Medium Density Residential and R4 High Density Residential zones.
2. Notifies the Department of Planning, Housing and Infrastructure and those who made submissions of Council's decision.

THE MOTION WAS PUT AND DECLARED CARRIED ON THE CASTING VOTE OF THE CHAIR.

Division

For the Motion: Crs Frazer, Nemesh, Spicer, Stephenson, Townsend and Westwood.

Against the Motion: Crs Fabiano, Lewis, Masselos, Merten, Spooner and Wy Kanak.

A Kern (on behalf of Save Bondi Village) addressed the meeting.

CM/7.9/24.12 Bondi Junction Vision and Master Plan - Project Plan (SF24/6199)

MOTION

Mover: Cr Nemesh

Seconder: Cr Stephenson

That Council adopts the Bondi Junction Vision and Master Plan Project Plan attached to the report.

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

That:

1. Council adopts the Bondi Junction Vision and Master Plan Project Plan attached to the report.
2. The Project Control Group produce a short status report to Council at the meetings to be held in May, August and December 2025 and March, June and September 2026 providing a summary of the progress in completing the phases identified in the project plan, the costs incurred and any other relevant matter.

AMENDMENT (LAPSED)

Mover: Cr Fabiano

That clause 1 be amended to read as follows:

‘Council adopts the Bondi Junction Vision and Master Plan Project Plan attached to the report, subject to the following amendments:

- (a) Page 140 of the agenda, “Background” – Add the following text:

“Bondi Junction’s significant, windy ridgetop location has a long Aboriginal history. Contemporary placemaking should now see involvement of Aboriginal advice and expertise in designing its future form and circulation logic. It has seen considerable change since its early post settlement days as a local main street and junction for those going towards Charing Cross and South Head and Bondi Beach. In the 1970s, the building of the Eastern Suburbs Railway with its terminus at Bondi Junction saw wholesale changes to the Junction. It became a transport and retail hub and subsequently a CBD with commercial and residential buildings.”

- (b) Page 144 of the agenda, “Phase 1, List key tasks” – Amend to read as follows: “Project Brief developed based on procurement of lead consultant for Master Planning Services.”

THE MOTION AS AMENDED WAS THEN PUT AND DECLARED CARRIED.

DECISION

That:

1. Council adopts the Bondi Junction Vision and Master Plan Project Plan attached to the report.
2. The Project Control Group produce a short status report to Council at the meetings to be held in May, August and December 2025 and March, June and September 2026 providing a summary of the progress in completing the phases identified in the project plan, the costs incurred and any other relevant matter.

Division

For the Motion: Crs Fabiano, Frazer, Lewis, Merten, Nemesh, Spicer, Spooner, Stephenson, Townsend, Westwood and Wy Kanak.

Against the Motion: Cr Masselos.

CM/7.10/24.12 Planning Agreement - 97 Glenayr Avenue, Bondi Beach (SF24/4332)

MOTION

Mover: Cr Nemesh

Secunder: Cr Stephenson

That Council:

1. Approves the planning agreement attached to the report applying to land at 97 Glenayr Avenue, Bondi Beach, offering a total monetary contribution of \$237,030, with \$177,772.50 (75%) to be allocated to works outlined in the Bondi Park Plan of Management and the proposed basketball courts (CM/8.5/24.11) for the Bondi Beach area, and \$59,257.50 (25%) to be allocated to the Waverley's Affordable Housing Program, in accordance with Council's Planning Agreement Policy
2. Authorises the Mayor and General Manager to sign and execute the agreement and affix the Council seal to the documentation.

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

THE MOTION AS AMENDED WAS THEN PUT AND DECLARED CARRIED.

DECISION

That Council:

1. Approves the planning agreement attached to the report applying to land at 97 Glenayr Avenue, Bondi Beach, offering a total monetary contribution of \$237,030, with \$177,772.50 (75%) to be allocated to works outlined in the Bondi Park Plan of Management and a proposed basketball court (CM/8.5/24.11) for the Bondi Beach area, and \$59,257.50 (25%) to be allocated to the Waverley's Affordable Housing Program, in accordance with Council's Planning Agreement Policy.
2. Authorises the Mayor and General Manager to sign and execute the agreement and affix the Council seal to the documentation.

Division

For the Motion: Crs Fabiano, Frazer, Lewis, Masselos, Merten, Nemesh, Spicer, Spooner, Stephenson, Townsend and Westwood.

Against the Motion: Cr Wy Kanak.

CM/7.11/24.12 NSW Shark Management Program Consultation (A09/0347)

MOTION

Mover: Cr Nimesh

Seconder: Cr Frazer

That Council:

1. Approves the response to the NSW Shark Management Program survey, as set out in the report.
2. Supports the removal of shark nets from Waverley's beaches, as detailed in the survey, on the condition and to the satisfaction of Council that the NSW Department of Primary Industries significantly increases both the use of drone surveillance and the deployment of SMART drumlines to increase the safety of beach users.
3. Notes that the final decision on the NSW Shark Management Program will be made by NSW Department of Primary Industries.

THE MOVER OF THE MOTION ACCEPTED AN AMENDMENT TO CLAUSE 2.

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

UNANIMOUS DECISION

That Council:

1. Approves the response to the NSW Shark Management Program survey, as set out in the report.
2. Supports the removal of shark nets from Waverley's beaches, as detailed in the survey, on the condition and to the satisfaction of Council that the NSW Department of Primary Industries significantly increases both the use of drone surveillance, including funding Council's professional lifeguard services to fly drone shark surveillance, and the deployment of SMART drumlines to increase the safety of beach users.
3. Notes that the final decision on the NSW Shark Management Program will be made by NSW Department of Primary Industries.

J Iggleden and A Curry addressed the meeting.

CM/7.12/24.12 Bondi Golf Course - Water Overflow (A24/0662)

MOTION / UNANIMOUS DECISION

Mover: Cr Nimesh

Seconder: Cr Stephenson

That Council:

1. Treats the attachments to the report as confidential in accordance with section 11(3) of the *Local Government Act 1993*, as they relate to a matter specified in section 10A(2)(d)(i) of the *Local Government Act 1993*. The attachments contain commercial information of a confidential nature that would, if disclosed, prejudice the commercial position of the person who supplied it.
2. Installs a cut-off swale on tee 3 fairway at Bondi Golf Course to direct the majority of overland flow at this location towards the cliff edge, in accordance with the concept designs attached to the report.
3. Allocates \$80,000 from the Stormwater Reserve to fund the detailed design and construction.
4. Authorises the Director, Assets and Operations, to make design and construction changes as required to achieve the project outcome.

J Lehmann addressed the meeting.

CM/7.13/24.12 Ernie Page Memorial Plaque (A02/0276)

MOTION / UNANIMOUS DECISION

Mover: Cr Spooner
Seconder: Cr Merten

That Council:

1. Installs a memorial plaque at the Waverley Cemetery Lookout along the Coastal Walk, as shown in the attachment to the report, to acknowledge the contribution of the Hon Ernie Page OAM to the Waverley area.
2. Holds a formal unveiling of the plaque in February 2025.

CM/7.14/24.12 Garage 2, 17-21 Victoria Street, Queens Park - Licence (A22/0367)

MOTION / UNANIMOUS DECISION

Mover: Cr Nemesh
Seconder: Cr Stephenson

That Council:

1. Grants a licence to BIKEast Incorporated for Garage 2, 17-21 Victoria Street, Queens Park, for one year with two one-year options, on the terms and conditions set out in the report.
2. Authorises the General Manager or delegate to complete negotiations and execute all necessary documentation to finalise the matter.

8. Notices of Motions

CM/8.1/24.12 Murriverie Road and Mitchell Street, North Bondi - Pedestrian Safety (A03/0042-04)

MOTION

Mover: Cr Nemesh

Seconder: Cr Frazer

That Council:

1. Investigates traffic calming and pedestrian safety measures at the intersection of Murriverie Road and Mitchell Street, North Bondi.
2. Undertakes community consultation on possible solutions by April 2025.
3. Officers prepare a report to the June 2025 Council meeting with the community consultation outcomes, a project scope and a funding strategy to implement traffic and pedestrian safety solutions.
4. Writes to the Rose Bay and North Bondi Precincts informing them of this resolution.

AMENDMENT 1

Mover: Cr Wy Kanak
Seconder: Cr Fabiano

That the following clause be added to the motion:

‘Notes the ongoing public safety concerns raised by residents of Murriverie Road, North Bondi, and the neighbourhood in relation to witnessing a number of alarming issues in Murriverie Road, including:

- (a) Near misses involving Rose Bay Secondary College school children crossing the road, with three close calls personally observed by constituents.
- (b) The school effectively reporting back saying ‘it happens all the time.’
- (c) A resident’s own child narrowly escaping being hit by a vehicle.
- (d) Frequent speeding in excess of 60 km/h.
- (e) Reckless and dangerous driving behaviour.
- (f) Heavy traffic from buses and large trucks, exacerbating congestion and safety risks.
- (g) Parked cars being sideswiped almost daily.
- (h) Congestion caused by parked cars at Old South Head Road and the end of Murriverie Road, including vehicles from the nearby school, further compromising safety.’

THE AMENDMENT WAS PUT AND DECLARED LOST.

AMENDMENT 2

Mover: Cr Wy Kanak
Seconder: Cr Fabiano

That clause 3 be amended to read as follows:

‘Officers prepare a report to the June 2025 Council meeting with the community consultation outcomes and a project scope and funding strategy to implement traffic and pedestrian safety solutions, including consideration of reducing the speed limit in Mitchell Street and Murriverie Road to 40 km/h.’

THE AMENDMENT WAS PUT AND DECLARED LOST.

THE MOTION WAS THEN PUT AND DECLARED CARRIED UNANIMOUSLY.

UNANIMOUS DECISION

That Council:

1. Investigates traffic calming and pedestrian safety measures at the intersection of Murriverie Road and Mitchell Street, North Bondi.
2. Undertakes community consultation on possible solutions by April 2025.
3. Officers prepare a report to the June 2025 Council meeting with the community consultation outcomes, a project scope and a funding strategy to implement traffic and pedestrian safety solutions.
4. Writes to the Rose Bay and North Bondi Precincts informing them of this resolution.

CM/8.2/24.12 O'Brien Street, Bondi - Pedestrian Safety (A24/0300)

MOTION / UNANIMOUS DECISION

Mover: Cr Nemesh
Seconder: Cr Stephenson

That Council:

1. Notes that the Council officers are well progressed in the development of the Bondi Local Traffic Management Plan (LATM), which includes O'Brien Street, Bondi Beach.
2. Officers present the draft Bondi LATM to Council as a matter of urgency at the March 2025 Council meeting.
3. Prioritises the development of measures to increase pedestrian safety in O'Brien Street at the intersections of Wellington Street and Barracluff Avenue.

CM/8.3/24.12 Carrington Road and Judges Lane, Waverley - Pedestrian Refuge (A03/0042-04)

MOTION / UNANIMOUS DECISION

Mover: Cr Nemesh
Seconder: Cr Stephenson

That Council officers write to Transport for NSW to advocate for a pedestrian refuge in Carrington Road, Waverley, at Judges Lane.

CM/8.4/24.12 Wards - First Nations Dual Naming (A24/0965)

MOTION

Mover: Cr Wy Kanak
Seconder: Cr Fabiano

That Council restates its commitment to dual naming its wards and expedites consultation to reach agreement with local Aboriginal representatives on suitable names.

THE MOTION WAS PUT AND DECLARED LOST.

CM/8.5/24.12 Murriverie Road, North Bondi - Pedestrian and Traffic Safety (A03/0042-04)

MOTION

Mover: Cr Wy Kanak

Seconder: Cr Fabiano

That Council:

1. Notes the ongoing public safety concerns raised by residents of Murriverie Road, North Bondi, and the neighbourhood in relation to witnessing a number of alarming issues in Murriverie Road, including:
 - (a) Near misses involving Rose Bay Secondary College school children crossing the road, with three close calls personally observed by constituents.
 - (b) The school effectively reporting back saying 'it happens all the time.'
 - (c) A resident's own child narrowly escaping being hit by a vehicle.
 - (d) Frequent speeding in excess of 60 km/h.
 - (e) Reckless and dangerous driving behaviour.
 - (f) Heavy traffic from buses and large trucks, exacerbating congestion and safety risks.
 - (g) Parked cars being sideswiped almost daily.
 - (h) Congestion caused by parked cars at Old South Head Road and the end of Murriverie Road, including vehicles from the nearby school, further compromising safety.
2. Officers propose the following measures to the Waverley Traffic Committee:
 - (a) A reduced speed limit of 40 km/h.
 - (b) Implementation of traffic calming measures.
 - (c) Installation of safe pedestrian crossings, such as zebra crossings, near schools.
 - (d) Consideration of a roundabout at the intersection of Mitchell Street and Murriverie Road.
3. Officers provide guidance to the community on how to effectively advocate for these changes to enhance the safety of our community.

THE MOTION WAS PUT AND DECLARED LOST.

AT THIS STAGE IN THE PROCEEDINGS, CR WY KANAK, SECONDED BY CR FABIANO, MOVED A MOTION OF DISSENT ON THE CHAIR'S RULING THAT A DIVISION COULD NOT BE CALLED ONCE THE ITEM HAD BEEN VOTED ON AND COUNCIL HAD MOVED ON TO THE NEXT ITEM.

THE MOTION OF DISSENT WAS PUT AND DECLARED LOST.

A Pears addressed the meeting.

9. Questions with Notice

There were no questions with notice.

10. Urgent Business

There was no urgent business.

11. Closed Session

CM/11/24.12 Closed Session

MOTION / UNANIMOUS DECISION

Mover: Cr Nemesh
Seconder: Cr Stephenson

That:

4. Council moves into closed session to deal with the matters listed below, which are classified as confidential under section 10A(2) of the *Local Government Act* for the reasons specified:

CM/11.1/24.12 CONFIDENTIAL REPORT - Bronte Surf Life Saving Club and Community Facilities Building Upgrade - Funding Strategy

This matter is considered to be confidential in accordance with section 10A(2)(d)(i) of the *Local Government Act*, and Council is satisfied that discussion of the matter in an open meeting would, on balance, be contrary to the public interest as it deals with commercial information of a confidential nature that would, if disclosed, prejudice the commercial position of the person who supplied it.

CM/11.2/24.12 CONFIDENTIAL REPORT - Bronte Surf Life Saving Club and Community Facilities Building Upgrade – Project Management Services – Negotiation Phase Outcome

This matter is considered to be confidential in accordance with section 10A(2)(d)(i) of the *Local Government Act*, and Council is satisfied that discussion of the matter in an open meeting would, on balance, be contrary to the public interest as it deals with commercial information of a confidential nature that would, if disclosed, prejudice the commercial position of the person who supplied it.

CM/11.3/24.12 CONFIDENTIAL REPORT - Drainage Reserve between Dickson Lane and Belgrave Street, Bronte - Update

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

CM/11.7/24.12 CONFIDENTIAL REPORT - Tender Evaluation - Bondi Beach Public Art Mosaic Restoration and Repairs

This matter is considered to be confidential in accordance with section 10A(2)(d)(i) of the *Local Government Act*, and Council is satisfied that discussion of the matter in an open meeting would, on balance, be contrary to the public interest as it deals with commercial information of a confidential nature that would, if disclosed, prejudice the commercial position of the person who supplied it.

5. Pursuant to sections 10A(1), 10(2) and 10A(3) of the *Local Government Act*, the media and public be excluded from the meeting on the basis that the business to be considered is classified as confidential under section 10A(2) of the *Local Government Act*.
6. The correspondence and reports relevant to the subject business be withheld from the media and public as provided by section 11(2) of the *Local Government Act*.

At 11.15 pm, Council moved into closed session.

CM/11.1/24.12 CONFIDENTIAL REPORT - Bronte Surf Life Saving Club and Community Facilities Building Upgrade - Funding Strategy (A18/0815)

MOTION

Mover: Cr Nemesh
Seconder: Cr Westwood

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. Approves the funding proposal to cover the shortfall for the Bronte Surf Life Saving Club and Community Facilities Building Upgrade, as set out in the report.
3. Approves the continued partnership with the Bronte Surf Life Saving Club and commits to collaboratively promoting the project to all levels of government to secure funding support.
4. Approves the Sustainable Funding Action Plan attached to the report as a guiding document for identifying and pursuing funding opportunities for the project, acknowledging its structured

approach to aligning the project with grant eligibility criteria.

5. Submits grant applications for priority funding programs identified in the Sustainable Funding Action Plan, including the Federal Urban Precincts and Partnerships Program (uPPP), the Active Transport Fund and the State Surf Club Facility Program, ensuring alignment with project objectives and compliance with program requirements.
6. Commits to ongoing engagement with community members, Bronte Surf Life Saving Club members, and other key stakeholders to strengthen funding applications by demonstrating broad support and alignment with local, State and Federal priorities for community and infrastructure development.
7. Officers prepare an updated report on the outcomes of grant applications and further funding recommendations at the April 2025 Council meeting to ensure continued alignment with the Sustainable Funding Action Plan and project priorities.
8. Notes that negotiations have commenced with the top two ranked tenderers for head contractor services for the project.
9. Authorises the General Manager or delegate to complete negotiations and execute all necessary documentation to finalise the matter, including:
 - (a) The project agreement with Bronte SLSC.
 - (b) The contract with the preferred contractor for head contractor services, subject to funding.

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

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

UNANIMOUS DECISION

That Council:

1. 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. Approves the funding proposal to cover the shortfall for the Bronte Surf Life Saving Club and Community Facilities Building Upgrade, as set out in the report.
3. Approves the continued partnership with the Bronte Surf Life Saving Club and commits to collaboratively promoting the project to all levels of government to secure funding support.
4. Approves the Sustainable Funding Action Plan attached to the report as a guiding document for identifying and pursuing funding opportunities for the project, acknowledging its structured approach to aligning the project with grant eligibility criteria.
5. Submits grant applications for priority funding programs identified in the Sustainable Funding Action Plan, including the Federal Urban Precincts and Partnerships Program (uPPP), the Active Transport Fund and the State Surf Club Facility Program, ensuring alignment with project objectives and compliance with program requirements.

6. Commits to ongoing engagement with community members, Bronte Surf Life Saving Club members, and other key stakeholders to strengthen funding applications by demonstrating broad support and alignment with local, State and Federal priorities for community and infrastructure development.
7. Officers hold a Councillor briefing in February 2025 on updated loan and funding options for the project.
8. Officers prepare an updated report on the outcomes of grant applications and further funding recommendations at the April 2025 Council meeting to ensure continued alignment with the Sustainable Funding Action Plan and project priorities.
9. Notes that negotiations have commenced with the top two ranked tenderers for head contractor services for the project.
10. Authorises the General Manager or delegate to complete negotiations and execute all necessary documentation to finalise the matter, including:
 - (a) The project agreement with Bronte SLSC.
 - (b) The contract with the preferred contractor for head contractor services, subject to funding.

B Scaffidi (on behalf of Bronte Surf Life Saving Club) and K Johns (on behalf of Bronte Surf Life Saving Club) addressed the meeting.

CM/11.2/24.12 CONFIDENTIAL REPORT - Bronte Surf Life Saving Club and Community Facilities Building Upgrade - Project Management Services - Negotiation Phase Outcome (A24/0641)

MOTION / UNANIMOUS DECISION

Mover: Cr Nemesh
Seconder: Cr Spicer

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. Notes the outcome of the negotiation phase of the tender for project management services for the Bronte Surf Lifesaving Club and Community Facilities Upgrade, as set out in the report.
3. Enters into contract with Bridge42 Pty Ltd for the supply of project management services for the Bronte Surf Life Saving Club and Community Facilities Upgrade for the sum \$559,000 (excluding GST) for a term of 30 months.
4. Authorises the General Manager or delegate to complete negotiations and execute all necessary documentation to finalise the matter.

CM/11.3/24.12 CONFIDENTIAL REPORT - Drainage Reserve between Dickson Lane and Belgrave Street, Bronte - Update (A17/0243)**MOTION**

Mover: Cr Spicer

Seconder: Cr Townsend

That Council:

1. Treats the report as confidential in accordance with section 11(3) of the *Local Government Act 1993*, as it relates to a matter specified in section 10A(2)(g) of the *Local Government Act 1993*. The report contains advice concerning litigation, or advice that would otherwise be privileged from production in legal proceedings on the ground of legal professional privilege.
2. Notes that, following an application to the Registrar General, Council is now the registered proprietor of the drainage reserve between Dickson Lane and Belgrave Street, Bronte (Lot 27 DP 2456).
3. Officers investigate the most cost-effective approach to improve the safety of the drainage reserve to allow it to be reopened as a public laneway, with a report to be prepared to the February 2025 Council meeting on the outcome of the investigation.

THE MOVER OF THE MOTION ACCEPTED THE DELETION OF CLAUSE 3.

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

UNANIMOUS DECISION

That Council:

1. Treats the report as confidential in accordance with section 11(3) of the *Local Government Act 1993*, as it relates to a matter specified in section 10A(2)(g) of the *Local Government Act 1993*. The report contains advice concerning litigation, or advice that would otherwise be privileged from production in legal proceedings on the ground of legal professional privilege.
2. Notes that, following an application to the Registrar General, Council is now the registered proprietor of the drainage reserve between Dickson Lane and Belgrave Street, Bronte (Lot 27 DP 2456).

Division:**For the Motion:** Crs Fabiano, Frazer, Lewis, Masselos, Merten, Nemesh, Spicer, Spooner, Stephenson, Townsend, Westwood and Wy Kanak.**Against the Motion:** Nil.*D Mitchell addressed the meeting.***CM/11.4/24.12 CONFIDENTIAL REPORT - Shop 1, 276 Bronte Road, Waverley - Lease (A16/0481)***Council dealt with this item in open session.***MOTION / UNANIMOUS DECISION**

Mover: Cr Nemesh

Seconder: Cr Stephenson

That Council:

1. Treats the report as confidential in accordance with section 11(3) of the *Local Government Act 1993*, as it relates to a matter specified in section 10A(2)(c) of the *Local Government Act 1993*. The report contains information that would, if disclosed, confer a commercial advantage on a person with whom Council is conducting (or proposes to conduct) business.
2. Grants a lease to Deirde De Bruyn (trading as Bronte GP) for Shop 1, 276 Bronte Road, Waverley, for one year with two one-year options, on the terms and conditions set out in the report.
3. Authorises the General Manager or delegate to complete negotiations and execute all necessary documentation to finalise the matter.

**CM/11.5/24.12 CONFIDENTIAL REPORT - Commercial Waste - Fees and Charges 2025
(SF24/3303)**

Council dealt with this item in open session.

MOTION / UNANIMOUS DECISION

Mover: Cr Nemesh
Seconder: Cr Stephenson

That Council:

1. Treats this 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)(ii) of the *Local Government Act 1993*. The report contains information that would, if disclosed, confer a commercial advantage on a competitor of Council.
2. Adopts the fees and charges for commercial waste services as set out in Table 2 of the report for the period 1 January 2025 to 31 December 2025.

**CM/11.6/24.12 CONFIDENTIAL REPORT - Tender Evaluation - Bondi Pavilion First Floor Bar
and Catering Services (A24/0707)**

Council dealt with this item in open session.

MOTION / UNANIMOUS DECISION

Mover: Cr Nemesh
Seconder: Cr Stephenson

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. Declines to accept any of the tenders for the Bondi Pavilion first floor bar and catering services,

in accordance with section 178(1)(b) of the *Local Government (General) Regulation 2021*.

3. Declines to invite fresh tenders or applications as referred to in section 178(3)(b)–(d) of the *Local Government (General) Regulation 2021*, as Council has tested the market with an open tender process.
4. In accordance with section 178(3)(e) of the *Local Government (General) Regulation 2021*, authorises the General Manager or delegate to enter into negotiations with the evaluated tenderer and other service providers with a view to entering into a contract for the first floor bar and catering services to more closely align with community and Council requirements for the operation of the bar.
5. Authorises the General Manager or delegate to complete negotiations and execute all necessary documentation to finalise the matter.
6. Notifies unsuccessful tenderers of the decision in accordance with section 179 of the *Local Government (General) Regulation 2021*.

CM/11.7/24.12 CONFIDENTIAL REPORT - Tender Evaluation - Bondi Beach Public Art Mosaic Restoration and Repairs (SF24/30)

MOTION

Mover: Cr Nemesh
Seconder: Cr Lewis

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. Declines to accept any of the tenders for the restoration and repair of the public art mosaics at Bondi Beach, in accordance with section 178(1)(b) of the *Local Government (General) Regulation 2021*.
3. Invites fresh tenders in accordance with section 167 of *Local Government (General) Regulation 2021* when adequate funding has been obtained by additional allocations under the Capital Works Program or through grant funding opportunities.
4. Notifies unsuccessful tenderers of the decision in accordance with section 179 of the *Local Government (General) Regulation 2021*.

THE MOVER OF THE MOTION ACCEPTED AN AMENDMENT TO CLAUSE 3.

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

UNANIMOUS DECISION

That Council:

1. Treats the report as confidential in accordance with section 11(3) of the *Local Government Act 1993*, as it relates to a matter specified in section 10A(2)(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. Declines to accept any of the tenders for the restoration and repair of the public art mosaics at Bondi Beach, in accordance with section 178(1)(b) of the *Local Government (General) Regulation 2021*.
- 3. In accordance with section 178(3)(e) of the *Local Government (General) Regulation 2021*, authorises the General Manager or delegate to enter into negotiations with the preferred tenderer with a view to entering into a contract to restore and repair the mosaics in accordance with a priority restoration program within the allocated budget, with the Bondi mosaics being first priority.
- 4. Notifies unsuccessful tenderers of the decision in accordance with section 179 of the *Local Government (General) Regulation 2021*.

12. Resuming in Open Session

CM/12/24.12 Resuming in Open Session

MOTION / UNANIMOUS DECISION

Mover: Cr Nemesh
Seconder: Cr Westwood

That Council resumes in open session.

At 12.07 pm, Council resumed in open session.

Resolutions from closed session made public

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

13. Meeting Closure

THE MEETING CLOSED AT 12.17 AM.

.....
SIGNED AND CONFIRMED
MAYOR
18 FEBRUARY 2025

MAYORAL MINUTES

CM/6/25.02



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.

MAYORAL MINUTE

CM/6.1/25.02



Subject: Bronte Park - Christmas Day Consultation

TRIM No: A24/1173

Author: Mayor of Waverley, Cr Nemesh

RECOMMENDATION:

That Council:

1. Notes that Waverley's beaches are frequented by hundreds of thousands of visitors over the summer period.
2. Notes the significant improvements made to the operations and communications for the Summer Safe 2024–2025 program, including the additional services, as follows:
 - (a) Community open space ambassadors.
 - (b) User pays policing.
 - (c) Security guards.
 - (d) Council rangers.
 - (e) Public place cleansing staff and additional waste facilities.
 - (f) Traffic management.
 - (g) Lifeguard services.
 - (h) Toilet facilities.
3. Writes to the NSW Premier, the Hon Chris Minns MP, advocating for some costs including user pays policing to be covered by the State Government and not cost-shifted to the residents of Waverley for the 2025–26 Summer Safe Program.
4. Provides copies of the letter sent to the Premier to:
 - (a) The Member for Vaucluse, Kellie Sloane MP.
 - (b) The Member for Coogee, Marjorie O'Neill MP.
5. Notes community and resident feedback in relation to the use of Bronte Park and Beach on Christmas Day 2024, specifically the rubbish and waste.
6. Officers prepare a report for Council no later than June 2025 with an analysis on options and recommendations for the Summer Safe 2025–26 program with a specific focus on Christmas Day celebrations at Bronte including:

- (a) Whether Council facilitates a free or ticketed event.
 - (b) Consideration of crowd restrictions and capacity issues.
 - (c) Restrictions on the permissibility of glassware.
 - (d) Additional waste management services.
7. Undertakes community consultation with the Bronte community seeking feedback on Council's operations for the 2025–26 Summer Safety Program and specifically Christmas Day including Council's online community engagement website (Have Your Say) and a community forum to be held in April 2025.
 8. Notifies the Precinct Committees of this mayoral minute.

Background

Bronte Beach on Christmas Day once again saw a surge of visitors, notably backpackers, and holiday makers which led to issues in maintaining the park, public access and public amenities. Excessive littering continued to be an issue, as partygoers often leave behind rubbish such as plastic bottles, food containers, and glass, which can lead to environmental and public safety issues. Additionally, issues relating to noise, loud amplified music and disorderly behaviour from large groups again impacted local residents and other visitors.

This 2024 Christmas Day, there was an approximate 20% increase in visitors to Bronte Park, which required additional resources for crowd management, public amenity cleaning and waste management. Among a range of management measures taken by Council, a temporary pathway system installed in the park for police to identify potential antisocial behaviour issues proved successful. Additional toilets provided on the day were also well utilised and easily accessible.

Waste management infrastructure provided in the park was significantly increased on Christmas Day, however servicing of bins and the collection of litter remained challenging due to the numbers and density of the crowd. While all litter was removed and the park was clean by 9am the following morning, there is a need to ensure that all litter and rubbish is removed as soon as festivities have ceased. The quantity of broken glass found in the park the following day is also concerning and must be addressed.

Communication processes continued to be implemented this past Christmas with briefings for all major stakeholders including all surf clubs, and letters sent to local residents informing them of measures being undertaken by Council.

The Summer Safe Program and management of Christmas Day resulted in no significant public safety or anti-social behaviour incidents. However, further opportunities for improvement need to be developed based on stakeholder feedback.

On-site improvements being considered for next year include a dedicated emergency services area in or adjacent to the park, provision of water stations to reduce dehydration incidents, improved traffic management measures which includes provisions for ride-sharing services, and a review of NSW Police resourcing including user pays services. Council will also consider the engagement of a dedicated event cleaning team to clean the park when festivities have ceased. These cleaners were trialled over the Australia Day long weekend with great success and impact.

Council has received and acknowledges the feedback from local residents on the impacts associated with the use of Bronte Park on Christmas Day. This feedback includes concerns regarding safety, noise, broken glass and litter. To further improve Council's management of Christmas Day, and the Summer Safety Program, I propose that Council undertake community consultation including an online Have Your Say survey, and a community forum to be held in April 2025. I encourage all community members to provide feedback.

MAYORAL MINUTE

CM/6.2/25.02



Subject: Sister Cities Program

TRIM No: A15/0021

Author: Mayor of Waverley, Cr Nemesh

RECOMMENDATION:

That Council:

1. Writes to the City of Edinburgh to initiate the establishment of a Friendship Agreement, with the objective to explore the development a long-term Sister City Agreement.
2. Officers prepare a report to Council no later than May 2025 that includes the following:
 - (a) Confirmation on the response to the invitation.
 - (b) Recommendations on key priorities and programs to be explored between the two cities.
 - (c) Communications and engagement opportunities to progress the establishment of a Sister City Relationship.
 - (d) Recommendations for community engagement and inclusion opportunities associated with a potential Sister City Program.
 - (e) Recommendations on appropriate governance processes and funding options for a future Sister City Program.

Background

Waverley and the City of Edinburgh share a unique historical link. The Waverley local government area takes its name from Waverley House, which was the home of Barnett Levey, the first free male Jewish settler in Australia and founder of the nation's first permanent theatre, the Theatre Royal. Waverley House was named after Edward Waverley, the fictional hero of Sir Walter Scott's *Waverley* novels, which were among Barnett Levey's favourite books.

Sir Walter Scott was born and has a deep connection with the City of Edinburgh. Waverley Station in Edinburgh takes its name from the novel, as do the streets Waverley Park and Waverley Place, and the Scott Monument in Edinburgh is the second-largest monument to a writer in the world.

Edinburgh is renowned for its international festivals and, in particular, the Edinburgh International Festival, the Edinburgh Tattoo and the Edinburgh Fringe Festival which is the world's largest performance arts festival. Waverley is a community that prides itself on its artistic and festival culture with more activations and events occurring at Bondi Beach and within Bondi Junction than ever before. There are many synergies both historically and culturally which align both cities. A formal relationship would be beneficial to Waverley Council and to our community.

A Sister City relationship can create enduring networks of collaboration between the cities to establish cultural, educational, and economic ties between the two communities through official exchanges and collaborations. Each relationship established under a Sister Cities relationship is unique. However, most agreements focus on delivering benefits, growth or outcomes in one or more of the following areas:

- Promote cultural awareness, understanding and friendship.
- Develop economic activity including trade, tourism, sport and investment.
- Support educational exchange to increase knowledge, global awareness and foster harmony.

Councils often commence with development of a Friendship Agreement, which supports the establishment of an initial joint relationship, to further explore joint opportunities and programs to secure long-term Sister City Agreement.

To support the establishment and implementation of a Sister Cities Program, we request that Council writes to the City of Edinburgh to commence discussions on the establishment of a joint Friendship Agreement. It is recommended that Council staff report back to Council on key priorities to be explored between the two cities, and recommendations on appropriate governance and funding options for a future Sister City Program.

MAYORAL MINUTE

CM/6.3/25.02



Subject: Utility Works - Damage to Council Assets

TRIM No: A25/0273

Author: Mayor of Waverley, Cr Nemesh

RECOMMENDATION:

That Council:

1. Acknowledges the significant disruption and inconvenience caused by the uncoordinated excavation and reinstatement of public infrastructure by utility companies, including Ausgrid, Jemena, Telstra and Sydney Water, particularly in Waverley's densely populated and geographically complex urban environment.
2. Notes the shortcomings of the current legislative framework, primarily the *Roads Act 1993*, which grants utilities overriding authority over councils and hinders effective coordination of infrastructure works, despite the intent of guidelines such as iWORCS to promote collaboration.
3. Notes the negative impact of uncoordinated works on:
 - (a) Council capital works programs and budgets.
 - (b) Road and footpath quality and longevity.
 - (c) Traffic flow and pedestrian safety in high-traffic areas.
 - (d) The local environment and heritage conservation efforts.
 - (e) Community amenity and quality of life.
4. Expresses particular concern about the impact of uncoordinated works on Waverley's unique characteristics, including:
 - (a) The high density of residential and commercial development.
 - (b) The presence of significant heritage buildings and precincts.
 - (c) The challenging topography, including steep slopes and limited access.
 - (d) The high volume of pedestrian and vehicular traffic.
5. Endorses the need to advocate for a comprehensive review and reform of the legislative framework governing utility works, including the *Roads Act 1993* and the *Local Government Act 1993*.
6. Requests the Mayor to write to the Premier of NSW and relevant Ministers, including the Minister for Local Government, the Minister for Transport, the Minister for Energy, the Minister for

Planning, the Minister for Customer Service, the Minister for the Environment and the Minister for Heritage, urging them to consider the current imbalance and promote a more collaborative approach to infrastructure management that considers the specific challenges faced by local councils such as Waverley Council.

7. Collaborates with other councils through the General Managers' Group in the Southern Sydney Regional Organisation of Councils (SSROC) to present a unified front in advocating for legislative reform.
8. Informs the following stakeholders of this motion:
 - (a) The Member for Vaucluse, Kellie Sloane MP.
 - (b) The Member for Coogee, Marjorie O'Neill MP.
 - (c) The Member for Wentworth, Allegra Spender MP.
 - (d) All Precinct Committees.

Background

The repeated excavation and reinstatement of public infrastructure by utility companies like Ausgrid, Jemena, Telstra and Sydney Water cause significant disruption and inconvenience to residents and businesses, particularly in densely populated and geographically complex areas like Waverley Council.

This issue stems from a legislative framework, primarily the *Roads Act 1993*, which grants these utilities overriding authority over local councils, allowing them to conduct works without proper coordination with council schedules. This often leads to situations where newly completed council projects, such as road resurfacing or footpath upgrades, are swiftly undone by utility excavations, wasting public funds and causing unnecessary inconvenience.

This is particularly problematic in the Waverley local government area (LGA), where the narrow streets, high pedestrian traffic and significant development activity further amplify the disruption caused by uncoordinated works. Furthermore, the lack of coordination between utilities and councils can lead to safety hazards, traffic congestion, and damage to the environment.

The current system also places an undue burden on local councils, which are often left to manage the consequences of uncoordinated works, including addressing community complaints and repairing damaged infrastructure. In Waverley, where community expectations for amenity and service delivery are high, this burden is particularly acute.

To address this issue, there should be comprehensive review and reform of the legislative framework governing utility works, including the *Roads Act 1993*, the *Local Government Act 1993* and potentially other legislation.

Any reform should prioritise greater collaboration and communication between utilities and local councils in the planning and execution of infrastructure projects, with specific consideration for the unique needs of each council area. Legislation should give council greater control over timing of works, adequate consultation (planning) time and cost recovery/compensation for the disruption caused and reduced life expectancy of road assets that are affected.

This motion seeks to advocate to relevant Ministers and other councils for ongoing conversation on the topic. By advocating for legislative reform and exploring collaborative solutions, council can

contribute to a more efficient and sustainable approach to infrastructure management in the Waverley LGA, considering the unique characteristics and needs of the local area.

REPORT
CM/7.1/25.02

Subject: Audit, Risk and Improvement Committee Meeting - 18 September 2024 - Minutes

TRIM No: SF23/5437

Manager: Richard Coelho, Executive Manager, Governance

Director: Tara Czinner, Director, Corporate Services

RECOMMENDATION:

That Council notes the minutes of the Audit, Risk and Improvement Committee meeting held on 18 September 2024 attached to the report.

1. Executive Summary

Council established the Audit, Risk and Improvement Committee (ARIC) in February 2019. In accordance with the ARIC terms of reference, the minutes are reported to Council once confirmed by ARIC.

The minutes of the meeting held on 18 September 2024 were confirmed by the ARIC at its meeting on 21 November 2024 and are attached to this report.

2. Introduction/Background

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

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

In accordance with clauses 9 and 10.1 of the ARIC terms of reference, the minutes are reported to Council after being confirmed by the Committee and subsequently published on Council's website.

3. Relevant Council Resolutions

Nil.

4. Discussion

Nil.

5. Financial Impact

There is no unbudgeted cost to Council to prepare these minutes.

6. Risks/Issues

The minutes are reported to Council for information only.

7. Attachments

1. ARIC - 18 September 2024 - Minutes [↓](#)



**MINUTES OF THE AUDIT, RISK AND IMPROVEMENT COMMITTEE MEETING
HELD BY VIDEO CONFERENCE ON WEDNESDAY, 18 SEPTEMBER 2024**

Voting Members Present:

Elizabeth Gavey (Chair)	Independent Member
Sheridan Dudley	Independent Member
John Gordon	Independent Member

In Attendance:

Sharon Cassidy	Acting General Manager
Nik Zervos	Acting Director, Assets and Operations
Tara Czinner	Director, Corporate Services
Fletcher Rayner	Director, Planning, Sustainability and Compliance
Ben Thompson	Director, Community, Culture and Customer Experience
Kenny Tan	Associate Director, Financial Audit, Audit Office of NSW (Item 5.1)
Jarrold Lean	Internal Auditor (Partner, Risk Consulting, Grant Thornton Australia)
Mahesha Rubasinghe	Internal Auditor (Director, Risk Consulting, Grant Thornton Australia)
Daniel Farthing	Partner, Risk Consulting, Grant Thornton Australia (Item 5.11)
Kevin Xia	Senior Manager, Risk Consulting, Grant Thornton Australia (Item 5.11)
Francis Mangru	Project Manager, AEC Group Pty Ltd (Item 5.1)
Graham Jarvis	Project Director, AEC Group Pty Ltd (Item 5.1)
Teena Su	Executive Manager, Finance
Richard Coelho	Executive Manager, Governance
Kevin Trinh	Acting Chief Information Officer (Items 5.7 and 5.11)
Sneha Sebu	Coordinator, Integrated Planning and Reporting (Items 5.3 and 5.4)
Lucas Atkinson	Executive Officer, General Manager's Office (Item 5.6)
Rodhan Haughton	Acting Executive Manager, Major Projects (Item 5.5)
Al Johnston	Committee Secretary

Prior to the commencement of the meeting, the Director, Planning, Sustainability and Compliance gave a presentation to the ARIC members on the compliance backlog.

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

ACKNOWLEDGEMENT OF INDIGENOUS HERITAGE

The Chair read the following Acknowledgement of Indigenous Heritage:

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

1. Apologies

Apologies were received from Emily Scott, General Manager, Manuel Moncada, Director, Financial Audit, Audit Office of NSW, and Chirag Sachdeva, Manager, Audit and Risk.

Due to the Council election, no Councillor member has been appointed to the Committee for this meeting.

2. Declarations of Pecuniary and Non-Pecuniary Interests

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

3. Confirmation of Minutes

ARIC/3.1/24.09 Confirmation of Minutes - Audit, Risk and Improvement Committee Meeting - 1 August 2024 (A23/0765)

DECISION:

That the minutes of the Audit, Risk and Improvement Committee meeting held on 1 August 2024 be received and noted, and that such minutes be confirmed as a true record of the proceedings of that meeting.

4. Actions from Previous Meetings

ARIC/4.1/24.09 Actions from Previous Meetings (SF23/5439)

DECISION:

That the Committee notes the status of the actions from previous meetings as at 18 September 2024 attached to the report.

DISCUSSION

The Committee expressed its satisfaction with the number of action items that have been closed and clarified that closed items remain in the table for the calendar year and the data in the table used in the ARIC Annual Report.

5. Reports

ARIC/5.0/24.09 NSW Audit Office – Matters to Report (A24/0111)

DECISION:

That the Committee:

1. Notes the update on the 2023/24 Audit.
2. Suggests management consider removing the environmental sustainability section from the executive summary in the Financial Statements, due to this being a non-reportable component.
3. Requests a clearance meeting be held with the Finance team and the Audit team prior to 31 October 2024.
4. Requests an in-camera meeting with the external auditors be held before the end of October 2024.

DISCUSSION

The Committee discussed progress with the 2023/24 audit and were informed by the Audit Office that it was tracking well. Upon request by the Audit Office, the Committee supported the removal of the environmental sustainability section from the Financial Statement's executive summary as it is a non-reportable component and outside the scope of the audit. Council can include such disclosures in its Annual Report.

The Committee requested a clearance meeting be held with the Finance team and the Audit team prior to 31 October 2024. The timing and purpose of the meeting and the best way for the ARIC to provide feedback on the Financial Statements was also discussed.

The Committee also requested an in-camera meeting be held with the external auditors before the end of October 2024.

ARIC/5.1/24.09 Financial Sustainability - Presentation from AEC (A24/0559)

DECISION:

That the Committee:

1. Notes the presentation from AEC on the review of Council's financial sustainability.
2. Receives an update report on any changes to the way Council's financial position is reported to Council as a result of the review, and on Stage 2 of the review when it is completed.
3. Members receive a copy of the AEC review report and the presentation.

DISCUSSION

AEC presented the outcomes of an independent Financial Sustainability Assessment for Waverley Council. The assessment was the first stage of a broader Financial Sustainability Review regarding the medium to long-term financial sustainability of the Council.

The presentation reviewed the historical performance and benchmarking, assessment of cash and restrictions, assessment of asset management approach and sustainability assessment.

The primary objective of the Financial Sustainability Review was to assess the long-term sustainability of the Council's current financial settings and direction, identify key drivers and determinants of future sustainability and facilitate the development of an improved sustainable long-term financial plan with strategies to avert potential issues from emerging in the future.

The second stage of the Financial Sustainability Review is currently underway, which looks to scenario planning and options assessment as well of development of strategies and plans for review with a new term of Council.

The Committee requested an update report be presented to the Committee on any changes to the way Council's financial position is reported to Council as a result of the review, and on Stage 2 of the review when it is completed. A copy of the review report and the presentation from today's meeting will be distributed to Committee members.

ARIC/5.2/24.09 General Manager's Update (SF23/5441)

DECISION:

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

DISCUSSION

The Acting General Manager provided a verbal update to the Committee. The key points were as follows:

Councillor Induction Program

- Outline of the program including councillors' professional development planning.

ICT Program Update

- TechOne migration
- Capability assessments core systems
- Core system project control group meetings
- Information management and privacy
- Cyber security maturity uplift
- Pathways to user experience

People and Culture Team Restructure

- Embedding of the People and Culture team with a focus on HR, Safety, Organisational Culture and Transformation within the General Manager's Unit.

The Committee discussed the Council election, the number of new councillors elected and the induction program to onboard them as soon as possible.

Regarding the ICT Program update, the Committee was advised that the TechOne upgrade is slightly delayed, but the program is running to schedule, and associated resourcing is progressing.

ARIC/5.3/24.09 Integrated Planning and Reporting and Performance Measurement (A22/0557)

DECISION:

That the Committee notes Council's approach to performance data gathering and reporting under the Integrated Planning and Reporting Framework and details of the Performance Data Improvement Project, as set out in the attachment to the report.

DISCUSSION

The Committee expressed their satisfaction with the report stating it shows good progress from where the organisation was at the last report and a good direction.

It was suggested by Committee members that the reporting would be improved by having a table of dates for the activities to better indicate which ones have been completed and which are outstanding.

The moderation process for the self-assessment of the KPI's being reported was discussed, and the Committee suggested that an internal audit of the performance measurement data and process could be considered in future.

ARIC/5.4/24.09 Delivery Program 2022-26 - Six-Monthly Progress Report (A22/0557)**DECISION:**

That the Committee notes the six-monthly progress report on the Delivery Program 2022–2026, as set out in the report.

DISCUSSION

The Committee expressed satisfaction with the progress report and the high number of targets met. It was suggested by the Committee that the report would benefit from detailed explanations where a target was not achieved and the impact of the same, referring to the beach safety talks as an example.

The Committee discussed the difference between outcomes, outputs, activities and measures, and the need to distinguish between them in the progress report and to use consistent language. The addition of a glossary and definitions section was suggested.

ARIC/5.5/24.09 Capital Works Program - Update (A21/0532)**DECISION:**

That the Committee:

1. Notes the progress on the Capital Works Program and the update on key projects, as set out in the report.
2. Agrees to quarterly reporting on the Capital Works Program.

DISCUSSION

The Committee thanked management for taking its suggestions onboard to improve the level of reporting.

The Committee identified the following aspects of the reporting that could be further improved:

- The consistency of ratings.
- An explanation of the triggers for a red and amber rating.
- The inclusion of dollar values of the original project where variations and projections are mentioned.
- The inclusion of additional commentary where there are overruns and variations.
- The inclusion of project timeframes and milestones.
- Where a risk rating has changed, the inclusion of the previous risk ratings so change over time can be tracked.

- Inclusion of a commentary about the overall project program, noting that this could identify issues regarding overall program risk levels and 'pinch points'.
- Consistency of the assumptions used in Council's financial documents.

The Committee suggested a snapshot on a page of the key projects be prepared for new councillors as part of their induction to assist them in thinking strategically about the capital works program.

ARIC/5.6/24.09 Service Reviews - Update (A23/0209)

DECISION:

That the Committee:

1. Notes the update on the implementation and status of the Service Review Program, as set out in the report.
2. Receives a report on the outcome of the prioritisation of the service review program in light of the AEC report on Council's financial sustainability.

DISCUSSION

The Committee discussed a reconsideration of the service review program given the findings in the AEC review of Council's financial sustainability. Management confirmed that the AEC report will inform the process of identifying service review priorities over the next quarter. The Committee requested that it receive a report on the outcome of the prioritisation process.

Management confirmed that all completed service reviews will be presented to the Committee for feedback.

The Committee suggested integrating service reviews with internal audit reviews in some way as the two are not mutually exclusive.

ARIC/5.7/24.09 Artificial Intelligence Impacts (A18/0665)

DECISION:

That the Committee notes the impacts of artificial intelligence within Council, as set out in the report.

DISCUSSION

The Committee discussed the risks associated with AI at Council, particularly of staff using AI on Council information with no one's knowledge, as well as the development of a staff awareness program.

ARIC/5.8/24.09 Enterprise Risk Management - Update (A17/0245)

DECISION:

That the Committee notes the update on the Emergency Planning and Response Procedures Project and the Corporate Business Continuity Policy review, as set out in the report, which are being carried out under the Enterprise Risk Management program.

DISCUSSION

The Committee discussed the completeness of the emergency planning and response framework, the need for the development of a quick and high level response plan, and plans to train staff and test the framework.

The Committee suggested the next ERM update report include information about risk mitigation and how the work being done mitigates the risks.

ARIC/5.9/24.09 Audit and Risk Unit - Work Plan (A17/0245)**DECISION:**

That the Committee notes the Audit and Risk Unit's work plan attached to the report.

DISCUSSION

The Committee expressed satisfaction with the work plan as a solid starting point and looked forward to seeing it materialise over the coming months.

ARIC/5.10/24.09 Internal Audit Plan 2024-25 - Status Update (A21/0369)**DECISION:**

That the Committee:

1. Notes the status of the Internal Audit Plan 2024-25 attached to the report.
2. Requests that future audit reports include a high level Quality Assurance and Improvement Program (QAIP) section.
3. Requests a brief report at the next meeting summarising Internal Audit's response to the new Global International Audit Standards.

DISCUSSION

The Committee discussed Quality Assurance and Improvement Program (QAIP) reporting for Internal Audit and Internal Audit's response to the changes to the international internal audit standards applying from 2025. The Committee requested that future audit reports include a high level Quality Assurance and Improvement Program (QAIP) section, and that a brief report summarising Internal Audit's response to the new Global International Audit Standards be presented to the next meeting.

ARIC/5.11/24.09 Internal Audit Report - Cybersecurity Essential 8 Maturity Assessment (A21/0368)**DECISION:**

That the Committee:

1. Notes the Internal Audit Report – Cybersecurity Essential 8 Maturity Assessment attached to the report.

2. Requests that timelines and targets be provided in the next ICT Modernisation Program report.

DISCUSSION

The Committee noted that there were no surprises in the audit report and was pleased Council's maturity level has been independently verified as Level 1, confirming good progress has been made.

Management confirmed the identification of Council's key systems is continuing and the Mandatory 25 are currently being addressed and monitored. The Committee requested that associated timelines and targets be provided in the next ICT Modernisation Program report to the Committee.

No major cyber security issues were reported to the Committee.

ARIC/5.12/24.09 Internal Audit Scope - Early Education Centres and Family Day Care Financial Reporting (A21/0368)**DECISION:**

That the Committee notes the internal audit scope for the review of Early Education Centres and Family Day Care Financial Reporting attached to the report.

DISCUSSION

The Committee expressed its satisfaction with the revised scope and its reinforcement of the intention to promote efficient financial oversight of the operations, and it looks forward to the final audit report.

ARIC/5.13/24.09 Draft ARIC Work Program 2025 - Review (SF23/5438)**DECISION:**

That:

1. The Committee endorses the draft ARIC Work Program for 2025 attached to the report, subject to the following amendments:
 - (a) Inclusion of the mechanism to track the Committee's compliance with its responsibilities referred to in the report.
 - (b) The improvement aspect of the Committee's responsibilities be reflected in the plan by adding a column with an '(i)' next to all the 'improvement' items.
 - (c) The four-yearly review of the Internal Audit be undertaken in the fourth year of the Council's term.
 - (d) A line item covering Privacy and Personal Information Protection Act controls be added to the work plan.
2. The amended draft work plan be circulated to Committee members for comment prior to the next meeting.

DISCUSSION

The Committee confirmed that the matters listed in the 2024 ARIC Work Plan to be considered at this meeting have been met.

The Committee expressed its satisfaction with the format of the draft work plan and requested that the improvement aspect of the Committee’s responsibilities be reflected in the plan by adding a column with an ‘(i)’ next to all the ‘improvement’ items.

The Committee also requested management consider conducting the four-yearly independent review of the Internal Audit function in the fourth year of the Council’s term and the work plan be adjusted accordingly.

The Committee requested that the revised draft work plan be circulated to members for comment prior to the next meeting.

6 Other Business

ARIC/6.1/24.09 – ARIC Meeting Dates 2024

The remaining Committee meeting dates for 2024 are as follows:

- 9 am, Thursday 21 November 2024

There is also a special meeting scheduled for 9am on 8 October 2024 for management and the independent members to discuss the draft Financial Statements.

ARIC/6.2/24.09 – General Matters

DISCUSSION

The Committee discussed the following matters:

- The meeting on 8 October 2024 was confirmed and, in accordance with the ARIC work plan, and in-camera meeting with the External Auditor will be arranged to follow, as will the clearance meeting referred to at item ARIC/5.0/24.09 of the minutes.
- An in-camera meeting with the Internal Auditor to be held before the end of the year.
- Committee meeting dates for 2025 need to be finalised with Committee members as soon as possible.
- The Committee Chair advised that the questionnaire for the ARIC self-assessment will be circulated shortly.
- The term of Committee membership, noting that the current members’ terms expire at the end of the calendar year.

7. Meeting Closure

THE MEETING CLOSED AT 12.44 PM.

.....
SIGNED AND CONFIRMED
CHAIR
21 NOVEMBER 2024

REPORT

CM/7.2/25.02



Subject: Multicultural Advisory Committee Meeting - 20 November 2024 - Minutes

TRIM No: A24/0249

Manager: Annette Trubenbach, Executive Manager, Community Services

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

RECOMMENDATION:

That Council notes the minutes of the Multicultural Advisory Committee meeting held on 20 November 2024 attached to the report.

1. Executive Summary

This report provides information about Council's Multicultural Advisory Committee (MAC) meeting held on 20 November 2024. The minutes of the meeting are attached to this report.

2. Introduction/Background

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

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

3. Relevant Council Resolutions

Nil.

4. Discussion

The MAC has been active for many years, providing input and advice on a range of issues relating to culturally and linguistically diverse communities.

5. Financial Impact

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

6. Risks/Issues

Nil.

7. Attachments

1. MAC - 20 November 2024 - Minutes [↓](#)

MULTICULTURAL ADVISORY COMMITTEE MINUTES

Wednesday 20 November 24
6pm – 7:30pm



1. Welcome and Acknowledgement of Country

Acknowledgement of Country was conducted by Councillor Nemesh.

Present

Councillors	
Clr Will Nemesh	Mayor/Chair
Clr Dov Fraser	Councillor
Clr Ludovico Fabiano	Councillor
Council Officers	
Ben Thompson	Director, Community, Culture and Customer Experience
Annette Trubenbach	Executive Manager, Community Programs
Madly Bodin	Diversity Community Development Officer
Rebecca Rodwell	Manager, Community Planning & Partnerships
Community Member/Organisations	
Anna Friedman	Community Member
Lana Kofman	Jewish Care
Emily Bogue	Community Member
Marcia Monje de Castro	Community Member
Raphael Crowe	Community Member (online)
Linda Deutsch	Expert
Rozy Dorizas	Community Member
Valentina Baú	Community Member (online)

2. Apologies

Margaret Teed, Baris Atayman, Emily Scott, Clr Lewis, Clr Westwood, Clr Spicer

3. Acceptance of previous minutes & business arising

The minutes were accepted by Anna and seconded by Lana.
No business arising.

4. Declarations of Pecuniary and Non-Pecuniary Interests

NIL

5. MAC membership update and introductions

The Councillors and Committee members introduced themselves to the group.



6. Mayoral Minutes

Support for the Jewish Community - Collaboration with Woollahra Council on Public Artwork

The Mayor informed the Committee of his Mayoral Minute. The Mayoral Minute was unanimously accepted by Councillors.

See page 5 of the Minutes of the 29 October 2024 Waverley Council Meeting:

https://waverley.infocouncil.biz/Open/2024/10/CM_20241029_MIN_794.PDF#page=5

- The process is just starting with initial discussions between the 2 Councils. Officers will report back to Council with a budget, timeframe, scope and location
- The public art will help show the Jewish community that they are valued and their pain and suffering felt with the rising antisemitism is acknowledged
- This will be a long process with several opportunities for feedback and input
- Advisory Committee members asked questions and provided feedback to the Mayor on his Mayoral Minutes, and there was a discussion about topics such as safety, security and consulting the community.

Antisemitic Graffiti

The Mayor informed the Committee of above Mayoral Minute. Unfortunately there has been a significant rise in antisemitic graffiti in the Waverley area on private and public infrastructure. The police have established a taskforce to respond to this as it is very targeted and creating a lot of fear in the community.

This has had significant cost to Council who have worked very hard to tackle the issue, with the public cleansing team attending to and removing the graffiti within 24 hours.

The police are taking this very seriously and have committed resources to identifying the perpetrators. See page 6 of the Minutes of the 29 October 2024 Waverley Council Meeting:

https://waverley.infocouncil.biz/Open/2024/10/CM_20241029_MIN_794.PDF#page=6

The Mayor informed the Committee about a Mayoral Minute he would be putting forward at the next Council meeting around Council working on an antisemitism strategy and a round table with local leaders.

7. Culture Waves (Youth Social Cohesion Project) Update

The background of the project has been shared at previous meetings.

Since August, the Youth Reference Group has met 6 times and they are a group of incredible young people who want to make a difference. Council Officers have been engaging with schools and young people directly to encourage them to join the program which will run between February and March next year. The young people want to create a space where they are not being patronised. A lot of work takes place between sessions to refine the model.

We are currently recruiting for mentors and have interviewed 6 to date. They will assist the participants by exploring strengths and building supportive environments and relationships. None of



these mentors have previously been connected to Council so it is positive to enhance engagement with a diverse group of community members.

The committee were pleased with the level of engagement with young people.

8. Cultural Diversity Strategy 2021 – 2031

- Summary of actions completed under focus areas since 2021
- Discussion on priorities and additional actions required

At each MAC meeting, Council officers have summarised and reported to the committee about what has been achieved in connection to the Cultural Diversity Strategy. There have been a number of achievements as a result of the implementation of the strategy.

Implementing the strategy has ensured Council is more active around diversity and inclusion.

The committee requested information about the demographics of Waverley, which can be accessed via Profile ID <https://profile.id.com.au/waverley> or the Australian Bureau of Statistics <https://www.abs.gov.au/>.

The committee congratulated Council Officers on the work that has been achieved including the events and activities that create connections and bring the community together.

The committee spoke about music bringing people together and promoting cohesion and queried if Council could do more to enable musicians to share their culture through events and busking.

Waverley Council has a Street Performance Policy available on

https://www.waverley.nsw.gov.au/__data/assets/pdf_file/0019/218017/Waverley_Council_Street_Performance_Policy_and_Guidelines_2023.pdf.

The Arts and Culture team feature world music in their programming – the program for 2025 will be shared with the committee.

The committee wanted to acknowledge former MAC member S. Marie, who has resigned from the committee and is working for Council in the Customer Experience team.

9. Events Coming Up

Council officers share upcoming events:

- Mark & Evette Moran Nib Literary Award
- Head On Photo Exhibition
- The Carols by the Sea
- The Mayor's Festive High Tea

A Chanukah event will be held in the Boot Factory courtyard on 17 December, and the information will be shared with the MAC.

**10. Other Business/Correspondence**

A documentary is being made about Ukrainian refugees coming to Australia – Lana will share the details for Council as an option to participate and share the support that Council has provided. Lana also wanted to share that Jewish Care runs a Shabbat dinner every Friday night and members of the community are invited to join.

The meeting ended at 7:22pm and the Chair thanked everyone for coming and looks forward to meeting next year.

11. Next Meeting

The meeting dates for 2025 will be shared early in the new year.

REPORT

CM/7.3/25.02



Subject: Reconciliation Action Plan Advisory Committee Meeting - 3 December 2024 - Minutes

TRIM No: A24/0293

Manager: Annette Trubenbach, Executive Manager, Community Services

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

RECOMMENDATION:

That Council notes the minutes of the Reconciliation Action Plan Advisory Committee meeting held on 3 December 2024 attached to the report.

1. Executive Summary

This report provides information about the minutes of the Reconciliation Action Plan (RAP) Advisory Committee meeting held on 3 December 2024 for Council's noting. The minutes are attached to the report.

2. Introduction/Background

The RAP Advisory Committee was established to support implementation of Council's Innovate Reconciliation Action Plan.

3. Relevant Council Resolutions

Nil.

4. Discussion

The Committee's objective is to provide cultural advice, guidance, feedback and support around implementation and monitoring of actions, projects and commitments identified in the RAP. Along with updated terms of reference, and following recent discussions, a report will soon come to Council recommending a name change, with members having expressed a preference for 'First Nations Advisory Committee.'

5. Financial Impact

Nil.

6. Risks/Issues

Nil.

7. Attachments

1. RAP - 3 December 2024 - Minutes [↓](#)

Reconciliation Action Plan Advisory Committee Meeting Minutes



3 December 2024, 6pm-7:30pm

The Cloud Room, Boot Factory 27 – 33 Spring St Bondi Junction

1. Welcome and Acknowledgement of Country

The meeting opened at 6:10 and the Chair acknowledged country.

Present

Councillors	
Clr Lauren Townsend	Councillor (Chair)
Clr Ludovico Fabiano	Councillor
Council Officers	
Ben Thompson	Director, Community, Culture and Customer Experience
Annette Trubenbach	Executive Manager, Community Programs
Rebecca Rodwell	Manager, Community Planning & Partnerships
Matilda Brown	Aboriginal Community Development Officer
Community Member/Organisations	
Earl Weir	Member
Gene Ross	Member
Dr Sarah Jane Moore	Member
Brad Franks	Member
Liz Tierney	The Gujaga Foundation (online)
Michael Ingrey	Guest (online)
Simone Hardman	Student

2. Present/Apologies

Clr Nemesh, Clr WY Kanak, Clr Masselos, Clr Westwood, Emily Scott, Kirsty Beller, Micheal Mahoney, Walangari Karntawarra

Councillor Townsend is a new Councillor and the new chair of the Advisory Committee. Councillor Townsend introduced herself and spoke about her background working in Far North Queensland for the Aboriginal Legal Service and is passionate about advocating for Aboriginal and Torres Strait Islander people.



3. Acceptance of previous minutes and matters arising

Minutes from the May 15 2024 meeting were moved and accepted via email

Moved – Sarah Jane **Seconded** – Gene

No matters were raised.

4. Bondi Pavilion Digital Screens x Dharawal Language

At the previous meeting, the committee discussed the possibility of integrating Dharawal words across screens in the Pavilion. The Gujaga Foundation supported the project, and Matilda presented the slides with the art/words for the committee, some of whom have seen the slides at the Pavilion and appreciate that this supports what many local kids are learning locally.

A question from the committee was asked about how the Gujaga Foundation do the research about the Dharawal language. Liz and Micheal responded that there had been decades of work from individuals and families reviewing recordings, colonial documents and oral history. The committee acknowledged the involvement of Micheal's family as key drivers of the language reclamation.

The committee were reminded of the Dharawal Language App which is available for free.

5. Work Experience and Traineeships - Update

Council has recently hosted 16 Aboriginal work experience students, from schools throughout the eastern suburbs. The idea of work experience is to give the students a taste of what it is like to work at Council in the future in their area of interest, and Council also has 5 school based traineeships on offer next year. This experience enabled them to see whether they are interested in pursuing the traineeships.

6. Cultural Audit Recommendations

In May 2024, Council endorsed the Gujaga Foundation's recommendation for a proposal to rename three sites, including Cadigal Place.

At the October Council meeting on 29 October, and following resident feedback, Council resolved to not proceed with the proposed name change of Cadigal Place.

The proposal for the renaming of Biddigal Reserve and Eora Reserve are currently on public consultation via 'Have your say'. Following this process, the feedback will be collated and a submission will be sent to the GNB, who will also seek community feedback, therefore it is a lengthy process.

Feedback from the committee suggested that Biddigal Reserve is looking great after recent maintenance.

7. Heritage Study Update

The Aboriginal Heritage Study has been approved and the contract with the consultant is in the final stages. Paul Irish will be working together with the Gujaga Foundation and traditional custodians to undertake the work which will begin early next year.

There was a suggestion that Paul is invited to talk about the project – this will be considered for the first meeting in 2025.



8. Committee Terms of Reference & Renaming

After consultation with the Gujaga Foundation, there was not an appropriate local Dharawal word to use for the committee name. Therefore the committee agreed 'First Nations Advisory Committee' was the best proposal to reflect the broader work of the committee. A Council report to be considered by the Council will be presented in the new year. Officers are currently reviewing the Terms of Reference which will be shared with the committee for feedback. This would also be subject to consideration by the Council in the new year. A suggestion by the committee was made to connect with other Council advisory committees.

9. Event Planning and Feedback

- Planning for the dawn reflection is underway. Aunty Lola Ryan will do a Welcome and speech talking about how she feels about the day. The Gamay dancers will perform and also do a smoking. We are also looking for a female dance troupe. Gene suggested that we enquire with Waverley College who have been learning and performing dance too.

The committee reinforced that they would like more First Nations people speaking, including the MC role. The reflection should be unifying, celebrating, reflecting, remembering and an opportunity for looking, listening and learning.

Council will aim to hold a BBQ again and will be in touch with the surf club. This allowed people to stay and connect whilst raising money for the GO Foundation.

Council will keep the Land Council and the Gujaga Foundation informed of the proceedings.

- National Reconciliation Week – This could be an opportunity to organise a get together with other local Councils – a breakfast or event at the Pavilion could be considered.
- NAIDOC Week – the concert was a great success. Officers will explore funding opportunities for NAIDOC in 2025.

10. Other Items

- Public Art at the Pavilion – Council is progressing the artwork by Alison Page and Shane Youngberry. This will provide Council with opportunities to share the process through artist talks and sharing with the local community.
- Councillor Fabiano shared his thoughts of Notice of Motion to Council around adding a second name for each ward (local Dharawal word).

11. Meetings in 2025

The dates for the 2025 meeting will be determined early in the new year.
The meeting was closed at 7:26pm.



**REPORT
CM/7.4/25.02**



Subject: Precinct Committees - Motions and Update

TRIM No: A04/0038

Manager: Emily Scott, General Manager

Director: Emily Scott, General Manager

RECOMMENDATION:

That Council:

1. Notes the status of Precinct Committee motions from April 2024 to December 2024 attached to the report.
2. Notes the update on Precinct activities, as set out in the report.

1. Executive Summary

The purpose of this report is to:

- Provide Council with a consolidated list of motions resolved by Council’s Precinct Committees and the Combined Precincts group for the period April 2024 to December 2024.
- Update Council on Precinct operations, Meet the Candidates (MTC) panels and hybrid meetings.
- Update Council on the sub-committees of the Combined Precincts meeting.

2. Introduction/Background

The attachment to this report sets out the Precinct motions received from April 2024 to December 2024 and includes the Council officers’ responses, as provided in the Council response reports that are presented to the respective Precinct meetings and uploaded to Council’s website.

During this period, Precinct meetings were a combination of online, face-to-face and hybrid formats, where 90 motions were submitted to Council. In addition to motions, Council receives many action requests, i.e. service requests and requests for information. These requests are not included in the attached report.

3. Relevant Council Resolutions

Meeting and date	Item No.	Resolution
Finance, Operations and Community Services Committee 4 June 2024	FC/5.1/24.06	That Council: 1. Notes the status of Precinct motions from May 2023 to April 2024 attached to the report.

		<p>2. Notes:</p> <p>(a) The continued operation of Precinct meetings in face-to-face, online and hybrid formats.</p> <p>(b) The continued engagement of the Precincts and the Combined Precincts group in consultations on Council's strategic projects, programs and plans in face-to-face, online and hybrid formats.</p> <p>(c) That the Combined Precincts Meeting continues to operate in a sub-committee structure.</p>
Council 15 August 2023	CM/7.5/23.08	<p>That Council:</p> <p>1. Notes the status of Precinct motions from June 2022 to June 2023 attached to the report.</p> <p>2. Notes the update on Precinct activities as set out in the report, including:</p> <p>(a) The continued operation of Precinct meetings in face-to-face and online formats, and the soon to commence trial of hybrid meetings.</p> <p>(b) The continued engagement of the Precincts and the Combined Precincts group in consultations on Council's strategic projects, programs and plans in face-to-face and online formats.</p> <p>(c) That Precincts have resumed holding their Annual General Meetings at face-to-face meetings.</p> <p>(d) That the Combined Precincts Meeting continues to operate in its four sub-committee structure.</p>
Finance, Operations and Community Services Committee 5 July 2022	FC/5.2/22.07	<p>That Council:</p> <p>1. Receives and notes the list of Precinct motions from June 2021–May 2022 attached to the report.</p> <p>2. Notes:</p> <p>(a) The continued operation of Precinct meetings during the COVID-19 restrictions via online platforms and the transition back to face-to-face meetings commencing April</p>

		<p>2022.</p> <p>(b) The continued engagement of the Precincts and the Combined Precincts group in consultations on Council's strategic projects, programs, and proposed plans, via online platforms.</p> <p>(c) The March 2022 decision of the Combined Precincts group to resume face-to-face meetings and for all Precincts to hold annual general meetings at their first in-person meeting.</p> <p>(d) The March 2022 decision of the Combined Precincts meeting to establish four sub-committees.</p>
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4. Discussion

Motions

Motions are formal requests for Council to consider taking action/s. Sometimes these motions are resource-intensive and/or are not already accounted for in Council's Operational Plan or budget, and therefore require a resolution of Council.

During the period April 2024 to December 2024, 90 Precinct motions were raised, 74 are classified as complete, and 16 are still in progress. Details of every motion, including Council officer responses, can be viewed in the attached report.

Minutes from the following meetings have not been received by Council. As such, if any motions were raised at these meetings, they have not been included in this report.

- Rose Bay Precinct, 26 February 2024.
- Bondi Beach Precinct, 22 August 2024.
- Bondi Beach Precinct, 2 December 2024.

If the meeting minutes are received at a later date, and motions have been raised at these meetings, they will be included in the next report to Council.

Precinct Committees update

Precinct engagement activities

From April to December 2024, Precincts have continued to provide strategic input into many of Council's projects, some of which include the:

- Bondi Junction Masterplan.
- Community Strategic Plan.
- Walking Strategy.
- Flood Risk Management Survey and Plan.
- South Head Cemetery Plan of Management.

- Ruthven Street Improvements.
- Charing Cross Streetscape Upgrade.
- Curlewis St Streetscape Upgrade.
- Hall Street Improvements.
- Draft Resource Recovery and Waste Strategy.
- Various Planning Proposals and Voluntary Planning Agreements.

Precincts are a key source of information for all Council engagement activities and are regularly alerted to open consultations. The combination of online, face-to-face and hybrid Precinct meetings has enabled Precincts to continue to have input on strategic issues, projects, and programs.

Council has also provided numerous online and face to face out of session meetings to consult with and facilitate feedback from Precincts on high priority matters including Flood Planning in Waverley, the Charing Cross Streetscape Upgrade and more.

Meet the Candidates Panels at Precinct meetings

The Bronte Beach, Bondi Heights, Vaucluse Diamond Bay and Bondi Beach Precincts each hosted a Meet the Candidates Panel for their respective Ward ahead of the September 2024 local government elections. These meetings were very well attended by residents as they provided an opportunity for residents to participate in the democratic processes.

Training

In the lead up to the Meet the Candidate Panels in September 2024, the Community Liaison Coordinated ran a training session for Combined Precinct Executives on 4 July 2024 to explain the processes and procedures that need to be followed when hosting Meet the Candidates Panels.

Update on Combined Precinct Meeting Sub-Committee Structure

Over the past six months, two of the sub-committees have continued to operate and have worked to streamline the work of the Combined Precinct Meeting.

In September 2024, the Precinct Review Committee recommended that the Sub-Committee Structure for Engagement and Planning and Development continue, and to cease the Major Projects and the Operational Matters Sub-Committees.

At the October 2024 Combined Precincts meeting, the attendees agreed with this recommendation. The new Chairs of the Committees presented at the December 2024 Combined Precincts Meeting. The continuation of the Sub-Committees will be reviewed in consultation with the Combined Precincts group.

Hybrid Precinct meetings

Council's Community Liaison Coordinator continues to work with individual Precincts that wish to run hybrid meetings.

5. Financial Impact

Council supports the precinct system via the allocation of a dedicated Community Liaison Co-ordinator position. No additional funds are required to support this report.

6. Risks/Issues

Nil.

7. Attachments

1. Precinct motions - April-December 2024 (under separate cover) [⇨](#)

REPORT

CM/7.5/25.02



Subject: Q2 Budget Review - December 2024

TRIM No: SF24/4957

Manager: Teena Su, Executive Manager, Finance

Director: Tara Czinner, Director, Corporate Services

RECOMMENDATION:

That Council

1. Notes that the Executive Manager, Finance, as the responsible accounting officer, advises that the projected financial position of Council is satisfactory.
2. Adopts the variations to the 2024–25 Operating and Capital budgets in accordance with the attachments to the report.

1. Executive Summary

Following the Q2 2024–25 budget review, Council's proposed budget reforecasts total income of \$189.1m and total expenditure of \$198.4m. This will result in the use of reserves totalling \$9.3m to deliver the planned expenditure program within a balanced budget for 2024–25 financial year.

The following amendments are proposed:

- Increase operating income by \$0.8m to \$166.5m.
- Increase operating expenses by \$0.6m to \$144.5m .
- Increase capital income by \$0.03m to \$22.6m.
- Increase capital expenses by \$0.04m to \$53.4m.
- Decrease reserve utilisation requirement by \$0.3m to \$9.3m.

The Q2 budget review forecasts a balanced budget and improves the Operating Performance Ratio to 0.29% from 0.18% for 2024-25 financial year. The Q2 amendments also improves the reserve balance by \$0.3m to \$101.6m.

2. Introduction/Background

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

Collectively, these documents are known as the Quarterly Budget Review Statement (QBRs). Quarterly reports are required to be submitted at the end of each quarter to Council in accordance with the relevant legislation, section 203 of the *Local Government (General) Regulation 2021*, and that the Responsible Accounting officer of the council prepares and submits to Council a Budget Review

Statement that indicates the latest estimates of income and expenditure for the current financial year. The QBRS must include, or be accompanied by:

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

Council's current approved 2024-25 budget was adopted at its meeting on 26 November 2024.

3. Relevant Council Resolutions

Nil.

4. Discussion

The December Quarterly Budget Review forecasts an increase in income by \$0.8m to \$189.1m. It comprises an \$0.8m increase in operating income and a \$0.03m increase in capital income. It also forecasts a total increase of \$0.5m in expenses, this comprises a \$0.6m increase in operating expenses and a \$0.08m decrease from the Capital Works Program. These have revised the expense program total to \$197.9m (\$198.4m including loan principal repayment) for financial year (FY) 2024-25.

The following table provides a comparison of Council's forecast position between the current approved budget and the Q2 proposed budget and actuals (including commitments) for the second quarter to 31 December 2024.

Table 1. Comparison of current approved budget and Q2 proposed budget.

Table 1 - Q2 Proposed Budget - '000	Original Budget	Current Approved Budget	Q2 Amendment	Q2 Proposed Budget	Q2 change %	Actual (Incl. Commitments) 31 December 2024	Note
Estimated Income	188,596	188,275	784	189,059	0.42%	128,457	
Operating Income	159,746	165,716	753	166,469	0.45%	119,869	1
Capital Income	28,850	22,560	31	22,591	0.14%	8,587	2
Estimated Expenses	(186,550)	(197,864)	(528)	(198,391)	0.27%	(119,264)	
Operating Expense	(140,037)	(143,914)	(566)	(144,480)	0.39%	(79,759)	3
Capital Works Program	(36,100)	(42,878)	85	(42,793)	(0.20%)	(38,056)	4
Other Capital Expense	(9,927)	(10,586)	(47)	(10,633)	0.44%	(1,207)	5
Loan Repayment	(486)	(486)	0	(486)	-	(241)	
Net Income / (Expenses)	2,046	(9,588)	256	(9,332)	(2.67%)	9,193	
Reserve Funds	(2,046)	9,588	(256)	9,332	(2.67%)	(12,946)	6
Net Result - Surplus/(Deficit)	0	0	0	0		(3,753)	

(Excluding depreciation expense)

Operating income

Operating income (excluding capital works income and proceeds from the sale of assets) increased by \$0.8m, mainly attributed to the following changes:

- A new sponsorship program increased income by \$0.2m.
- New grants for several works (\$0.2m) including the land reclassification, Dobell exhibition and the fresh start for local government apprentices, trainees and cadets grants program.
- Hoarding and construction increase by \$600k.
- Parking fines revenue decrease by \$450k.

Capital income

Capital income increased by \$0.03m for the Alexandria Integrated Facility (AIF) wash bay construction project cost sharing contribution.

Operating expenses

Operating expenses increase by \$0.6m, mainly attributed to the following:

- \$0.08m increase in legal costs for the Curlewis Street project-related matter.
- \$0.34m increase in consultant fees for cyber and records mediation work and complaints and investigation work, and costs associated from the enhanced sponsorship program and new grants funded works.
- \$0.24m increase in contractors for various works for footpaths repairs, graffiti removal, drains pit cleaning and Sculpture by the Sea event.
- \$0.42m decrease in employee costs including agency temporary staff due to vacancy savings.

Capital Works Program (Attachments 2 and 3)

The Capital Works Program proposes amendments to 28 projects. These amendments will result in a net decrease in program expenditure by \$0.09m to \$42.79m following a reassessment of the project work delivery schedule and other priorities.

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

Table 2. Expense changes to Capital Works Program.

Capital Works Program Q2 Amendments	No of projects	Amount \$'000
C - Project cost reduction	1	18
D - Project cost defer to 2025/26	2	1,400
I - Project cost increase/Correction	1	(860)
N - New Project	1	(80)
S - SAMP program adjustment	18	35
U - Project cost increase (Unplanned works)	1	(100)
B - Projects brought forward (LTFP)	4	(328)
Total	28	85

Significant changes to these projects include:

Building infrastructure

\$0.5m decrease in building infrastructure projects mainly due to:

- \$1.4m decrease in Bronte Surf Club and Community Facilities project due to an assessment of work delivery scheduling with a deferral to 2025-26.
- \$0.05m decrease in Bondi Bathers Surf Club project due to an assessment of work delivery scheduling with a deferral to 2025-26.
- \$0.9m increase in Short Term Office Accommodation project due additional costs for Customer Service Centre and Council Chambers meeting table and furniture.

Living infrastructure

\$0.02m saving in living infrastructure projects for Greening Steep Slopes due to reduction in costs.

Public domain infrastructure

\$0.1m decrease in public domain projects mainly due to:

- \$0.07m increase in Strategic Asset Management Plan 5 (SAMP) lighting and electrical infrastructure renewal to remove structurally unsound light poles on Campbell Parade.
- \$0.03m increase in SAMP5 bus shelters, seats and benches, bike furniture and bins brought forward from the Long Term Financial Plan (LTFP).

Recreational and public spaces

\$0.2m increase in recreational and public spaces mainly due to:

- \$0.2m increase in public art commissions to cover the cost of the Whale Dreaming project, project brought forward from LTFP.

Sustainability infrastructure

\$0.04m decrease in water saving and quality improvement program (South Bondi Water Sensitive Urban Design - WSUD) mainly due reduced costs.

Unplanned works

\$0.2m increase in unplanned works projects mainly for:

- Marks Park - Coastal Walk landslip: \$0.1m.
- Bondi Golf Course - Overflow investigation: \$0.08m.

\$42.79m of capital works program projects will be delivered in this financial year following the Q2 review. The following table shows how the revised Capital Works Program is funded.

Table 3. Funding of revised capital works program.

Capital Works Program - Funding Sources '000	Current Budget	Q2 Proposed Budget	Q2 Amendments- (Increase)/Decrease
Expenditure	42,878	42,793	(85)
<i>Funding Sources:</i>			
Grants and Contribution	4,429	4,460	(31)
External Restricted Reserves	17,481	18,136	(654)
Internal Restricted Reserves	8,733	9,408	(675)
General Fund	12,235	10,790	1,445
Total Funding Sources	42,878	42,793	85

Other capital expenses

Other capital expenses increased by \$0.05m for library book and resource purchases.

Reserves

The Q2 review replenished the reserve fund by \$0.3m. A total of \$9.3m will be applied to fund the revised FY 2024-25 budget. The reserve balance is projected to be \$101.6m for 30 June 2025.

Financial performance measures

The following financial performance measures indicate that Council meets all six of the OLG Performance Measures from the Q2 proposed budget.

Table 4. Financial performance measures

Key Performance Indicators:	Forecasted indicator 30-Jun-25		Benchmark
1. Operating Performance Ratio This ratio measures Council’s achievement of containing operating expenditure within operating revenue.	0.29%	✓	>0.00%
2. Own source operating revenue ratio This ratio measures fiscal flexibility. It is the degree of reliance on external funding sources such as operating grants and contributions.	84.43%	✓	>60.00%
3. Unrestricted current ratio To assess the adequacy of working capital and its ability to satisfy obligations in the short term for the unrestricted activities of Council	3.79	✓	>1.50x
4. Debt service cover ratio This ratio measures the availability of operating cash to service debt including interest, principal and lease payments	46.62	✓	>2.00x
5. Rates, annual charges, interest and extra charge outstanding percentage To assess the impact of uncollected rates and annual charges on Council’s liquidity and the adequacy of recovery efforts	4.50%	✓	<5.00%
6. Buildings and Infrastructure renewals ratio To assess the rate at which these assets are being renewed relative to the rate at which they are depreciating	228.10%	✓	>=100.00%
Note. Asset fair valuation adjustment and net gain on asset disposal are excluded in the above calculations.			

Income and expense performance as at 31 December 2024

Figures 1 and 2 below illustrate the income and expense performance for the nine months of the year ending 31 December 2024 compared to the Q2 proposed budget for the year ending 30 June 2025.

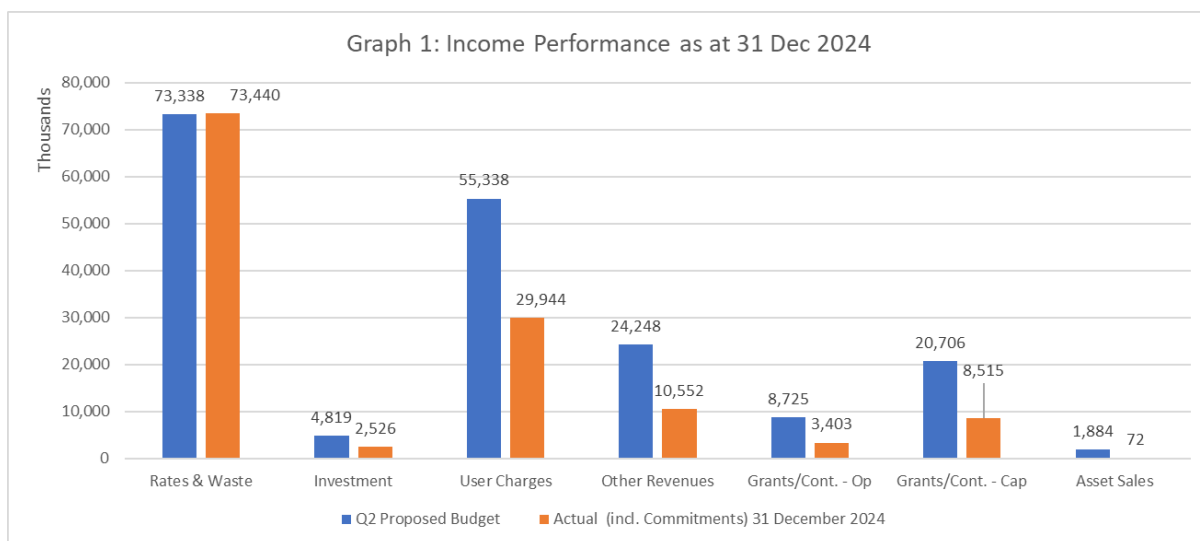


Figure 1. Income performance.

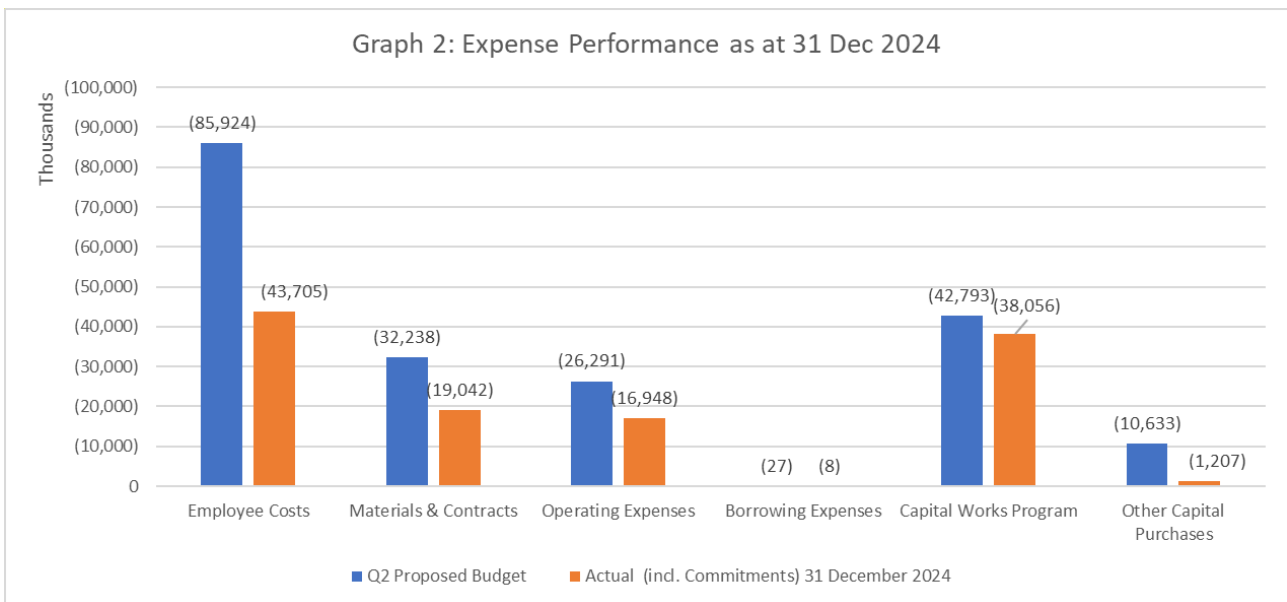


Figure 2. Expense performance.

See Attachment 4 for Directorates’ Q2 budget performance as at 31 December 2024.

5. Financial Impact

The Q2 expense amendments are fully funded by the increased income.

The Capital Works Project cost deferrals and brought forwards will be considered and incorporated into the next year's budget and the Long Term Financial Plan.

The projected financial position of Council for FY 2024-25 is satisfactory.

6. Risks/Issues

The Q2 budget forecasts an operating surplus before depreciation and capital items of \$21.8m. The operating surplus contributes to funding the capital expenditure of \$53.5m. Council has projected a balanced budget supported by capital income (grants, developer contributions) and reserve funds. If there is any material decline in income and/or increase in service/project cost, Council would need to secure other alternative income sources or further resource allocation prioritisation to manage upcoming financial commitments and achieve its long-term financial sustainability goal.

7. Attachments

1. Q2 Quarterly Budget Review Statement (QBRs) [↴](#)
2. Q2 Revised Capital Works Program [↴](#)
3. Q2 Revised Capital Works Program Funding [↴](#)
4. Q2 Budget Statement - Council and by Directorate [↴](#)

Attachment 1 - Q2 QBRS Statement

Council Meeting 18 Feb 2024

Waverley Council

Quarterly Budget Review Statement
for the period 01/10/24 to 31/12/24

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1. Responsible Accounting Officer's Statement	2
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Attachment 1 - Q2 QBRS Statement

Council Meeting 18 Feb 2024

Waverley Council

Quarterly Budget Review Statement
for the period 01/10/24 to 31/12/24

Report by Responsible Accounting Officer

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

31 December 2024

It is my opinion that the Quarterly Budget Review Statement for Waverley Council for the quarter ended 31/12/24 indicates that Council's projected financial position at 30/6/25 will be satisfactory at year end, having regard to the projected estimates of income and expenditure and the original budgeted income and expenditure.

Signed: _____

Date:

Teena Su
Responsible Accounting Officer

**REPORT
CM/7.6/25.02**



Subject: Investment Portfolio Report - November 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 November 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 November 2024, Council’s investment portfolio generated \$435,720 in interest.

The interest income for year to date achieved 47.41%% (\$2,284,879) of the current budget of \$4,819,168. 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 current budget revised the interest on investment to \$4,819,168 for the 2024-25 financial year.

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	Current Budget	Actual Monthly (\$)	Actual YTD (\$)	Tracking YTD Current Budget %
July	4,127,190	4,819,168	402,607	402,607	8.35%
August	4,127,190	4,819,168	383,202	785,869	16.31%

September	4,127,190	4,819,168	626,228	1,412,037	29.30%
October	4,127,190	4,819,168	437,122	1,849,159	38.37%
November	4,127,190	4,819,168	435,720	\$2,284,879	47.41%

3. Relevant Council Resolutions

Meeting and date	Item No.	Resolution
Council 26 November 2024	CM/7.4/24.11	That Council: <ol style="list-style-type: none"> Notes the Investment Summary Report for October 2024 attached to the report. Notes that the Executive Manager, Finance, as the responsible accounting officer, advises that all investments have been made in accordance with the requirements of section 625 of the Local Government Act 1993 and directions from the Minister for Local Government, including Ministerial Investment Orders, and Council's Investment Policy.

4. Discussion

As at 30 November 2024, Council's cash investment portfolio for the financial year, generated interest earnings of \$2,284,879 representing 47.41% of the current budget of \$4,819,168.

Council's investment portfolio posted a return of 6.65% pa (0.53% actual) for the month versus the bank bill index benchmark return of 4.48% pa (0.36% actual). Over the past 12 months, the investment portfolio has returned 5.83%, versus the bank bill index benchmark's 4.46%.

The NSW TCorp Long Term Growth Fund recorded a strong gain for the month, +2.70% actual, aided by strong results in the Australian and US share markets. The rise in long dated interest rates reined in performance on fixed rate bonds in the fund, but high running yields on floating rate notes helped offset the fixed rate bonds' impact.

Without marked-to-market influences, Council's investment portfolio yielded 4.95% 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 November, Council had two deposit maturities of \$5 million with original terms of 10 and 12 months that had been yielding an average of 5.29% pa. Council invested \$6 million between a 7 and 8 month deposit at an average rate of 5.13% pa.

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
5 November	3,000,000	8	5.10%	5.05%
28 November	3,000,000	7	5.15%	5.10%

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

Asset group	Face value	Current value
Cash	\$15,004,535	\$15,004,535
Floating Rate Note	\$22,900,000	\$23,100,684
Managed Funds	\$8,586,158	\$8,586,158
Term Deposit	\$80,300,000	\$81,678,093
Total	\$126,790,693	\$128,369,470

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

Reserves	Value
External Restriction Reserves	\$46,477,361
Internal Restriction Reserves	\$69,613,670
Unrestricted fund	\$10,699,662
Total	\$ 126,790,693

Analysis

Attached to this report is a summary of the investment portfolio for the month of November. 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 %
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
Oct-24	4.45	4.50	-0.05
Nov-24	6.65	4.48	2.17
Average % return over the last 12 months	5.83	4.46	1.37

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 TCorp’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 November 2024, 81% 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 12% of the portfolio. The remaining 7% is invested with TCorp.

From June 2018 to November 2024, Council has reduced its investment in fossil-fuel-lending ADIs from 59% to 12%, as shown in Figure 1 below.

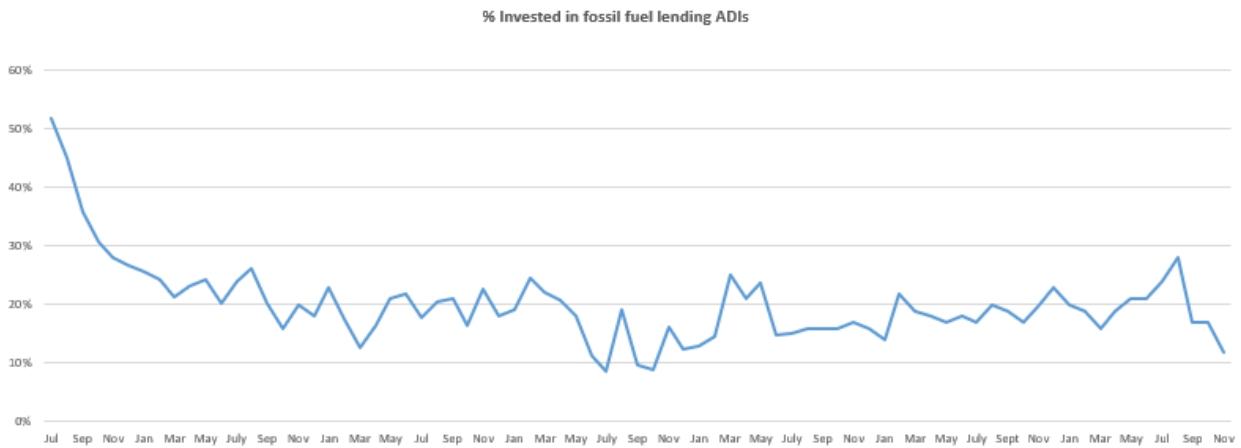


Figure 1. Investments in fossil-fuel-lending ADIs.

When excluding the working capital funds held in the Commonwealth Bank account (a fossil-fuel-lending bank) to meet day-to-day operating requirements, 92.32% 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 7.68% is invested with TCorp as displayed in Figure 2 below.

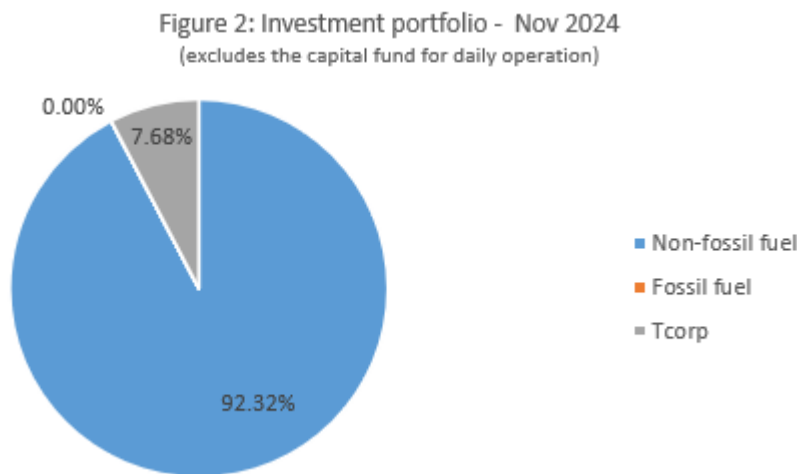


Figure 2. Investment portfolio.

5. Financial Impact

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

6. Risks/Issues

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 TCorp'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.

7. Attachments

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

REPORT
CM/7.7/25.02



Subject: Investment Portfolio Report - December 2024

TRIM No: SF24/3676

Manager: Teena Su, Executive Manager, Finance

Director: Tara Czinner, Director, Corporate Services

RECOMMENDATION:

That Council:

1. Notes the Investment Summary Report for December 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.

1. Executive Summary

For the month of December 2024, Council’s investment portfolio generated \$642,810.88 in interest.

The interest income for year to date achieved 60.75% (\$2,927,690.33) of the current budget forecast of \$4,819,168. 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 Q1 Budget Review revised the interest on investment to \$4,819,168 for the 2024-25 financial year.

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	Current Budget	Actual Monthly (\$)	Actual YTD (\$)	Tracking YTD Current Budget %
July	4,127,190	4,819,168	402,607	402,607	8.35%
August	4,127,190	4,819,168	383,202	785,869	16.31%

September	4,127,190	4,819,168	626,228	1,412,037	29.30%
October	4,127,190	4,819,168	437,122	1,849,159	38.37%
November	4,127,190	4,819,168	435,720	\$2,284,879	47.41%
December	4,127,190	4,819,168	642,811	\$2,927,690	60.75%

3. Relevant Council Resolutions

Meeting and date	Item No.	Resolution
Council 26 November 2024	CM/7.4/24.11	That Council notes: <ol style="list-style-type: none"> The Investment Summary Report for October 2024 attached to the report. 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

Council's investment portfolio posted a return of 4.61% pa (0.38% actual) for the month versus the bank bill index benchmark return of 4.53% pa (0.38% actual). Over the past 12 months, the investment portfolio has returned 5.56%, versus the bank bill index benchmark's 4.47%.

The NSW TCorp Long Term Growth Fund recorded a positive result for the month, +0.09% (actual), despite the falls in the US, European and Australian share markets in December. The drop in long dated interest rates boosted marked to market performance on bonds, both in the fund and those held directly, helping offset the impact of the poor share performance.

Without marked-to-market influences, Council's investment portfolio yielded 4.96% pay 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 December, Council had two deposit maturities of \$4.3 million with original terms of 9 months that had been yielding an average of 5.07% pa. Council invested \$6 million between two 6-month term deposits at an average rate of 5.19% pa.

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
11 December	3,000,000	6	5.18%	5.05%
19 December	3,000,000	7	5.20%	5.11%

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

Asset group	Face value	Current value
Cash	\$13,260,979	\$13,260,979
Floating Rate Note	\$22,900,000	\$22,968,029
Managed Funds	\$8,593,748	\$8,593,748
Term Deposit	\$82,000,000	\$83,520,700
Total	\$126,754,727	\$128,343,456

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

Reserves	Value
External Restriction Reserves	\$39,500,012
Internal Restriction Reserves	\$67,352,313
Unrestricted fund	\$19,902,402
Total	\$ 126,754,727

Analysis

Attached to this report is a summary of the investment portfolio for the month of November. 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 %
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
Oct-24	4.45	4.50	-0.05
Nov-24	6.65	4.48	2.17
Dec-24	4.61	4.53	0.08
Average % return over the last 12 months	5.56	4.47	1.09

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 TCorp’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 December 2024, 81% 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 12% of the portfolio. The remaining 7% is invested with TCorp.

From June 2018 to December 2024, Council has reduced its investment in fossil-fuel-lending ADIs from 59% to 12%, as shown in Figure 1 below.

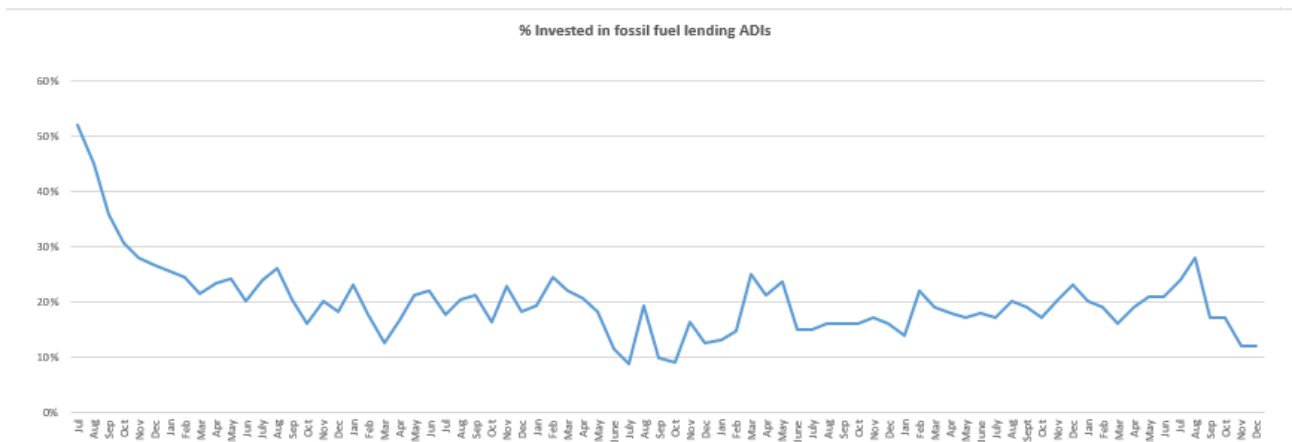


Figure 1. Investments in fossil-fuel-lending ADIs.

When excluding the working capital funds held in the Commonwealth Bank account (a fossil-fuel-lending bank) to meet day-to-day operating requirements, 92.31% 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 7.69% is invested with TCorp as displayed in Figure 2 below.

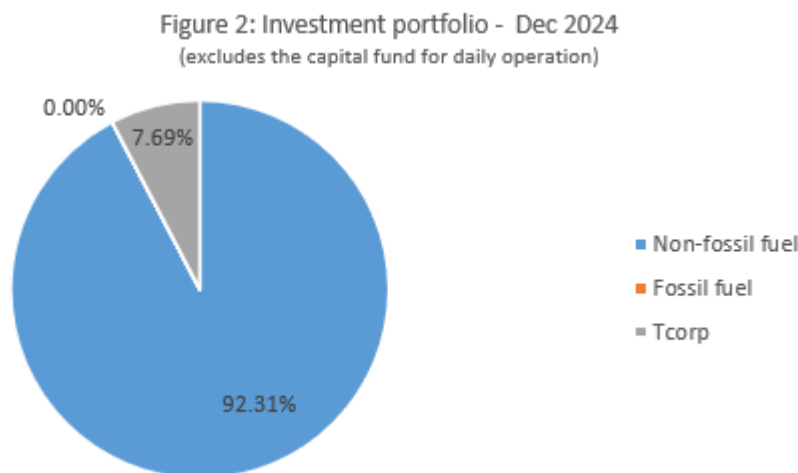


Figure 2. Investment portfolio.

5. Financial Impact

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

6. Risk/Issues

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 TCorp'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.

7. Attachments

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

**REPORT
CM/7.8/25.02**



Subject: Investment Portfolio Report - January 2025

TRIM No: SF24/3676

Manager: Teena Su, Executive Manager, Finance

Director: Tara Czinner, Director, Corporate Services

RECOMMENDATION:

That Council:

1. Notes the Investment Summary Report for January 2025 attached to the report.
2. Note 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 January 2025, Council’s investment portfolio generated \$404,704.01 in interest.

The interest income for year to date achieved 69.15% (\$3,332,394) of the current budget forecast of \$4,819,168. 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 Q1 Budget Review revised the interest on investment to \$4,819,168 for the 2024-25 financial year.

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	Current Budget	Actual Monthly (\$)	Actual YTD (\$)	Tracking YTD Current Budget %
July	4,127,190	4,819,168	402,607	402,607	8.35%
August	4,127,190	4,819,168	383,202	785,869	16.31%

September	4,127,190	4,819,168	626,228	1,412,037	29.30%
October	4,127,190	4,819,168	437,122	1,849,159	38.37%
November	4,127,190	4,819,168	435,720	\$2,284,879	47.41%
December	4,127,190	4,819,168	642,811	\$2,927,690	60.75%
January	4,127,190	4,819,168	404,704.01	\$3,332,394	69.15%

3. Relevant Council Resolutions

Meeting and date	Item No.	Resolution
Council 26 November 2024	CM/7.4/24.11	That Council: <ol style="list-style-type: none"> Notes the Investment Summary Report for October 2024 attached to the report. Notes that the Executive Manager, Finance, as the responsible accounting officer, advises that all investments have been made in accordance with the requirements of section 625 of the Local Government Act 1993 and directions from the Minister for Local Government, including Ministerial Investment Orders, and Council's Investment Policy.

4. Discussion

Council's investment portfolio posted a return of 6.29% pa (0.52% actual) for the month versus the bank bill index benchmark return of 4.59% pa (0.38% actual). Over the past 12 months, the investment portfolio has returned 5.59%, versus the bank bill index benchmark's 4.48%.

The NSW TCorp Long Term Growth Fund recorded a strong return for the month, +2.12% actual, reflecting the gains made in the major share markets during the month. The drop in market interest rates, following the quarterly inflation data release at the end of the month, boosted marked to market performance on bonds, both in the funds and those held directly, contributing further to the strong performance of the portfolio.

Without marked-to-market influences, Council's investment portfolio yielded 4.97% pa for the month. This is based on the actual interest rates being received on existing investments and excludes the underlying changes to the market value of the securities and growth fund.

During January, Council had a \$2 million 9-month term deposit mature which had been yielding 5.06% pa. No new investments were made during the month.

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

Asset group	Face value	Current value
Cash	\$13,099,786	\$13,099,786
Floating Rate Note	\$22,900,000	\$23,074,267
Managed Funds	\$8,775,523	\$8,775,523
Term Deposit	\$80,000,000	\$81,782,813
Total	\$124,775,310	\$126,732,391

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

Reserves	Value
External Restriction Reserves	\$40,495,032
Internal Restriction Reserves	\$67,997,839
Unrestricted fund	\$16,282,439
Total	\$ 124,775,310

Analysis

Attached to this report is a summary of the investment portfolio for the month of January. 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 %
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
Oct-24	4.45	4.50	-0.05
Nov-24	6.65	4.48	2.17
Dec-24	4.61	4.53	0.08
Jan-25	6.29	4.59	1.70
Average % return over the last 12 months	5.59	4.48	1.11

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 TCorp'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 January 2025, 83% 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 10% of the portfolio. The remaining 7% is invested with TCorp.

From June 2018 to January 2025, Council has reduced its investment in fossil-fuel-lending ADIs from 59% to 10%, as shown in Figure 1 below.

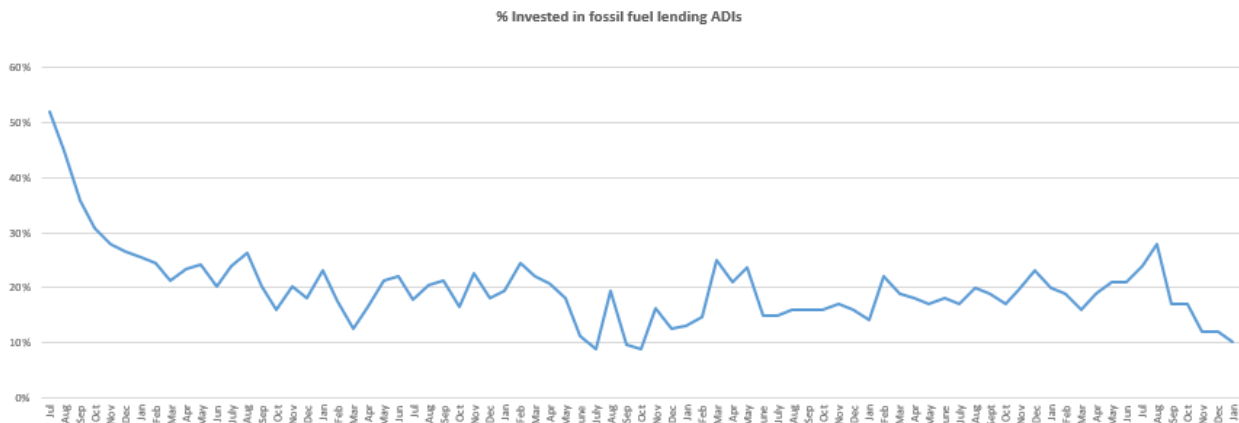


Figure 1. Investments in fossil-fuel-lending ADIs.

When excluding the working capital funds held in the Commonwealth Bank account (a fossil-fuel-lending bank) to meet day-to-day operating requirements, 92.14% of Council’s investment portfolio was invested in non-fossil-fuel-lending ADIs and socially responsible investments, the remaining 7.86% is invested with TCorp as displayed in Figure 2 below.

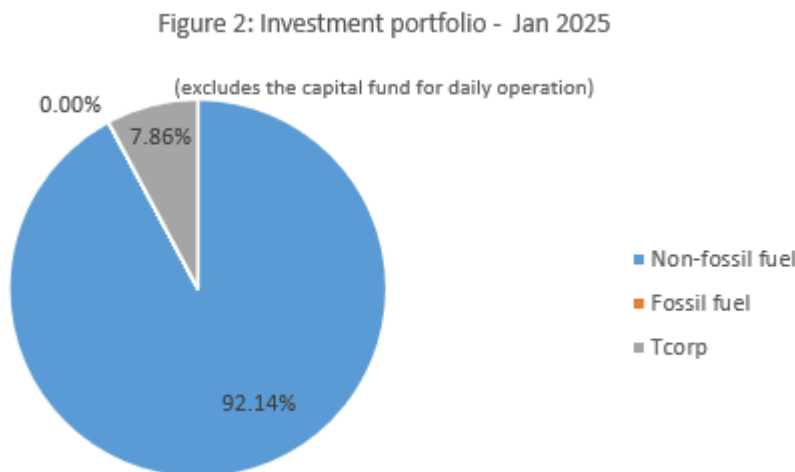


Figure 2. Investment portfolio.

5. Financial Impact

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

6. Risks/Issues

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 TCorp’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.

7. Attachments

1. Investment Summary Report - January 2025 [↓](#)

REPORT

CM/7.9/25.02



Subject: Model Code of Meeting Practice - Submission

TRIM No: SF25/341

Manager: Richard Coelho, Executive Manager, Governance

Director: Tara Czinner, Director, Corporate Services

RECOMMENDATION:

That Council approves the submission to the Office of Local Government attached to the report (Attachment 3) on the consultation draft of the new Model Code of Meeting Practice.

1. Executive Summary

In December 2024, OLG issued a consultation draft of the new Model Code of Meeting Practice for feedback. In consultation with Councillors, officers have prepared a draft submission.

Most of the proposed changes are supported. The main proposals not supported are:

- The removal of the requirement for general managers to prepare comments for notices of motions.
- The prohibition on pre-meeting briefing sessions.
- The requirement for councillors to seek approval from council to attend a meeting by audio-visual link.
- Council determining which staff attend council meetings.
- The requirement for councillors and staff to stand when the mayor enters the chamber.
- Prohibiting the shortening of the duration of councillor speeches.

The deadline for submission is Friday, 28 February 2025. It is recommended that Council approves the submission attached to the report.

2. Introduction/Background

In September 2024, the Office of Local Government (OLG) released a discussion paper on councillor conduct and meeting practices. It proposed a number of changes to the Model Code of Conduct, the management of complaints against Councillors, the penalty framework and the Model Code of Meeting Practice. Council made a submission to the OLG on the discussion paper in November 2024.

On 17 December 2024, OLG issued a consultation draft of the new Model Code of Meeting Practice, forming the first tranche of reforms to the regulation of meetings. The consultation draft in mark-up is attached to this report (Attachment 1). OLG has also provided an overview of the changes (Attachment 2).

In his forward to the overview, the Minister for Local Government, the Hon. Ron Hoenig MP, gives the following context to the proposed changes:

Unfortunately, there has been a shift in the culture in local government. Debate in council meetings has been stifled by code of conduct complaints that aim to silence councillors from expressing contrary views. Rather than productively disagreeing, there have been too many cases where councillors have resorted to disorderly conduct, distracting from the critical work that is done in council meetings. By making changes to the Model Code of Meeting Practice for Local Councils in NSW, I hope to set a new balance between mayors, councillors and general managers and restore dignity to the council chamber.

According to the Minister, the proposed amendments to the Model Meeting Code are designed to deliver the following outcomes:

- Promote transparency, integrity and public participation.
- Promote the dignity of the council chamber.
- Depoliticise the role of the general manager.
- Simplify the Model Meeting Code.

Council is required to adopt a Code of Meeting Practice that is consistent with the Model Meeting Code.

3. Relevant Council Resolutions

Meeting and date	Item No.	Resolution
Council 26 November 2024	CM/10.1/24.11	<p>That Council approves the submission to the Office of Local Government attached to the report (Attachment 2) on the Councillor Conduct and Meeting Practices Discussion Paper, subject to the following amendments:</p> <ol style="list-style-type: none"> 1. Page 27 of the urgent business, clause 14, fourth dot point – Amend to read as follows: ‘Standing when the Mayor enters the meeting room. The aim should be to make meetings more accessible, collaborative and representative.’ 2. Page 26 of the urgent business, clause 7, third sub-point – Amend to read as follows: ‘Should not include current councillors or any former councillor who has been the subject of a Code of Conduct investigation that has determined that there has been a breach of the Code of Conduct and made a recommendation that the respondent to the complaint be formerly censured for the breach under section 440G of the <i>Local Government Act 1993</i>.’ 3. Page 25 of the urgent business, clause 6 – Add the following dot point: ‘Councillors should have to declare if they are employed by a property developer or if they derive income or remuneration from a property developer.’

4. Discussion

OLG's consultation draft proposes over 70 changes to the Model Meeting Code. Officers have prepared a table of all the proposed changes, with feedback on each change (Attachment 3). The table incorporates the feedback Councillors provided at the Councillor briefing on 28 January 2025, and forms Council's submission

Most of the proposed changes are supported. The main changes that are not supported are shown in the table below. Some of the changes require more clarity from OLG. See Attachment 3 for all the changes.

Table 1. Main changes to the Model Code that are not supported by Council.

Clause	Proposed amendment	Council submission
3.12	<p>Giving notice of business to be considered at council meetings Delete clause</p> <p>If the general manager considers that a notice of motion submitted by a councillor for consideration at an ordinary meeting of the council has legal, strategic, financial or policy implications which should be taken into consideration by the meeting, the general manager may prepare a report in relation to the notice of motion for inclusion with the business papers for the meeting at which the notice of motion is to be considered by the council.</p>	<p>Does not support the proposal.</p> <p>The proposal seems contrary to good governance. Denying Councillors essential information and advice to make good decisions. As long as general managers' comments are objective there should be no issue.</p>
3.33-3.38	<p>Pre meeting briefing sessions Delete section</p> <p>3.33 Prior to each ordinary meeting of the council, the general manager may arrange a pre-meeting briefing session to brief councillors on business to be considered at the meeting. Pre-meeting briefing sessions may also be held for extraordinary meetings of the council and meetings of committees of the council.3.35 Pre-meeting briefing sessions may be held by audio-visual link.</p> <p>3.34 Pre-meeting briefing sessions are to be held in the absence of the public.</p> <p>3.35 Pre-meeting briefing sessions</p>	<p>Does not support the proposal.</p> <p>Briefing sessions work well at Waverley. They are not decision-making forums and matters are not debated. They are a good way for staff to provide detailed information to Councillors to increase their knowledge about Council business and to answer any questions they may have.</p> <p>The amended Regulation should distinguish between matters that are going to the next Council meeting for a decision and matters that are not going to Council in the near future, to enable the latter to be the subjects of briefings.</p>

	<p>may be held by audio-visual link.</p> <p>3.36 The general manager or a member of staff nominated by the general manager is to preside at pre-meeting briefing sessions.</p> <p>3.37 Councillors must not use pre-meeting briefing sessions to debate or make preliminary decisions on items of business they are being briefed on, and any debate and decision-making must be left to the formal council or committee meeting at which the item of business is to be considered.</p> <p>3.38 Councillors (including the mayor) must declare and manage any conflicts of interest they may have in relation to any item of business that is the subject of a briefing at a pre-meeting briefing session, in the same way that they are required to do so at a council or committee meeting. The council is to maintain a written record of all conflict of interest declarations made at pre-meeting briefing sessions and how the conflict of interest was managed by the councillor who made the declaration.</p>	
<p>5.19</p>	<p>Attendance by councillors at meetings by audio-visual link Amend clause</p> <p>Councillors may attend and participate in meetings of the council and committees of the council by audio-visual link <u>with the approval of the council or the relevant committee where they are prevented from attending the meeting in person because of ill-health or other medical reasons or because of unforeseen caring responsibilities.</u></p>	<p>Does not support the proposal.</p> <p>Reduces flexibility and certainty for Councillors. The reasons for permitting attendance by video are too narrow. For example, travel is not proposed to be a reason.</p> <p>The approval process is too complicated and acts as a deterrent from applying for permission.</p> <p>Relies on Council acting reasonably. If video attendance is not approved, then a Councillor cannot attend the meeting. Potentially could deprive a Councillor of their core responsibility under the Act.</p> <p>Waverley Councillors do not currently need permission to attend meetings by audio-visual link. This works well at the moment, with majority of Councillors regularly attending in person.</p>

5.44	<p>Attendance of the general manager and other staff at meetings Amend clause</p> <p>The attendance of other council staff at a meeting, (other than as members of the public) shall be with the approval of the general manager as determined by the council from time to time.</p>	<p>Does not support the proposal.</p> <p>Currently, Directors and Executive Managers with reports on the agenda attend meetings. The General Manager is the person best placed to determine what support Councillors require based on the business on the agenda.</p>
7.1	<p>Modes of address New clause</p> <p>Where they can, councillors and staff must stand when the mayor enters the chamber and when addressing the meeting.</p>	<p>Supports the proposal in part.</p> <p>Support standing when addressing the meeting, but not standing when mayor enters the chamber because it is not always practical – it relies on the mayor always being the last person to enter the chamber.</p>
10.24	<p>Limitations on the number and duration of speeches Delete clause</p> <p>Despite clause 10.22, the council may resolve to shorten the duration of speeches to expedite the consideration of business at a meeting.</p>	<p>Does not support the proposal.</p> <p>There are times when Council wishes to shorten the length of speeches to expedite a meeting.</p>

Time frame

Individual Councillors and members of public can also make submissions on the proposed changes. Submissions close on Friday, 28 February 2025.

According to OLG, it is anticipated that the new Model Meeting Code will be prescribed by regulation in early 2025. Officers will then review Council's Code of Meeting Practice to align with the Model Code and prepare a report to Council to exhibit and then adopt the new Code. Council is required to adopt a Code of Meeting Practice within a year of a local government election; that is, by 14 September 2025.

A second tranche of reforms in 2025 will involve amendments to the *Local Government Act 1993* and Regulation to implement broader reforms to the regulation of councillor conduct, including at meetings. These amendments will involve:

- Banning councillor briefings.
- Empowering the mayor to expel councillors from meetings for acts of disorder.
- Removing a councillor's entitlement to receive a fee for a month in which they have been expelled from a meeting.
- Empowering councils to issue penalty infringement notices to members of the public who disrupt meetings.

5. Financial Impact

There is no unbudgeted cost to Council to make the submission.

6. Risks/Issues

If Council does not make a submission on the OLG's proposed changes to the Model Meeting Code, its formal position will not be considered by OLG before any changes are implemented. Council does not support some of the key proposals and, should they proceed, they will have a significant impact on the way Council meetings are conducted at Waverley.

7. Attachments

1. OLG - Model Code of Meeting Practice - Consultation draft (marked up) (under separate cover) [⇒](#)
2. OLG - A New Model Code of Meeting Practice - Consultation Draft (overview) (under separate cover) [⇒](#)
3. Model Code of Meeting Practice - Council's submission (under separate cover) [⇒](#)

REPORT
CM/7.10/25.02

Subject: Australian Local Government Association - National General Assembly 2025 - Attendance and Motions

TRIM No: A13/0314

Manager: Richard Coelho, Executive Manager, Governance

Director: Tara Czimmer, Director, Corporate Services

RECOMMENDATION:

That Council:

1. Nominates Cr [INSERT NAME] and Cr [INSERT NAME] and any other interested Councillors to attend the 2025 Australian Local Government Association National General Assembly to be held at the National Convention Centre in Canberra from Tuesday, 24 June, to Friday, 27 June 2025.
2. Nominates Cr [INSERT NAME] as Council's voting delegate and Cr [INSERT NAME] as reserve voting delegate, if more than one Councillor is nominated to attend.
3. Meets the applicable registration fees and travel, accommodation, meal and incidental expenses, in accordance with the Councillor Expenses and Facilities Policy for those Councillors nominated to attend the Assembly.
4. Approves the attendance of the General Manager at the Assembly.
5. Considers any motions for submission to the Assembly at the Council meeting on 18 March 2025.

1. Executive Summary

The Australian Local Government Association's National General Assembly 2025 will be held at the National Convention Centre, Canberra, from Tuesday, 24 June, to Friday, 27 June 2025. It is recommended that Council nominates Councillors to attend the Assembly, one of whom must be Council's voting delegate.

2. Introduction/Background

The Australian Local Government Association (ALGA) is the national voice of local government, representing 537 councils across the country. Its annual National General Assembly (NGA) is the premier national gathering of local governments, and provides councils with the opportunity to come together, share ideas, debate motions and unite and further build on the relationship between local government and the Australian Government.

The NGA 2025 will be held at the National Convention Centre, Canberra, from Tuesday, 24 to Friday, 27 June 2025. The theme for this year's assembly is 'National Priorities Need Local Solutions'.

3. Relevant Council Resolutions

Meeting and date	Item No.	Resolution
Council 20 February 2024	CM/7.7/24.02	<p>That Council:</p> <ol style="list-style-type: none"> 1. Nominates Crs Masselos, Keenan, Goltsman and Fabiano to attend the 2024 Australian Local Government Association National General Assembly to be held at the National Convention Centre in Canberra from Tuesday, 2 July, to Thursday, 4 July 2024. 2. Nominates Cr Masselos as Council's voting delegate and Cr Keenan as reserve voting delegate, if more than one Councillor is nominated to attend. 3. Meets the applicable registration fees and travel, accommodation, meal and incidental expenses, in accordance with its Councillor Expenses and Facilities Policy for those Councillors nominated to attend the Assembly. 4. Approves the attendance of the General Manager at the Assembly. 5. Considers any motions for submission to the conference at the Council meeting on 19 March 2024. 6. Cancels the meetings of the Finance, Operations and Community Services Committee and the Strategic Planning and Development Committee scheduled to be held on 2 July 2024.

4. Discussion

Councillor attendance

It is recommended that Council nominates Councillors to attend the Assembly, one of whom must be Council's voting delegate. There is no limit to the number of Councillors that Council can nominate to attend the Assembly.

Each council is entitled to a single vote on each motion. Should Council nominate more than one Councillor to attend the Assembly, it will need to determine the voting delegate. Council may also nominate a reserve voting delegate, who can attend the Assembly regardless of whether they are called on to be Council's voting delegate.

Motions

Council can submit motions for consideration at the Assembly. ALGA advises that motions for the Assembly must be received by ALGA by 11.59 pm Monday, 31 March 2025. Should Council wish to

submit motions, it will need to adopt them at the Council meeting on 18 March 2025 via the notice of motion process.

ALGA has produced a discussion paper outlining the criteria that NGA motions must meet. The discussion paper is attached to the report.

To be eligible for inclusion in the NGA business papers, and subsequent debate on the floor of the NGA, the motions should meet the following criteria:

1. *Be relevant to the work of local government nationally.*
2. *Not be focused on a specific jurisdiction, location or region – unless the project or issue has national implications.*
3. *Be consistent with the themes of the NGA.*
4. *Complement or build on the policy objectives of ALGA and your state or territory local government association.*
5. *Be submitted by a council which is a financial member of their state or territory local government association.*
6. *Propose a clear action and outcome ie call on the Australian Government to act on something.*
7. *Not be advanced on behalf of external third parties that may seek to use the NGA to apply pressure to Board members, or to gain national political exposure for positions that are not directly relevant to the work of, or in the national interests of, local government.*
8. *Address issues that will directly improve the capacity of local government to deliver services and infrastructure for the benefit of all Australian communities.*
9. *Not seek to advance an outcome that would result in a benefit to one group of councils to the detriment of another.*
10. *Be supported by sufficient evidence to support the outcome being sought and demonstrate the relevance and significance of the matter to local government nationally.*

Motions must commence with the following wording: ‘This National General Assembly calls on the Australian Government to...’

5. Financial Impact

The early bird cost of registration to attend the conference for the three days is \$900. Accommodation ranges from \$160-\$375 per night for each of the three nights for Councillors attending the Assembly. These costs, as well as travel, meals and incidental expenses, will be met by Council for any Councillor attending, in accordance with the Councillor Expenses and Facilities Policy. Council allocates up to \$30,000 per year (excluding GST) to fund Councillor attendance at conferences.

6. Risks/Issues

Should Council decide not to nominate a voting delegate to attend the Assembly it will miss an important opportunity to be represented at the premier local government gathering, meet colleagues from within local government, share ideas and debate motions.

7. Attachments

1. ALGA National General Assembly 2025 - Discussion Paper [↓](#)

REPORT

CM/7.11/25.02



Subject: Councillor Expenses and Facilities - Six-Monthly Report

TRIM No: SF23/170

Manager: Richard Coelho, Executive Manager, Governance

Director: Tara Czinner, Director, Corporate Services

RECOMMENDATION:

That Council notes the six-monthly report on Councillor expenses and facilities for the period 1 July 2024 to 31 December 2024 attached to the report.

1. Executive Summary

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

2. Introduction/Background

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

3. Relevant Council Resolutions

Meeting and date	Item No.	Resolution
Council 16 July 2024	CM/7.3/24.07	That Council notes the annual report on Councillor expenses and facilities for the period 1 July 2023 to 30 June 2024 attached to the report.
Council 20 February 2024	CM/7.8/24.02	That Council notes the six-monthly report on Councillor expenses and facilities for the period 1 July 2023 to 31 December 2023 attached to the report.

4. Discussion

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

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

The report is attached. It outlines each Councillor's expenditure against budget and the remaining budget for each expense category under the policy from 1 July 2024 to 31 December 2024, subject to the following points:

- With the local government election on 14 September 2024, the reporting period covers two terms of Council.
- The budgets for conferences, long-distance travel and carer expenses are not itemised per Councillor because the policy provides a total figure for all Councillors. The training budget covers Councillor induction.
- As the policy allows Councillors six months in which to submit claims for reimbursement, not all expenses incurred may be accounted for. They would be shown in the next report.
- A Councillor can incur an expense that exceeds the maximum limit for that expense if funds are available elsewhere in their budget, in accordance with clause 11.13 of the policy. The overspend is not reallocated.
- Fees and superannuation paid to Councillors are separate to expenses and facilities and are not included.
- The figures do not include GST.

The Councillor Expenses and Facilities Policy must be reviewed within the first 12 months of each term of Council; that is, by 14 September 2025.

5. Financial Impact

All Councillor expenditure is within budget.

6. Risks/Issues

In accordance with the *Local Government Act 1993*, Council must only pay expenses and provide facilities in accordance with its Councillor Expenses and Facilities Policy. The policy states that Councillors must not obtain private or political benefit from any expense or facility. Councillors are required to sign a declaration to this effect when seeking reimbursement, and account for any personal use. The requirement to report on expenses every six months and in the Annual Report also provides oversight.

7. Attachments

1. Councillor expenses - 1 July 2024-31 December 2024 [↓](#)

REPORT

CM/7.12/25.02



Subject: Returns Disclosing Interests of Councillors

TRIM No: SF24/4378

Manager: Richard Coelho, Executive Manager, Governance

Director: Tara Czinner, Director, Corporate Services

RECOMMENDATION:

That Council notes the returns of Councillors disclosing interests, as set out in the report.

1. Executive Summary

The Code of Conduct requires Councillors to lodge returns disclosing interests, which are then tabled at a Council meeting.

2. Introduction/Background

Part 4 of the Code of Conduct requires Councillors and designated persons to lodge a return disclosing interests within three months after:

- Becoming a Councillor or designated person.
- 30 June of each year.
- Becoming aware of an interest they are required to disclose that has not been previously disclosed in a return.

The General Manager must keep a register of returns and table the returns at a Council meeting. The returns for the period 30 June 2023 to 30 June 2024 were noted at the Council meeting on 29 October 2024.

3. Relevant Council Resolutions

Meeting and date	Item No.	Resolution
Council 29 October 2024	CM/7.5/24.10	That Council notes the returns of Councillors and designated persons disclosing interests for the period 30 June 2023 to 30 June 2024.

4. Discussion

Councillors this term were declared elected in early October 2024. Clauses 4.21-4.22 of the Code of Conduct require Councillors to lodge a return disclosing interests within three months of becoming a Councillor, unless they lodged a return within the preceding three months.

Seven Councillors were identified as being required to lodge a return. Officers forwarded the prescribed form to each Councillor outlining their responsibility to complete the return. All returns have been received.

One returning Councillor also submitted a new return in November 2024 after becoming aware of an interest that had not previously been disclosed.

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 in a redacted form.

5. Financial Impact

There is no unbudgeted cost to Council to complete the returns or report on their lodgement.

6. Risks/Issues

Returns disclosing interests must be submitted as per the Code of Conduct. Not lodging a return is a breach of the Code of Conduct and could result in conflicts of interest not being identified or declared. All returns have been received.

7. Attachments

Nil.

REPORT

CM/7.13/25.02



Subject: Support for the Jewish Community - Collaboration with Woollahra Council on Public Artwork

TRIM No: A23/0698

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

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

RECOMMENDATION:

That Council:

1. Approves the process for the commission and delivery of a public artwork memorialising the events of 7 October 2023, as set out in the report.
2. Approves the terms of reference for the Joint Public Art Installation Committee attached to the report to manage the public art installation.
3. Authorises the General Manager, in consultation with the Mayor, to appoint two members from Council's Arts, Culture and Creativity Advisory Committee to the Joint Public Art Installation Committee.

1. Executive Summary

At its meeting on 29 October 2024, Council resolved to work with Woollahra Council to commission a public art installation to represent both Council's ongoing support for those in our community impacted by the events on and following 7 October 2023.

Following initial discussions with Woollahra Council, this report seeks Council's endorsement of the proposed process outlined below to progress this project within a very tight time frame, noting that it is desirable for the project to be delivered by 7 October 2025.

2. Introduction/Background

In their respective meetings in October 2024, Woollahra Council and Waverley Council resolved to work together on the commission, fabrication and installation of a public artwork memorialising the events of and following 7 October 2023, in recognition of both Council's ongoing support for those in our community impacted by those events.

It was determined that discussions commence immediately to determine a process to achieve the commissioned artwork, and to provide Council with information on the artwork's proposed scope, opportunities for public submissions, budget, timeline and consultation process, including reference to the Arts, Culture and Creativity Advisory Committee for its feedback. This report provides an update on those matters and seeks Council's approval of the proposed approach.

3. Relevant Council Resolutions

Meeting and date	Item No.	Resolution
Council 29 October 2024	CM/6.1/24.08	<p>That Council:</p> <ol style="list-style-type: none"> 1. Welcomes the resolution of Woollahra Council passed at its meeting on 28 October 2024 to work with Waverley Council on commissioning a public art installation to represent both councils' ongoing support for those in our community impacted by the events on 7 October 2023. 2. Requests the Mayor to write to Cr Swan, Mayor of Woollahra, thanking her for the invitation to participate in this joint initiative and immediately commences discussions to facilitate a process moving forward. 3. Officers prepare a report to Council, following initial discussions with Woollahra Council, on the proposed scope, opportunities for public submissions, budget, timeline and consultation process for the art installation. 4. Refers this resolution to the Arts, Culture and Creativity Advisory Committee for its feedback. 5. Informs the NSW Jewish Board of Deputies of this resolution.

4. Discussion

To progress a joint process, the Director, Community, Culture and Customer Experience, has met with his equivalent at Woollahra Council (Director, Community and Customer Experience) to consider a mechanism and logistics for the delivery of an appropriate art installation as per the resolution.

The following is recommended as the preferred way forward for Council's consideration, noting there is a very tight time frame to deliver the project if both councils wish the project to be delivered by October 2025. The preferred process is:

1. Establishment of a one-off joint committee, to be known as the Joint Public Art Installation Committee (the Committee). Draft terms of reference (ToR) are attached to this report.
2. Membership of the Committee is recommended to be the following:
 - 2 x Woollahra Council Public Art Panel representatives.
 - 2 x Waverley Council Arts, Culture and Creativity Advisory Committee representatives.
 - Respective Mayors of Waverley and Woollahra Councils (or their delegates).
 - 1 x representative from the NSW Jewish Board of Deputies.
3. The Committee will have delegation over the delivery of the project including all project-

- related approvals within Council-approved project parameters and budget.
4. The project is proposed to have a total budget allocation of \$250,000 with each Council contributing a maximum of \$125,000.
 5. It is intended to enable public donations as contributions to the public art installation. Donations will be managed through the Woollahra Public Art Gallery, which has appropriate Deductible Gift Recipient (DGR) status, and will follow the relevant Woollahra Council policy and procedures. Waverley and Woollahra Councils will work together to design and deliver a communications campaign to attract and drive public donations. Donations will be used towards the cost of the overall budget of \$250,000 and used to offset (ie. reduce) the contributions towards the project from both Councils equally. It is anticipated that at least \$50,000 will be raised by public contributions, reducing the contribution by both Councils.
 6. The location of the artwork will be in Christison Park, Vacluse, noting that the final location is to be confirmed as part of the project deliverables.
 7. Curatorial responsibilities will be delivered through internal staff resources with the capacity for this task to be undertaken by staff from Waverley Council, supported by Woollahra Council staff. This will include drafting a concept brief for Committee approval based on the final location, select invitation expressions of interest, review of concepts, selection of final design, and fabrication.
 8. Installation will be managed by staff from Woollahra Council in collaboration with Waverley Council, supported by experts as required based on the final design.
 9. Coordination of community engagement and communications to be delivered jointly by both Councils, ensuring clear, consistent messaging is shared through both Councils' respective communications channels and to all relevant community stakeholders.
 10. Woollahra Council and Waverley Council staff will collaboratively provide administrative support and project management oversight.
 11. The preferred delivery date for the project is the end of September 2025, noting the time frame is tight and may be affected by a number of external factors outside of the control of both Councils.

The draft ToR attached provides the parameters for the operation of the Committee including membership, delegations and parameters, in line with this report. As the report and the ToR require both Waverley Council and Woollahra Council approvals, any proposed changes to the ToR will require subsequent resubmission of the revised ToR to both Councils for further consideration, noting that both Councils have worked collaboratively to develop this report and the draft ToR.

Time frame

It is understood that the ideal outcome is for this artwork to be complete and installed in its final location in time for the two-year anniversary of 7 October on 7 October 2025.

Given the extremely tight time frame, the above framework is recommended, so that the work has the best likelihood of meeting that deadline with expert input from both Councils.

It should be noted that the proposed time frame may still be unachievable, due to external factors outside of the control of both Councils.

Community engagement/consultation

No community engagement was undertaken in writing this report.

Internal consultation was undertaken with Woollahra Council's Manager, Open Space and Trees, in relation to the potential artwork location at Christison Park, Vaucluse.

Both the Director, Community and Customer Experience (Woollahra Council) and Director, Community, Culture and Customer Experience (Waverley Council) have worked to consider the appropriate mechanism and logistics for the delivery of the project.

At the time of preparing this report, an equivalent report is planned to be presented at the Woollahra Council meeting on 24 February 2025.

5. Financial Impact

The project is proposed to have a total budget allocation of \$250,000, with each Council contributing a maximum of \$125,000.

It is intended to enable public donations as contributions to the public art installation. Donations will be managed through the Woollahra Public Art Gallery, which has appropriate Deductible Gift Recipient (DGR) status and the relevant Woollahra Council policy and procedures.

Donations will be used to reduce Council financial contributions equally across the project.

This project will be included in the 2025-2026 budget to cover its contribution. Public fundraising will help assist the reduction of both Council's financial contributions.

6. Risks/Issues

The proposed time frame is ambitious and due to the nature of public art commissions and installations generally, as well as factors beyond both Councils' control, there is a risk that delivery by September 2025 is unachievable. The proposed process has been designed to mitigate this risk by allowing for decision-making at committee level.

Offsetting the cost to Council of meeting its financial contribution relies on fundraising activities. To mitigate this risk, a dedicated effort to fundraising is proposed within the parameters outlined above.

7. Attachments

1. Joint Public Art Installation Committee - Terms of Reference [↓](#)

REPORT
CM/7.14/25.02WAVERLEY
COUNCIL

Subject: Bondiwood 2025 - Financial Assistance

TRIM No: A25/0248

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

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

RECOMMENDATION:

That Council:

1. In accordance with section 356(2) of the *Local Government Act 1993*, publicly exhibits for 28 days the proposal to grant \$11,607 (including GST) of in-kind financial assistance to Smart St Films Pty Ltd to support the cost of Bondiwood 2025.
2. Officers prepare a report to Council following the exhibition period.

1. Executive Summary

Established in 2023, the Bondiwood film festival has been delivered at Bondi Pavilion for the last two years. Featuring films with links to Bondi locals, festival programs have included screenings, panel discussions and networking events attended by approximately 1,000 people over four days.

Bondiwood proposes to return to the Bondi Pavilion on 25–28 September 2025, again featuring an engaging collection of feature films, documentaries, children’s films, shorts and music videos that highlight the diverse array of talent who has called Bondi home. Offered in conjunction with the screenings will be a series of public panel discussions hosted by leading filmmakers and actors to unpack the history of film in Bondi and provide insights for young people on how to enter the film industry.

As Smart St Films is a for-profit company, Council is required to publicly exhibit its proposal to grant financial assistance for 28 days under section 356(2) of the *Local Government Act 1993*.

2. Introduction/Background

Bondi Pavilion hosts several annual events and cultural programs including theatre productions, film festivals and screenings, music events and community festivals. Events are a mix of Council-run programs and events organised by community groups, arts organisations, private companies/organisations and cultural groups.

Organised by Smart St Films, Bondiwood is designed to showcase local talent and provide inspiration to local young people wanting a career in the creative arts. It provides an opportunity to network, meet and ask advice while bringing the community of Waverley together in an atmosphere of celebration and fun. The event also aims to provide a platform for established local creatives to give something back to their community.

Smart St Films, under the direction of award-winning filmmaker Haydn Keenan, has operated in Bondi for more than 40 years. Their films have screened around the world, on network television, in cinemas throughout Australia and have won numerous awards. Smart St was one of the first Australian producers to have a feature film screened at Sundance Film Festival.

As Smart St Films is a for-profit company, Council is required to publicly exhibit its proposal to grant financial assistance for 28 days under section 356(2) of the *Local Government Act 1993*.

3. Relevant Council Resolutions

Meeting and date	Item No.	Resolution
Council 16 July 2024	CM/7.5/24.07	That Council: <ol style="list-style-type: none"> 1. In accordance with section 356 of the <i>Local Government Act 1993</i>, grants \$10,855 (including GST) of in-kind financial assistance to Smart St Films Pty Ltd to support the cost of Bondiwood 2024. 2. Authorises the General Manager or delegate to execute an event licence with Smart St Films Pty Ltd to deliver Bondiwood 2024.
Council 21 May 2024	CM/7.6/24.05	That Council: <ol style="list-style-type: none"> 1. In accordance with section 356(2) of the <i>Local Government Act 1993</i>, publicly exhibits for 28 days the proposal to grant \$10,855 (including GST) in in-kind financial assistance to Smart St Films Pty Ltd to support the cost of Bondiwood 2024. 2. Officers prepare a report to Council following the exhibition period.
Council 16 May 2023	CM/7.9/23.05	That Council: <ol style="list-style-type: none"> 1. In accordance with section 356(2) of the <i>Local Government Act 1993</i>, publicly exhibits for 28 days the proposal to grant \$16,753 (including GST) in financial assistance to Smart St Films Pty Ltd to support the cost of the Festival of Bondi Filmmakers. 2. Officers prepare a report to Council following the exhibition period should any submissions against the proposal be received. 3. Subject to no submissions against the proposal being received by the end of the exhibition period: <ol style="list-style-type: none"> (a) Grants the financial assistance to Smart St Films Pty Ltd. (b) Authorises the General Manager or delegate

		to execute a memorandum of understanding with Smart St Films Pty Ltd to deliver the Festival of Bondi Filmmakers.
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4. Discussion

Bondiwood 2025 is proposed to run over four days—Thursday, 25 September to Sunday, 28 September 2025—utilising the Bondi Pavilion Theatre, Seagull Room and Bar Foyer.

The indicative festival schedule is as follows:

- Thursday, 25 September – Theatre – evening screenings; Bar Foyer – opening night celebration.
- Friday, 26 September – Theatre – evening screenings.
- Saturday, 27 September – Theatre – all day screenings; Seagull Room – daytime panel/networking sessions.
- Sunday, 28 September – Theatre – all day screenings; Seagull Room – daytime panel/networking sessions.

The program is designed to showcase the renowned talent and films made by residents of Bondi including feature films, documentaries, children’s films, shorts and music videos. Running in conjunction with the screenings will be a series of panel discussions hosted by leading filmmakers and actors to unpack the history of film in Bondi and provide insights for young people on how to enter the film industry either in front or behind the camera.

Ticket pricing for sessions will again be set below commercial cinemas to provide access for a range of community members and drive attendance.

Delivery of the festival will utilise existing Pavilion facilities with minimal additional equipment anticipated to be required. The Bar Foyer will be activated to provide a meeting place for audiences to engage with each other pre- and post-screenings and panels and over the festival weekend.

Financial support is required for the hire of the venues and parking (in-kind support). All other costs related to festival delivery, content rights, artist fees, promotion, insurance, public liability, staff, additional equipment, hospitality and a security damages bond are the responsibility of Smart St Films.

Any costs associated with the operation of the bar will be negotiated directly between festival organiser and bar operator.

Smart St Films is a for-profit organisation. Consequently, it is not possible to waive fees for Bondi Pavilion venue hire and associated costs under Council’s current Fees and Charges. As an alternative, Council can provide financial assistance under s 356 of the *Local Government Act 1993*. However, because Smart St Films Pty Ltd is a private company, Council must publicly exhibit the proposal to grant financial assistance for 28 days during February and March.

Officers will prepare a report to Council following the exhibition period, to be considered at the Council meeting on 29 April 2025.

The financial assistance is recommended because the festival will showcase and promote the local creative community, engage a range of residents and visitors and provide an opportunity for young people seeking to enter the creative industries.

Council officers have outlined the support that can be provided to Smart St Films in the financial impact section below.

5. Financial Impact

It is proposed that Council engages in the following financial arrangement with Smart St Films to deliver Bondiwood 2025:

- Total value of Council financial assistance to Smart St Films for 2025 festival: \$11,607 (including GST).
- All other costs related to the festival delivery, content rights, artists fees, promotion, insurance, public liability, staff, additional equipment, hospitality and a security damages bond are the responsibility of Smart St Films.

The breakdown of financial assistance is set out in the table below.

Table 1. Breakdown of financial assistance.

Item	Value (incl GST)
Venue hire fees: Theatre, Bar Foyer, Seagull Room	\$10,667
Parking passes for festival: \$117.50 per day x 2 x parking passes for 4 days	\$940
Total	\$11,607 (in kind)

6. Risks/Issues

Bondiwood is a locally organised and focused event with strong ties to the local creative community. The festival relies on Council's support for its continued viability and ensuring the event is successfully delivered. Rejecting Council's in-kind support would present a reputational risk to Council due to the profile of the event organisers and participants within the local community.

7. Attachments

Nil.

REPORT

CM/7.15/25.02



WAVERLEY
COUNCIL

Subject: Ocean Lovers Festival 2025 - Financial Assistance

TRIM No: A25/0207

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

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

RECOMMENDATION:

That Council:

- In accordance with section 356 of the *Local Government Act 1993*, grants \$137,259 of in-kind support and \$23,413 in cash to Ocean Lovers Alliance Incorporated to support the cost of delivering the Ocean Lovers Festival 2025.
- Authorises the General Manager or delegate to complete negotiations and execute all necessary documentation to finalise the matter.

1. Executive Summary

The organisers of Ocean Lovers Festival have requested financial support from Council to support delivery of their 2025 festival. The level of support requested is valued at \$160,672 as combined in-kind and cash support. The festival is planned for 19–23 March 2025 and requires Council support to proceed as planned.

2. Introduction/Background

Ocean Lovers Festival is Australia’s largest cultural and science celebration for the ocean. Establishing itself in Bondi before expanding across Sydney, the festival is an annual celebration of ideas, art, music and actions, showcasing some of the latest innovations, science, state-of-the-art technology and ideas for helping the ocean.

Categorised as a High Impact 2 event, the 2025 festival is planned to take place in Bondi between 19–23 March utilising Bondi Pavilion, Dolphin Court and areas in Bondi Park. As a not-for-profit organisation, the organisers have applied for support as in previous years.

3. Relevant Council Resolutions

Meeting and date	Item No.	Resolution
Council 21 May 2024	CM/11.1/24.05	That Council: <ol style="list-style-type: none"> Treats the report as confidential in accordance with section 11(3) of the <i>Local Government Act 1993</i>, as it relates to a matter specified in section 10A(2)(c) of the <i>Local Government Act 1993</i>. The report contains information that would, if disclosed, confer a

		<p>commercial advantage on a person with whom Council is conducting (or proposes to conduct) business.</p> <p>2. Approves the following program of High Impact 2 events scheduled for the period 1 July 2024 to 30 June 2025 and the indicative fees set out in the report:</p> <ul style="list-style-type: none"> (a) Bondi Festival (including extended tenure of Ferris wheel) (b) City2Surf (c) Festival of the Winds (d) Sculpture by the Sea (e) Head On Photo Festival (f) Outdoor Cinema (Dolphin Court) (g) Dudley Page New Year’s Eve (h) Summer of Surf Series (i) Mardi Gras Bondi Beach Party (j) Ocean Lovers Festival (k) North Bondi RSL ANZAC Day Dawn Service Ceremony. <p>3. Authorises the General Manager or delegate to complete negotiations, including determining the final fees, and to execute licence agreements with event organisers</p>
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4. Discussion

The Ocean Lovers Festival provides four days of free entertainment, markets and events for the community and is well attended each year with more than 40,000 visitors to the 2024 festival. The festival has continued to grow in awareness and attendance and is delivered at multiple sites across Sydney.

The 2025 festival is proposed to take place in Bondi between 19–23 March utilising Bondi Pavilion, Dolphin Court and areas in Bondi Park. As part of the support requested, Officers have also costed the staffing and other hard costs required to plan and deliver the event.

This year’s event plans to again utilise multiple spaces within the Bondi Pavilion to deliver an extensive program of talks, films, education workshops, art exhibitions and a free live music program in the Garu Courtyard. The program extends on to the beach in front of the Pavilion hosting free sunrise yoga and a sandcastle building competition. A market stall program with sustainable businesses, conservation

and sustainability focused advocacy and education organisations will be hosted in the Dolphin Court and throughout Bondi Park on the southern side of the Pavilion.

Ocean Lovers Festival aligns with Council's sustainability goals and provides access and education to a mostly free program of events in and around Bondi Beach. Council's support is recognised across the festival's digital channels, website, event signage and stages and through media materials, advertising and invitations to present and open events.

5. Financial Impact

The support requested of Council by event organisers for 2025 is valued at \$160,672.

The value of the support includes in-kind provision of venues/spaces, parking and banner sites (\$137,259) and direct costs of banner installation and staff required to deliver the event (\$23,413).

The breakdown of required in-kind and cash items are as follows:

Table 1. Breakdown of financial assistance.

Item: In-kind	Value
High Impact event application fee	\$600
High Impact event fee including NFP 50% discount	\$70,955
32 x Campbell Pde banner application fee and 4 weeks rental	\$11,648
22 x Glenayr Ave banner application fee and 4 weeks rental	\$8,008
60 x event stakeholder parking spots across 2 days	\$13,260
6 x event staff operational parking spots across 7 days	\$4,641
Bondi Pavilion Venue Hire Fees	\$28,147
Sub total	\$137,259
Item: Cash	
Bondi Pavilion Technical staff	\$6,028
Bondi Pavilion Front of House staff	\$6,866
Up to 30 hours Council staff event site supervision	\$4,020
32 x install and dismantle street flags	\$3,250
22 x install and dismantle street flags	\$3,250
Sub total	\$23,413
TOTAL SUPPORT	\$160,672

6. Risks/Issues

Ocean Lovers Festival is a popular annual event with strong ties to the local community. The organisation currently relies on Council's in-kind and cash support to successfully deliver its event in Bondi, with the support intended to help organisers demonstrate the ongoing viability of the event and not rely on Council for ongoing financial assistance. Not supporting the festival could result in a lost opportunity for Council to promote environmental and sustainability initiatives to residents in line with the current Community Strategic Plan. Rejecting or reducing Council's in-kind and cash support also poses a reputational risk to Council due to the profile of the event and within the local community.

7. Attachments

Nil.

REPORT

CM/7.16/25.02



Subject: Waverley Community Awards 2025 - Judging Panel

TRIM No: A25/0206

Manager: Annette Trubenbach, Executive Manager, Community Services

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

RECOMMENDATION:

That Council:

1. Notes that the Local Hero Awards are now known as the Waverley Community Awards.
2. Notes the other changes to the Awards, as set out in the report.
3. Appoints Cr [INSERT NAME], Cr [INSERT NAME] and Cr [INSERT NAME] to the judging panel for the Waverley Community Awards 2025.

1. Executive Summary

Waverley's biennial community recognition awards, acknowledging people and groups in our community passionate about making a difference, will be taking place this year. The award nominations will open on 10 February 2025 and close on 14 March 2025. The Awards ceremony will take place on 22 May 2025, which is during National Volunteer Week.

The judging for the Awards will be undertaken during early April and officers are seeking Councillors to participate on the judging panel.

In 2025, Council is changing the name of the awards from the 'Local Hero Awards' to the 'Waverley Community Awards' to differentiate Council's awards from the 'Westfield Local Hero Awards'.

2. Introduction/Background

Council has recognised and awarded its community leaders in various ways over many years. In 2005, the 'Recognising Our Community Leaders' walk was established, and initially delivered as Waverley's first annual Local Hero event. In 2011, the Scroll of Honor was merged with the Local Hero Awards, and Council endorsed the laying of a bronze plaque for the Local Hero *Best of the Best* Award every four years.

Over the years the program has been reviewed and adapted to suit the changing needs of the community including expanding categories to recognise a broad range of volunteering contributions and changing the frequency of the awards.

For the 2025 Awards, Council officers have implemented some minor changes, including

- The name change from the 'Local Hero Awards' to the 'Waverley Community Award' to differentiate from the Westfield Local Hero Awards.

- Changing the name and frequency of the 'Best of the Best' Awards (four years) to 'Community Leader Award', as recommended by the judging panel for an exceptional nomination (plaque on promenade to remain).
- Reducing the number of biennial award categories from six to five.
- Offering a cash prize of \$500 to winners and \$250 to runners up (currently a certificate and trophy is awarded).

3. Relevant Council Resolutions

Meeting and date	Item No.	Resolution
Council 13 December 2022	CM/7.6/22.12	That Council: <ol style="list-style-type: none"> 1. Appoints Crs Masselos, Keenan and Betts to participate on the judging panel for the Waverley Local Hero and Best of the Best Awards 2023. 2. Notes the minor changes to the Awards following a review of feedback in 2021, as set out in the report.
Operations and Community Services Committee 13 April 2021	OC/5.3/21.04	That Council: <ol style="list-style-type: none"> 1. Endorses the recommendations of the judging panel for the Waverley Local Hero Awards 2021 and Certificate of Commendation as detailed in the document circulated separately to Councillors. 2. Supports the recommendation of the panel to reconvene for a comprehensive program review following the awards event.
Council 17 September 2019	CM/7.8/19.09	That Council: <ol style="list-style-type: none"> 1. Holds the Local Hero Awards every two years, starting in 2021. 2. Officers amend the criteria for the Young Local Hero Award to recognise excellence in areas including, but not limited to, environment, business, volunteering, fundraising, sports, arts and culture, innovation and leadership. 3. Notes that the Best of Best award will continue unchanged.

4. Discussion

The nominations for the Waverley Community Awards will open on 10 February 2025 and close on 14 March 2025. Following the nomination period, officers will prepare the judging panel information to share with the panel at least one week prior to the panel meeting. This will be scheduled in early April at a time convenient with the nominated panel members.

5. Financial Impact

The Waverley Community Awards will be managed within existing budgets.

6. Risks/Issues

Council officers have changed the name of the Awards to mitigate the risk of associating the Council awards with the Westfield award of the same name. The Westfield Local Hero Awards are a national program with a high profile and significant prize money, which take place at a similar time to the Waverley awards each year.

In the past, Council has taken various steps to ensure there are enough-high quality nominations, including changing the frequency of the awards, updating the criteria and changing the categories. This year we have reduced the number of categories from six to five, which we hope will also help to elicit a strong response from potential nominees. We will promote the awards broadly through social media, print media, local networks, schools and local businesses.

7. Attachments

Nil.

REPORT

CM/7.17/25.02



Subject: Access and Inclusion Advisory Panel - Community Membership

TRIM No: SF24/3939

Manager: Annette Trubenbach, Executive Manager, Community Services

Director: Sharon Cassidy, Director, Assets and Operations

RECOMMENDATION:

That Council:

1. Treats the attachment to the report as confidential in accordance with section 11(3) of the *Local Government Act 1993*, as it relates to a matter specified in section 10A(2)(d)(i) of the *Local Government Act 1993*. The attachment contains commercial information of a confidential nature that would, if disclosed, prejudice the commercial position of the person who supplied it.
2. Appoints the following community members to the Access and Inclusion Advisory Panel to March 2027:
 - (a) Sara Chesterman.
 - (b) Riley Dunn.
 - (c) Debbie Goddard.
 - (d) Astrida Grigulus.
 - (e) Suzanna Kertesz.
 - (f) Rachel Lazarov.
 - (g) Jessica Tattersall.
 - (h) Kanae Yamamoto.
3. Establishes the following pool of suitable candidates from the reserve list to fill any vacancies on the Panel, utilising their expertise to provide advice on specific issues as needed:
 - (a) Mia Capitalenis.
 - (b) Andre Cioban.
 - (c) Saxon Graham.
 - (d) Natasha Lee-Mays.

- (e) Julia Lewthwaite.
- (f) Heather Proudfoot.

4. Thanks the following former community members for their contribution:

- (a) Danny Hui.
- (b) Andre Cioban.
- (c) Mia Capitanelis.
- (d) Ben Alexander.
- (e) Ben Whitehorn.
- (f) Rachel Lazarov.
- (g) Petra Pattinson.
- (h) Riley Dunn.

1. Executive Summary

The term of the Access and Inclusion Advisory Panel community members appointed in 2021 ended at the end of last year. The panel has been contributing to discussions and feedback on key Council projects to achieve attitudinal change and improved access in the public domain.

Community members were invited to submit an expression of interest (EOI) from 16 September to 16 October 2024 for a two-year term on the panel of eight members. Council officers reviewed 15 applications and made recommendations to the selection panel, which is made up of the four appointed Councillors and the Director, Assets and Operations.

This report recommends endorsement of eight members to the panel, with another six to be placed on the reserve list.

2. Introduction/Background

The aim of the Panel is to promote an inclusive community and enhance the inclusion and participation of people with disability in community life.

Panel membership

According to the terms of reference, the panel comprises:

- The Mayor and three Councillors.
- Up to eight community members who have a direct experience of disability either personally, professionally, academically or through a care/support role.

Community members are appointed as individual members of the community and not as representatives of organisations, business, advocacy bodies, or stakeholder groups. Community members shall hold office for a two-year term (or such other period of appointment) or when reviewed by Council.

Selection criteria

The applications were assessed against the following criteria:

1. Live, work or study in the Waverley local government area or the Eastern Suburbs.
2. Be able to contribute views and perspectives that represent, as far as is possible, a diverse range of disability.
3. Have an interest in and the capacity to provide advice on one or more of the following:
 - (a) The built environment and urban planning.
 - (b) Social inclusion and civic participation.
 - (c) Economic participation.
 - (d) Promotion of inclusive attitudes and behaviours.
 - (e) The development, implementation and review of Council's strategies, policies and practices.
4. Be willing to provide advice to support Council to implement the Waverley Disability Action Plan.
5. Be available to participate in meetings out of business hours.

3. Relevant Council Resolutions

Meeting and date	Item No.	Resolution
Council 16 July 2024	CM/7.7/24.07	That Council: <ol style="list-style-type: none"> 1. Notes the minutes of the Access and Inclusion Advisory Panel meeting held on 13 June 2024 attached to the report. 2. Extends the term of the community members of the Panel to December 2024, as the Panel meeting scheduled for 12 September 2024 has been rescheduled to November 2024 due to the local government elections.
Council 29 October 2024	CM/7.4/24.10	EXTRACT That Council: ... 9. Appoints Councillors to the committees and organisations listed below until the next mayoral election on 15 September 2026, subject to the rules of the organisations: ... Access and Inclusion Advisory Panel Appointees: Crs Spicer (Chair), Townsend (Deputy Chair), Spooner and Fabiano.

4. Discussion

Expressions of interest were invited from community members by way of public advertisement. The EOI period ran from 16 September to 16 October 2024 and was promoted via the following communication channels:

- Council's Have Your Say page.
- Email to Have Your Say subscribers.
- Internal and external newsletters.
- Social media accounts.
- Distribution through networks to local community organisations, peak bodies and government agencies and previous enquirers.

Fifteen applications were received, including one late submission. The applicants covered a broad range of experiences, qualifications, and interests, resulting in a competitive selection process for the eight community positions available on the Panel. While all eligible applicants met the selection criteria and displayed a strong commitment to inclusion for people with disability in Waverley, the eight applicants recommended for appointment demonstrated skills and experience that were closely aligned with the requirements of the Advisory Panel and represent a diverse range of lived experience, skills acquired as a support person/advocate or professional expertise. See Attachment 1 for details.

Eight applicants are recommended for appointment, with a further six to be placed on the reserve list. Given the high calibre of applications received, Council is keen to actively engage with all applicants in this round and to seek their input and technical expertise whenever opportunities arise. These would include upcoming vacancies on the Panel, invitations to provide technical advice on specific disability issues and participation in access audits or co-design workshops/consultation events in the lead up to Council's Disability Inclusion Action Plan.

5. Financial Impact

Panel meetings, payment of community members (\$200 per member per meeting), and facilitation are included in Council's operational budget.

Following Council endorsement, the first meeting of the new Panel will be held in March 2024.

6. Risks/Issues

It will be important that Council officers provide sensitive feedback to candidates who have not been selected for inclusion on the panel.

7. Attachments

1. EOI evaluation (confidential)

REPORT

CM/7.18/25.02



WAVERLEY
COUNCIL

Subject: Electric Vehicle Charging Stations

TRIM No: A17/0586

Manager: Sam McGuinness, Executive Manager, Environmental Sustainability

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

RECOMMENDATION:

That Council:

1. Installs electric vehicle charging signage and line marking at the locations set out in the attachment to the report.
2. Includes these charging stations in the formalised charging monitoring system being implemented by Council.
3. Delegates authority to the Executive Manager, Infrastructure Services, to modify the signage should on-site circumstances warrant changes.

1. Executive Summary

This report recommends the installation of electric vehicle charging signage and line marking for 16 additional EV parking spots at 15 locations that were consulted on in September and October 2024. These chargers are being installed by Council and private companies PLUS ES and EVX with partial funding by the NSW Government Kerbside Charging Grants.

These proposed sites were deferred from the February 2024 Finance, Operations and Community Services Committee. Since then, further consultation and analysis has taken place of the proposals with the main change being a reduction in designated parking at EVX locations from two parking spots to one.

2. Introduction/Background

New electric vehicle (EV) chargers are proposed to be installed across Waverley, Woollahra, and Randwick local government areas (LGAs) to support the rapid increase of electric vehicles. The installation of chargers is supported by the Eastern Suburbs Electric Vehicle Infrastructure Strategy 2023 adopted by Council in 2023, which outlines the vision and infrastructure required to meet growing numbers of EVs on our roads.

These proposed chargers will be part funded through the NSW Government Kerbside Charging Grants and will be installed, owned and managed either by Council or by private companies PLUS ES and EVX under licence. These private companies will also be responsible for the installation of Council approved line marking and signage.

3. Relevant Council Resolutions

Meeting and date	Item No.	Resolution
Finance, Operations and Community Services Committee 4 February 2024	FC/5.2/25.02	<p>That Council:</p> <ol style="list-style-type: none"> 1. Installs electric vehicle (EV) charging signage and line marking at the locations set out in the attachment to the report, subject to the following amendments: <ol style="list-style-type: none"> (a) Page 25 of the agenda, site 4, Bronte Beach Cutting car parking, off Bronte Road, Bronte – Defer to the next Council meeting. (b) Page 25 of the agenda, site 5, 35–37 Ocean Street, Bondi – Reduce to one charging space. (c) Page 26 of the agenda, site 6, Waverley Oval, opposite 159 Birrell Street, Waverley – Reduce to one charging space. (d) Page 26 of the agenda, site 7, Dudley Page Reserve, opposite 5 Portland Street, Dover Heights – Reduce to one charging space. (e) Page 26 of the agenda, site 9, 365 Bronte Road, Bronte – Defer to the next Council meeting. (f) Page 26 of the agenda, site 10, corner of Military Road and Blair Street, North Bondi – Defer to the next Council meeting. (g) Page 26 of the agenda, site 11, corner of Church Street and Carrington Road, Waverley – Defer to the next Council meeting. (h) Page 26 of the agenda, site 12, 429–433 Old South Head Road, Rose Bay – Defer to the next Council meeting. (i) Page 27 of the agenda, site 13, Rose Bay shops, 66 Dover Road, Rose Bay – Defer to the next Council meeting. (j) Page 27 of the agenda, site 14, Kenilworth Street, adjacent to 17 Flood Street, Bondi – Defer to the next

		<p>Council meeting.</p> <ul style="list-style-type: none"> (k) Page 27 of the agenda, site 15, York Place, opposite 1 York Road, Bondi Junction – Defer to the next Council meeting. (l) Page 27 of the agenda, site 16, St James Reserve, 38–52 St James Road, Bondi Junction – Defer to the next Council meeting. (m) Page 27 of the agenda, site 17, Glen Street, adjacent to 16 Fletcher Street, Tamarama – Defer to the next Council meeting. (n) Page 27 of the agenda, site 18, Bondi Junction, opposite 4 Stanley Street, Queens Park – Defer to the next Council meeting. (o) Page 27 of the agenda, site 19, Diamond Bay Bowling Club, opposite 2 Diamond Bay Road, Vaucluse – Defer to the next Council meeting. (p) Page 28 of the agenda, site 20, Gibson Street Reserve, Brown Street, Bronte – Defer to the next Council meeting. (q) Page 28 of the agenda, site 21, 229 Denison Street, Queens Park – Defer to the next Council meeting. (r) Page 28 of the agenda, site 22, Marlborough Reserve, opposite 54 Brown Street, Bronte – Defer to the next Council meeting. (s) Page 28 of the agenda, site 25, 3 The Avenue, Rose Bay – Defer to the next Council meeting. (t) Page 25 of the agenda, site 3, Waverley Cemetery, Trafalgar Street, opposite 7 Collingwood Street, Bronte – Defer to next Council meeting. <p>2. Officers develop a formal monitoring system of EV charging spaces that collects:</p> <ul style="list-style-type: none"> (a) Data on the utilisation of EV charging parking spaces.
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		<p>(b) Data on compliance with parking restrictions.</p> <p>(c) Other relevant data that will assist in the analysis of usage.</p> <p>3. Delegates authority to the Executive Manager, Infrastructure Services, to modify the signage should on-site circumstances warrant changes.</p> <p>4. Officers prepare a report to Council in July 2025 with an analysis of EV charging space usage and associated issues.</p>
Council 26 November 2024	CM/7.15/24.11	That Council installs designated electric vehicle charging parking spaces at the locations set out in the report.
Council 29 October 2024	CM/5.5.1/24.10	That Council: <ol style="list-style-type: none"> Does not adopt the Traffic Committee's recommendation. Defers this item to the Council meeting on 26 November 2024 for further consideration.
Strategic Planning and Development Committee 7 November 2023	PD/5.4/23.11	That Council: <ol style="list-style-type: none"> Adopts the Eastern Suburbs Electric Vehicle Infrastructure Strategy attached to the report. Notes that the strategy will also be reported to Randwick City Council and Woollahra Municipal Council for approval.

4. Discussion

Council officers undertook community consultation on the proposed public electric vehicle charging locations for two separate periods in September and October 2024. Consultation activities included signage installed at the proposed locations, letter drops to nearby residents and online promotions through e-news and social media. All communications directed residents to a Have Your Say page shared by Waverley, Woollahra and Randwick Councils. This Have Your Say page included an interactive map for residents to review the proposed locations and write comments.

Council received 47 submissions via the Have Your Say page and via emails and phone calls relating to these proposed charger locations. A summary of consultation and recommendations for each charger is attached to this report. Based on the feedback received, Council officers have made recommendations to the Council for each site to either:

- Install the proposed signage.
- Not change signage.

Site selection

The sites proposed have been the result of the extensive consultation undertaken through the development of the Eastern Suburbs Electric Vehicle Infrastructure Strategy 2023, areas prioritised by the NSW Kerbside Charging Grants, input from charge point operators and significant refinement from initial consultation rounds. As part of this process, many of the sites initially investigated or proposed have been removed. This is due to negative community feedback, better alternative locations being found or in locations where there is very high parking demand.

Parking signage

This report recommends the installation of electric vehicle charging signage in designated charging spaces. The charging stations installed throughout Waverley, Woollahra and Randwick Council areas include a mixture of designated and undesignated charging spaces. Designated electric vehicle charging spaces include a charger, as well as parking signage and line marking. These spaces are for electric vehicles only while charging. Charging is demonstrated by the charging cable being connected from the charger to the vehicle.

Times may apply for these parking rules. For example, in a '4P, Electric Vehicle Only, 8 am-8 pm' charging space, only an electric vehicle that is plugged into the charger can park here for up to four hours between 8 am and 8 pm. Outside these hours, any vehicle could park here, regardless of whether they are electric or non-electric. An example of the designated parking signage is shown in Figure 1.

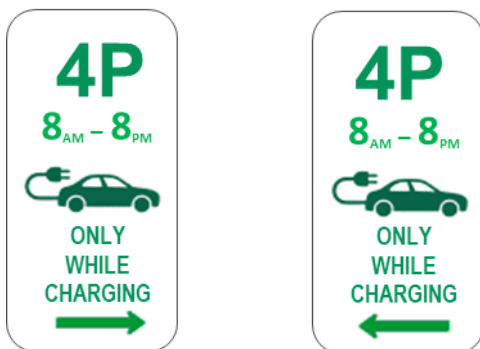


Figure 1. Example of designated parking signage.

However, some charging spaces, including some of those proposed or already installed by PLUS ES, are undesignated. As part of this report, most of the EVX spots are being proposed as having designated parking for only 1 of the 2 possible charging locations. Therefore, in these undesignated spots, any vehicle, including non-electric vehicles, can park there. Vehicles parked in these spaces must still follow the relevant parking signage.

Line marking

The Transport for NSW (TfNSW) line marking for designated charging spaces was updated in November 2024. The updated design is shown in Figure 2.

The TfNSW sign details state that 'This sign is not a "prescribed traffic control device". This sign may be installed by council on the network they manage without seeking traffic committee or written approval from Transport for NSW.' The pavement marking dimensions of the symbol and layout are provided in the Traffic Signs Register. The symbol should be applied with a skid resistant material that meets the performance requirements of technical specification TS 03294.1. The colour of the symbol will be G13 Emerald, as specified in Australian Standard 2700.



Figure 2. Recommended line marking.

5. Financial Impact

For Council-owned and operated chargers, the costs associated with the electric vehicle charger installations, maintenance, signage and line marking are paid by Council with grant funding from the NSW Government.

For private companies EVX and PLUS ES, the costs associated with the electric vehicle charger installations, maintenance, signage and line marking will be covered by the installer. The private charging companies are proposed to pay council an annual fee of \$440 (including GST) per designated AC charging spaces space per year.

6. Risks/Issues

Potential risks associated with the electric vehicle parking signage include:

- Access to chargers: EV chargers may not be accessible to EV users because of a lack of designated EV signage and/or being used by non-EV users for parking.
- Underutilisation: If charging spaces are not used frequently by electric vehicle owners (without home charging), then the spaces may be vacant often and reduce parking availability in the area for non-electric vehicle owners.
- Insufficient parking times: electric vehicle owners may find that the parking times (typically 8 am-8 pm) are insufficient for them to access the electric vehicle charger and charge their vehicle.
- Low electric vehicle uptake: insufficient or limited availability of public electric vehicle chargers could impact Waverley LGA's transition to electric vehicles. This could reduce Council's ability to achieve its climate targets and may lead to electric vehicles only being accessible for residents with off-street parking.

Council will monitor the usage of public electric vehicle charging stations and report back to Council in July 2025 on this.

7. Attachments

1. Proposed EV charging locations - 18 February 2025 [↓](#)

REPORT
CM/7.19/25.02

Subject: Petition - Bondi Beach Volleyball Nets - Multi-Purpose Use

TRIM No: A18/0274

Manager: Nikolaos Zervos, Executive Manager, Infrastructure Services

Director: Sharon Cassidy, Director, Assets and Operations

RECOMMENDATION:

That Council:

1. Refers the petition requesting multi-purpose use of the approved net spaces at Bondi Beach beyond volleyball and foot volley to the Director, Assets and Operations, for consideration.
2. Officers prepare a report to Council on the outcome.

1. Executive Summary

Council has received a petition containing 317 signatures requesting multi-purpose use of the approved net spaces at Bondi Beach beyond just volleyball and foot volley.

It is recommended that the petition be referred to the Director, Assets and Operations, for consideration and that a report be prepared for Council on the outcome.

2. Introduction/Background

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

Council has a high, and often competing, demand to access our limited sporting and recreation facilities. This includes access to our beaches with Bondi receiving peak visitation over summer weekends of 80,000 to 100,000+ visitors.

To manage Council's limited assets, Council has adopted the Open Space and Recreation Strategy 2021 and the Bondi Park, Beach and Pavilion Plan of Management (PoM) 2014 (with minor updates adopted in 2021 due to Crown land legislation changes).

The only ball games currently permitted on Bondi Beach under the PoM are casual use non-competitive beach volleyball and foot volley under very strict rules of use and limitations on the number of permissible courts. There is no booking system and players must bring their own equipment. Commercial activities are strictly prohibited and there are no leases or licences permissible under the PoM available for clubs to use these spaces.

3. Relevant Council Resolutions

Meeting and date	Item No.	Resolution
Council 22 June 2021	CM/7.14/21.06	<p>That Council:</p> <ol style="list-style-type: none"> 1. Continues to support beach volleyball at Tamarama and Bondi Beaches based on the revised rules of play outlined in the report. 2. Increases the number of courts permitted at Bondi Beach from three to four. 3. Ensures that the layout and rules of play are prominently displayed at each beach within close proximity of the volleyball courts for reference and enforcement purposes. 4. Officers enforce the layout and rules of play through regular visits to Tamarama and Bondi beaches and prompt response to issues raised by the community. 5. Officers use their discretion to ensure fair, balanced and safe beach use for all beach users by limiting the number of courts below that approved and other relevant actions, especially during the summer months, at weekends and public holidays, and at high tide.

4. Discussion

The petition states:

We, the undersigned, are passionate members of the Bondi Beach community, including players of beach tennis ranging from age 7 to over 70 years old and we respectfully ask the Mayor and Councillors of Waverley to evaluate the petition below:

- *To amend the current bylaws to allow the existing approved net spaces to be used for multi-purpose beach sports, including but not limited to beach volleyball, foot volley, and beach tennis*. Importantly, we are not requesting additional spaces but advocating for inclusivity by designating the existing approved net space for multi-sport use. *Note: Beach Tennis court has the same dimensions as a Beach Volleyball court and can only be played on sand.*

Currently, the spaces designated for net setups at Bondi Beach are restricted to volleyball and footvolley only. This effectively excludes a significant portion of the community from using these spaces, with sports like beach tennis offering a more accessible and inclusive alternative due to its lower physical demand, making it suitable for seniors and children.

*About Beach Tennis***

Beach tennis originated in Italy in the 1970s and has grown into a globally recognized sport. In Australia, it has seen significant growth over the past decade, with established clubs in major

*cities such as Sydney, Melbourne, and Perth. Bondi Beach has become a central hub for the sport, attracting players of all ages and skill levels. Since our start in Bondi Beach in September 2021 with just 15 people, the community has grown to over 200 members today. Other clubs in the Sydney area, such as those in Collaroy (200+ members) and Manly (150+ members), further demonstrate the sport's widespread appeal. Nationally, beach tennis clubs have been established in key locations, including Brisbane, Gold Coast, Perth, Sunshine Coast, Melbourne, and Adelaide. **What is Beach Tennis? <https://copabeachtennis.com/blogs/learn/what-is-beach-tennis>*

Growth and community impact

For several years now, we have been playing beach tennis in harmony with other sports at Bondi Beach, contributing to the diverse and vibrant sporting community. Our gatherings not only foster social connections but also support the local economy, with participants frequently visiting nearby restaurants, coffee shops, and other businesses. Additionally, Beach tennis provides a great avenue for new Waverley residents—whether they come from New South Wales, other parts of Australia, or internationally—to meet existing residents, fostering a sense of community in a new place. Many members of our beach tennis community have built their Waverley friend circles through the sport, creating lasting connections and strengthening our local community. Beach tennis players from Bondi actively participate in recognized International Tennis Federation (ITF) competitions across Australia, including Brisbane, Gold Coast, Collaroy and Manly. The increasing popularity of beach tennis in Australia, coupled with its growing international recognition, has positioned our country as a hub for the sport. This prominence is further highlighted by the International Tennis Federation (ITF) request to include beach tennis in the 2032 Brisbane Olympic Games, which would bring even greater global attention to our local communities.

Similar to how foot volley was integrated into Bondi Beach after a council evaluation, we believe beach tennis can further enrich the local sports offering by providing an activity suitable for all ages and abilities.

The petition complies with Council's Petitions Policy.

5. Financial Impact

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

6. Risks/Issues

Beach volleyball/foot volley was included in the 2014 Bondi Park, Beach and Pavilion PoM following extensive community consultation during which Council received polarising points of view about the health and social benefits of sports use versus potentially alienating parts of the beach for exclusive use for sports. This led to an initial trial of volleyball courts before implementation.

The legitimacy of volleyball at Bondi and Tamarama beaches was again challenged during the COVID-19 pandemic by local residents. This resulted in another extensive community consultation process on the permissible use of the breaches for volleyball/foot volley and a review of the rules of use. Council received 1,820 responses with an overwhelming 93.9% support for volleyball/foot volley courts to remain at Tamarama and Bondi.

The courts are used extensively throughout the year by the current volleyball/foot volley community. Council will need to carefully consider how this proposal would impact the existing users and how access to the courts could be equitably managed before committing to a change of use.

However, maximising access to community facilities by ensuring they can be multi-functional accommodating multiple users is a fundamental principal Council supports to ensure we achieve the maximum community benefit out of the limited facilities we have across the LGA. Therefore, there is merit in putting further consideration into the petition's request for a shared use facility.

7. Attachments

Nil.

NOTICE OF MOTION CM/8.1/25.02



Subject: RESCISSION MOTION - CM/7.8/24.12 - Planning Proposal - Dwelling Density - Post-Exhibition

TRIM No: PP-3/2023

Submitted by: Councillor Fabiano
Councillor Masselos
Councillor Wy Kanak

MOTION:

That Council rescinds resolution CM/7.8/24.12 – Planning Proposal – Dwelling Density – Post Exhibition, passed at the Council meeting on 10 December 2024.

Background

This matter was last considered by Council at its meeting on 10 December 2024. On 11 December 2024, Crs Fabiano, Masselos and Wy Kanak submitted a notice of motion to rescind the resolution and foreshadowed the following motion:

FORESHADOWED MOTION

The Council:

1. Forwards the planning proposal attached to the report to limit the loss of residential density in R3 Medium Density Residential zones, and the submissions received during public exhibition, to the Department of Planning, Housing and Infrastructure (DPHI) with a recommendation to proceed to finalisation and gazettal.
2. Requests 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 WLEP.

BELOW IS A MINUTE EXTRACT FROM THE COUNCIL MEETING ON 10 DECEMBER 2024:

CM/7.8/24.12 Planning Proposal – Dwelling Density – Post-Exhibition (PP-3/2023)

A notice of motion to rescind this resolution has been submitted with the General Manager. The rescission motion will be considered at the Council meeting on 18 February 2025.

MOTION / DECISION

Mover: Cr Nemesh
Seconded: Cr Stephenson

That Council:

1. Does not proceed with the planning proposal to limit the reduction of residential density in R3 Medium Density Residential and R4 High Density Residential zones.
2. Notifies the Department of Planning, Housing and Infrastructure and those who made

submissions of Council's decision.

THE MOTION WAS PUT AND DECLARED CARRIED ON THE CASTING VOTE OF THE CHAIR.

Division

For the Motion: Crs Frazer, Nemesh, Spicer, Stephenson, Townsend and Westwood.

Against the Motion: Crs Fabiano, Lewis, Masselos, Merten, Spooner and Wy Kanak.

A Kern (on behalf of Save Bondi Village) addressed the meeting.

NOTICE OF MOTION CM/8.2/25.02



Subject: Cost-Shifting onto Waverley Ratepayers

TRIM No: A25/0302

Submitted by: Councillor Stephenson
Councillor Nemesh

MOTION:

That Council:

1. Notes the growing financial burden on local government and specifically Waverley Council of cost-shifting practices by State and Federal Government, including but not limited to:
 - (a) Proposed water monitoring of beaches.
 - (b) User pays policing.
 - (c) Remediation and construction of sea walls.
 - (d) Additional bus services.
 - (e) Remediation of Council assets after State and Federal utilities have damaged those assets.
 - (f) Emergency services levy.
2. Officers prepare a report to Council no later than May 2025 investigating the rise in cost-shifting practices and outlining:
 - (a) The rise in cost-shifting from the State and Federal Government onto Council and identification of actual responsibility of these costs.
 - (b) The specific programs, projects, assets and infrastructure which Council has had to assume expenditure, with a breakdown and quantity of those costs.
 - (c) Recommendations to identify opportunities to reduce the cost-shifting onto Council and the proposed savings to Waverley residents.
3. Writes to the following stakeholders informing them of this motion:
 - (a) The Minister for Local Government, the Hon Ron Hoenig MP.
 - (b) The Member for Vacluse, Kellie Sloane MP.
 - (c) The Member for Coogee, Marjorie O'Neill MP.
 - (d) The Member for Wentworth, Allegra Spender MP.

- (e) All Waverley Precincts.

Background

More and more we are seeing local government take on responsibilities for a service, asset or regulatory function that was once performed by other levels of government. This shift generally occurs without providing councils with an opportunity to engage on the decision and with limited financial support, forcing a transfer of responsibility onto our ratepayers.

User pays policing is an example of such cost-shifting. The ongoing increase in visitation to our beaches requires additional policing to ensure that outdoor public spaces are safe and anti-social behaviour issues are effectively managed, should they occur. The cost imposed on Council to pay for extra police on busy beach days is incongruous to the user pays system.

A more recent example is the Beachwatch Program, with the NSW government announcing a proposal to shift the costs of the program to local councils, which are already stretched too thin. Council is home to some of the most popular beaches in Sydney, including the only National Heritage-listed beach, Bondi, which can welcome over 40,000 visitors per day.

This, along with the user pays policing, points to a broader theme whereby our Council is forced to cover the costs of ensuring our beaches are safe to swim in and be on while being used by tourists and visitors from who may not be residents in the Waverley local government area.

The current trend of cost-shifting practices has imposed a cumulative burden of over \$10 billion on NSW councils over the past decade. Councils and ratepayers are already imposed with significant financial burdens via current cost-shifting for emergency service contributions and waste levies. Costs for libraries are also being covered by councils to make up the difference between the committed funding and subsidies.

The continual shifting of financial obligations from State and Federal Government functions and services onto local government is impacting on council budgets and affecting the service and infrastructure delivery for the Waverley community.

General Manager's comment

Cost-shifting is defined by Local Government NSW as follows:

Cost shifting describes a situation where the responsibility for, or merely the costs of, providing a certain service, concession, asset or regulatory function are 'shifted' from a higher level of government on to a lower level of government without providing corresponding funding or the conferral of corresponding and adequate revenue raising capacity.

There are several categories of cost-shifting, including pensioner rebates, contribution to Fire and Rescue NSW and the waste levy.

If resolved by Council, officers will prepare a report detailing the expenditure of those categories.

Tara Czinner
Director, Corporate Services

NOTICE OF MOTION

CM/8.3/25.02



Subject: Oxford Street Mall - Fairy Lights

TRIM No: A25/0316

Submitted by: Councillor Nemesh
Councillor Westwood

MOTION:

That Council:

1. Notes that it has upgraded lighting within Oxford Street Mall to a compliant standard but has not upgraded amenity lighting.
2. Installs fairy lights in Oxford Street Mall in areas where electricity is available, including:
 - (a) On umbrellas.
 - (b) Light poles.
 - (c) Street trees.
3. Funds the installation and ongoing maintenance of the fairy lights from existing lighting budgets within Council's operational and capital works budgets.
4. Informs the following stakeholders of this motion:
 - (a) Bondi and Districts Chamber of Commerce.
 - (b) Businesses on Oxford Street Mall.
 - (c) Lawson Ward Precincts.

Background

Oxford Street Mall serves as a hub for shopping, dining, and social interaction in Bondi Junction. Enhancing the mall's ambiance and appeal, particularly during evening and night-time hours, is crucial for attracting visitors, supporting local businesses, and fostering a vibrant community atmosphere.

Council has identified the importance of the night-time economy and has a stated goal to revitalise the use of the mall after dark. Recent upgrades to the mall, including new umbrellas for outdoor seating, upgraded lighting within the umbrellas, and the installation of catenary lighting, have significantly improved the functionality and aesthetic of the space.

While these improvements have enhanced the mall, a key element is still missing: a sense of warmth and invitation that encourages people to dwell and enjoy the space. The current lighting, while functional, can feel somewhat sterile and lacks the inviting glow that would truly transform the mall

into a desirable destination. The installation of fairy lights in Oxford Street Mall presents a practical and aesthetically pleasing solution.

General Manager's comment

If resolved by Council, officers can install the fairy lights within existing operational budgets.

Sharon Cassidy
Director, Assets and Operations

NOTICE OF MOTION CM/8.4/25.02



Subject: Rose Bay Shops (North) - Streetscape Upgrade

TRIM No: A25/0272

Submitted by: Councillor Nemesh
Councillor Frazer

MOTION:

That Council:

1. Acknowledges the importance of the Rose Bay shops (north) as a vibrant local village and recognises the need to enhance its streetscape to improve amenity, accessibility and economic vitality.
2. Notes that Old South Head Road is a State Road, and any proposed upgrades must be consistent with relevant Transport for NSW policies and standards.
3. Officers prepare a report to Council no later than June 2025 outlining high-level concept options and indicative costs for a streetscape upgrade of the Rose Bay shops (north), including but not limited to:
 - (a) Matching materiality to the previously upgraded Rose Bay shops (south).
 - (b) Assessment and design of improved pedestrian crossings, pathways and other treatments to prioritise pedestrian safety and accessibility, including consideration of universal access principles.
 - (c) Incorporating appropriate planting to enhance the streetscape's aesthetic appeal and provide shade.
 - (d) Review of existing traffic flow and parking arrangements to identify opportunities for improvement.
 - (e) Feasibility study and cost analysis of undergrounding existing overhead power lines and street lighting/banners to improve visual amenity and safety.
 - (f) Outlining a strategy for community consultation to ensure local residents, businesses, and other stakeholders have the opportunity to provide input on the proposed upgrades.
 - (g) Options for staging the works to minimise disruption to businesses and the community.
4. Informs the following stakeholders of this motion:
 - (a) Hunter Ward Precincts.
 - (b) The Mayor of Woollahra Council, Cr Sarah Swan.

(c) The Member for Vaucluse, Kellie Sloane MP.

Background

The Rose Bay shops (north) serve as an important commercial and social centre for the local community. A high-quality streetscape is essential to support local businesses, encourage pedestrian activity, and create a welcoming environment for residents and visitors. The current streetscape is showing signs of age and could benefit from upgrades to improve its functionality, aesthetics, and accessibility.

This motion seeks to initiate a process to develop a comprehensive streetscape upgrade plan, specifically investigating a range of options for the streetscape upgrade, including the use of high-quality materials, the feasibility of undergrounding power lines, improved street lighting, enhanced pedestrian facilities and the incorporation of planting. By exploring these options, Council can make informed decisions about the most appropriate and effective way to enhance the Rose Bay shops (north) streetscape for the benefit of the entire community. The inclusion of a community consultation plan in the process will ensure that the final design reflects the needs and aspirations of local residents and businesses.

From recent experiences on similar streetscape upgrades, Council understands the complexities and costs of utility asset adjustments (like undergrounding) and cannot commit to these without clearer outline of costs and benefits produced. The report Council will receive will outline all the varying project components to ensure value for money outcomes are achievable.

General Manager's comment

The Rose Bay shops village between Oceanview Avenue and Kobada Road is listed in the Long Term Financial Plan for renewal/upgrade in 2033-2034 with \$1.5 million allocated to deliver a streetscape upgrade.

If resolved by Council, officers can review the prioritisation of village centre upgrades and progress with development of concept options as outlined in the notice of motion, to be presented to Council no later than June 2025.

Sharon Cassidy
Director, Assets and Operations

NOTICE OF MOTION
CM/8.5/25.02**Subject:** Waverley Council Chambers**TRIM No:** A24/0987**Submitted by:** Councillor Nemesh
Councillor Spicer

MOTION:

That Council:

1. Notes the Waverley Council Chambers on Bondi Road is closed and no longer used for Council administration.
2. Notes the Councillor briefing in January 2025, with further consideration of the matter to take place through the Strategic Property Review Committee.
3. Informs the community that consultation on the future of the site is scheduled to take place in mid-2025.
4. Informs all Precincts of this motion and publishes it on Council's website.

Background

In 2018, an asset condition assessment identified that the Council Chambers building was nearing the end of its commercial life.

In September 2020, Council approved the Property Strategy, which identified a holistic review of Council's staff accommodation arrangements as a priority project. This project led to the staged relocation of staff from the building to alternative offices located in Bondi Junction to allow for the Chambers building to be redeveloped.

In June 2023, Council undertook a tender to identify a suitable qualified head contractor to supply construction services to deliver the redevelopment project.

In December 2023, Council declined to accept any of the tenders and resolved not to proceed with the full redevelopment of the building based on the quantum of costs received through the tender. Council resolved instead to consider alternative adaptive reuse options for the building.

The relocation of staff from the Chambers building was completed in November 2024 and the building was subsequently closed.

Several alternative options for the future use of the site were presented to Councillors at a briefing on 28 January 2024. The options will be further considered by the Strategic Property Review Committee in the near future.

General Manager's comment

The options for future use of the site will be considered by the Strategic Property Review Committee at its March meeting.

Should Council decide that the building will not be used to accommodate Council staff going forward, then it may consider consulting the community on alternative community use options.

Any proposal for the future use of the site will be presented to a future Council meeting for consideration.

Sharon Cassidy
Director, Assets and Operations

NOTICE OF MOTION

CM/8.6/25.02



Subject: Carrington Road and Macpherson Street, Waverley -
Signalised Intersection Optimisation

TRIM No: A03/0042-04

Submitted by: Councillor Townsend
Councillor Westwood

MOTION:

That Council:

1. Investigates opportunities for signal optimisation at the intersection of Macpherson Street and Carrington Road, Waverley.
2. Undertakes an analysis for the introduction of a right turn arrow signal for vehicle movements from Macpherson Street into Carrington Road.
3. Officers prepare a report to the Traffic Committee with the results of the analysis and any associated recommendations for consideration.
4. Informs the Charing Cross precinct and the Member for Coogee, Marjorie O'Neill MP, of this motion.

Background

The signalised intersection of Macpherson Street and Carrington Road is a significant connection on main routes from Bronte to other destinations. One such route is the connection of Bronte to Bondi Junction by turning right off Macpherson Street into Carrington Road.

With the upcoming streetscape upgrade of Charing Cross, a key outcome envisaged to be achieved is the increased pedestrianisation of the village centre. As such, vehicle drivers may seek other routes between Bronte and Bondi Junction. One logical alternative route passes through the Macpherson Street and Carrington Road intersection.

The current arrangement and signal phasing does not provide a designated right turn movement. As such, only one or two vehicles can filter through the oncoming traffic. This limits the ability for larger volumes of vehicles to make this right turn.

Council should look at options and develop a proposal that can be presented to the Traffic Committee for consideration.

General Manager's comment

If resolved by Council, officers will undertake analysis and apply to Transport for NSW (TfNSW) for adjustment to the signals at Macpherson Street and Carrington Road, as outlined in the notice of motion.

The process of having a traffic control signal (TCS) design reviewed by TfNSW generally takes six to 12 months. Should approval be granted by TfNSW, Council will need to fund the upgrades. The TCS design can be funded from existing operational budgets, with a capital works budget required for delivery of the works if approved by TfNSW.

Sharon Cassidy
Director, Assets and Operations

NOTICE OF MOTION CM/8.7/25.02



Subject: Waverley Park - Pick-Up and Drop-Off Zones (PUDO)

TRIM No: A20/0336

Submitted by: Councillor Spicer
Councillor Westwood

MOTION:

That Council:

1. Notes that Waverley Park is a central recreational hub for the Waverley community, and the limitations of the time-restricted pick-up and drop-off point (PUDO) in Birrell Street present accessibility and safety challenges for park users
2. Investigates additional PUDO options to facilitate vehicle pick-up and drop-off activities in Birrell Street close to Waverley Park, within the car park off Paul Street and the Council Chambers driveway off Bondi Road, with a report to be prepared to Council no later than March 2025 outlining the findings of the investigation and making recommendations to improve accessibility.
3. Informs the following stakeholders of this motion:
 - (a) Local sporting organisations.
 - (b) The Access and Inclusion Advisory Panel.
 - (c) Waverley College.
 - (d) Waverley Ward Precincts.

Background

As one of the most popular recreational spaces in the community, Waverley Park caters to a wide range of users. However, the existing pick-up and drop-off point (PUDO) on Birrell Street has created accessibility and safety challenges for park visitors.

The section of Birrell Street adjacent to Waverley Park currently provides unrestricted parking, a bus zone, and an existing PUDO that is restricted to key days and time periods. The PUDO is signposted to operate between Monday and Friday, 3.30 pm-6.30 pm, and Saturday and Sundays, 8.30 am-5 pm. Sporting events and other recreational activities take place outside of those times and are currently not catered for.

Additionally, the lack of a clear line marking of the PUDO can result in vehicles circling the area to find parking, increasing congestion and adversely affecting nearby residents. Establishing a visible and inviting PUDO for shorter-term parking opportunities will address these issues and improve park accessibility.

Similarly, with the recent closure of the old Council Chambers situated within Waverley Park, there is opportunity for officers to review parking restrictions in the car park and driveway on the site. These areas can have easily accessible PUDOs to improve access to the recreational facilities within the park.

General Manager's comment

If resolved by Council, officers can investigate additional PUDO opportunities for users of Waverley Park. Implementation of a suitable option can be administered under sub-delegation.

Sharon Cassidy
Director, Assets and Operations

NOTICE OF MOTION CM/8.8/25.02



Subject: Waverley Cemetery Writers' Centre

TRIM No: A23/0522

Submitted by: Councillor Merten

MOTION:

That Council:

1. Notes that the cemetery residence building at Waverley Cemetery is currently being utilised for staff accommodation and that officers have prepared a plan (currently without budget) to undertake required works to vacate staff and storage from the building.
2. Officers investigate and prepare a report for the building to be repurposed as the Waverley Writers' Centre, including capacity, costs and plans for the building to be co-shared with Council staff where necessary, with the report to include the following:
 - (a) The Waverley Writers' Centre hosting residencies for writers for six-monthly periods during which they would have their own room/office between the hours of 7 am and 7 pm, seven days per week.
 - (b) The number of rooms/offices available and including a desk, desk chair and armchair.
 - (c) Wi-Fi and access to a kitchen/common room and bathrooms.
 - (d) Spaces within the building where events could be held, including showcasing the work of the resident writers.
 - (e) Costs and resourcing required to administer the centre and program.
3. Officers include in the report the next steps for a pilot program to be implemented and a time frame for implementation.
4. Officers present the scoping report to Council at the June 2025 Council meeting.

Background

The Waverley local government area (LGA) is home to publishers, literary agents, journalists and a number of writers, and is famous for its creative community across multiple creative practices.

The newly refurbished Bondi Pavilion is a thriving civic space that supports many cultural activities from performance to art shows. The Waverley School of Arts offers primarily caters to visual arts and Council offers several artist residencies in the building. Overall, Waverley is well resourced to support visual and performing arts.

Currently, Waverley does not have a designated writers' centre. This is a once-in-a-generation opportunity to secure a permanent space to support local, national and international writers within Waverley and to enhance Waverley's cultural activities to better include the written word.

The current Waverley NIB Award, one of the richest writing awards in Australia, could be a natural partner in this program. Council currently undertakes a robust process to award residencies for visual artists and a similar process could be undertaken for a writers' centre.

There is a lot to be gained from this proposal. The Waverley Writers' Centre would not only contribute to the cultural life of our LGA but would bring a whole new life to Waverley Cemetery. This proposal anticipates it could inspire fiction and non-fiction relating to the cemetery itself, as well as stories from the local area.

Underpinning the Centre would be an ethos of respect for the workings of the Cemetery itself and for the very important place it plays in the lives of those whose beloved family and friends are buried there.

General Manager's comment

Currently, the building is utilised as part of Waverley Cemetery's operations due to the limited space available. As the motion notes, there are unfunded plans that would involve staff not utilising the building in the future. If resolved by Council, officers can undertake the investigation as requested and report back to Council.

Sharon Cassidy
Director, Assets and Operations

NOTICE OF MOTION
CM/8.9/25.02**Subject:** Street Numbering in Simpson Street, Bondi**TRIM No:** A23/0818**Submitted by:** Councillor Stephenson
Councillor Nemesh

MOTION:

That Council:

1. Notes that members of the community have made representations regarding the need for logical and consistent guidelines around street numbering in Simpson Street, Bondi.
2. Officers prepare a report to Council by July 2025 investigating a change to numbering in Simpson Street and the implications for the street.
3. Informs the North Bondi Precinct of this motion.

Background

Community member have made representations around the non-sequential numbering in Simpson Street. This matter directly impacts the following properties on Simpson Street which have an address of Old South Head Road: 287, 289, 291, 293, 295, 297, 299, 301, 303, 309, 315, 317, and 319.

General Manager's comment

If resolved by Council, a report can be prepared in the time frame.

Fletcher Rayner
Director, Planning, Sustainability and Compliance

NOTICE OF MOTION
CM/8.10/25.02**Subject:** Bondi Beach Share Surfboards**TRIM No:** A25/0300**Submitted by:** Councillor Stephenson
Councillor Frazer

MOTION:

That Council:

1. Notes the success of share surfboards at Bondi Beach.
2. Officers investigate bringing the program back, with a report to Council no later than May 2025 exploring:
 - (a) Engagement with lifeguards about potential risks to beach users.
 - (b) Positive impacts to the community.
 - (c) The operation framework required to enable and maintain the program.

Background

Community members have made representations to bring back the share surfboards at Bondi Beach. The community-led program has been running for almost 10 years and has become an important part of the beach lifestyle.

The share program has had a positive impact on those who visit our beach, allowing users an opportunity to surf without bearing the high cost of purchasing or renting a board.

General Manager's comment

If resolved by Council, officers can investigate and report back within the time frame.

Sharon Cassidy
Director, Assets and Operations

NOTICE OF MOTION CM/8.11/25.02



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

TRIM No: A15/0568

Submitted by: Councillor Westwood
Councillor Townsend

MOTION:

That Council:

1. Informally names the laneway connecting Bronte Road and Victoria Street Car Park, Waverley, as 'St Clare's Way' through signage installation on the public footpath on Bronte Road and within Victoria Street Car Park.
2. Integrates signage with Council's new signposts being installed as part of the Charing Cross Streetscape Upgrade works.
3. Notes that there have been previous attempts to formally name the laneway 'St Clare's Way.'
4. Notes that formal naming of the laneway is not possible.
5. Informs the following stakeholders of this motion:
 - (a) Charing Cross Precinct.
 - (b) The petitioners who petitioned Council on this matter in July 2024.
 - (c) The Member for Coogee, Marjorie O'Neill MP.

Background

The local community of Charing Cross has been advocating for naming the laneway from Victoria Street Car Park to Bronte Road as 'St Clare's Way.' Most recently, a petition was submitted and considered by Council in July 2024.

This laneway is a right of way for pedestrians across private property owned by two separate strata plans SP21301 (276–278 Bronte Road) and SP70813 (280–282 Bronte Road). Council is only a part owner of one of these strata plans.

The Geographical Names Board does not have jurisdiction over naming private land. Furthermore, to name the laneway with agreement of the strata plans would result in an informal naming, given there is no legal framework to approve private naming of land.

Given the history and the complexities involved, this notice of motion aims to provide naming of the laneway through informal signage installation on the public footpath on Bronte Road and within the Victoria Street Car Park.

This signage installation acts on the intent of previous motions and achieves the outcome of naming that the community has been advocating for without the need for negotiation with private property owners.

General Manager's comment

If resolved by Council, officers can install signage on the public footpath on Bronte Road and within the Victoria Street Carp Park as part of the Charing Cross Streetscape Upgrade works, informally naming the laneway St Clare's Way.

Sharon Cassidy
Director, Assets and Operations

URGENT BUSINESS
CM/10/25.02**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/11/25.02**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/11.1/25.02 CONFIDENTIAL REPORT - Code of Conduct Complaints

This matter is considered to be confidential in accordance with section 10A(2)(i) of the *Local Government Act*, and the Council is satisfied that discussion of the matter in an open meeting would, on balance, be contrary to the public interest as it deals with alleged contraventions of any code of conduct requirements applicable under section 440.

CM/11.2/25.02 CONFIDENTIAL REPORT - Creative Partnership Agreement

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

CM/11.3/25.02 CONFIDENTIAL REPORT - Bondi Beach Surf School - Licence - Exhibition

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

CM/11.4/25.02 CONFIDENTIAL REPORT - 63A Wairoa Avenue, North Bondi - Lease - Exhibition

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/12/25.02**



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.