



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 MARCH 2025

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

Emily Scott
General Manager

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Statement of Ethical Obligations

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

Live Streaming of Meetings

This meeting is streamed live via the internet and an audio-visual recording of the meeting will be publicly available on Council's website.

By attending this meeting, you consent to your image and/or voice being live streamed and publicly available.

AGENDA

PRAYER AND ACKNOWLEDGEMENT OF INDIGENOUS HERITAGE

The General Manager will read the following Opening Prayer:

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

The Mayor will read the following Acknowledgement of Indigenous Heritage:

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

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9. Questions with Notice

There are no questions with notice

10. Urgent Business

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11. Closed Session

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

CM/11.1/25.03	CONFIDENTIAL REPORT - ICT Modernisation Program - Enterprise Resource Planning Project
CM/11.2/25.03	CONFIDENTIAL REPORT - CCTV Network Review Outcome
CM/11.3/25.03	CONFIDENTIAL REPORT - Creative Partnership Agreement
CM/11.4/25.03	CONFIDENTIAL REPORT - Alexandria Integrated Facility - Part Lot 18 DP 270785 - Easement
CM/11.5/25.03	RESCISSION MOTION - CM/11.1/25.02 - CONFIDENTIAL REPORT - Code of Conduct Complaints

CM/11.6/25.03 CONFIDENTIAL MAYORAL MINUTE – General Manager’s Annual
Performance Review

- 12. Resuming in Open Session 213**

- 13. Meeting Closure**

OBITUARIES
CM/3/25.03



W A V E R L E Y
COUNCIL

Subject: Obituaries

Manager: Emily Scott, General Manager

The Mayor will ask Councillors for any obituaries.

Council will rise for a minute's silence for the souls of people generally who have died in our local government area.

CONFIRMATION AND ADOPTION OF MINUTES CM/5.1/25.03



Subject: Confirmation of Minutes - Council Meeting - 18 February 2025

TRIM No: A23/0761

Manager: Richard Coelho, Executive Manager, Governance

RECOMMENDATION:

That Council confirms the minutes of the Council meeting held on 18 February 2025 as a true record of the proceedings of that meeting.

Introduction/Background

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

Attachments

1. Council Meeting Minutes - 18 February 2025 .



**MINUTES OF THE WAVERLEY COUNCIL MEETING
HELD AT THE BOOT FACTORY, SPRING STREET, BONDI JUNCTION ON
TUESDAY, 18 FEBRUARY 2025**

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 7.00 pm, those present were as listed above.

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

At 8.56 pm, following the vote on item CM/6.2/25.02, the meeting adjourned for a short break. At 9.02 pm, the meeting resumed.

At 9.46 pm, following the vote on item CM/7.10/25.02, the meeting adjourned for a short break. At 9.59 pm, the meeting resumed.

At 11.23 pm, following the vote on item CM/8.1/25.02, a procedural motion to adjourn the meeting to 7 pm Tuesday, 25 February 2025, moved by Cr Lewis, was put and declared lost.

A procedural motion to extend the meeting to 12 am, moved by Cr Nemesh, was then put and declared carried.

At 11.29 pm, the meeting adjourned for a short break. At 11.34 pm, the meeting resumed.

At 11.57 pm, following the vote on item CM/8.3/25.02, the chair adjourned the meeting due to the lateness of the hour, to reconvene at 6.30 pm Wednesday, 26 February 2025, at the Boot Factory.

At 11.59 pm, the meeting adjourned.

At 6.31 pm Wednesday, 26 February 2025, the meeting reconvened, with those present as listed above. Cr Wy Kanak attended the reconvened meeting by audio-visual link.

At 7.41 pm, following the vote on item CM/8.10/25.02, the meeting adjourned for a short break. At 7.41 pm, the meeting resumed.

At 8.39 pm, following the vote on item CM/11.1/25.02, the meeting adjourned for a short break. At 8.43 pm, the meeting resumed.

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 the following were received:

- 2.1 Cr Wy Kanak declared a less than significant non-pecuniary interest in item CM/11.1/25.02 – CONFIDENTIAL REPORT – Code of Conduct Complaints and informed the meeting that he knows all former Councillors. from the previous term.

- 2.2 Cr Stephenson declared a less than significant non-pecuniary interest in item CM/11.3/25.02 – CONFIDENTIAL REPORT – Bondi Beach Surf School – Licence – Exhibition and informed the meeting that she knows one of the surf school operators.

3. Obituaries

Avrom Yossef (Joe) Singer

David Einfeld

Dion Horstmans

Council rose for a minute's silence for the souls of people generally who have died in our local government area.

4. Addresses by Members of the Public

- 4.1. M Gencher (on behalf of StandWithUs Australia) – CM/7.13/25.02 – Support for the Jewish Community – Collaboration with Woollahra Council on Public Artwork.
- 4.2. D Adler (on behalf of the Australian Jewish Association) – CM/7.13/25.02 – Support for the Jewish Community – Collaboration with Woollahra Council on Public Artwork.
- 4.3. Y Eshed (on behalf of the Zionist Council of NSW) – CM/7.13/25.02 – Support for the Jewish Community – Collaboration with Woollahra Council on Public Artwork.
- 4.4. S Alexander (on behalf of Save Bondi Village) – CM/8.1/25.02 – RESCISSION MOTION – CM/7.8/24.12 – Planning Proposal – Dwelling Density – Post-Exhibition.
- 4.5. E Constantinou (on behalf of Bondi and Districts Chamber of Commerce) – CM/8.3/25.02 – Oxford Street Mall – Fairy Lights.
- 4.6. G Naher – CM/8.8/25.02 – Waverley Cemetery Writers' Centre.
- 4.7. C Scott (on behalf of North Bondi Share Boards) – CM/8.10/25.02 – Bondi Beach Share Surfboards.
- 4.8. J Short – CM/8.11/25.02 – Laneway between Victoria Street and Bronte Road, Waverley – Naming.
- 4.9. P Paech – CM/11.1/25.02 – CONFIDENTIAL REPORT – Code of Conduct Complaints.

ITEMS BY EXCEPTION**MOTION / UNANIMOUS DECISION**

Mover: Cr Nemesh

Seconder: Cr Lewis

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

- CM/5.1/25.02 Confirmation of Minutes – Extraordinary Council Meeting – 5 December 2024.
- CM/5.2/25.02 Confirmation of Minutes – Council Meeting – 10 December 2024.
- CM/7.2/25.02 Multicultural Advisory Committee Meeting – 20 November 2024 – Minutes.
- CM/7.3/25.02 Reconciliation Action Plan Advisory Committee Meeting – 3 December 2024 – Minutes.
- CM/7.4/25.02 Precinct Committees – Motions and Update.
- CM/7.6/25.02 Investment Portfolio Report – November 2024.
- CM/7.11/25.02 Councillor Expenses and Facilities – Six-Monthly Report.
- CM/7.17/25.02 Access and Inclusion Advisory Panel – Community Membership.
- CM/7.19/25.02 Petition – Bondi Beach Volleyball Nets – Multi-Purpose Use.
- 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.

5. Confirmation and Adoption of Minutes**CM/5.1/25.02 Confirmation of Minutes - Extraordinary Council Meeting - 5 December 2024 (A23/0761)****MOTION / UNANIMOUS DECISION**

Mover: Cr Nemesh

Seconder: Cr Lewis

That Council confirms the minutes of the extraordinary Council meeting held on 5 December 2024 as a true record of the proceedings of that meeting.

CM/5.2/25.02 Confirmation of Minutes - Council Meeting - 10 December 2024 (A23/0761)**MOTION / UNANIMOUS DECISION**

Mover: Cr Nemesh

Seconder: Cr Lewis

That Council confirms the minutes of the Council meeting held on 10 December 2024 as a true record of the proceedings of that meeting.

6. Mayoral Minutes

CM/6.1/25.02 Bronte Park - Christmas Day Consultation (A24/1173)

MOTION

Mover: Cr Nemesh

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.

THE MOVER OF THE MOTION ACCEPTED THE ADDITION OF A NEW CLAUSE 6(e) AS FOLLOWS:

‘A summary of any extra costs associated with these approaches.’

AMENDMENT

Mover: Cr Lewis

Seconder: Cr Masselos

That clause 6(a) be deleted.

THE AMENDMENT WAS PUT AND DECLARED LOST.

THE MOVER OF THE MOTION THEN ACCEPTED AN AMENDMENT TO CLAUSE 6(c) AND THE ADDITION OF A NEW CLAUSE 6(f).

THE MOTION AS AMENDED WAS THEN PUT AND DECLARED CARRIED.

DECISION

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, including glass bottles.
 - (d) Additional waste management services.
 - (e) A summary of any extra costs associated with these approaches.
 - (f) Implications for traffic management and public transport.
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.

Division

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

Against the Motion: Crs Lewis and Wy Kanak.

CM/6.2/25.02 Sister Cities Program (A15/0021)**MOTION**

Mover: Cr Nemesh

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.

AMENDMENT

Mover: Cr Lewis
Seconder: Cr Masselos

That the following clause 3 be added to the motion:

'Not expend any funds in respect of the proposed Sister City Program on international travel to Edinburgh by any officer or Councillor.'

THE AMENDMENT WAS PUT AND DECLARED LOST.

THE MOTION WAS THEN PUT AND DECLARED CARRIED.

DECISION

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.

Division

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

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

CM/6.3/25.02 Utility Works - Damage to Council Assets (A25/0273)

MOTION / UNANIMOUS DECISION

Mover: Cr Nemesh

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.

CM/6.4/25.02 Waverley First Business Support (A24/0537)

MOTION

Mover: Cr Nemesh

That Council:

1. Notes that the Waverley local government area (LGA) has an active and diverse local business community with over 25,100 people employed in the Waverley LGA, and of these people 35% are classified as local residents.
2. Continues to align the sourcing of products and services from Waverley-based businesses in the first instance for any Council-run events and programs.
3. Informs the Bondi and Districts Chamber of Commerce of this mayoral minute and considers the matter at the first Waverley Business Forum scheduled in April 2025.

Background

The Waverley local government area (LGA) has an active and diverse local business community. Our local economy has more than 38,700 registered businesses of which more than 90% are classified as small businesses. The annual visitor spending in Waverley (2023-24 Sept-Aug) is \$1.801 billion (66.9% of the total expenditure), and the resident local spend is \$889.8 million (33.1% of Total expenditure). Waverley has 1.06 million domestic visitors and 1.39 million international visitors per annum (Sources: ABS, ATDW, Spendmap).

More than 25,100 people are employed in the Waverley LGA of which approximately 35% of which are Waverley residents. The unemployment rate in Waverley is 3.7% compared to 5.1% in Greater Sydney (Source: ABS).

Council staff procure products and services in accordance with relevant legislation and policy. Three key Council policies include the Procurement Policy, the Procurement Procedure and Contract Management Framework. The Procurement Policy was reviewed and adopted by Council in July 2024

with the next revision due in 2027. Clause 4.4 (Socially Positive Procurement) states in part:

Council aims to use our procurement processes to generate positive social outcomes by exploring and implementing procurement practices and strategies that provide social value to the community by including social considerations into value for money evaluations. This allows Council to promote outcomes beyond financial benefits and contribute to building strong communities. Consideration should be given to:

- *Support the local economy and enhance the capabilities of local business and industry - Give due consideration to the actual and potential benefits to the local economy of sourcing goods and services locally where possible, whilst maintaining a value for money approach at all times.*

Further, Council's Procurement Procedure—which was reviewed and adopted in August 2024 with next revision due July 2027—also supports a Waverley First Business approach. Clause 4 (Other Considerations – Local Business) states that:

Wherever possible, Council is committed to support and give priority to local business over non-locals for the supply of products, goods, or services. Local businesses must be given every opportunity to compete for Council business. This is conditional upon the local business offering similar prices and conditions as non-locals. Council must continue to abide by the legislative and policy obligations in relation to tendering and procurement.

Council reaffirms its support for procuring local products and services to support the local business community.

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

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

UNANIMOUS DECISION

That Council:

1. Notes that the Waverley local government area (LGA) has an active and diverse local business community with over 25,100 people employed in the Waverley LGA, and of these people 35% are classified as local residents.
2. Notes Council's procurement procedures.
3. Continues to align the sourcing of products and services from Waverley-based businesses in the first instance for any Council-run events and programs.
4. Informs the Bondi and Districts Chamber of Commerce of this mayoral minute and considers the matter at the first Waverley Business Forum scheduled in April 2025.

CM/6.5/25.02 Mayors of Sydney Social Cohesion Roundtable (A25/0307)**MOTION / UNANIMOUS DECISION**

Mover: Cr Nemesh

That Council:

1. Notes that in response to growing concerns about social harmony and the alarming rise of antisemitic attacks, the mayors of Waverley, Liverpool, Inner West, Woollahra and Randwick Councils co-hosted a Social Cohesion Roundtable with mayors from Sydney's metropolitan councils on 6 February 2025 at Bondi Pavilion.
2. Tables the joint statement signed by over 20 mayors and councils at the February 2025 Council meeting.
3. Reaffirms its support for the advocacy called for within the joint statement and, in particular, for all levels of government to work together to strengthen social cohesion.
4. Writes to the Mayors of Liverpool, Inner West, Woollahra and Randwick Councils informing them of this mayoral minute.

Background

Sydney is one of the most diverse multicultural and multi-ethnic cities in the world. Its success as a thriving, vibrant city is built largely on a fundamental shared acceptance of tolerance and respect. Our social contract is one of social cohesion. COVID-19 tested our resolve, but for the last one and a half years since 7 October 2023 we have seen attempts to fracture our cohesion, with deliberate acts aimed at inciting fear and division. In Waverley, we are home to one of Australia's largest Jewish communities, which has repeatedly been subjected to a campaign of intimidation.

Renewing Sydney's social cohesion requires strong and concerted effort by all levels of government. Local government in particular plays a critical role in safeguarding the wellbeing and resilience of our communities. We are the closest tier of government to the people—uniquely positioned to listen, respond and foster togetherness. This is why I was proud to co-host over 20 mayors from across Sydney as part of a mayoral roundtable held at Bondi Pavilion to combat extremism and strengthen cohesion between and within our communities.

Mayors from different parts of Sydney, with different political affiliations representing over 3.5 million Sydneysiders, gathered with a shared commitment: to develop concrete and proactive measures that foster unity and protect communities. The roundtable was also briefed by Multicultural NSW and the NSW Police Force on their current activities and strategies relating to antisemitism and social cohesion.

A historic initial statement signed by over 20 mayors determined that we would work collaboratively on projects and programs to boost engagement within and between communities including the creation of multicultural, education and interfaith programs. We called on other levels of government to enhance legislation to combat hate crimes and we reaffirmed that local government is for local issues and not the remit of foreign affairs.

I am proud that Waverley Council is leading from the front to combat antisemitism and promote social cohesion. Work has been undertaken for a local government first: a Strategy to Combat Antisemitism, which will be presented to Council in March, and for Waverley to host the Mayors of Sydney Roundtable in our local government area highlights our commitment and action. Our community has responded strongly in support of Council's commitment and support our united call for social cohesion.

In a time when division often seems louder than unity, we must amplify the voices of inclusion and hope and work together to ensure Sydney remains a welcoming, inclusive city where every resident—no matter their faith, culture, or identity—feels safe, respected, and valued. This is just the start of the journey, but I am optimistic for a brighter future enhanced by our collective desire to create stronger more resilient communities.

Mayors of Sydney joint statement on social cohesion

6 February 2025

We, the mayors of the following councils, are united in calling out violence, hatred, and extremism. Our communities are welcoming and connected and made stronger by our diverse views, faiths, backgrounds, cultures and identities. The acts of hate and violence seen across Sydney must be condemned in the strongest terms, while these brazen and cowardly acts require prosecution with the full force of the law.

These criminal acts aim to create fear, chaos and division. We call on our communities to stand together, as we are standing together, to support one another during these challenging times. We unequivocally condemn the alarming rise in antisemitic attacks as well acknowledge the broader escalation of racism and violence against racial and faith-based communities including Muslims, Christians, Jews, Hindus and Buddhists. There is no place for hate in our society.

Sydney is a vibrant and proudly multicultural and multifaith city. Its diverse population is reflected right across the city, creating an inclusive community of which we are proud. Every layer of government and every person in our community has a role to play in maintaining our peaceful harmonious community in Sydney. Local government plays a crucial role in fostering this inclusivity among multicultural communities, where everyone feels safe, respected, and valued. We strongly state that local government is for local issues, and that foreign affairs is not the remit or expertise of Councils.

We are committed to being champions of social cohesion and using our leadership and knowledge to combat racism and promote community safety. Our communities deserve to live free from fear and hatred and we will work together to uphold these values and advocate for the support needed to achieve them.

Today, we call on the NSW and Federal Governments to take urgent action by:

- Recognising local government as a vital tier of Government in creating and maintaining social cohesion.
- Partnering with Councils to combat the scourge of antisemitism, and protect all communities from vilification, intimidation, and violence.
- Investing in multicultural and interfaith education programs to strengthen understanding and unity between communities.
- Enhancing legislation to combat hate crimes and discrimination and ensure stronger protections for all.
- Supporting local government to develop anti-racism, inclusion and social cohesion strategies and policies.
- Providing security infrastructure and resources where needed to safeguard at-risk communities including robust and effective policing, to find and charge perpetrators of hate crimes.

We will continue to collaborate as elected representatives to advocate for our communities, share

best practices, coordinate and promote initiatives, activities and community safety. We intend to formalise this work through strategic frameworks. Our goal is to create a stronger, safer and more united society where everyone feels respected and valued.

Jointly signed by:

Will Nemesh, Mayor, Waverley Council
Ned Mannoun, Mayor, Liverpool Council
Darcy Byrne, Mayor, Inner West Council
Zoe Baker, Mayor, North Sydney Council
Elise Borg, Mayor, Georges River Council
Jack Boyd, Mayor, Sutherland Shire Council
Trenton Brown, Mayor, City of Ryde
John-Paul Baladi, Mayor, Strathfield Council
Sarah Swan, Mayor, Woollahra Council
Dr. Michelle Byrne, Mayor, The Hills Shire Council
Brad Bunting, Mayor, Blacktown City Council
Ann Marie Kimber, Mayor, Mosman Council
Edward McDougall, Mayor, Bayside Council
Michael Megna, Mayor, Canada Bay Council
Zac Miles, Mayor, Hunters Hill Council
Dylan Parker, Mayor, Randwick Council
Sue Heins, Mayor, Northern Beaches Council
Tanya Taylor, Mayor, Willoughby
Warren Waddell, Mayor, Hornsby Shire Council
Martin Zaiter, Lord Mayor, City of Parramatta
Christine Kay, Mayor, Ku-ring-gai Council

7. Reports

CM/7.1/25.02 Audit, Risk and Improvement Committee Meeting - 18 September 2024 - Minutes (SF23/5437)

MOTION / UNANIMOUS DECISION

Mover: Cr Nemesh
Seconder: Cr Spicer

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

CM/7.2/25.02 Multicultural Advisory Committee Meeting - 20 November 2024 - Minutes (A24/0249)

MOTION / UNANIMOUS DECISION

Mover: Cr Nemesh
Seconder: Cr Lewis

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

**CM/7.3/25.02 Reconciliation Action Plan Advisory Committee Meeting - 3 December 2024
- Minutes (A24/0293)****MOTION / UNANIMOUS DECISION**

Mover: Cr Nemesh
Seconder: Cr Lewis

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

CM/7.4/25.02 Precinct Committees - Motions and Update (A04/0038)**MOTION / UNANIMOUS DECISION**

Mover: Cr Nemesh
Seconder: Cr Lewis

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.

CM/7.5/25.02 Q2 Budget Review - December 2024 (SF24/4957)**MOTION / UNANIMOUS DECISION**

Mover: Cr Nemesh
Seconder: Cr Stephenson

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.

CM/7.6/25.02 Investment Portfolio Report - November 2024 (SF24/3676)**MOTION / UNANIMOUS DECISION**

Mover: Cr Nemesh
Seconder: Cr Lewis

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.

CM/7.7/25.02 Investment Portfolio Report - December 2024 (SF24/3676)**MOTION / UNANIMOUS DECISION**

Mover: Cr Nemesh

Seconder: Cr Lewis

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.

CM/7.8/25.02 Investment Portfolio Report - January 2025 (SF24/3676)**MOTION / UNANIMOUS DECISION**

Mover: Cr Nemesh

Seconder: Cr Frazer

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.

CM/7.9/25.02 Model Code of Meeting Practice - Submission (SF25/341)**MOTION / UNANIMOUS DECISION**

Mover: Cr Nemesh

Seconder: Cr Townsend

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.

CM/7.10/25.02 Australian Local Government Association - National General Assembly 2025 - Attendance and Motions (A13/0314)**MOTION / UNANIMOUS DECISION**

Mover: Cr Nemesh

Seconder: Cr Stephenson

That Council:

1. Nominates Crs Nemesh, Spooner, Stephenson, Masselos, Frazer, Merten and Fabiano 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 Nemesh as Council's voting delegate and Cr Spooner 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.

CM/7.11/25.02 Councillor Expenses and Facilities - Six-Monthly Report (SF23/170)

MOTION / UNANIMOUS DECISION

Mover: Cr Nemesh
Seconder: Cr Lewis

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.

CM/7.12/25.02 Returns Disclosing Interests of Councillors (SF24/4378)

MOTION / UNANIMOUS DECISION

Mover: Cr Nemesh
Seconder: Cr Stephenson

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

CM/7.13/25.02 Support for the Jewish Community - Collaboration with Woollahra Council on Public Artwork (A23/0698)

MOTION / UNANIMOUS DECISION

Mover: Cr Nemesh
Seconder: Cr Westwood

That Council:

1. Approves the process for the commission and delivery of a public artwork memorialising the impact that the events of 7 October 2023 have had and continue to have on the Waverley/Woollahra community and in particular the Jewish community, 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 subject to the following amendments:
 - (a) Page 223 of the agenda, section 1, 'Who we are' – Amend to read as follows:

'The Joint Public Art Installation Committee (the Committee) is a joint project between Waverley Council and Woollahra Council, established for the purpose of overseeing the installation of a piece of public art to memorialise the impact that the events of 7 October 2023 have had and continue to have on the Waverley/Woollahra community and in

particular the Jewish community.’

- (b) Page 223 of the agenda, section 2, ‘Background’ – Amend to read as follows:

‘The Committee was established by council resolution on [dates for both councils to be inserted] and is a joint project between Waverley Council and Woollahra Council for the purpose of overseeing the installation of a piece of public art to memorialise the impact that the events of 7 October 2023 have had and continue to have on the Waverley/Woollahra community and in particular the Jewish community. The establishment of this Committee is only for the life of the above-mentioned project.’

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.

M Gencher (on behalf of StandWithUs Australia), D Adler (on behalf of the Australian Jewish Association) and Y Eshed (on behalf of the Zionist Council of NSW) addressed the meeting.

CM/7.14/25.02 Bondiwood 2025 - Financial Assistance (A25/0248)

MOTION / UNANIMOUS DECISION

Mover: Cr Nemesh

Seconder: Cr Merten

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.

CM/7.15/25.02 Ocean Lovers Festival 2025 - Financial Assistance (A25/0207)

MOTION / UNANIMOUS DECISION

Mover: Cr Nemesh

Seconder: Cr Masselos

That Council:

1. 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.
2. Authorises the General Manager or delegate to complete negotiations and execute all necessary documentation to finalise the matter.

CM/7.16/25.02 Waverley Community Awards 2025 - Judging Panel (A25/0206)**MOTION / UNANIMOUS DECISION**

Mover: Cr Nemesh
Seconder: Cr Westwood

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 Crs Nemesh, Westwood, Townsend, Merten and Cr Fabiano to the judging panel for the Waverley Community Awards 2025.

CM/7.17/25.02 Access and Inclusion Advisory Panel - Community Membership (SF24/3939)**MOTION / UNANIMOUS DECISION**

Mover: Cr Nemesh
Seconder: Cr Lewis

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.

CM/7.18/25.02 Electric Vehicle Charging Stations (A17/0586)

MOTION / UNANIMOUS DECISION

Mover: Cr Nemesh
Seconder: Cr Stephenson

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.

CM/7.19/25.02 Petition - Bondi Beach Volleyball Nets - Multi-Purpose Use (A18/0274)**MOTION / UNANIMOUS DECISION**

Mover: Cr Nemesh

Seconder: Cr Lewis

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.

8. Notice of Motions**CM/8.1/25.02 RESCISSION MOTION - CM/7.8/24.12 - Planning Proposal - Dwelling Density - Post-Exhibition (PP-3/2023)****MOTION**

Mover: Cr Fabiano

Seconder: Cr Masselos

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

FORESHADOWED MOTION 1

Mover: Cr Fabiano

Seconder: Cr Lewis

That Council:

1. Forwards the planning proposal attached to the report to limit the loss of residential density in R3 Medium Density Residential and R4 High 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, subject to the following amendment:
 - (a) Clause 6.18(4), 'Residential Dwelling Density in Zone R3 and R4 zones' – Amend to read as follows:

'Development consent must not be granted or a development consent must not be modified for development to which this clause applies unless the consent authority is satisfied that the residential dwelling density of the development site is not being reduced by more than 15% (rounded to the nearest whole dwelling number). Where the nearest whole number is 0, the number may be rounded to 1.'
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.

FORESHADOWED MOTION 2

Mover: Cr Nemesh

Seconder: Cr Westwood

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.
3. Officers prepare a report to Council no later than June 2025 that investigates amendments to the Waverley Development Control Plan that considers:
 - (a) The mixture of apartment unit types to provide housing choice.
 - (b) The forecast demographic profile of the Waverley local government area and housing needs to support diverse household types.
 - (c) The demand for affordable housing.
 - (d) The requirements of the NSW Apartment Design Guidelines, which call for a diversity in apartment mix.
 - (e) The relationship with the *State Environmental Planning Policy (Housing) 2021*.
 - (f) Opportunities to further strengthen planning controls for the retention or adaptation of existing Inter-War Art deco buildings.
 - (g) Targeted controls based on locality, such as the Bondi Basin (postcode 2026).
4. Notes that much of the existing stock of Inter-War Art Deco buildings in the Bondi basin has a level of protection, either as a listed item or in a Heritage Conservation Area, or Development Control Plan provisions (Section B16) that encourage retention and appropriate conservation works in accordance with Council's Inter-War Building Design Guidelines.
5. Notes that managing future dwelling diversity is more appropriately addressed via Council's Development Control Plan to provide the appropriate level of guidance and flexibility to support implementation, without further adding red tape or delay in meeting Council's development assessment performance target.

THE MOTION WAS THEN PUT AND DECLARED CARRIED UNANIMOUSLY.

THE FIRST FORESHADOWED MOTION THEN BECAME THE MOTION.

THE MOTION WAS THEN PUT AND DECLARED LOST.

Division

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

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

THE SECOND FORESHADOWED MOTION THEN BECAME THE MOTION.

THE MOTION WAS THEN PUT AND DECLARED CARRIED.

DECISION

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.
3. Officers prepare a report to Council no later than June 2025 that investigates amendments to the Waverley Development Control Plan that considers:
 - (a) The mixture of apartment unit types to provide housing choice.
 - (b) The forecast demographic profile of the Waverley local government area and housing needs to support diverse household types.
 - (c) The demand for affordable housing.
 - (d) The requirements of the NSW Apartment Design Guidelines, which call for a diversity in apartment mix.
 - (e) The relationship with the *State Environmental Planning Policy (Housing) 2021*.
 - (f) Opportunities to further strengthen planning controls for the retention or adaptation of existing Inter-War Art deco buildings.
 - (g) Targeted controls based on locality, such as the Bondi Basin (postcode 2026).
4. Notes that much of the existing stock of Inter-War Art Deco buildings in the Bondi basin has a level of protection, either as a listed item or in a Heritage Conservation Area, or Development Control Plan provisions (Section B16) that encourage retention and appropriate conservation works in accordance with Council's Inter-War Building Design Guidelines.
5. Notes that managing future dwelling diversity is more appropriately addressed via Council's Development Control Plan to provide the appropriate level of guidance and flexibility to support implementation, without further adding red tape or delay in meeting Council's development assessment performance target.

Division

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

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

S Alexander (on behalf of Save Bondi Village) addressed the meeting.

CM/8.2/25.02 Cost-Shifting onto Waverley Ratepayers (A25/0302)

MOTION

Mover: Cr Stephenson

Seconder: Cr Nemesh

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 Vaucluse, Kellie Sloane MP.
 - (c) The Member for Coogee, Marjorie O'Neill MP.
 - (d) The Member for Wentworth, Allegra Spender MP.
 - (e) All Waverley Precincts.

AMENDMENT 1

Mover: Cr Lewis
Seconder: Cr Masselos

That clause 3 be deleted.

THE AMENDMENT WAS PUT AND DECLARED LOST.

AMENDMENT 2

Mover: Cr Masselos
Seconder: Cr Spooner

That the following clause be added to the motion:

‘Notes the work and advocacy already undertaken by Local Government NSW and the Southern Sydney Regional Organisation of Councils over several years concerning cost-shifting to local government by State and Federal governments.’

THE AMENDMENT WAS PUT AND DECLARED LOST.

THE MOTION WAS THEN PUT AND DECLARED CARRIED.

DECISION

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.

CM/8.3/25.02 Oxford Street Mall - Fairy Lights (A25/0316)**MOTION**

Mover: Cr Nimesh
Seconder: Cr Westwood

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.

THE MOVER OF THE MOTION ACCEPTED AN AMENDMENT TO CLAUSE 4(c).

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

UNANIMOUS DECISION

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) All Precincts.

E Constantinou (on behalf of Bondi and Districts Chamber of Commerce) addressed the meeting.

CM/8.4/25.02 Rose Bay Shops (North) - Streetscape Upgrade (A25/0272)

MOTION / UNANIMOUS DECISION

Mover: Cr Nemesh

Seconder: Cr Frazer

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.

CM/8.5/25.02 Waverley Council Chambers (A24/0987)**MOTION**

Mover: Cr Nimesh

Seconder: Cr Spicer

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.

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

THE MOTION AS AMENDED WAS THEN PUT AND DECLARED CARRIED.

DECISION

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, with consideration of short-term use while the plan is being formulated.
4. Informs all Precincts of this motion and publishes it on Council's website.

Division**For the Motion:** Crs Fabiano, Frazer, Lewis, Merten, Nimesh, Spicer, Spooner, Stephenson, Townsend and Westwood.**Against the Motion:** Crs Masselos and Wy Kanak.**CM/8.6/25.02 Carrington Road and Macpherson Street, Waverley - Signalised Intersection Optimisation (A03/0042-04)****MOTION**

Mover: Cr Townsend

Seconder: Cr Westwood

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.

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

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

UNANIMOUS DECISION

That Council:

1. Investigates traffic congestion, including the need 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.

CM/8.7/25.02 Waverley Park - Pick-Up and Drop-Off Zones (PUDO) (A20/0336)

MOTION

Mover: Cr Spicer
Seconder: Cr Westwood

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 April 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.

THE MOVER OF THE MOTION ACCEPTED AN AMENDMENT TO CLAUSE 3(d) AND THE ADDITION OF A NEW CLAUSE 3(e).

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

UNANIMOUS DECISION

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 April 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) All Precincts.
 - (e) Local public schools.

CM/8.8/25.02 Waverley Cemetery Writers' Centre (A23/0522)

MOTION

Mover: Cr Merten
Seconder: Cr Masselos

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.

THE MOVER OF THE MOTION ACCEPTED AMENDMENTS TO THE MOTION.

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

UNANIMOUS DECISION

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 prepare a report no later than the July 2025 Council meeting, investigating the following:
 - (a) The capacity, costs and plans for the cemetery residence to be repurposed as the Waverley Writers' Centre.
 - (b) 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.
 - (c) The number of rooms/offices available and including a desk, desk chair and armchair.
 - (d) Wi-Fi and access to a kitchen/common room and bathrooms.
 - (e) Spaces within the building where events could be held, including showcasing the work of the resident writers.
 - (f) Costs and resourcing required to administer the centre and program.
 - (g) Any other Council buildings that could be considered more appropriate or fit for purpose for the location of the Waverley Writers' Centre, noting current operational requirements of Waverley Cemetery staff.
3. Officers include in the report the next steps for a pilot program to be implemented and a time frame for implementation.

4. Refers this motion to the Strategic Property Review Committee for its consideration and recommendation on the suitability of the cemetery residence and/or other cemetery buildings compared with other potential Council assets.

G Naher addressed the meeting.

CM/8.9/25.02 Street Numbering in Simpson Street, Bondi (A23/0818)

MOTION

Mover: Cr Stephenson
 Seconder: Cr Nemesh

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.

AMENDMENT

Mover: Cr Wy Kanak
 Seconder: Cr Lewis

That clause 2 be amended to read as follows:

‘Officers prepare a report to Council by July 2025 investigating a change to numbering in Simpson Street and the implications for the street and including the responses to Councillor questions provided at the reconvened Council meeting on 26 February 2025.

THE AMENDMENT WAS PUT AND DECLARED LOST.

Division

For the Amendment: Crs Fabiano, Lewis, Masselos, Merten, Spooner and Wy Kanak.

Against the Amendment: Crs Frazer, Nemesh, Spicer, Stephenson, Townsend and Westwood.

THE MOTION WAS THEN PUT AND DECLARED CARRIED.

DECISION

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.

Division

For the Motion: Crs Fabiano, Frazer, Masselos, Merten, Nemesh, Spicer, Spooner, Stephenson,

Townsend and Westwood.

Against the Motion: Crs Lewis and Wy Kanak.

CM/8.10/25.02 Bondi Beach Share Surfboards (A25/0300)

MOTION / UNANIMOUS DECISION

Mover: Cr Stephenson

Seconder: Cr Frazer

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.

C Scott (on behalf of North Bondi Share Boards) addressed the meeting.

CM/8.11/25.02 Laneway between Victoria Street and Bronte Road, Waverley - Naming (A15/0568)

MOTION / UNANIMOUS DECISION

Mover: Cr Westwood

Seconder: Cr Spooner

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.

S Alexander (on behalf of Save Bondi Village) 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/11/25.02 Closed Session

MOTION

Mover: Cr Nemesh
Seconder: Cr Spicer

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 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 Council is satisfied that discussion of the matter in an open meeting would, on balance, be contrary to the public interest as it deals with information that would, if disclosed, confer a commercial advantage on a person with whom Council is conducting (or proposes to conduct) business.

2. Pursuant to sections 10A(1), 10(2) and 10A(3) of the *Local Government Act*, 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*.

At 7.42 pm, at the reconvened meeting, Council moved into closed session.

CM/11.1/25.02 CONFIDENTIAL REPORT - Code of Conduct Complaints (SF24/6594)

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 March 2025.

Cr Wy Kanak declared a less than significant non-pecuniary interest in this item and informed the meeting that he knows all former Councillors from the previous term.

MOTION

Mover: Cr Nimesh
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 alleged contraventions of any code of conduct requirements applicable under section 440.
2. Does not table the final investigation report in relation to the Code of Conduct complaints against a former Councillor made in December 2023 and January and February 2024 for the reasons set out in the report.
3. Notes the following three recommendations relating to Council's policies, practices and procedures:
 - (a) That the General Manager and Council consider a policy requiring Councillors to use their Council email accounts for all Council business.
 - (b) That the General Manager considers reviewing the adequacy of the existing policy and guidelines relating to interactions between Councillors and Council staff.
 - (c) That the General Manager and Council consider ensuring that sufficiently rigorous RSA procedures are in place for Council premises.

FORESHADOWED MOTION 1 (LAPSED)

Mover: Cr Wy Kanak

That Council requests the General Manager to prepare a report on the final investigation report that:

1. Extracts observations by the conduct reviewer that may be of benefit to Council in terms of amending policies or learning from past mistakes.
2. Reports in a manner that does not expose Council to the risk of defamation action.
3. Does not unnecessarily compromise the privacy of any individual.
4. Is compatible with the Procedures for the Administration of the Code of Conduct, which Council is required to adhere to as per section 440AA of the *Local Government Act 1993*.

FORESHADOWED MOTION 2 (LAPSED)

Mover: Cr Lewis

That:

1. Council 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)(i) of the *Local*

Government Act 1993. The report contains alleged contraventions of any code of conduct requirements applicable under section 440.

2. Council tables the final investigation report of the conduct reviewer received by Council's complaints coordinator on 13 September 2024, in respect of a Code of Conduct complaint, at the Council meeting to be held on 18 March 2025 in confidential session for Council's consideration.
3. To ensure confidentiality and that the contents of the report are not publicly disclosed:
 - (a) All names other than the conduct reviewer are to be redacted.
 - (b) Councillors physically in attendance at the March 2025 meeting are to be provided with a hard copy of the final investigation report at the commencement of the meeting, which is to be returned to the General Manager at the end of the confidential session.
 - (c) Councillors attending the March 2025 meeting by audio-visual link are to be provided with an electronic and password-protected copy of the final investigation report at the commencement of the meeting, which is to be deleted at the end of the confidential session.

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

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)(c) of the *Local Government Act 1993*. The report contains alleged contraventions of any code of conduct requirements applicable under section 440.
2. Does not table the final investigation report in relation to the Code of Conduct complaints against a former Councillor made in December 2023 and January and February 2024 for the reasons set out in the report.
3. Notes the following three recommendations relating to Council's policies, practices and procedures:
 - (a) That the General Manager and Council consider a policy requiring Councillors to use their Council email accounts for all Council business.
 - (b) That the General Manager considers reviewing the adequacy of the existing policy and guidelines relating to interactions between Councillors and Council staff.
 - (c) That the General Manager and Council consider ensuring that sufficiently rigorous RSA procedures are in place for Council premises.

Division

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

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

P Paech addressed the meeting.

CM/11.2/25.02 CONFIDENTIAL REPORT - Creative Partnership Agreement (A25/0088)**MOTION**

Mover: Cr Nemesh
Seconded: 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. Defers this item to the March 2025 Council meeting.

AMENDMENT

Mover: Cr Masselos
Seconded: Cr Lewis

That clause 2 be amended to read as follows:

‘Defers this item to the March 2025 Council meeting, with a confidential Councillor briefing to be held as a matter of urgency prior to the March 2025 Council meeting.’

THE AMENDMENT WAS PUT AND DECLARED LOST.

THE MOTION WAS THEN PUT AND DECLARED CARRIED.

DECISION

That Council:

1. Treats the report as confidential in accordance with section 11(3) of the *Local Government Act 1993*, as it relates to a matter specified in section 10A(2)(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. Defers this item to the March 2025 Council meeting.

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

CM/11.3/25.02 CONFIDENTIAL REPORT - Bondi Beach Surf School - Licence - Exhibition (A25/0283)

Cr Stephenson declared a less than significant non-pecuniary interest in in this item and informed the meeting that she knows one of the surf school operators.

Council dealt with this item in open session.

MOTION / UNANIMOUS DECISION

Mover: Cr Nemesh
Seconded: 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)(c) of the *Local Government Act 1993*. The report contains information that would, if disclosed, confer a commercial advantage on a person with whom Council is conducting (or proposes to conduct) business.
2. In accordance with section 47A of the *Local Government Act 1993*, publicly notifies and exhibits for 28 days the proposal to grant a licence of up to five years for the operation of a surf school at Bondi Beach.
3. Officers prepare a report to Council following the exhibition period.

CM/11.4/25.02 CONFIDENTIAL REPORT - 63A Wairoa Avenue, North Bondi - Lease - Exhibition (A25/0282)

Council dealt with this item in open session.

MOTION / UNANIMOUS DECISION

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)(c) of the *Local Government Act 1993*. The report contains information that would, if disclosed, confer a commercial advantage on a person with whom Council is conducting (or proposes to conduct) business.
2. In accordance with section 47 of the *Local Government Act 1993*, publicly notifies and exhibits for 28 days the proposal to grant a lease of up to five years with a five-year option to Waverley Action for Youth Services (WAYS) for 63A Wairoa Avenue, North Bondi.
3. Approves in principle the granting of a lease of up to five years with a five-year option to WAYS for 63A Wairoa Avenue and authorises the General Manager or delegate to negotiate with WAYS on the terms of the lease.
4. Officers prepare a report to Council following the exhibition period to consider the submissions and grant the lease.

12. Resuming in Open Session

CM/12/25.02 Resuming in Open Session

MOTION / DECISION

Mover: Cr Nemesh

Seconder: Cr Spicer

That Council resumes in open session.

At 9.04 pm, at the reconvened meeting, 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 9.09 PM.

.....
SIGNED AND CONFIRMED
MAYOR
18 MARCH 2025

CONFIRMATION AND ADOPTION OF MINUTES CM/5.2/25.03



Subject: Confirmation of Minutes - Extraordinary Council Meeting - 4 March 2025

TRIM No: A23/0761

Manager: Richard Coelho, Executive Manager, Governance

RECOMMENDATION:

That Council confirms the minutes of the extraordinary Council meeting held on 4 March 2025 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 - 4 March 2025 .



**MINUTES OF THE WAVERLEY EXTRAORDINARY COUNCIL MEETING
HELD AT THE BOOT FACTORY, SPRING STREET, BONDI JUNCTION ON
TUESDAY, 4 MARCH 2025**

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 6.03 pm, those present were as listed above, with the exception of Cr Merten who arrived at 6.05 pm during apologies and Cr Spooner who arrived at 6.06 pm after apologies.

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

Cr Townsend initially attended the meeting by audio-visual link.

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. Addresses by Members of the Public

There were no addresses by members of the public.

4. Closed Session

CM/4/25.03E **Closed Session**

MOTION / UNANIMOUS DECISION

Mover: Cr Spicer
Seconded: Cr Masselos

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/4.1/25.03 CONFIDENTIAL REPORT - Affordable Housing Purchase

This matter is considered to be confidential in accordance with section 10A(2)(c) 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 information that would, if disclosed, confer a commercial advantage on a person with whom Council is conducting (or proposes to conduct) business.

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 6.05 pm, Council moved into closed session.

CM/4.1/25.03E CONFIDENTIAL REPORT - Affordable Housing Purchase (A07/0597)

MOTION

Mover: Cr Nemes

Seconder: Cr Frazer

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. Purchases the property identified in section 4 of the report (the Property) as part of its affordable and social housing program, subject to:
 - (a) The due diligence reports being to the satisfaction of the General Manager.
 - (b) The maximum bid or offer to purchase the Property being the amount agreed to at the Council meeting or a lower figure as determined by the General Manager.
3. Authorises the General Manager to appoint an agent or delegate to bid on the Property on Council's behalf at the auction, or make an offer, up to and including the maximum bid.
4. Should it be successful at the auction, authorises the General Manager and the Mayor to execute, and affix Council's seal to, the contract for sale and any other documentation to finalise the matter.

THE MOVER OF THE MOTION ACCEPTED AMENDMENTS TO CLAUSE 2(a) AND 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)(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. Purchases the property identified in section 4 of the report (the Property) as part of its affordable and social housing program, subject to:
 - (a) The due diligence reports being to the satisfaction of the General Manager, Mayor and

Deputy Mayor.

- (b) The maximum bid or offer to purchase the Property being the amount agreed to at the Council meeting or a lower figure as determined by the General Manager.
- 3. Authorises the General Manager to appoint an agent or delegate to bid on the Property on Council’s behalf at the auction, or make an offer, up to and including the maximum bid as agreed at the meeting.
- 4. Should it be successful at the auction, authorises the General Manager and the Mayor to execute, and affix Council’s seal to, the contract for sale and any other documentation to finalise the matter.

5. Resuming in Open Session

CM/5/25.03E Resuming in Open Session

MOTION

Mover: Cr Nemesh
Seconder: Cr Townsend

That Council resumes in open session.

At 6.46 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. Meeting Closure

THE MEETING CLOSED AT 6.49 PM.

.....
SIGNED AND CONFIRMED
MAYOR
18 MARCH 2025

:

MAYORAL MINUTES

CM/6/25.03



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

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/6.1/25.03



Subject: Head on Photo Festival - Financial Assistance

TRIM No: A25/0489

Author: Mayor of Waverley, Cr Nemesh

MOTION:

That Council:

1. Notes the significant artistic contribution of the Head On Foundation and Moshe Rosenzweig OAM (founder and creative director) in the field of photography and visual art.
2. Further notes the ongoing successful partnership between Head On and Waverley Council.
3. Provides financial support of \$10,000 for the operations of the festival and \$5,000 for a Mayor's Prize for Photography Excellence.
4. Includes this support in the upcoming 2025–26 Budget.
5. Writes to Head On Foundation advising them of this mayoral minute.

Background

Waverley Council has a strong commitment to arts and culture, demonstrated by our vibrant visual arts program, including the Bondi Beach Sea Wall, Waverley Artist Studio, Waverley Art Prize and Waverley Youth Art Prize, and our exhibition program in Bondi Pavilion and Waverley Library Galleries.

Council enjoys a long history and successful partnership with Head On Foundation. Head On has utilised Waverley venues for almost a decade, showcasing many of their featured exhibitions in Bondi Pavilion Art Gallery. Waverley collaborated with Head On to bring artistic photography to public locations along the beachfront, activating public spaces during COVID-19. This exciting intersection of art and public space allowed those who wouldn't enter an art gallery to access beautiful exhibitions in a safe, outdoor environment. Recent editions of the Festival have been overwhelmingly popular with residents and visitors alike, and we look forward to our continued relationship with Head On through their major annual event, the Head On Photo Festival, which will activate various spaces in Bondi Pavilion and along Bondi Beach promenade.

Bondi Pavilion courtyard spaces will feature the festival launch with over 1,500 guests celebrating photography with live music, food and drink. Exhibitions, conversations and artist talks will take place in other parts of the venue, including featured exhibitions and artist talks. Bondi Pavilion Art Gallery will host the Head On Portrait exhibition featuring Australian and international artists. Bondi Beach promenade will exhibit 30 to 40 featured, Head-On-curated exhibitions of Australian and international artists.

REPORT
CM/7.1/25.03

Subject: Risk Appetite Statement

TRIM No: SF24/356

Manager: Lucas Atkinson, Executive Officer

Director: Emily Scott, General Manager

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. Adopts the Risk Appetite Statement attached to the report.

1. Executive Summary

The purpose of this report is to seek approval of the Risk Appetite Statement, which has been prepared as part of Council's ongoing Enterprise Risk Management program.

2. Introduction/Background

Council implements an ongoing Strategic Internal Audit Program of Council's Enterprise Risk Management program to identify and prioritise a long-term plan of action. This ensures that Council effectively manages both operational and strategic risk associated with the delivery of its services.

Council's internal audit program identified the need to develop a Risk Appetite Statement, which documents and informs overall risk tolerance levels and the management of risks at an enterprise level.

3. Relevant Council Resolutions

Nil.

4. Discussion

In 2024, Council engaged an independent consultant, Grant Thornton Australia Limited, to prepare a Risk Appetite Statement. The scope of the project included an initial review of Council's existing risk management processes and strategic risk register, in addition to a workshop with Council's executive staff to develop an enterprise-level Risk Appetite Statement.

The process to develop the Risk Appetite Statement also included consultation and feedback provided by Council's Audit, Risk and Improvement Committee. The draft Risk Appetite Statement

was also circulated to the Council for feedback following a Councillor briefing session on 25 March 2025.

The Risk Appetite Statement is presented in Attachment 1 of the report. The statement has been developed to document the level of risk that Council will accept, tolerate, attempt to resist or will not tolerate across six key strategic categories including:

- Financial.
- People (staff or public).
- Environment.
- Reputation/governance.
- Legal/regulatory.
- Service/project Delivery.

The overall tolerance of risk for each strategic category is defined as being low, medium or high. Risk tolerance levels are determined and referenced against the risk assessment process set out in Council's Enterprise Risk Management Plan.

It is recommended that the Risk Appetite Statement attached to this report be adopted and integrated into Council's existing Enterprise Risk Management program.

5. Financial Impact

There are no direct costs associated with the endorsement of the Risk Appetite Statement. The ongoing management of Council's risks via the Enterprise Risk Management program and Risk Appetite Statement will assist to ensure that operational and strategic risks are identified and managed proactively to reduce Council's potential exposure to significant financial impacts.

6. Risks/Issues

The Risk Appetite Statement aligns with Council's current Enterprise Risk Management program and addresses a key action identified in the Strategic Internal Audit Program.

Council has existing programs and processes in place to manage enterprise risk. However, the development and adoption of the Risk Appetite Statement will improve Council's long-term enterprise risk management and inform future decision-making processes associated with the delivery of its services.

7. Attachments

1. Risk Appetite Statement (confidential) .

REPORT
CM/7.2/25.03**Subject:** Investment Portfolio Report - February 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 February 2025 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 February 2025, Council's investment portfolio generated \$398,599 in interest.

The interest income for year to date achieved 77.42% (\$3,730,994) of the current budget forecast of \$4,819,168. Council is on track to exceed the interest income budgeted for the financial year 2024-25, an upward adjustment is expected for the Q3 budget review.

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	\$3,332,394	69.15%
February	4,127,190	4,819,168	398,599	\$3,730,994	77.42%

3. Relevant Council Resolutions

Meeting and date	Item No.	Resolution
Council 18 February 2025	CM/7.6/25.02	That Council notes: <ol style="list-style-type: none"> The Investment Summary Report for November 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 <i>Local Government Act 1993</i> and directions from the Minister for Local Government, including Ministerial Investment Orders, and Council's Investment Policy.
Council 18 February 2025	CM/7.7/25.02	That Council: <ol style="list-style-type: none"> Notes the Investment Summary Report for December 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 <i>Local Government Act 1993</i> and directions from the Minister for Local Government, including Ministerial Investment Orders, and Council's Investment Policy.
Council 18 February 2025	CM/7.8/25.02	That Council: <ol style="list-style-type: none"> Notes the Investment Summary Report for January 2025 attached to the report. 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 <i>Local Government Act 1993</i> and directions from the Minister for Local Government, including Ministerial Investment Orders, and Council's Investment Policy.
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4. Discussion

Council's investment portfolio posted a return of 4.21% pa (0.32% actual) for the month versus the bank bill index benchmark return of 4.51% pa (0.34% actual). Over the past 12 months, the investment portfolio has returned 5.28%, versus the bank bill index benchmark's 4.48%.

The NSW TCorp Long Term Growth Fund gave back some of its recent gains, down 0.33% actual, reflecting the pullback in the US and Australian share markets during the month. A drop in market interest rates boosted marked-to-market performance on bonds, both in the funds and those held directly, helping mitigate the impact of the share exposures' fall.

Without marked-to-market influences, Council's investment portfolio yielded 4.96% 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 February, Council had maturities of \$6m between two term deposits with original terms of 6 and 12 months which were yielding an average of 5.07% pa. Council invested \$6m between two new deposits with maturities of 8 and 12 months at an average rate of 4.68% pa. The two new investments are fossil fuel ADI deposits and made in accordance with Council's Investment Policy.

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
26 Feb 2025	3,000,000.00	8	4.59%	4.70%
26 Feb 2025	3,000,000.00	12	4.59%	4.65%

As at 28 February 2025, Council's investment portfolio has a current market value of \$130,177,562 which represents a gain of \$2,056,995 on the \$128,120,567 face value of the portfolio. The table below provides a summary by investment (asset) type.

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

Asset group	Face value	Current value
Cash	\$16,473,946	\$16,943,946
Floating Rate Note	\$22,900,000	\$23,123,057
Managed Funds	\$8,746,620	\$8,746,620
Term Deposit	\$80,000,000	\$81,833,939
Total	\$128,120,567	\$130,177,562

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

Reserves	Value
External Restriction Reserves	\$43,338,087
Internal Restriction Reserves	\$68,643,365
Unrestricted fund	\$16,139,115
Total	\$ 128,120,567

Analysis

Attached to this report is a summary of the investment portfolio for the month of February. 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
Feb-25	4.21	4.51	-0.30
Average % return over the last 12 months	5.28	4.48	0.80

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 February 2025, 82% 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 8% is invested with TCorp.

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

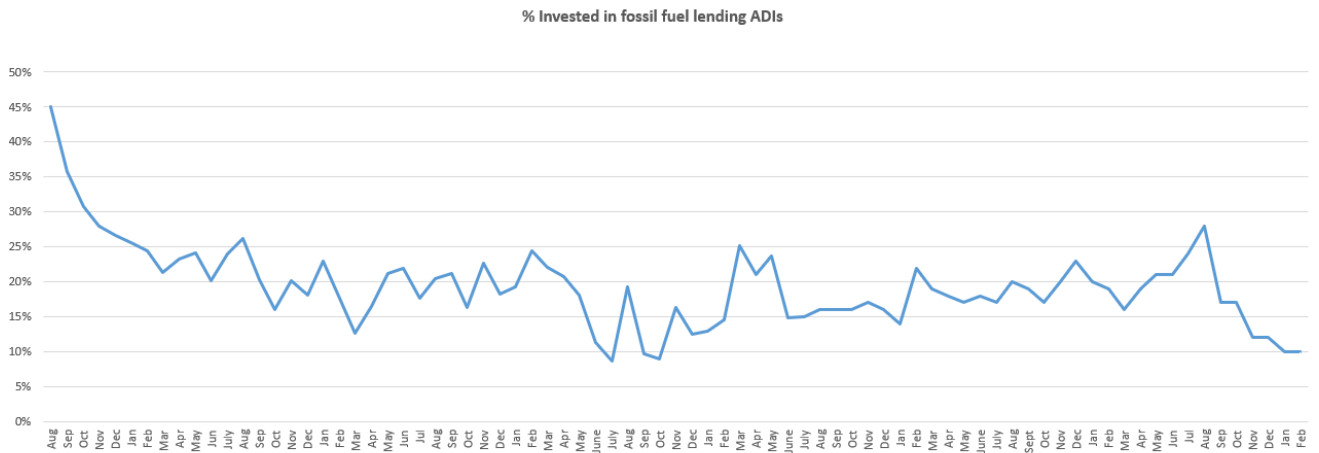


Figure 1. Investments in fossil-fuel-lending ADIs.

When excluding the working capital funds held in the Commonwealth Bank account (a fossil-fuel-lending bank) to meet day-to-day operating requirements, 87% of Council’s investment portfolio was invested in non-fossil-fuel-lending ADIs and socially responsible investments, 5.37% fossil-fuel-lending ADIs and the remaining 7.83% is invested with TCorp as displayed in Figure 2 below.

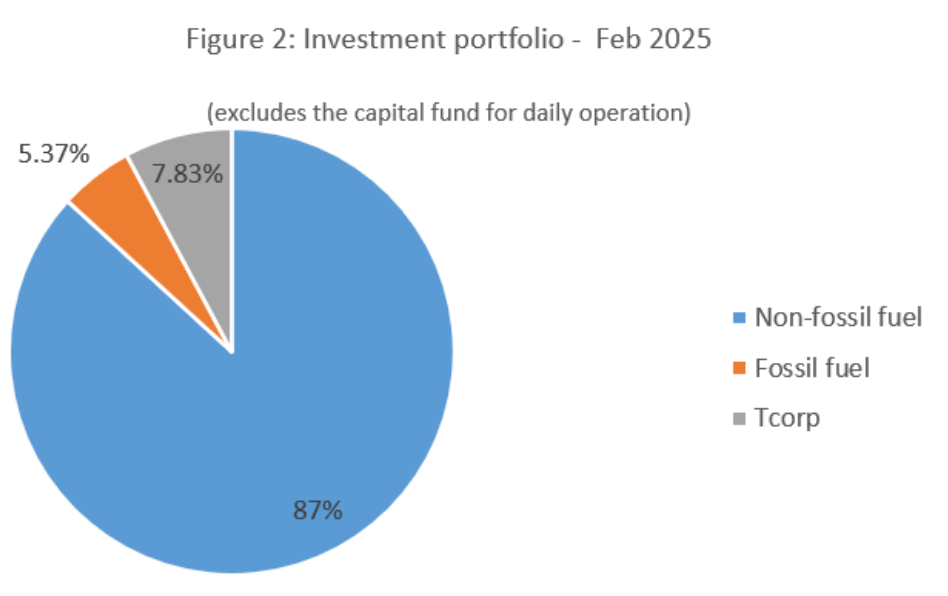


Figure 2. Investment portfolio.

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 Report - February 2025 [↓](#)



Investment Summary Report
February 2025

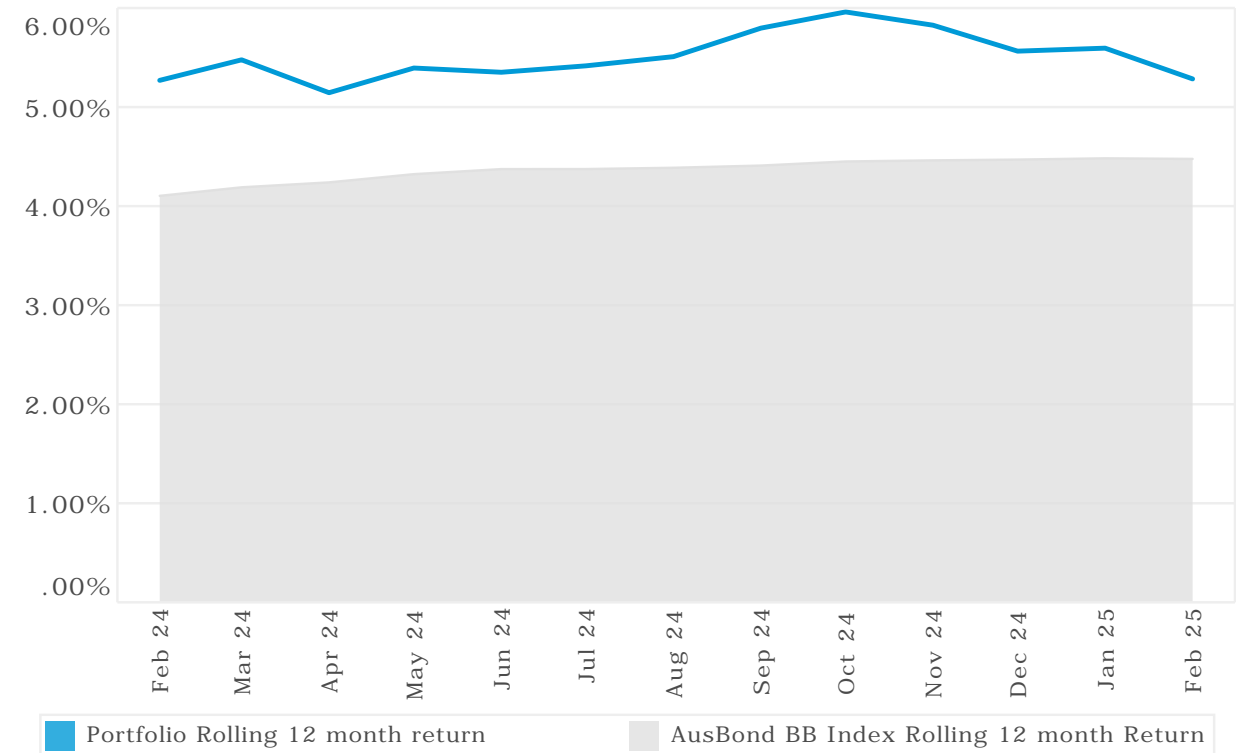
Waverley Council Executive Summary - February 2025



Investment Holdings

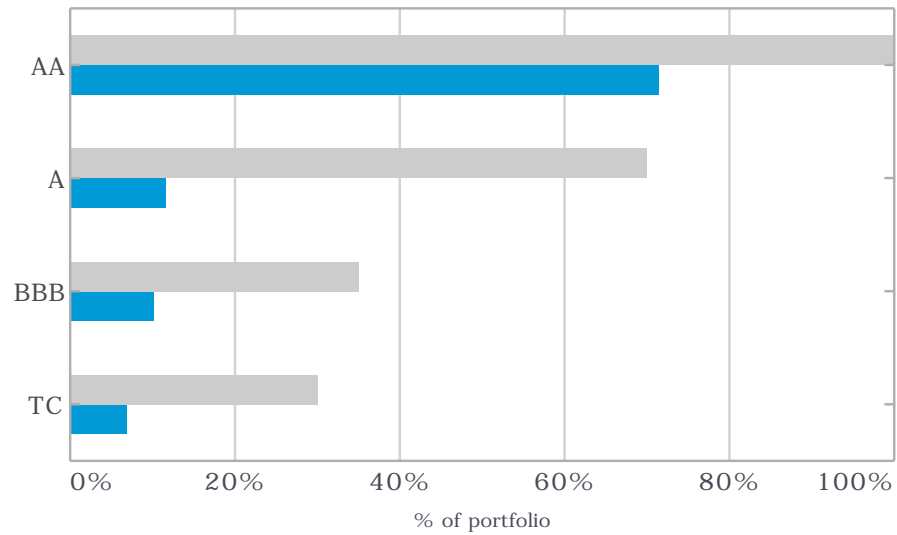
	Face Value (\$)	Current Value (\$)
Cash	16,473,946	16,473,946
Floating Rate Note	22,900,000	23,123,057
Managed Funds	8,746,620	8,746,620
Term Deposit	80,000,000	81,833,939
	128,120,567	130,177,562

Investment Performance

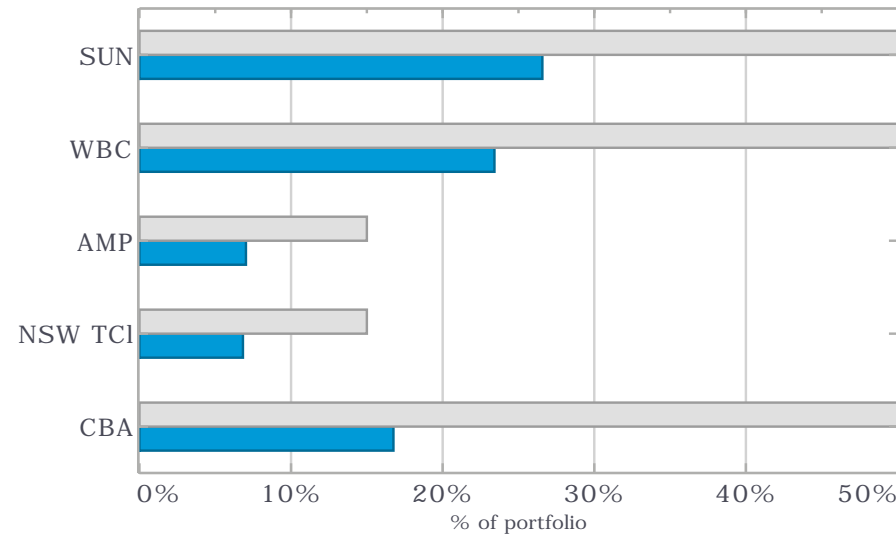


Investment Policy Compliance

Total Credit Exposure



Individual Institutional Exposures



Term to Maturities

	Face Value (\$)	Policy Max
Between 0 and 1 years	102,770,567	80% 100% a
Between 1 and 10 year:	25,350,000	20% 70% a
	128,120,567	

Specific Sub Limits

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

Waverley Council

Investment Holdings Report - February 2025



Cash Accounts

Face Value (\$)	Current Rate (%)	Institution	Credit Rating	Current Value (\$)	Deal No.	Reference
2,461.50	0.0000%	Commonwealth Bank of Australia	AA-	2,461.50	120800	Eastgate CP
2,519.99	0.0000%	Commonwealth Bank of Australia	AA-	2,519.99	120797	Depositor Funds
4,684.81	0.0000%	Commonwealth Bank of Australia	AA-	4,684.81	120796	Cemetery Funds
15,952.36	0.0000%	Commonwealth Bank of Australia	AA-	15,952.36	120801	Hollywood Av CP
16,098.83	0.0000%	Commonwealth Bank of Australia	AA-	16,098.83	120799	Library CP
52,359.06	0.0000%	Commonwealth Bank of Australia	AA-	52,359.06	370151	Library Gift
74,375.86	0.0000%	Commonwealth Bank of Australia	AA-	74,375.86	120795	Trust Funds
3,833,628.00	0.0000%	Commonwealth Bank of Australia	AA-	3,833,628.00	120794	General Funds
12,471,865.88	4.1000%	Commonwealth Bank of Australia	AA-	12,471,865.88	120789	24hr Call
16,473,946.29	3.1040%			16,473,946.29		

Managed Funds

Face Value (\$)	Monthly Return (%)	Institution	Credit Rating	Funds Name	Current Value (\$)	Deal No.	Reference
8,746,620.28	-0.3294%	NSW T-Corp (LT)	TCl	Long Term Growth Fund	8,746,620.28	538089	
8,746,620.28	-0.3294%				8,746,620.28		

Term Deposits

Maturity Date	Face Value (\$)	Current Rate (%)	Institution	Credit Rating	Purchase Price (\$)	Purchase Date	Current Value (\$)	Deal No.	Accrued Interest (\$)	Next Interest Date	Reference
4-Mar-25	2,000,000.00	2.0200%	Westpac Group	AA-	2,000,000.00	9-Feb-22	2,012,175.34	542329	12,175.34	Quarterly	Green
4-Mar-25	2,000,000.00	5.0800%	Suncorp Bank	AA-	2,000,000.00	2-Apr-24	2,092,692.60	544974	92,692.60	At Maturity	
4-Mar-25	3,000,000.00	5.0800%	Suncorp Bank	AA-	3,000,000.00	4-Sep-24	3,074,321.10	545448	74,321.10	At Maturity	
4-Mar-25	3,000,000.00	5.1000%	Suncorp Bank	AA-	3,000,000.00	3-Sep-24	3,075,032.88	545440	75,032.88	At Maturity	
5-Mar-25	4,000,000.00	5.0800%	Westpac Group	AA-	4,000,000.00	5-Mar-24	4,200,973.15	544912	200,973.15	At Maturity	Green
12-Mar-25	3,000,000.00	4.9500%	Westpac Group	AA-	3,000,000.00	12-Mar-24	3,032,141.10	544931	32,141.10	Quarterly	Green
18-Mar-25	3,000,000.00	4.9800%	Suncorp Bank	AA-	3,000,000.00	18-Sep-24	3,067,127.67	545500	67,127.67	At Maturity	
25-Mar-25	3,000,000.00	5.0800%	Suncorp Bank	AA-	3,000,000.00	26-Sep-24	3,065,135.34	545521	65,135.34	At Maturity	

Waverley Council

Investment Holdings Report - February 2025



Maturity Date	Face Value (\$)	Current Rate (%)	Institution	Credit Rating	Purchase Price (\$)	Purchase Date	Current Value (\$)	Deal No.	Accrued Interest (\$)	Next Interest Date	Reference
25-Mar-25	3,000,000.00	5.0900%	Suncorp Bank	AA-	3,000,000.00	23-Sep-24	3,066,518.63	545508	66,518.63	At Maturity	
2-Apr-25	3,000,000.00	5.0000%	Suncorp Bank	AA-	3,000,000.00	5-Sep-24	3,072,739.73	545455	72,739.73	At Maturity	
22-Apr-25	3,000,000.00	5.0700%	Suncorp Bank	AA-	3,000,000.00	25-Sep-24	3,065,423.84	545518	65,423.84	At Maturity	
1-May-25	3,000,000.00	5.2700%	Westpac Group	AA-	3,000,000.00	1-May-24	3,131,677.81	545052	131,677.81	At Maturity	Green
11-Jun-25	3,000,000.00	5.1800%	Bank of Queensland	A-	3,000,000.00	11-Dec-24	3,034,060.27	545699	34,060.27	At Maturity	
20-Jun-25	3,000,000.00	5.0200%	AMP Bank	BBB+	3,000,000.00	29-Aug-24	3,075,918.90	545419	75,918.90	At Maturity	
20-Jun-25	3,000,000.00	5.2000%	AMP Bank	BBB+	3,000,000.00	19-Dec-24	3,030,772.60	545711	30,772.60	At Maturity	
25-Jun-25	3,000,000.00	5.0200%	AMP Bank	BBB+	3,000,000.00	28-Aug-24	3,076,331.51	545407	76,331.51	At Maturity	
8-Jul-25	3,000,000.00	5.1500%	Bank of Queensland	A-	3,000,000.00	28-Nov-24	3,039,365.75	545661	39,365.75	At Maturity	Green
16-Jul-25	3,000,000.00	5.1000%	Suncorp Bank	AA-	3,000,000.00	5-Nov-24	3,048,624.66	545605	48,624.66	At Maturity	
20-Aug-25	3,000,000.00	4.8600%	Westpac Group	AA-	3,000,000.00	20-Aug-24	3,077,094.25	545371	77,094.25	At Maturity	Green
20-Aug-25	3,000,000.00	4.8600%	Westpac Group	AA-	3,000,000.00	23-Aug-24	3,075,895.89	545380	75,895.89	At Maturity	Green
2-Sep-25	2,000,000.00	4.8100%	Westpac Group	AA-	2,000,000.00	5-Sep-24	2,046,650.41	545456	46,650.41	At Maturity	Green
23-Sep-25	2,000,000.00	4.7700%	Westpac Group	AA-	2,000,000.00	26-Sep-24	2,040,773.70	545520	40,773.70	At Maturity	Green
1-Oct-25	3,000,000.00	4.7900%	Westpac Group	AA-	3,000,000.00	2-Oct-24	3,059,054.79	545539	59,054.79	At Maturity	Green
29-Oct-25	3,000,000.00	4.7000%	National Australia Bank	AA-	3,000,000.00	27-Feb-25	3,000,772.60	545831	772.60	At Maturity	
20-Feb-26	2,000,000.00	4.8500%	Westpac Group	AA-	2,000,000.00	20-Feb-24	2,002,391.78	544856	2,391.78	Quarterly	Green
25-Feb-26	3,000,000.00	4.6500%	National Australia Bank	AA-	3,000,000.00	27-Feb-25	3,000,764.38	545832	764.38	At Maturity	
17-Mar-26	3,000,000.00	4.8400%	Suncorp Bank	AA-	3,000,000.00	19-Mar-24	3,138,039.45	544951	138,039.45	Annually	
17-Apr-26	3,000,000.00	5.0300%	Westpac Group	AA-	3,000,000.00	17-Apr-24	3,131,469.04	545017	131,469.04	Annually	Green
	80,000,000.00	4.9180%			80,000,000.00		81,833,939.17		1,833,939.17		

Floating Rate Notes

Maturity Date	Face Value (\$)	Current Rate (%)	Security Name	Credit Rating	Purchase Price (\$)	Purchase Date	Current Value (\$)	Deal No.	Accrued Interest (\$)	Next Coupon Date	Reference
2-Dec-25	2,250,000.00	4.9560%	BEN Snr FRN (Dec25) BBSW+0.52%	A-	2,250,000.00	2-Dec-20	2,279,732.61	540603	27,190.11	3-Mar-25	
24-Feb-26	1,300,000.00	4.5787%	SUN Snr FRN (Feb26) BBSW+0.45%	AA-	1,300,000.00	24-Feb-21	1,301,335.38	540958	815.38	26-May-25	
4-Mar-26	4,000,000.00	5.0527%	NPBS Snr FRN (Mar26) BBSW+0.63%	BBB+	4,000,000.00	4-Mar-21	4,048,133.69	540983	48,173.69	4-Mar-25	

Waverley Council

Investment Holdings Report - February 2025



Maturity Date	Face Value (\$)	Current Rate (%)	Security Name	Credit Rating	Purchase Price (\$)	Purchase Date	Current Value (\$)	Deal No.	Accrued Interest (\$)	Next Coupon Date	Reference
15-May-26	1,000,000.00	5.4240%	BEN Snr FRN (May26) BBSW+ 1.25%	A-	1,000,000.00	15-May-23	1,009,883.23	544084	1,783.23	15-May-25	
18-Jun-26	4,000,000.00	5.1180%	BEN Snr FRN (Jun26) BBSW+0.65%	A-	4,000,000.00	18-Jun-21	4,045,304.00	541523	40,944.00	18-Mar-25	
15-Sep-26	3,750,000.00	4.9399%	SUN Snr FRN (Sep26) BBSW+0.48%	AA-	3,750,000.00	15-Sep-21	3,786,976.80	541877	38,064.30	17-Mar-25	
23-Dec-26	5,000,000.00	4.8613%	CBA Green Snr FRN (Dec26) BBSW+0.41%	AA-	5,000,000.00	23-Sep-21	5,039,133.34	541916	45,283.34	24-Mar-25	
14-May-27	1,600,000.00	5.1793%	BEN Snr FRN (May27) BBSW+ 1.00%	A-	1,600,000.00	14-May-24	1,612,557.57	545080	3,405.57	14-May-25	
	22,900,000.00	4.9925%			22,900,000.00		23,123,056.62		205,659.62		

Waverley Council

Accrued Interest Report - February 2025



Investment	Deal No.	Comments	Face Value (\$)	Settlement Date	Maturity Date	Interest Received (\$)	Days	Interest Accrued (\$)	Yield (% pa)
Floating Rate Note									
BEN Snr FRN (Dec25) BBSW+0.52%	540603		2,250,000.00	2-Dec-20	2-Dec-25	0.00	28	8,554.19	4.96%
SUN Snr FRN (Feb26) BBSW+0.45%	540958		1,300,000.00	24-Feb-21	24-Feb-26	15,768.26	28	4,800.77	4.81%
NPBS Snr FRN (Mar26) BBSW+0.63%	540983		4,000,000.00	4-Mar-21	4-Mar-26	0.00	28	15,504.18	5.05%
BEN Snr FRN (May26) BBSW+1.25%	544084		1,000,000.00	15-May-23	15-May-26	14,600.65	28	4,268.45	5.56%
BEN Snr FRN (Jun26) BBSW+0.65%	541523		4,000,000.00	18-Jun-21	18-Jun-26	0.00	28	15,704.55	5.12%
SUN Snr FRN (Sep26) BBSW+0.48%	541877		3,750,000.00	15-Sep-21	15-Sep-26	0.00	28	14,210.67	4.94%
CBA Green Snr FRN (Dec26) BBSW+0.41%	541916		5,000,000.00	23-Sep-21	23-Dec-26	0.00	28	18,646.08	4.86%
BEN Snr FRN (May27) BBSW+1.00%	545080		1,600,000.00	14-May-24	14-May-27	21,887.63	28	6,498.39	5.29%
						52,256.54		88,187.28	5.02%
Term Deposits									
Suncorp Bank	544863		3,000,000.00	28-Feb-24	26-Feb-25	151,084.93	25	10,376.71	5.05%
Suncorp Bank	545414		3,000,000.00	28-Aug-24	26-Feb-25	75,991.23	25	10,438.35	5.08%
Suncorp Bank	544974		2,000,000.00	2-Apr-24	4-Mar-25	0.00	28	7,793.97	5.08%
Suncorp Bank	545440		3,000,000.00	3-Sep-24	4-Mar-25	0.00	28	11,736.99	5.10%
Suncorp Bank	545448		3,000,000.00	4-Sep-24	4-Mar-25	0.00	28	11,690.96	5.08%
Westpac Group	542329		2,000,000.00	9-Feb-22	4-Mar-25	0.00	28	3,099.18	2.02%
Westpac Group	544912		4,000,000.00	5-Mar-24	5-Mar-25	0.00	28	15,587.94	5.08%
Westpac Group	544931		3,000,000.00	12-Mar-24	12-Mar-25	0.00	28	11,391.78	4.95%
Suncorp Bank	545500		3,000,000.00	18-Sep-24	18-Mar-25	0.00	28	11,460.82	4.98%
Suncorp Bank	545508		3,000,000.00	23-Sep-24	25-Mar-25	0.00	28	11,713.97	5.09%
Suncorp Bank	545521		3,000,000.00	26-Sep-24	25-Mar-25	0.00	28	11,690.96	5.08%
Suncorp Bank	545455		3,000,000.00	5-Sep-24	2-Apr-25	0.00	28	11,506.85	5.00%
Suncorp Bank	545518		3,000,000.00	25-Sep-24	22-Apr-25	0.00	28	11,667.95	5.07%
Westpac Group	545052		3,000,000.00	1-May-24	1-May-25	0.00	28	12,128.22	5.27%
Bank of Queensland	545699		3,000,000.00	11-Dec-24	11-Jun-25	0.00	28	11,921.09	5.18%
AMP Bank	545419		3,000,000.00	29-Aug-24	20-Jun-25	0.00	28	11,552.87	5.02%

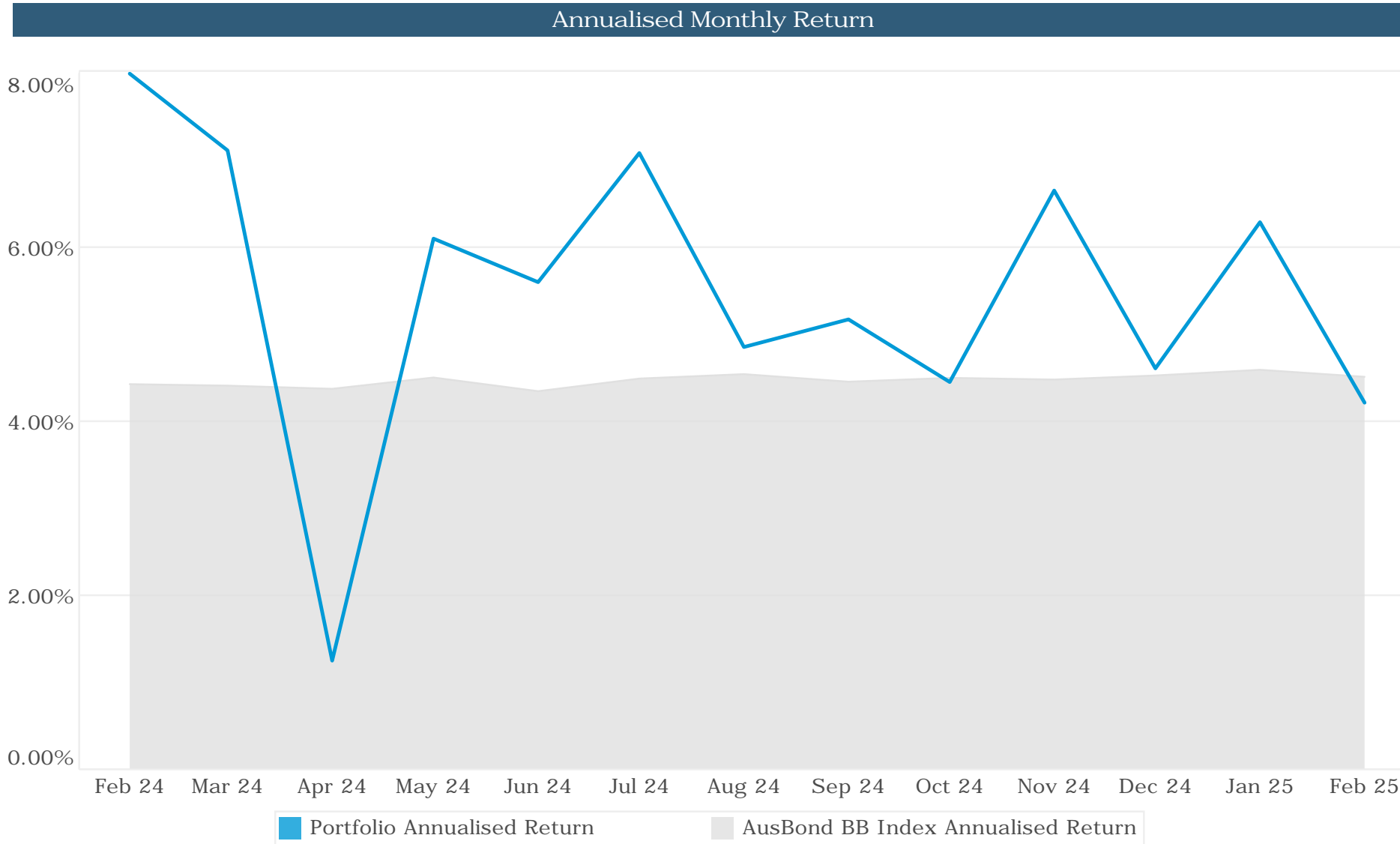
Waverley Council

Accrued Interest Report - February 2025



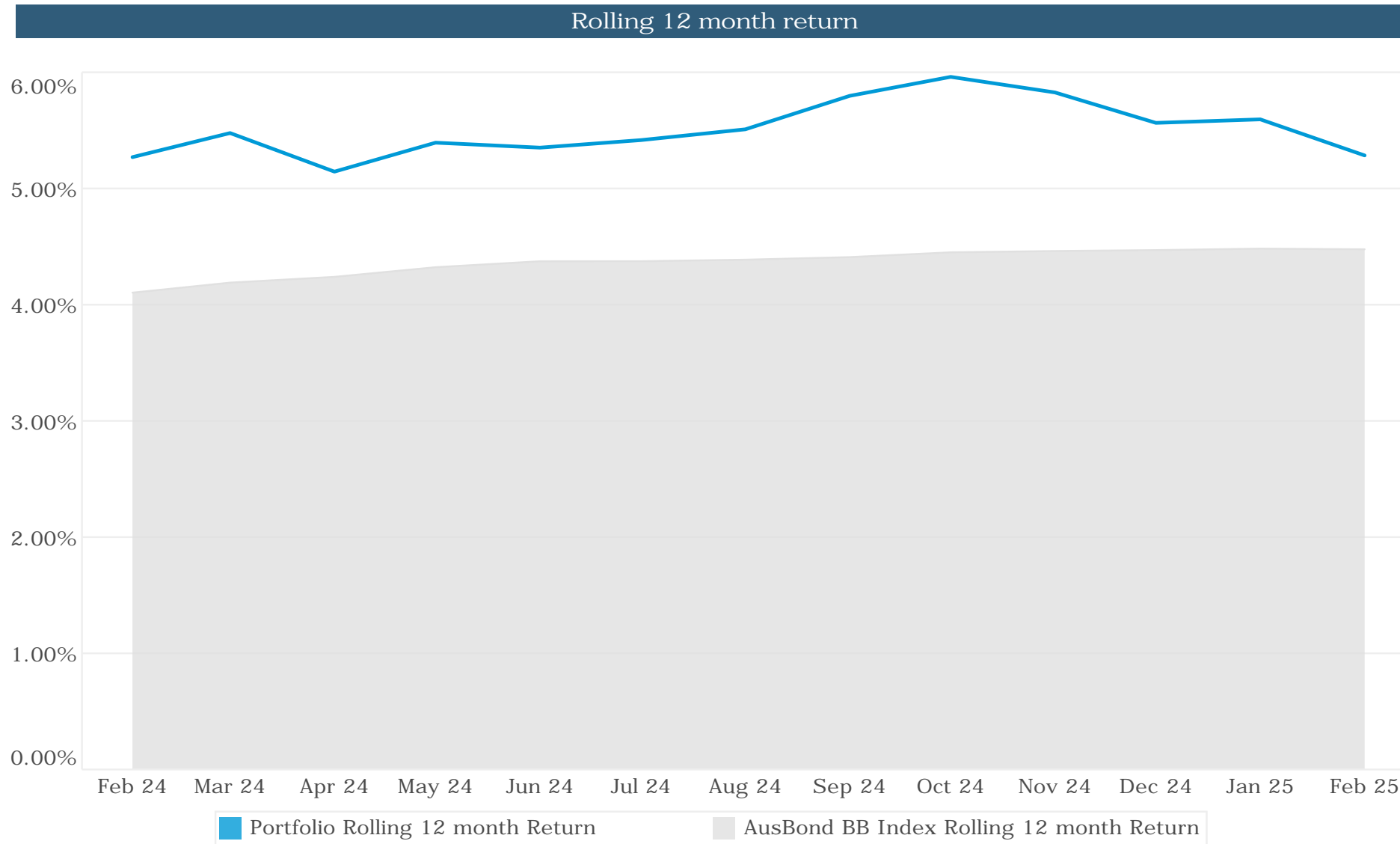
Investment	Deal No.	Comments	Face Value (\$)	Settlement Date	Maturity Date	Interest Received (\$)	Days	Interest Accrued (\$)	Yield (% pa)
AMP Bank	545711		3,000,000.00	19-Dec-24	20-Jun-25	0.00	28	11,967.12	5.20%
AMP Bank	545407		3,000,000.00	28-Aug-24	25-Jun-25	0.00	28	11,552.88	5.02%
Bank of Queensland	545661		3,000,000.00	28-Nov-24	8-Jul-25	0.00	28	11,852.05	5.15%
Suncorp Bank	545605		3,000,000.00	5-Nov-24	16-Jul-25	0.00	28	11,736.99	5.10%
Westpac Group	545371		3,000,000.00	20-Aug-24	20-Aug-25	0.00	28	11,184.66	4.86%
Westpac Group	545380		3,000,000.00	23-Aug-24	20-Aug-25	0.00	28	11,184.66	4.86%
Westpac Group	545456		2,000,000.00	5-Sep-24	2-Sep-25	0.00	28	7,379.73	4.81%
Westpac Group	545520		2,000,000.00	26-Sep-24	23-Sep-25	0.00	28	7,318.36	4.77%
Westpac Group	545539		3,000,000.00	2-Oct-24	1-Oct-25	0.00	28	11,023.56	4.79%
National Australia Bank	545831		3,000,000.00	27-Feb-25	29-Oct-25	0.00	2	772.60	4.70%
Westpac Group	544856		2,000,000.00	20-Feb-24	20-Feb-26	24,449.32	28	7,441.10	4.85%
National Australia Bank	545832		3,000,000.00	27-Feb-25	25-Feb-26	0.00	2	764.38	4.65%
Suncorp Bank	544951		3,000,000.00	19-Mar-24	17-Mar-26	0.00	28	11,138.63	4.84%
Westpac Group	545017		3,000,000.00	17-Apr-24	17-Apr-26	0.00	28	11,575.89	5.03%
						251,525.48		302,651.22	4.94%
Grand Totals						303,782.02		390,838.50	4.96%

Waverley Council Investment Performance Report - February 2025



Historical Performance Summary (% pa)			
	Portfolio	Annualised BB Index	Outperformance
Feb 2025	4.21%	4.51%	-0.30%
Last 3 months	5.06%	4.54%	0.52%
Last 6 months	5.23%	4.51%	0.72%
Financial Year to Date	5.42%	4.51%	0.91%
Last 12 months	5.28%	4.48%	0.80%

Waverley Council Investment Performance Report - February 2025



Historical Performance Summary (% actual)			
	Portfolio	Annualised BB Index	Outperformance
Feb 2025	0.32%	0.34%	-0.02%
Last 3 months	1.22%	1.10%	0.12%
Last 6 months	2.56%	2.21%	0.35%
Financial Year to Date	3.58%	2.98%	0.60%
Last 12 months	5.28%	4.48%	0.80%

Waverley Council Environmental Commitments Report - February 2025



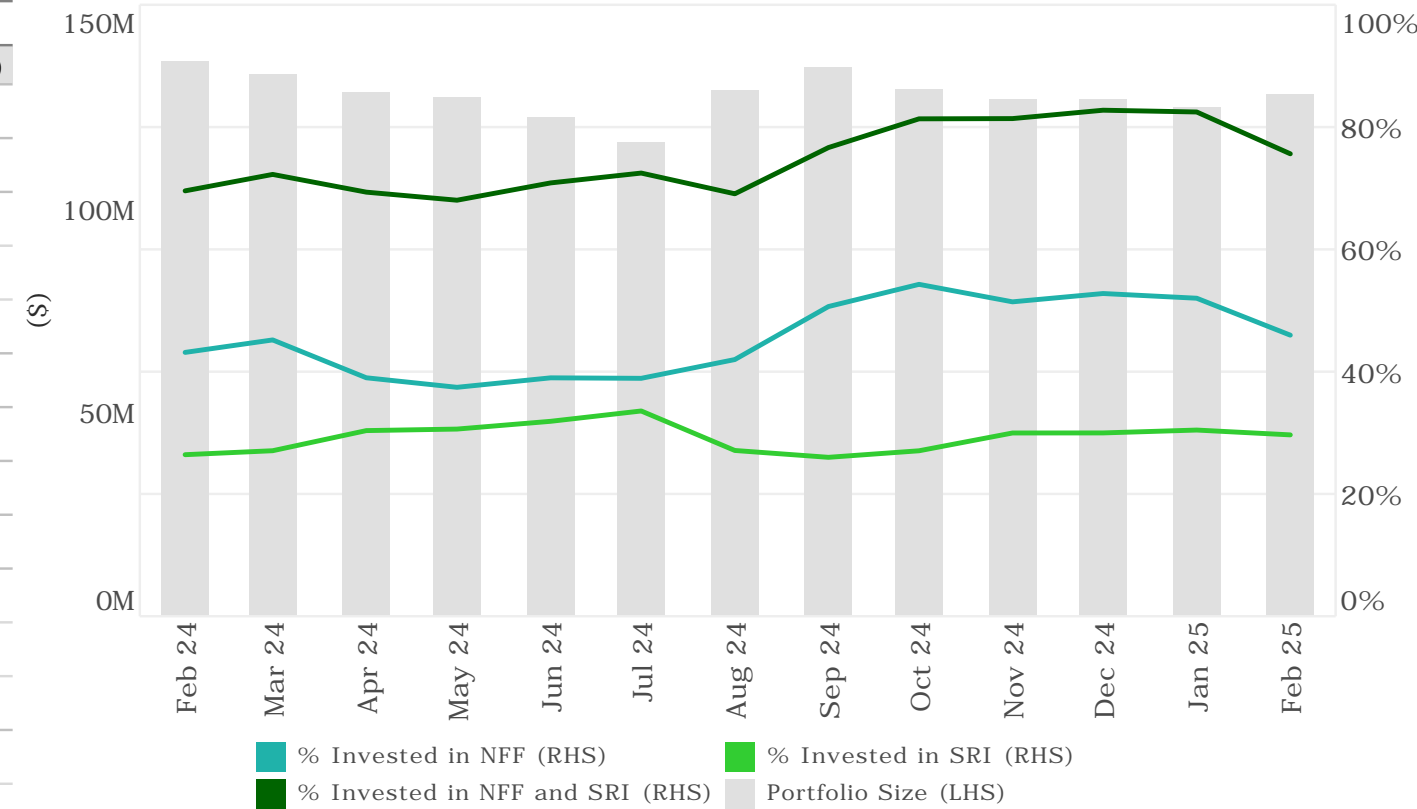
Current Breakdown

ADI Lending Status *	Current Month (\$)	Previous Month (\$)
Fossil Fuel Lending ADIs		
Commonwealth Bank of Australia	16,473,946	13,099,786
National Australia Bank	6,000,000	0
	22,473,946 18%	13,099,786 10%
Non Fossil Fuel Lending ADIs		
AMP Bank	9,000,000	9,000,000
Bank of Queensland	3,000,000	3,000,000
Bendigo and Adelaide Bank	8,850,000	8,850,000
Newcastle Greater Mutual Group	4,000,000	4,000,000
Suncorp Bank	34,050,000	40,050,000
	58,900,000 46%	64,900,000 52%
Other		
NSW T-Corp (LT)	8,746,620	8,775,523
	8,746,620 7%	8,775,523 7%
Socially Responsible Investment		
CBA (Green)	5,000,000	5,000,000
Westpac Group (Green TD)	33,000,000	33,000,000
	38,000,000 30%	38,000,000 30%
	128,120,567	124,775,310

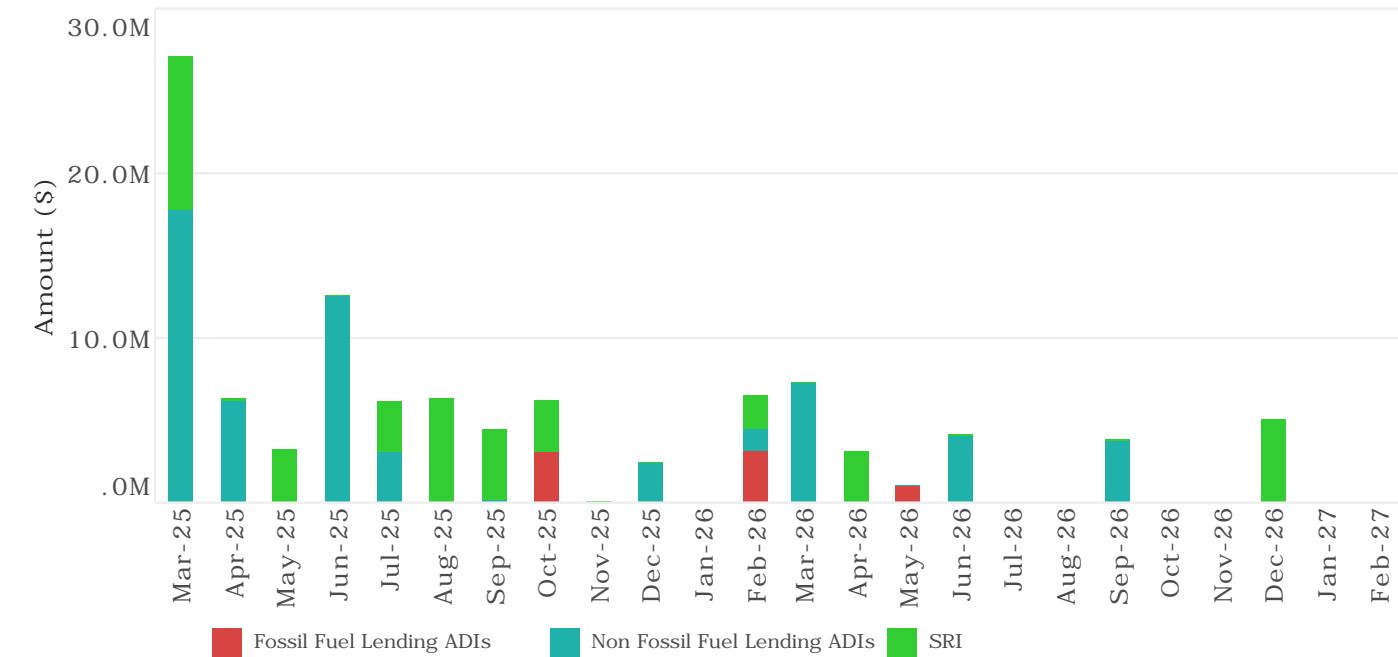
* source: Marketforces & APRA

Percentages may not add up to 100% due to rounding

Historical Portfolio Exposure to NFF Lending ADIs and SRI



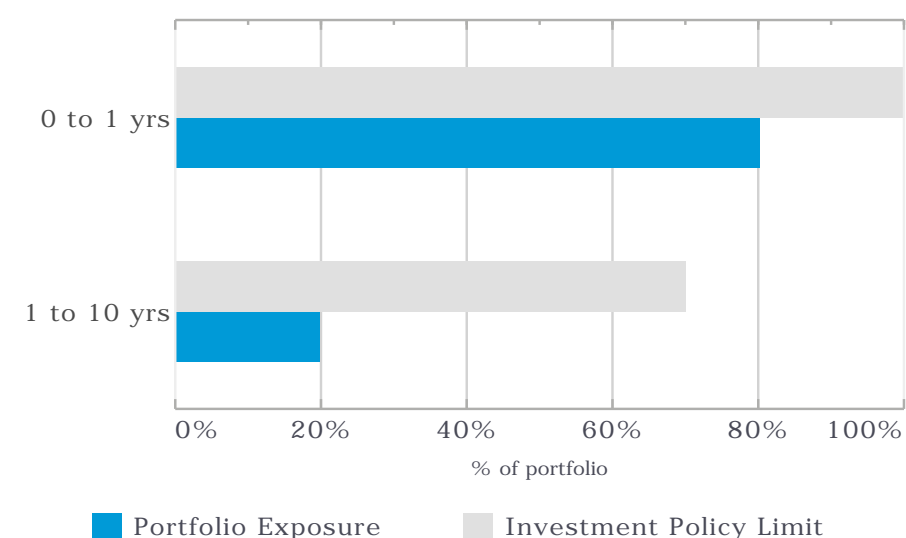
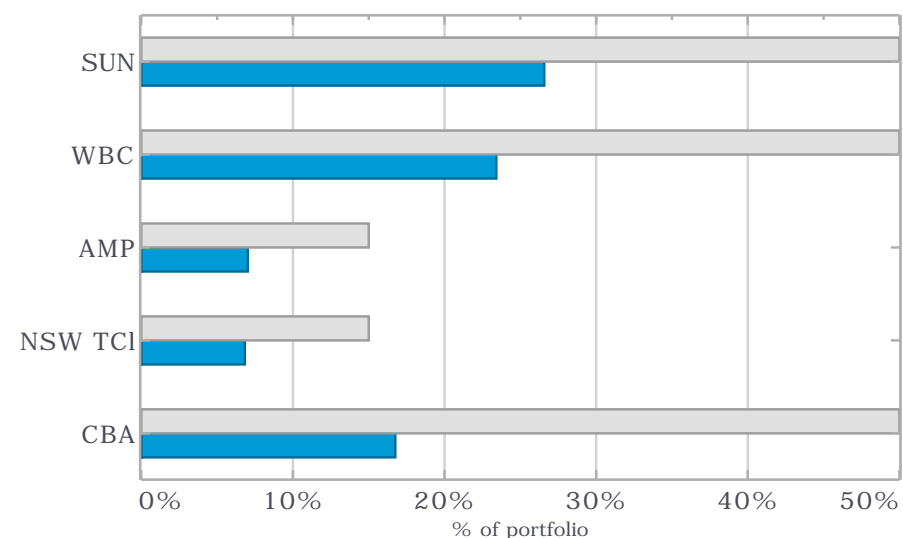
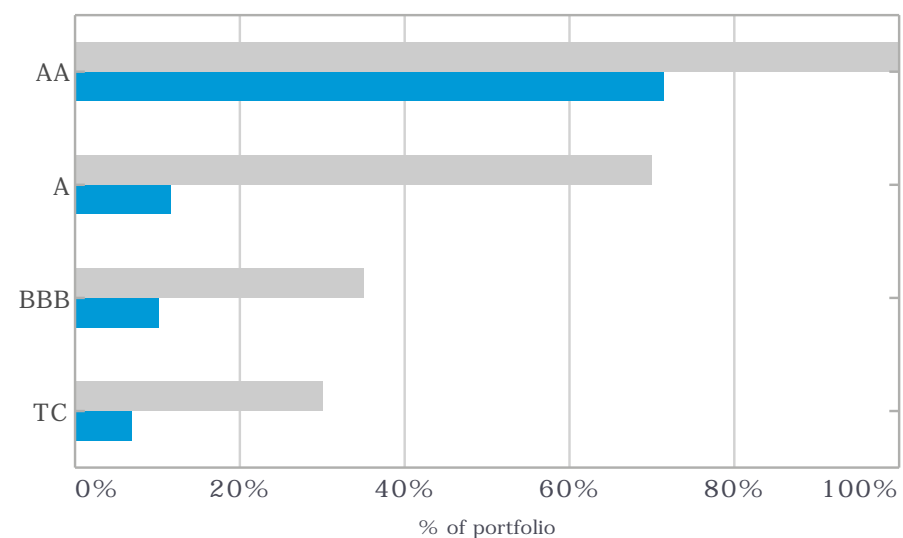
Upcoming Maturities



Waverley Council Investment Policy Compliance Report - February 2025



Total Credit Exposure Individual Institutional Exposures Term to Maturities



Credit Rating Group	Face Value (\$)	% of Portfolio	Policy Max (%)	Compliance
AA	91,523,946	71%	100%	a
A	14,850,000	12%	70%	a
BBB	13,000,000	10%	35%	a
TC	8,746,620	7%	30%	a
	128,120,567			

Institution	% of Portfolio	Investment Policy Limit (%)	Compliance
Suncorp Bank (AA-)	27%	50%	a
Westpac Group (AA-)	23%	50%	a
AMP Bank (BBB+)	7%	15%	a
NSW T-Corp (TCI)	7%	15%	a
Commonwealth Bank of Australia (AA-)	17%	50%	a
Bendigo and Adelaide Bank (A-)	7%	30%	a
Newcastle Greater Mutual Group (BBB+)	3%	15%	a
Bank of Queensland (A-)	5%	30%	a
National Australia Bank (AA-)	5%	50%	a

Term to Maturity	Face Value (\$)	% of Portfolio	Policy Max (%)	Compliance
Between 0 and 1 years	102,770,567	80%	100%	a
Between 1 and 10 years	25,350,000	20%	70%	a
	128,120,567			

Specific Sub Limits	Face Value (\$)	% of Portfolio	Policy Max (%)	Compliance
Between 3 and 10 years	0	0%	50%	a
Between 5 and 10 years	0	0%	25%	a

a = compliant
r = non-compliant

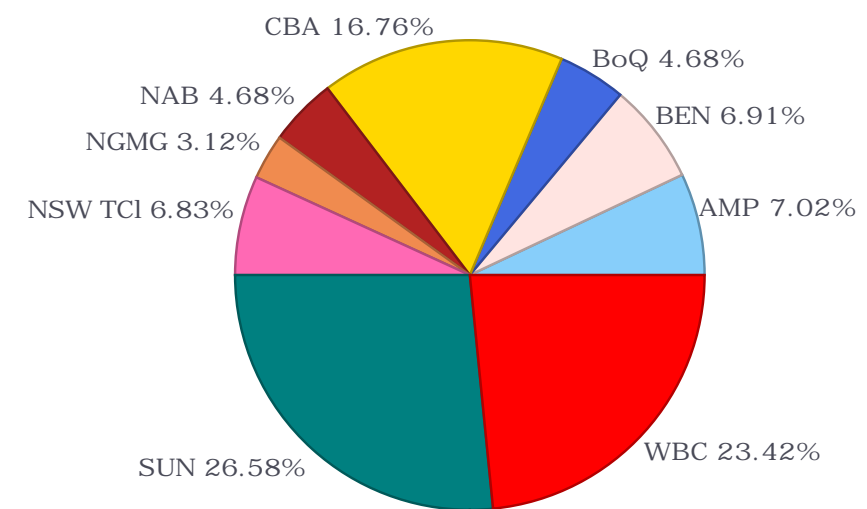
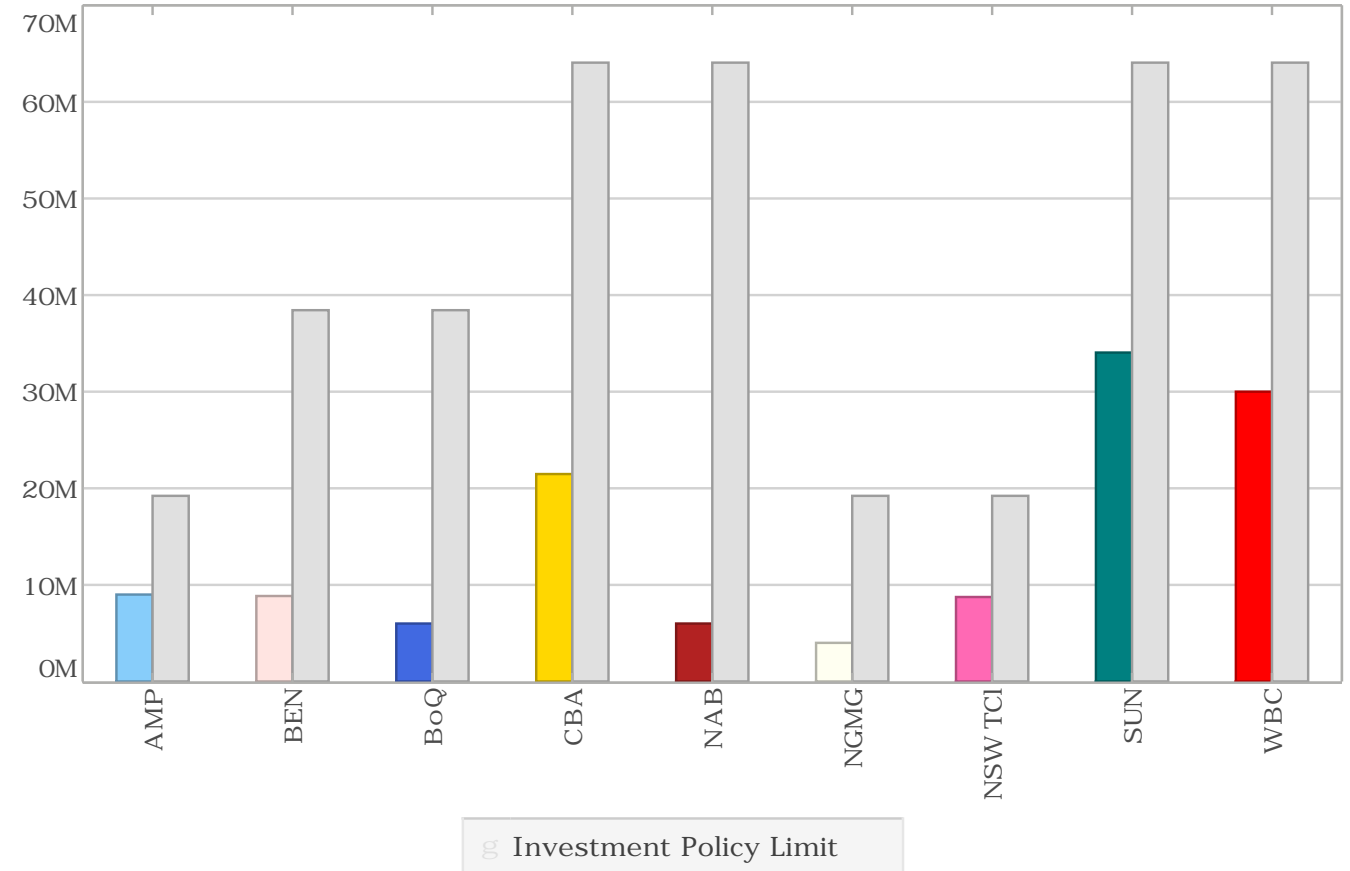
Waverley Council Individual Institutional Exposures Report - February 2025



Individual Institutional Exposures

Individual Institutional Exposure Charts

	Current Exposures		Policy Limit		Capacity
AMP Bank (BBB+)	9,000,000	7%	19,218,085	15%	10,218,085
Bank of Queensland (A-)	6,000,000	5%	38,436,170	30%	32,436,170
Bendigo and Adelaide Bank (A-)	8,850,000	7%	38,436,170	30%	29,586,170
Commonwealth Bank of Australia (AA-)	21,473,946	17%	64,060,283	50%	42,586,337
National Australia Bank (AA-)	6,000,000	5%	64,060,283	50%	58,060,283
Newcastle Greater Mutual Group (BBB+)	4,000,000	3%	19,218,085	15%	15,218,085
NSW T-Corp (TCl)	8,746,620	7%	19,218,085	15%	10,471,465
Suncorp Bank (AA-)	34,050,000	27%	64,060,283	50%	30,010,283
Westpac Group (AA-)	30,000,000	23%	64,060,283	50%	34,060,283
	128,120,567				



Waverley Council

Cashflows Report - February 2025



Actual Cashflows for February 2025

Date	Deal No.	Cashflow Counterparty	Asset Type	Cashflow Description	Amount
14-Feb-25	545080	BEN Snr FRN (May27) BBSW+ 1.00%	Floating Rate Note	Coupon Date	21,887.63
				<u>Deal Total</u>	<u>21,887.63</u>
				Day Total	21,887.63
17-Feb-25	544084	BEN Snr FRN (May26) BBSW+ 1.25%	Floating Rate Note	Coupon Date	14,600.65
				<u>Deal Total</u>	<u>14,600.65</u>
				Day Total	14,600.65
20-Feb-25	544856	Westpac Group	Term Deposit	During: Interest Received/Paid Dates	24,449.32
				<u>Deal Total</u>	<u>24,449.32</u>
				Day Total	24,449.32
24-Feb-25	540958	SUN Snr FRN (Feb26) BBSW+0.45%	Floating Rate Note	Coupon Date	15,768.26
				<u>Deal Total</u>	<u>15,768.26</u>
				Day Total	15,768.26
26-Feb-25	544863	Suncorp Bank	Term Deposit	Maturity: Face Value	3,000,000.00
		Suncorp Bank	Term Deposit	Maturity: Interest Received/Paid	151,084.93
				<u>Deal Total</u>	<u>3,151,084.93</u>
26-Feb-25	545414	Suncorp Bank	Term Deposit	Maturity: Face Value	3,000,000.00
		Suncorp Bank	Term Deposit	Maturity: Interest Received/Paid	75,991.23
				<u>Deal Total</u>	<u>3,075,991.23</u>
				Day Total	6,227,076.16
27-Feb-25	545831	National Australia Bank	Term Deposit	Settlement: Face Value	-3,000,000.00
				<u>Deal Total</u>	<u>-3,000,000.00</u>
27-Feb-25	545832	National Australia Bank	Term Deposit	Settlement: Face Value	-3,000,000.00
				<u>Deal Total</u>	<u>-3,000,000.00</u>
				Day Total	-6,000,000.00
				<u>Total for Month</u>	<u>303,782.01</u>

Waverley Council

Cashflows Report - February 2025



Forecast Cashflows for March 2025

Date	Deal No.	Cashflow Counterparty	Asset Type	Cashflow Description	Amount
3-Mar-25	540603	BEN Snr FRN (Dec25) BBSW+0.52%	Floating Rate Note	Coupon Date	27,801.12
				<u>Deal Total</u>	<u>27,801.12</u>
				Day Total	27,801.12
4-Mar-25	540983	NPBS Snr FRN (Mar26) BBSW+0.63%	Floating Rate Note	Coupon Date	49,834.85
				<u>Deal Total</u>	<u>49,834.85</u>
4-Mar-25	542329	Westpac Group	Term Deposit	Maturity: Face Value	2,000,000.00
		Westpac Group	Term Deposit	Maturity: Interest Received/Paid	12,507.40
				<u>Deal Total</u>	<u>2,012,507.40</u>
4-Mar-25	544974	Suncorp Bank	Term Deposit	Maturity: Face Value	2,000,000.00
		Suncorp Bank	Term Deposit	Maturity: Interest Received/Paid	93,527.67
				<u>Deal Total</u>	<u>2,093,527.67</u>
4-Mar-25	545440	Suncorp Bank	Term Deposit	Maturity: Face Value	3,000,000.00
		Suncorp Bank	Term Deposit	Maturity: Interest Received/Paid	76,290.41
				<u>Deal Total</u>	<u>3,076,290.41</u>
4-Mar-25	545448	Suncorp Bank	Term Deposit	Maturity: Face Value	3,000,000.00
		Suncorp Bank	Term Deposit	Maturity: Interest Received/Paid	75,573.70
				<u>Deal Total</u>	<u>3,075,573.70</u>
				Day Total	10,307,734.03
5-Mar-25	544912	Westpac Group	Term Deposit	Maturity: Face Value	4,000,000.00
		Westpac Group	Term Deposit	Maturity: Interest Received/Paid	203,200.00
				<u>Deal Total</u>	<u>4,203,200.00</u>
				Day Total	4,203,200.00
12-Mar-25	544931	Westpac Group	Term Deposit	Maturity: Face Value	3,000,000.00
		Westpac Group	Term Deposit	Maturity: Interest Received/Paid	36,616.44
				<u>Deal Total</u>	<u>3,036,616.44</u>
				Day Total	3,036,616.44

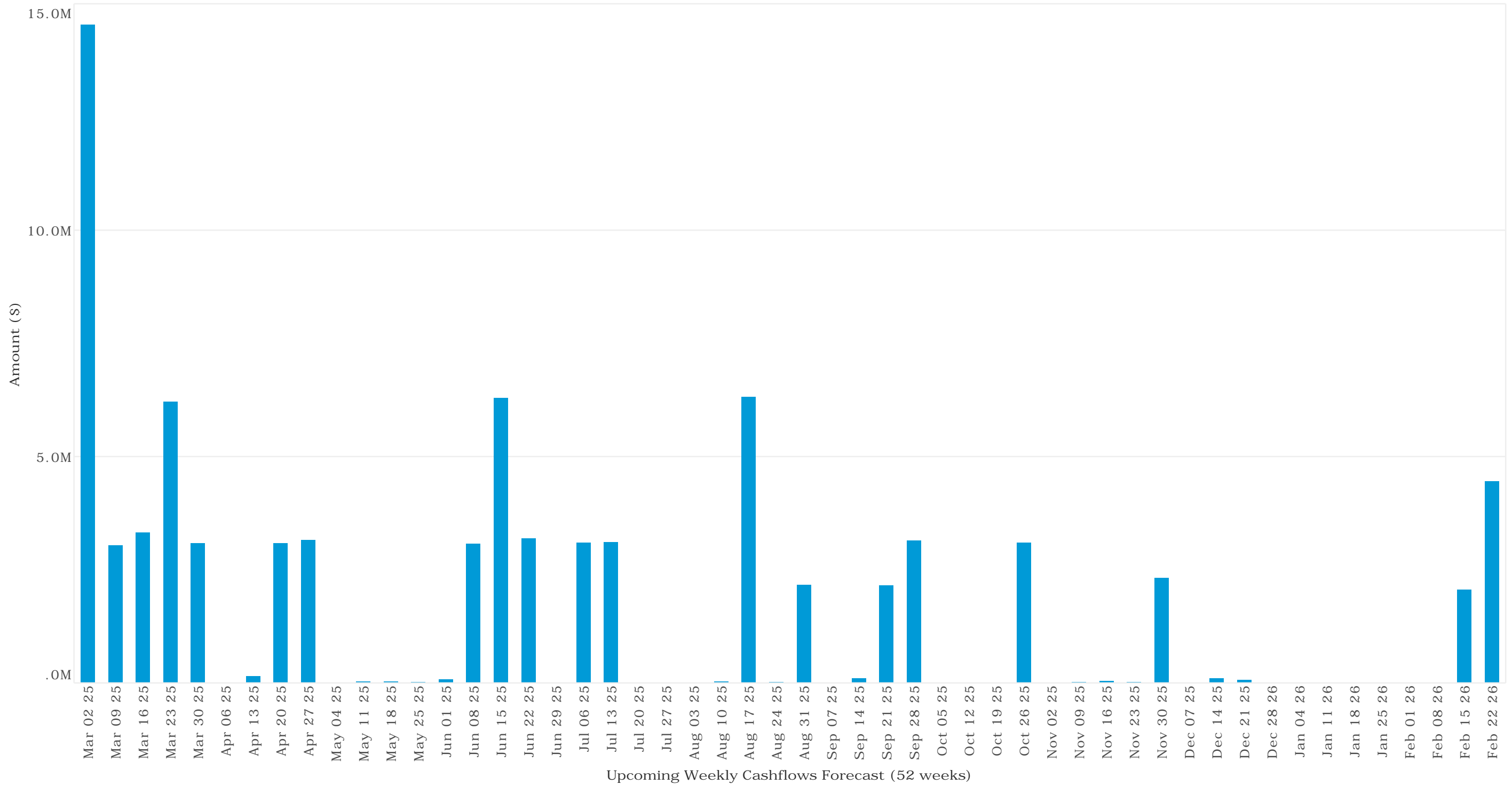
Waverley Council

Cashflows Report - February 2025

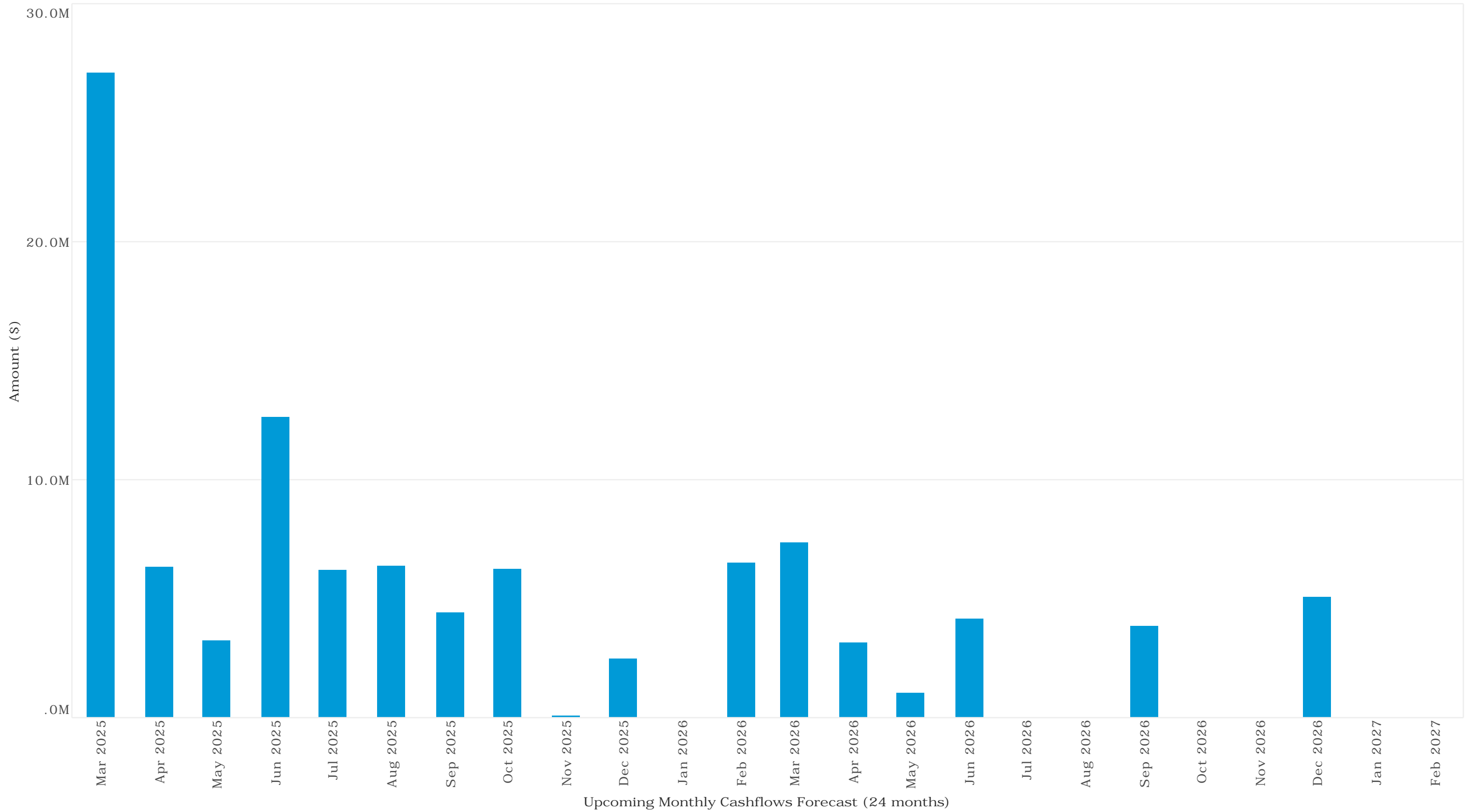


Date	Deal No.	Cashflow Counterparty	Asset Type	Cashflow Description	Amount
17-Mar-25	541877	SUN Snr FRN (Sep26) BBSW+0.48%	Floating Rate Note	Coupon Date	46,184.68
				<u>Deal Total</u>	<u>46,184.68</u>
				Day Total	46,184.68
18-Mar-25	541523	BEN Snr FRN (Jun26) BBSW+0.65%	Floating Rate Note	Coupon Date	50,478.90
				<u>Deal Total</u>	<u>50,478.90</u>
18-Mar-25	545500	Suncorp Bank	Term Deposit	Maturity: Face Value	3,000,000.00
		Suncorp Bank	Term Deposit	Maturity: Interest Received/Paid	74,086.03
				<u>Deal Total</u>	<u>3,074,086.03</u>
				Day Total	3,124,564.93
19-Mar-25	544951	Suncorp Bank	Term Deposit	During: Interest Received/Paid Dates	145,200.00
				<u>Deal Total</u>	<u>145,200.00</u>
				Day Total	145,200.00
24-Mar-25	541916	CBA Green Snr FRN (Dec26) BBSW+0.41%	Floating Rate Note	Coupon Date	60,599.77
				<u>Deal Total</u>	<u>60,599.77</u>
				Day Total	60,599.77
25-Mar-25	545508	Suncorp Bank	Term Deposit	Maturity: Face Value	3,000,000.00
		Suncorp Bank	Term Deposit	Maturity: Interest Received/Paid	76,559.18
				<u>Deal Total</u>	<u>3,076,559.18</u>
25-Mar-25	545521	Suncorp Bank	Term Deposit	Maturity: Face Value	3,000,000.00
		Suncorp Bank	Term Deposit	Maturity: Interest Received/Paid	75,156.16
				<u>Deal Total</u>	<u>3,075,156.16</u>
				Day Total	6,151,715.34
				<u>Total for Month</u>	<u>27,103,616.31</u>

Waverley Council Cashflows Report - February 2025



Waverley Council Cashflows Report - February 2025



REPORT
CM/7.3/25.03

Subject: Delegations Review

TRIM No: SF25/95

Manager: Richard Coelho, Executive Manager, Governance

Director: Tara Czinner, Director, Corporate Services

RECOMMENDATION:

That Council:

1. Revokes all previous delegations to the General Manager.
2. Delegates/sub-delegates to the General Manager the functions set out in Attachment 1 of the report.
3. Revokes all previous delegations to the Finance, Operations and Community Services Committee and the Strategic Planning and Development Committee.
4. Delegates to the Finance, Operations and Community Services Committee the functions set out in Attachment 2 of the report.
5. Delegates to the Strategic Planning and Development Committee the functions set out in Attachment 3 of the report.
6. Authorises the Mayor and Deputy Mayor to affix the Council seal to the instruments of delegation for the General Manager, the Finance, Operations and Community Services Committee and the Strategic Planning and Development Committee.

1. Executive Summary

In accordance with section 380 of the *Local Government Act 1993*, Council must review its delegations within the first 12 months of each term of office.

The main change proposed to the General Manager's delegations is increasing the limit on the procurement exemption delegation from \$150,000 to \$250,000. It is also recommended that Council does not limit the General Manager's ability to decline to accept all tenders.

It is further recommended that Council removes the minor limitations currently imposed on Council's committees (the Finance, Operations and Community Services Committee and the Strategic Planning and Development Committee). This will enable them to exercise all delegable functions.

2. Introduction/Background

In accordance with section 377(1) of the *Local Government Act 1993*, Council may, by resolution, delegate to the General Manager or any other person or body (not including another employee of Council) any of the functions of Council under the Act or any other Act, other than the following:

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

Delegation enables the General Manager to undertake most of the activities and functions of Council on Council's behalf.

Council has delegated functions to the General Manager and to its two Council Committees: the Finance, Operations and Community Service Committee and the Strategic Planning and Development Committee.

Section 380 of the *Local Government Act 1993* states that 'Each council must review all its delegations during the first 12 months of each term of office.'

Under section 378(2) of the Act, the 'general manager may sub-delegate a function delegated to the general manager by the council to any person or body (including another employee of the council).' The General Manager sub-delegates a range of functions to staff.

In addition, in accordance with section 378(1), the 'general manager may delegate any of the functions of the general manager, other than this power of delegation.' The General Manager delegates a number of the position's functions (section 335) to staff to carry out the day-to-day management of Council; for example, authorising expenditure, signing contracts or approving leave:

The sub-delegations in section 378(2) and the delegations in section 378(1) are regularly reviewed by the General Manager and are not reviewable by the elected Council.

Council also has a number of advisory committees. These committees have no delegations, cannot make decisions on behalf of Council and are therefore not considered in this report.

3. Relevant Council Resolutions

Meeting and date	Item No.	Resolution
Council 18 June 2024	CM/7.8/24.06	<p>That Council:</p> <ol style="list-style-type: none"> 1. Notes that the Waverley Local Planning Panel (WLPP) has delegated the following functions to the General Manager and other staff: <ol style="list-style-type: none"> (a) The control and direction of Land and Environment Court (LEC) appeals against WLPP decisions under section s 8.15(4) of the <i>Environmental Planning and Assessment Act 1979</i> (EP&A Act). (b) The determination of applications to modify development consents granted by the LEC under section 4.56 of the EP&A Act unless the modification meets the criteria for conflict of interest, contentious development or departure from development standards. 2. Authorises the Mayor and Cr Lewis to affix the Council seal to the instrument of delegation to the General Manager attached to the report
Council 15 November 2022	CM/7.2/22.11	<p>That:</p> <ol style="list-style-type: none"> 1. Council notes that at its meeting on 1 June 2021, Council delegated to the General Manager, Emily Scott, the functions in accordance with the instrument of delegation to the General Manager also dated 1 June 2021. 2. Sharon Cassidy be appointed to act as General Manager if the General Manager is sick or otherwise absent from work on leave or business, with such appointment to cease upon the return to work of the General Manager or by other resolution of the Council. 3. Should Sharon Cassidy be unable or unwilling to act as General Manager at any time, Tara Czinner be appointed to act as General Manager if the General Manager is sick or otherwise absent from work on leave or business, with such appointment to cease upon the return to work of the General Manager or by other resolution of the Council. 4. Should Sharon Cassidy and Tara Czinner be unable or unwilling to act as General Manager at any time, Fletcher Rayner be appointed to act as General Manager if the General Manager is sick or

		<p>otherwise absent from work on leave or business, with such appointment to cease upon the return to work of the General Manager or by other resolution of the Council.</p> <p>5. Should Sharon Cassidy, Tara Czinner and Fletcher Rayner be unable or unwilling to act as General Manager at any time, Ben Thompson be appointed to act as General Manager if the General Manager is sick or otherwise absent from work on leave or business, with such appointment to cease upon the return to work of the General Manager or by other resolution of the Council.</p> <p>6. Any person acting as General Manager pursuant to this resolution has all the functions, delegations and sub-delegations given to the General Manager by Council.</p>
Council 12 April 2022	CM/7.5/22.04	<p>That Council makes no changes to its delegations to:</p> <ol style="list-style-type: none"> 1. The General Manager attached to the report (Attachment 1). 2. The Finance, Operations and Community Services Committee attached to the report (Attachment 2). 3. The Strategic Planning and Development Committee attached to the report (Attachment 3).
Extraordinary Council 1 June 2021	CM/4.1/21.06E	<p>That:</p> <ol style="list-style-type: none"> 1. Council delegates/sub-delegates to the General Manager the functions in accordance with the Instrument of Delegation to the General Manager attached to the report, subject to the following amendments: <ul style="list-style-type: none"> (a) The limitation in Part A of Schedule 1 relating to the <i>Local Government Act 1993</i>, s 377(1)(i), being amended to read as follows: <p>‘Authority to accept tenders where the proposed contract is not for services currently provided by members of staff of the Council with a total contract value (incl GST) of up to:</p> <ul style="list-style-type: none"> • \$2.5 million during the Council end of year recess (i.e. from the day following the last Council meeting of the calendar year until the first Council or Committee meeting of the following year); and

		<ul style="list-style-type: none"> • \$500,000 for the rest of the year. <p>This function cannot be sub-delegated by the General Manager.</p> <p>The General Manager must report to Councillors on a monthly basis by email outlining all tenders accepted.'</p> <p>(b) The limitation in Part B of Schedule 1 relating to procurement exemptions being amended to read as follows:</p> <p>'Authority to approve purchases with fewer than the required quotes called for in the Purchasing Procedure up to \$150,000.</p> <p>The General Manager must report to Councillors on a monthly basis by email outlining all exemptions approved under this delegation.'</p> <p>2. Council authorises the Mayor and Deputy Mayor to affix the Council Seal to the Instrument of Delegation to the General Manager.</p> <p>3. John Clark be appointed to act as the General Manager if the General Manager is sick or otherwise absent from work on leave or business, with such appointment to cease upon the return to work of the General Manager or by other resolution of the Council.</p> <p>4. Should John Clark be unable or unwilling to act as General Manager at any time, Karen Mobbs be appointed to act as the General Manager if the General manager is sick or otherwise absent from work on leave or business, with such appointment to cease upon the return to work of the General Manager or by other resolution of the Council.</p> <p>5. Any person acting as General Manager pursuant to this resolution has all the functions, delegations and sub-delegations given to the General Manager by Council.</p> <p>6. The General Manager reports to Councillors monthly by email on tenders accepted under delegation and any procurement exemptions approved.</p>
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4. Discussion

General Manager

The General Manager's delegations were last reviewed in June 2024 following the Waverley Local Planning Panel's (WLPP) delegation of certain functions to the General Manager under sections 4.56 and 8.15(4) of the *Environmental Planning and Assessment Act 1979*.

Officers have since reviewed the General Manager's delegations, as required by the Act. The proposed instrument of delegation is attached, with all changes shown in red (Attachment 1). The instrument delegates all Council functions to the General Manager except:

- Those functions that cannot be delegated under section 377(1).
- Any additional functions or activities that the elected Council has decided not to delegate or to delegate with limitations. These limitations include those prescribed by Council policy.

Even where a function is delegated, the General Manager may decline to exercise the delegation and seek Council input and approval instead.

The main changes are set out in the table below.

Table 1. Changes to General Manager's delegations.

Delegation	Change/recommendation
Procurement exemption	<ul style="list-style-type: none"> • Increase the limit on procurement exemptions from up to \$150,000 to up to \$250,000 to align with the tender threshold and to reduce the number of operational exemptions that need to go to Council. • Amend the wording of the delegation to clarify that it extends to expenditure <i>and</i> receipt of income, consistent with the Act. • Remove the requirement in the instrument for the General Manager to report monthly to Councillors on exemptions to allow flexibility in how exemptions are reported.
Accepting tenders	<ul style="list-style-type: none"> • Remove the requirement in the instrument for the General Manager to report monthly to Councillors on accepted tenders to allow flexibility in reporting.
Declining to accept all tenders	<ul style="list-style-type: none"> • Do not limit the General Manager's ability to decline to accept all tenders and add a note to the instrument to this effect. <p>In December 2022, section 179 of the <i>Local Government (General) Regulation 2021</i> was amended to allow councils to delegate the decision to decline to accept all tenders and to invite fresh tenders or cancel the proposal, among other options. However, the decision to decline to accept all tenders and enter into negotiations must still be made by resolution: s 178(3)(e).</p> <p>This change will reduce the need to report to Council where</p>

	none of the tenders are advantageous and negotiation is not feasible.
Policy limitations	<ul style="list-style-type: none"> For completeness, add the limitations on the General Manager's ability to approve sponsorships and donations.

The Procurement Policy and Procurement Procedure will be updated to reflect the changes to exemptions and tenders above.

Appointment of Acting General Manager

Under section 377(1)(a) of the Act, only Council can appoint the General Manager. In November 2022, Council resolved to appoint senior staff to act as General Manager when the General Manager is sick or otherwise absent from work. Council also resolved that any person acting as General Manager have all the functions, delegations and sub-delegations given to the General Manager by Council. See section 3 above.

Finance, Operations and Community Services Committee

In October 2017, Council changed the name of the Operations Committee to the Operations and Community Services Committee and delegated it all Council functions other than:

- The functions contained in section 377(1) of the Act, which are not delegable.
- The adoption of a Community Strategic Plan, Resourcing Strategy and Delivery Program as defined under sections 402, 403 and 404 of the Act.

In February 2022, Council changed the name of the Committee to the Finance, Operations and Community Services Committee. The Committee's delegations were reviewed in April 2022, with no changes being made.

The Committee can determine any matter within its delegation, and it considers a variety of matters.

Officers have reviewed the Committee's delegations and recommend removing all limitations other than those functions set out in section 377(1) of the Act, which are not delegable. Broad delegations are appropriate, as all Councillors are members of the Committee. The proposed instrument of delegation is attached, with changes shown in red (Attachment 2).

Strategic Planning and Development Committee

In September 2017, Council established a new Council Committee called the Strategic Planning and Development Committee. The purpose of the Committee is to consider various matters relating to urban planning and development, including:

- Changes to the *Waverley Local Environment Plan 2012*.
- Changes to the *Waverley Development Control Plan 2022*.
- Planning proposals.
- Submissions to State government agencies on town-planning-related matters of significance to Waverley such as the Central District Plan.
- Changes to planning legislation.
- Changes to Council planning or development-related policies such as the Planning Agreement Policy. Policy matters concerning the operation of the Waverley Local Planning Panel.
- Heritage matters, including conservation management plans.

- Land and Environment Court decisions that may impact on Council development controls and policies.
- Building compliance issues of significance, such as private certification, illegal backpackers, short stay letting, footpath seating.
- Environmental Action Plan implementation and progress against strategic environmental targets.
- Urban and coastal resilience strategies and policies.
- Urban ecology plans and greening policies.
- Strategic transport planning plans and strategies.
- Economic development plans and strategies.
- Urban design plans and strategies.

In October 2017, Council delegated all Council functions to the Committee other than:

- The functions contained in section 377(1) of the Act, which are not delegable.
- The acceptance of tenders.
- The adoption of a Community Strategic Plan, Resourcing Strategy and Delivery Program as defined under sections 402, 403 and 404 of the Act.

The Committee's delegations were reviewed in April 2022, with no changes being made.

Officers have reviewed the Committee's delegations and, as with the Finance, Operations and Community Services Committee, recommend removing all limitations other than those functions set out in section 377(1) of the Act, which are not delegable. This will also align the delegations of the two committees. The proposed instrument of delegation is attached, with changes shown in red (Attachment 3).

5. Financial Impact

The recommended changes to the General Manager's delegations will enable the General Manager to make more procurement decisions.

6. Risks/Issues

If too many functions are delegated, there is a risk that the General Manager and officers may make decisions that are inconsistent with the strategic direction or wishes of the elected Council. It also potentially reduces Council oversight of decision-making.

If too little is delegated, decision-making can be slower and less strategic, with a focus on otherwise operational matters.

If functions are not correctly delegated, or if delegations are not regularly reviewed or unclear, there is a risk that decisions may be made without authority and therefore liable to legal challenge. Unclear delegations may also discourage staff from putting matters to Committee.

7. Attachments

1. General Manager - Draft instrument of delegation [↓](#)
2. Finance, Operations and Community Services Committee - Draft instrument of delegation [↓](#)
3. Strategic Planning and Development Committee - Draft instrument of delegation [↓](#)

Waverley Council Instrument of Delegation to General Manager



On Tuesday, 18 March 2025, Waverley Council ('Council') resolved that:

1. All previous delegations of Functions the subject of this Instrument be revoked.
2. The person who from time to time holds the position of General Manager of Council ('**General Manager**'), being at the date of this instrument, be delegated authority under section 377 of the LG Act, to exercise and/or perform on behalf of Council the Council's Functions under all legislation and Council policies in force and as amended from time to time:
 - (a) **Subject to** any condition or limitation on a Function specified in Schedule 1.
 - (b) **Excluding** those Functions:
 - (i) That are expressly prohibited from delegation as listed under section 377 of the LG Act.
 - (ii) That are expressly required by legislation to be exercised by a resolution of Council.
3. The General Manager be sub-delegated authority to exercise and/or perform on behalf of Council the Functions delegated to Council under, and in accordance with, the instrument of delegation to Council set out in **Schedule 2**, excluding those functions which pursuant to the terms of the delegation to Council may not be sub-delegated.
4. The General Manager be delegated any function that is taken to be conferred or imposed on Council pursuant to section 381(1) of the LG Act.
5. In the absence of the General Manager, that a person/persons appointed to act as General Manager by resolution of Council on 15 November 2022 (CM/7.7/22.11) assume all functions, delegations, and sub-delegations of the General Manager for the period only of the absence of the General Manager unless otherwise resolved by Council.
6. These delegations and authorities are subject to, and are to be exercised in accordance with:
 - (a) The requirements of the relevant Legislation.
 - (b) Any conditions or limitations set out in **Schedule 1** and **Schedule 3**.
 - (c) Any resolution or policy, procedure or budget adopted from time to time by Council.
7. These delegations and authorities are effective from the date of the resolution of Council and remain in force until amended or revoked by a resolution of Council.
8. In this delegation:
 - '**Functions**' means powers, authorities, duties and functions and anything ancillary or related to the exercise or performance thereof.
 - '**Legislation**' means legislation enacted by the parliament of New South Wales and the parliament of the Commonwealth of Australia, including an Act, regulation made under an Act, by-law, rule or ordinance.
 - '**LG Act**' means the *Local Government Act 1993* as amended.

Schedule 1: Limitations

Part A – Limitations applicable to specific statutory Function (if any)	
<i>Environmental Planning and Assessment Act 1979</i>	All functions delegated to the Waverley Local Planning Panel (WLPP) under Local Planning Panels Direction – Development Applications dated 23 February 2018 and Local Planning Panels Direction – Planning Proposals dated 27 September 2018 and any subsequent Direction.
<i>Local Government Act 1993, s 377(1)(i)</i>	<p>Authority to accept tenders where the proposed contract is not for services currently provided by members of staff of Council with a total contract value (incl GST) of up to:</p> <ul style="list-style-type: none"> • \$2.5 million during the Council end of year recess (i.e. from the day following the last Council meeting of the calendar year until the first Council or Council Committee meeting of the following year). • \$500,000 for the rest of the year. <p>This function cannot be sub-delegated by the General Manager.</p> <p>The General Manager must report to Councilors on a monthly basis by email outlining all tenders accepted.</p> <p>Note: the General Manager can decline to accept all tenders but is unable to decline to accept all tenders and enter into negotiations, in accordance with section 178 of the <i>Local Government (General) Regulation 2021</i>.</p>
Part B - General Limitations	
<i>Asset disposal</i>	<p>Asset disposal</p> <p>Authority to approve the disposal of assets up to the value of \$1,000,000 in accordance with the Asset Disposal Policy and Asset Disposal Procedure.</p> <p>Approval must not be given without consideration of a recommendation from the Director of the relevant business area.</p> <p>This authorisation does not apply to the disposal of real property, civil fixed assets and financial investments.</p>
<i>Debt write off</i>	<p>Debt write off</p> <p>Authority to write off debts up to the value of \$2,500 (including GST) without a resolution of Council in accordance with section 213(2) of the <i>Local Government Regulation 2021</i> and Council resolution CM/7.5/17.07.</p>
<i>Rates and charges write off</i>	<p>Rates and charges write off</p> <p>Authority to write off rates and charges up to the value of \$100 without a resolution of Council in accordance with section 131(1) of the <i>Local Government Regulation 2021</i> and Council resolution CM 7.6/17.07.</p>
<i>Procurement</i>	<p>Procurement exemption</p> <p>Authority to approve purchases or receipt of income with fewer than the required quotes called for in the Procurement Procedure up to \$250,000.</p> <p>The General Manager must report to Councilors on a monthly basis by email outlining all exemptions approved under this delegation.</p>

<i>Sponsorship</i>	<p>Inbound sponsorship</p> <p>Authority to approve inbound sponsorship up to \$249,999 in accordance with clause 4.10.1 of the Sponsorship Policy</p> <p>Authority to approve inbound sponsorship exceeding \$250,000 in urgent circumstances only, subject to consultation with all Councillors and with the approval of the Mayor, in accordance with clause 4.10.1 of the Sponsorship Policy</p> <p>Outbound sponsorship</p> <p>Authority to approve outbound sponsorship up to \$14,999 in accordance with clause 4.10.2 of the Sponsorship Policy.</p>
<i>Donations</i>	<p>Authority to approve incoming donations up to \$20,000 without a Council resolution in accordance with clause 4.2 of the Inbound Donations Policy.</p>

Schedule 2: Instruments of Delegation to Council

Delegator	Instrument Name	Date Of Instrument
NSW Food Authority	Instrument of appointment of a Category B enforcement agency	Tuesday, 1 July 2008
Transport for New South Wales	Traffic Management and Pedestrian Works Temporary Delegation to Councils No.2	12 December 2023 to 30 June 2026
Waverley Local Planning Panel	Minutes of the Waverley Local Planning Panel Meeting held 13 December 2023	13 December 2023

Pursuant to a resolution of Council at its meeting of Tuesday, 18 March 2025.

 Councillor **Nemesh**
 Mayor
 Date:

 Councillor **Spooner**
 Deputy Mayor
 Date:

General Manager's acknowledgement of Delegations of Authority

I, Emily Scott, currently employed by Council in the position of General Manager, do hereby acknowledge that I have read and understood this Instrument of Delegation and that I will perform these delegations and authorities in accordance with this Instrument of Delegation and my position description.

 Emily Scott
 General Manager of Waverley Council
 Date:

Delegations of the Finance, Operations and Community Services Committee

On 18 March 2025, Waverley Council delegated to the Finance, Operations and Community Services Committee the authority to determine any matter other than:

1. The matters in s 377(1) of the *Local Government Act 1993*, which are as follows:
 - (a) The appointment of a general manager.
 - (b) The making of a rate.
 - (c) A determination under section 549 as to the levying of a rate.
 - (d) The making of a charge.
 - (e) The fixing of a fee.
 - (f) The borrowing of money.
 - (g) The voting of money for expenditure on its works, services or operations.
 - (h) The compulsory acquisition, purchase, sale, exchange or surrender of any land or other property (but not including the sale of items of plant or equipment).
 - (i) The acceptance of tenders to provide services currently provided by members of staff of the council.
 - (j) The adoption of an operational plan under section 405.
 - (k) The adoption of a financial statement included in an annual financial report.
 - (l) A decision to classify or reclassify public land under Division 1 of Part 2 of Chapter 6.
 - (m) The fixing of an amount or rate for the carrying out by the council of work on private land.
 - (n) The decision to carry out work on private land for an amount that is less than the amount or rate fixed by the council for the carrying out of any such work.
 - (o) The review of a determination made by the council, and not by a delegate of the council, of an application for approval or an application that may be reviewed under section 82A of the *Environmental Planning and Assessment Act 1979*.
 - (p) The power of the council to authorise the use of reasonable force for the purpose of gaining entry to premises under section 194.
 - (q) A decision under section 356 to contribute money or otherwise grant financial assistance to persons.
 - (r) A decision under section 234 to grant leave of absence to the holder of a civic office.
 - (s) The making of an application, or the giving of a notice, to the Governor or Minister.
 - (t) This power of delegation.
 - (u) Any function under this or any other Act that is expressly required to be exercised by resolution of the council.

~~2. The adoption of a Community Strategic Plan, Resourcing Strategy and Delivery Program as defined under sections 402, 403, and 404 of the *Local Government Act 1993*.~~

REPORT
CM/7.4/25.03



Subject: Council Resolutions - Status Update

TRIM No: SF22/3521

Manager: Richard Coelho, Executive Manager, Governance

Director: Tara Czinner, Director, Corporate Services

RECOMMENDATION:

That Council notes the status of outstanding resolutions from July 2019 to December 2024, as set out in the attachment to the report.

1. Executive Summary

This report provides an update on the status of outstanding Council resolutions from July 2019 to October 2024.

2. Introduction/Background

Officers report to Council every quarter on the status of all outstanding Council resolutions.

3. Relevant Council Resolutions

Meeting and date	Item No.	Resolution
Council 10 December 2024	CM/7.3/24.12	That Council notes the status of outstanding resolutions from February 2018 to October 2024, as set out in the attachment to the report.
Finance, Operations and Community Services Committee 5 March 2024	FC/5.1/24.03	That Council: 1. Notes the status of outstanding Council resolutions from February 2018 to December 2023, as set out in the attachment to the report. 2. Officers include the date of comment in the 'comments' column for new comments in future status updates.

4. Discussion

The attachment to this report contains all outstanding Council resolutions from July 2019 to December 2024. It covers resolutions from mayoral minutes, notices of motion and officer reports passed at both Council and Council Committee meetings (the Finance, Operations and Community Services Committee and the Strategic Planning and Development Committee).

The status and comments for each resolution have been supplied by the Executive Leadership Team (ELT) and their respective departments. As requested at the Finance, Operations and Community Services Committee meeting on 5 March 2024, the new comments are now dated and replace previous comments.

In the period July 2019 to December 2024, Council passed 1,741 resolutions, comprising 81 mayoral minutes, 279 notices of motion and 1,220 officer reports. Of the 1,741 resolutions, officers have implemented 1,695 resolutions (97%), and 46 remain active. The 46 active resolutions comprise three mayoral minutes, 21 notices of motion and 22 officer reports. Once a resolution is finalised, it is no longer reported.

A table of all resolutions, including finalised resolutions, from February 2018 onwards is available on Council's website. The table is updated regularly. It does not include comments or status.

5. Financial Impact

There was no unbudgeted cost to Council to prepare this report.

6. Risks/Issues

A resolution tracking sheet is maintained to mitigate the risk of resolutions not being actioned. It is also a useful reference point for Councillors, staff and members of the public.

7. Attachments

1. Outstanding resolutions - July 2019 to December 2024 [↓](#)

REPORT
CM/7.5/25.03

Subject: Audit, Risk and Improvement Committee - Annual Report 2024

TRIM No: SF23/1230

Manager: Richard Coelho, Executive Manager, Governance

Director: Tara Czinner, Director, Corporate Services

RECOMMENDATION:

That Council notes the Audit, Risk and Improvement Committee's Annual Report 2024 attached to the report, as prepared by the former chair of the Committee.

1. Executive Summary

The chair of the Audit, Risk and Improvement Committee (ARIC) reports to Council annually on the Committee's work and its opinion on how Council is performing. This report satisfies that requirement.

2. Introduction/Background

Section 9 of ARIC's Terms of Reference state that:

The committee will provide an annual self-assessment to the governing body and the general manager on the committee's work and its opinion on how the Council is performing.

3. Relevant Council Resolutions

Nil.

4. Discussion

The Annual Report 2024, prepared by the Committee's former chair, Elizabeth Gavey, is attached to this report. It covers the period January 2024 to December 2024. A draft of the report was endorsed by ARIC at its meeting on 21 November 2024.

It is recommended that Council notes the annual report.

5. Financial Impact

Funds are allocated in Council's operational budget for the operation and support of an internal audit function, including ARIC and fees paid to its members. There was no unbudgeted cost to Council to prepare the annual report.

6. Risks/Issues

Should ARIC fail to adequately monitor Council's performance, Council could be exposed to various risks. The Committee's annual report ensures that Council is fully informed of the Committee's work and its opinion on how Council is performing. It also provides an opportunity for Council to develop an action plan to address any issues.

7. Attachments

1. ARIC Annual Report 2024 [↓](#)

REPORT

CM/7.6/25.03



WAVERLEY
COUNCIL

Subject: Strategy to Combat Antisemitism - Adoption

TRIM No: A25/0307

Manager: Annette Trubenbach, Executive Manager, Community Services

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

RECOMMENDATION:

That Council adopts the Strategy to Combat Antisemitism attached to the report in response to the increase in antisemitism in Waverley.

1. Executive Summary

Following consultation with key stakeholders, a draft Strategy to Combat Antisemitism has been prepared. Practical tools and strategies have been identified and developed to protect Jewish communities, promote social cohesion and ensure that individuals are safe from discrimination, prejudice, hatred and violence. This report seeks the adoption of the strategy.

2. Introduction/Background

Following the 7 October 2023 attacks in Israel, there has been an unprecedented rise in antisemitism globally and locally, prompting Council to move several motions to address rising incidents of vilification and hatred directed towards Jewish community members. This strategy outlines practical steps to address this.

3. Relevant Council Resolutions

Meeting and date	Item No.	Resolution
Council 26 November 2024	CM/6.1/24.11	That Council: <ol style="list-style-type: none"> 1. Notes the adoption of the International Holocaust Remembrance Alliance (IHRA) working definition of antisemitism (CM/8.4/21.10). 2. Further notes that officers have been progressing work on a Local Government Antisemitism Strategy that can be utilised by Council and other local governments across Australia (CM/8.4/23.12). 3. Hosts a Mayoral roundtable with the Sydney Jewish Museum, NSW Jewish Board of Deputies and other stakeholders in early 2025 to seek input and feedback on the proposed strategy and action plan.

		<ol style="list-style-type: none"> 4. Officers present the strategy to Council for formal adoption following the consultation. 5. Writes to the Sydney Jewish Museum and the NSW Jewish Board of Deputies informing them of this resolution and inviting them to immediately commence discussions with Council on the format and form of the Mayoral roundtable.
<p>Council 12 December 2023</p>	<p>CM/8.4/23.12</p>	<p>That Council:</p> <ol style="list-style-type: none"> 1. Notes the endorsement and formal adoption in full of the International Holocaust Remembrance Alliance (IHRA) working definition of antisemitism at the Council meeting in October 2021 (CM/8.4/21.10), including all IHRA examples of antisemitic behaviour in contemporary life, as an important tool in recognising and combating manifestations of antisemitism. The International Holocaust Remembrance Alliance (IHRA) working definition of antisemitism begins as follows: ‘Antisemitism is a certain perception of Jews, which may be expressed as hatred toward Jews. Rhetorical and physical manifestations of antisemitism are directed toward Jewish or non-Jewish individuals and/or their property, toward Jewish community institutions and religious facilities.’ 2. Condemns the dramatic and unprecedented increase in antisemitism occurring in Australia. 3. Continues to commit to removing any antisemitic graffiti and/or posters immediately upon it being reported. 4. Provides a further \$10,000 in cash and in-kind support to community services organisations to assist in providing social services to those individuals affected by the recent attacks on Israel, the ongoing hostage situation and the rising antisemitism in Australia, with the funds to be sourced from the General Manager’s operational budget. 5. Writes to the NSW Jewish Board of Deputies, Multicultural NSW, the NSW Faith Affairs Council and other organisations that Council regards as appropriate to request the hosting of a forum that would seek to address rising antisemitism and commence formulation of a Waverley antisemitism strategy that could be used as a model for other local government areas. The funds for writing the antisemitism strategy are to be

		<p>sourced from the General Manager’s operational budget.</p> <ol style="list-style-type: none"> 6. Writes to the Sydney Jewish Museum to identify opportunities to partner with the Museum and to raise awareness of the increase in antisemitism. 7. Notes that: <ol style="list-style-type: none"> (a) The Mayor and General Manager meet with the Local Area Command on a monthly basis on the state of community relations, including updates on any antisemitic behaviour within the Waverley local government area since the start of the terrorist attack by Hamas in Israel. (b) The Local Area Command has been proactive in keeping our community safe and responsive to any harassment and antisemitic behaviour, which compromises the security of our community. 8. Congratulates the NSW Premier, the Hon. Chris Minns MP, for strengthening laws in section 93Z of the <i>Crimes Act</i> originally introduced in 2018 against hate speech, threats and incitement to violence through a public act based on race, religion, sexual orientation or other characteristics. 9. Writes to the NSW Premier, the State Members for Vaucluse and Coogee, the NSW Opposition Leader and the Member for Wentworth informing them of this motion and calling for further actions at State and Federal levels against rising antisemitism. 10. Prepares a media release of this motion to be placed on Council’s website. 11. Officers prepare a report for consideration by Council early in 2024 that updates the community about actions Council has already taken to combat antisemitism resulting from Council’s adoption of the IHRA definition of antisemitism, the above requested actions and urgent plans to further address the matter before 30 June 2024, including consultation with the Multicultural Advisory Committee (MAC) on further actions that Council can take to combat antisemitism and its physical and emotional impacts in our community and our schools.
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4. Discussion

Extensive research was conducted in 2024 to:

- Review community activities conducted by private organisations and public institutions based in Australia and overseas to combat antisemitism.
- Develop a gap analysis specifically for Waverley and local government based on the above.
- Seek to clarify and improve our understanding how organisations/institutions have implemented the IHRA working definition of antisemitism in a practical way.

Following this research, in late 2024 a draft Strategy to Combat Antisemitism was prepared. The first draft of the strategy was reviewed by the NSW Jewish Board of Deputies and the Australian Jewish Museum, with feedback incorporated. This updated draft was then shared with a range of stakeholders at the Mayoral Roundtable on Antisemitism on 7 February 2025.

The Mayoral Roundtable was a facilitated process to receive feedback from stakeholders and hear directly the impact of antisemitism and work being undertaken by local Jewish organisations.

Ideas and suggestions addressed a range of topics covered in the Strategy. There was strong agreement around the need to strengthen social cohesion to build community understanding and connection, and to ensure the Jewish community, instead of being singled out, is supported by a community of allies. Stakeholder feedback was incorporated into the final draft, along with suggestions from the Multicultural Advisory Committee.

5. Financial Impact

Some activities can be covered in operational budgets. Funding opportunities (grants) may become available and will be actively pursued to support implementation. Some actions rely on coordination of existing resources or can be implemented through partnerships with relevant groups and organisations with current commitments, resources, targeted programs or supports. Where additional resources are required, assistance can be sought through Council processes.

6. Risks/Issues

Implementation of the strategy will need to be managed carefully. Actions will need to be responsive and adaptive to address current and emerging developments impacting on Waverley's community and make use of every opportunity to strengthen social cohesion and community connectedness.

7. Attachments

1. Strategy to Combat Antisemitism [↓](#)

REPORT

CM/7.7/25.03



Subject: Planning Agreement - 141-155 Curlewis Street, Bondi Beach

TRIM No: SF24/5748

Manager: George Bramis, Executive Manager, Urban Planning, Policy and Strategy

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

RECOMMENDATION:

That Council:

1. Approves the planning agreement attached to the report applying to land at 141-155 Curlewis Street, Bondi Beach, offering a total monetary contribution of \$573,680, with \$430,260 (75%) to be allocated to Our Liveable Centres streetscape upgrades and \$143,420 (25%) to be allocated to the Waverley 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.

1. Executive Summary

This report seeks Council's approval to execute the attached planning agreement associated with the approved development application DA-472/2022/A at 141-155 Curlewis Street, Bondi Beach. The application was approved as set out in the table below.

Table 1. Approval for DA-472/2022/A.

Item	Approved DA-472/2022/A
Development description	Demolition of buildings and amalgamation of lots and construction of a new part three, part 4 storey shop top housing development with two levels of basement parking and modification to alter internal layout, ceiling heights, basement level
Maximum permissible GFA and FSR	4,158sqm GFA, equating to an FSR of 2:1
Approved GFA and FSR	4,300sqm GFA, equating to an FSR of 2.06:1
GFA exceedance	142sqm GFA, equating to a variation of 3.42% over the permissible GFA

The draft planning agreement associated with the development application was placed on public exhibition in accordance with section 7.5 of the *Environmental Planning and Assessment Act 1979* (EP&A Act).

2. Introduction/Background

Council's Planning Agreement Policy provides a framework for managing the voluntary planning agreement (VPA) process. The policy is founded on the principle of 'value sharing' or 'value capture', which reflects the expectation that developers benefiting from a value 'uplift' through increased development rights should share a portion of this uplift with the community.

In instances where a development exceeds established planning standards and can proceed without resulting in unacceptable impacts, the value sharing mechanism enables the community to derive a net benefit in the form of additional infrastructure and enhanced amenity.

VPAs are legal documents facilitated by the *Environmental Planning and Assessment Act 1979* (the EP&A Act) between developers and government agencies (including councils and the NSW State Government) for the provision of funds or works by the developer for infrastructure, services, or other public amenities. In Waverley, a VPA can be offered by a developer in conjunction with a DA that exceeds the maximum floor space ratio (FSR) permitted for a site.

If the consent authority is satisfied that the proposal is acceptable on planning grounds, a VPA offer will be received and a condition of development consent included in the determination requiring that the VPA be prepared and executed by Council prior to the commencement of work. Council will not approve a development application with a VPA unless it is satisfied that the proposed development is acceptable on planning grounds, having regard to the general heads of consideration set out in section 4.15 of the EP&A Act 1979. These considerations include 'the likely impacts of the development', 'whether a planning agreement has been entered into,' and 'the public interest'. Development that is unacceptable on planning grounds (i.e. creates additional adverse overshadowing impacts from the extra FSR) will not be approved because a developer has offered a VPA.

In Waverley, the VPA contribution amount is determined by the amount of floor space ratio (FSR) exceedance and the suburb of the development site and is intended to reflect 50% of the profit of the additional floor space that exceeds Council's controls. The contribution can include a monetary contribution to Council to fund a public benefit, or a physical in-kind public benefit.

Development standards outlined in the *Waverley Local Environmental Plan 2012* include matters such as maximum building height and maximum FSR. The EP&A Act permits an applicant to exceed their site's maximum building height or FSR (also known as obtaining development 'uplift') for a DA if the consent authority (typically the Council, Local Planning Panel, or NSW Land and Environment Court) considers that the variation does not have an unacceptable impact and meets the objectives of the FSR standard (clause 4.6 variation).

Council is not unique in dealing with variations (non-compliances with development standards) and VPA offers. All councils in NSW are required by the EP&A Act to assess and determine DAs that involve both.

3. Relevant Council Resolutions

Nil.

4. Discussion

Planning agreement under DA-472/2022/A at 141 – 155 Curlewis Street, Bondi Beach

DA-472/2022/A has been approved with a 142 sqm gross floor area exceedance above the maximum permissible floor space ratio for the site, equating to a variation of 3.42% over the permissible gross floor area (GFA). With reference to Council's benchmark rates listed in the VPA Policy, a total monetary contribution of \$573,680 applies. The original and modified applications were determined by the NSW Land and Environment Court.

Planning agreement's monetary contribution to a public purpose

Section 7.4 of the EPA Act requires that the monetary contribution from a planning agreement be allocated to a public purpose. The draft planning agreement offers a total monetary contribution of \$573,680, with \$430,260 (75%) to be allocated towards Our Liveable Centres streetscape upgrades and \$143,420 (25%) to be allocated towards the Waverley's Affordable Housing Program, in accordance with Council's Planning Agreement Policy.

The recommended public purpose allocated towards Our Liveable Centres streetscape upgrades is expected to support the streetscape upgrades on Curlewis Street directly adjacent to this development.

Public exhibition of the draft planning agreement

The draft planning agreement was drafted in accordance with section 7.5 of the EPA Act, which requires an agreement to be exhibited for a period of 28 days. The draft planning agreement and explanatory note were exhibited from Wednesday, 5 February 2025, to Wednesday, 5 March 2025, and included:

- Advertising on Council's Have Your Say website.
- Inclusion in the Waverley Weekly email newsletter.
- Email notice to Precincts and Councillors.

Submissions

Three submissions were received during the exhibition period.

One submission from a resident of Curlewis Street critiqued the public purpose dedication amounts and instead recommended that 75% of the contribution amount should be dedicated to affordable housing and only 25% be dedicated to streetscape upgrades. The resident noted in their submission that the price of apartments in this development is out of reach for most residents and the need for affordable housing.

Another submission recommended that the public purpose dedication instead be spent on shade structures in the Bondi Pavilion courtyard.

One submission expressed disagreement with the general principle of VPAs.

Issues raised in the submissions were reviewed and considered in the context of the proposed public purpose, with the outcome being that the exhibited public purpose remains recommended as being the most appropriate use of funds.

5. Financial Impact

Once the planning agreement has been executed, the applicant will be required to pay a total monetary contribution of \$573,680, in accordance with Council's Planning Agreement Policy.

6. Risks/Issues

The Planning Agreement Policy guides the VPA process to recognise and mitigate risks such as ensuring planning agreements are underpinned by proper strategic land use and infrastructure planning carried out on a regular basis; do not improperly rely on its position in order to extract unreasonable public benefits from developers; and are not used as a means of general revenue-raising or to overcome revenue shortfalls.

The planning agreement document itself, as a contract between Council and the developer, also mitigates the risks associated with levying a development contribution, making provision for scenarios where the developer is unable to satisfy the contribution amount.

Should Councillors propose to amend the public purpose of the agreement, it would need to be re-exhibited and reported back to Council for adoption.

7. Attachments

1. Planning agreement [↓](#)

REPORT
CM/7.8/25.03WAVERLEY
COUNCIL

Subject: 2A Edmund Street, Queens Park - Refurbishment

TRIM No: A24/0298

Manager: John Andrews, Acting Executive Manager, Property and Facilities

Director: Sharon Cassidy, Director, Assets and Operations

RECOMMENDATION:

That Council:

1. Undertakes a full refurbishment of 2A Edmund Street, Queens Park, as set out in the report, for the building to be used as affordable housing.
2. Reviews the Affordable Housing Tenancy Policy to clearly define 'key worker' to refine the targeting of the policy.

1. Executive Summary

Following the Council meeting held on 26 November 2024, Council officers have further investigated the feasibility of a full renovation of 2A Edmund Street, Queens Park. A project budget has been estimated at \$2.5m with a program of 12 months. Council officers also recommend the Affordable Housing Tenancy Policy should be updated to better reflect current market conditions and better target key workers.

2. Introduction/Background

The current 2A Edmund Street building has been vacant since late 2022, with the social housing tenants being relocated to dwellings elsewhere in the local government area.

In early 2021, Council lodged a development application (DA-63/2021) to construct a new social affordable housing building to provide five purpose built social housing units, with development consent being received in October 2021.

Following three tender processes in 2022, 2023 and 2024, Council received a submission from Momentum Built Pty Ltd, which was identified as a capable contractor to deliver the works. However, Council resolved not to proceed with entering a construction contract and formally rejected all tenders (see resolution CM/11.1/24.11).

In accordance with clause 5 of resolution CM/11.1/24.1, officers have investigated option 2 of the confidential report. Option 2 involved changing the use from social to affordable housing and to undertake a full renovation of the existing building. Officers estimated that a full renovation of the existing building would cost in the range of \$2,200,000 to \$2,700,000. This option would retain the current gross floor area of 377 m² and provide six newly renovated affordable housing units into Council's portfolio.

3. Relevant Council Resolutions

Meeting and date	Item No.	Resolution
Council 26 November 2024	CM/11.1/24.11	<p>That Council</p> <ol style="list-style-type: none"> 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. 2. The report contains commercial information of a confidential nature that would, if disclosed, prejudice the commercial position of the person who supplied it. 3. Notes the outcome of the negotiation phase of the tender for construction services for the 2A Edmund Street Social Housing Project, as set out in the report. 4. Declines to enter into contract for the construction of a social housing building at 2A Edmund Street, Queens Park. 5. Officers investigate Option 2, as set out in the report, for the future of the site, with a report to be prepared to Council no later than March 2025, which also considers key worker housing for Council staff at the site as part of the Affordable Housing Program.

4. Discussion

Building renovations

A property condition assessment, including a ten-year program of expenditure report, was undertaken by Asset Technologies Pacific (ATP) in 2018. At the time the estimated total expenditure required to maintain 2A Edmund Street in a fair condition throughout 2018 to 2028 was \$1.1m.

It is proposed the renovation would include new bathrooms, floors, finishes, kitchens and appliances to all units. Utilising the ATP information, including escalation as well as benchmarking the rates provided within Rawlinson's construction cost guide 2025 for a project of a similar scale and location, a budget estimate of \$2.5m has been developed.

It is expected these works would be delivered within 12 months.

Planning considerations

Following initial investigation, it has been determined that the refurbishment of 2A Edmund Street would be classified as exempt development and that the building could be offered as part of Council's Affordable Housing Program without the need to submit a development Application. This will be confirmed.

Affordable Housing Policy

Council officers also recommend there is a need to update the Affordable Housing Tenancy Policy to better reflect current market conditions and better target key workers.

The Affordable Housing Tenancy Policy, adopted by Council in July 2023, does not specify 'key workers' as its target group. It gives priority to women escaping family violence and expressly excludes Council staff and their families.

To date, policy objectives for affordable housing broadly have lacked a clear definition of 'key workers.' The demographic consultancy company ID has recently undertaken work towards a definition that builds on descriptions used during the COVID-19 lockdowns to identify workers who cannot undertake their role from home. This approach includes many low to moderate income workers upon whom a functional city relies: cleaners, care workers, ambulance drivers, supermarket staff.

Council will seek expert assistance to develop a clear definition of 'key workers' for the local government area (LGA) and use this to refine its affordable housing policy to include everyone whose work is essential.

5. Financial Impact

Based off current cost estimates, proceeding with a renovation of 2A Edmund Street in lieu of a knockdown rebuild will be approximately 50% less expensive while providing six new affordable housing units to the community. The proposed renovation would see six units made available for approximately \$416,000 per unit. This compares to five units for \$1,000,000 per social housing units if the project were to proceed as a knockdown rebuild, per the 2024 tender pricing. Due to the reduced scope of proceeding with a renovation, the units could also be made available to residents earlier than a knockdown rebuild.

Additionally, the approximately \$2,500,000 saved in the Affordable Housing Reserve by proceeding with a renovation in lieu of a knockdown rebuild can be utilised for other affordable housing projects and initiatives.

6. Risks/Issues

Due to the age of the building, there is a risk of latent conditions impacting the budget. However, officers believe the budget estimate provided is realistic and would allow for the rectification latent conditions should they arise. As the renovation would not include significant structural works, the likelihood and costs of latent conditions is also significantly reduced.

Given a renovation would see Council opting to proceed with a reduced spend towards 2A Edmund Street rather than a full knockdown rebuild, there could be some reputational risk to Council as being seen to be reducing the quality of the affordable housing provided to the community. However, this risk could be managed by highlighting that a lesser spend on the building will allow for more funding to be spent on other affordable housing projects and initiatives, as well as the fact that the renovation results in a net gain of one unit compared to the knockdown rebuild scope. The most critical issue with affordable housing in the LGA is supply, and proceeding with Option 2 will provide Council with a better opportunity to address the supply issue.

As three separate tenders have been released for 2A Edmund Street, and all have resulted in Council rejecting all submissions, there is a risk that contractors will not submit tenders through the RFT process as they fear the project will not proceed. However, the reduced scope should attract a

different level of contractor that targets smaller refurbishment projects rather than larger knockdown rebuilds as the original three tenders did.

7. Attachments

Nil

REPORT
CM/7.9/25.03

Subject: Tender Evaluation - Waverley Cemetery - Quinn Road Memorialisation Walls

TRIM No: A24/0824

Manager: Rodhan Haughton, Executive Manager, Major Projects

Director: Sharon Cassidy, Director, Assets and Operations

RECOMMENDATION:

That Council:

1. Treats the tender evaluation attached to the report as confidential in accordance with section 11(3) of the *Local Government Act 1993*, as it relates to a matter specified in section 10A(2)(d)(i) of the *Local Government Act 1993*. The tender evaluation contains commercial information of a confidential nature that would, if disclosed, prejudice the commercial position of the person(s) who supplied it.
2. Declines to accept any of the tenders for head contractor services for the Waverley Cemetery Quinn Road Memorialisation Walls Project, in accordance with section 178(1)(b) of the *Local Government (General) Regulation 2021*.
3. Declines to invite fresh tenders or applications as referred to in section 178(3)(b)–(d) of the *Local Government (General) Regulation 2021*, as Council has tested the market with an open tender process.
4. In accordance with section 178(3)(e) of the *Local Government (General) Regulation 2021*, authorises the General Manager or delegate to enter into negotiations with the top ranked tenderers with a view to entering into a contract for the head contractor services, as these tenderers scored highly and had quality submissions, with the issues of program, scope and price to be clarified during negotiations.
5. Authorises the General Manager or delegate to complete negotiations and execute all necessary documentation to finalise the matter.
6. Notifies unsuccessful tenderers of the decision in accordance with section 179 of the *Local Government (General) Regulation 2021*.
7. Lodges an integrated development application and an application under section 60 of the *Heritage Act 1977* for the project.
8. Approves a procurement exemption to pay Gosford Quarries a deposit for the required sandstone.

1. Executive Summary

The purpose of this report is to seek Council approval to decline all tenders and negotiate with a shortlist of top ranked tenderers for head contractor services for the Waverley Cemetery Quinn Road Memorialisation Walls Project. Additionally, this report seeks Council approval to submit an integrated development application and section 60 heritage application based on Heritage NSW advice, and a procurement exemption to enable payment of the security deposit for the sandstone.

2. Description of Service or Product being Tendered

The purpose of this request for tender (RFT) was to seek proposals from suitably qualified organisations to provide head contractor services for the supply, installation and construction of twenty columbarium walls for watertight ash interments and associated landscaping in Quinn Road, Waverley Cemetery.

The Cemetery Land Use Masterplan 2018 and Cemeteries Strategic Business Plan 2020 have identified opportunities for new high-quality memorials along Quinn Road to:

- Provide high quality interment opportunities for the community.
- Compliment the significant heritage value of the site.
- Provide additional amenity through improved landscaping and new places for contemplation.
- Provide an ongoing long-term income stream to ensure the financial sustainability of Council cemeteries.

A preliminary concept design was presented at a Councillor briefing in July 2022 as part of the Cemeteries Strategic Business Plan progress update. In 2023, Taylor Brammer Landscape Architects were engaged as head consultant, and the concept design was approved by Council in December 2023 (FC/5.6/23.12). Community consultation was completed in March 2024. Councillors were notified via email of the outcomes of the community consultation outcomes in June 2024. Minor design considerations were raised and were accommodated into the detailed design where appropriate. The niche plaques will be able to be customised, and the sandstone colour will be complementary. Flower holders have been included on columbarium wall between niches. Single flower capacity is considered appropriate to maintain sight line of niche plaques.

Based on initial planning advice, a successful application for a local heritage exemption certificate was undertaken, as well as completion of an approved Review of Environmental Factors. In December 2024, Heritage NSW advised that due to the extent of proposed works that further approvals in the form of a development application (DA) and section 60 heritage approval are required. Heritage NSW advised that an integrated DA and section 60 heritage approval will provide the most efficient approach to obtaining the required approvals in a timely manner. DA and section 60 documentation have been prepared. Council approval is also sought to submit the integrated application.

Given the project timeline, high demand and dwindling supply, Gosford Quarries has requested a \$340,000 deposit for the specified sandstone, extracted from 200 George Street, Sydney. This local sandstone is considered the most appropriate colour match and robustness for Waverley Cemetery. Securing the sandstone will ensure Council can proceed with construction once DA/s60 approval is received. Any substitute sandstones will have darker orange/brown tones and risk triggering further heritage approvals. The General Manager can currently only approve a procurement exemption up to \$150,000. Therefore, a Procurement Exemption is required to be approved by Council to pay the security deposit for the sandstone. This deposit and sandstone supply would then be novated to the successful head contractor.

3. Scope of Tender

The RFT for head contractor services requested proposals from suitably qualified firms to provide construction services for the twenty columbarium walls for watertight ash interments and associated works including:

- Repointing of the existing sandstone wall.
- Resurfacing the existing bitumen road in accordance with the Conservation Management Plan while retaining the existing kerb and gutter.
- Installing seating for contemplation.
- Incorporating heritage interpretation referencing Waverley Cemetery poets and writers.
- Soft landscaping in accordance with the tender design documentation.

Detailed requirements were outlined in the tender.

4. Reason for Tender

There is no suitable panel in place for delivery of these works. Therefore, an open RFT was required to engage a specialist head contractor to deliver the works.

5. Relevant Council Resolutions

Meeting and date	Item No.	Resolution
Finance, Operations and Community Services Committee 5 December 2023	FC/5.6/23.12	That Council: <ol style="list-style-type: none"> 1. Publicly exhibits the concept design for the Waverley Cemetery Quinn Road Memorialisation Wall Project attached to the report, as well as the Review of Environmental Factors once finalised. 2. Notes that the community consultation outcomes will be circulated to Councillors following the exhibition period with an update on the revised concept design, in accordance with Step 6 of the Councillor Engagement Process for Capital Works Projects.
Council 17 November 2020	CM/7.8/20.11	That Council: <ol style="list-style-type: none"> 1. Endorses the Cemetery Services Strategic Business Plan attached to the report. 2. Investigates the establishment of a foundation that aims to: <ol style="list-style-type: none"> (a) Raise awareness of the historical and heritage value of both Waverley Cemetery and South Head Cemetery. (b) Raise funds to assist in their maintenance.

		<p>3. Receives a report on the options for the establishment of a foundation at the May 2021 Council meeting.</p> <p>4. Reopens the front gates during normal business hours.</p>
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6. Discussion

Invitation to tender

A Tender Evaluation Panel was established to evaluate the tenders. The Panel consisted of the following voting members:

- Ken Shelston – Manager, Cemetery Services, Properties and Facilities.
- Cody Woodgate – Cemetery Operations Supervisor, Properties and Facilities.
- Sajjad Zico – Project Officer, Major Projects.
- Genevieve Wilson – Senior Project Manager, Major Projects.

The Tender Evaluation Panel meeting was also attended by Fernando Carrillo, Procurement Business Partner.

Tenders for Waverley Cemetery Quinn Road Memorialisation Walls Project were called on 18 October 2024. Advertisements for the tender were placed in the Council's website on 18 October 2024.

Tenders closed on 15 November 2024.

An RFT Evaluation and Probity Plan was developed and approved by the Panel on 22 November 2024.

The Panel used the RFT Evaluation and Probity Plan to determine which tenders offered the best value for money.

Tenders received

The following tenders were received:

- Ally Civil (Ally Civil Property Services Pty Ltd)
- Australia Pave Pty Ltd
- Civil constructions Pty Ltd
- Engineering Building and Infrastructure Pty Ltd
- GJs Landscapes Pty Ltd
- Gough and Co Pty Ltd
- Growth Civil Landscape Pty Ltd
- Saha Projects Pty Ltd
- Sydney Stone Masons Pty Ltd
- Tazman Constructions Pty Ltd

Late tenders

Nil.

Non-conforming tenders

The following tenders were determined to be non-conforming:

- Engineering Building and Infrastructure Pty Ltd due to lack of sufficient returnable schedules.
- Saha Projects Pty Ltd due to lack of required insurances.

Alternative tenders

Nil.

Tender evaluation

Eight tenders met the mandatory requirements and proceeded to a detailed evaluation. The conforming tenders are listed below:

- Ally Civil (Ally Civil Property Services Pty Ltd).
- Australia Pave Pty Ltd.
- Civil constructions Pty Ltd.
- GJs Landscapes Pty Ltd.
- Gough and Co Pty Ltd.
- Growth Civil Landscape Pty Ltd.
- Sydney Stone Masons Pty Ltd.
- Tazman Constructions Pty Ltd.

Conforming tenders were evaluated in accordance with the RFT Evaluation and Probity Plan signed by the Tender Evaluation Panel.

The Panel agreed on the following selection criteria:

- Work Health and safety.
- Financial and commercial trading integrity including insurances.
- Environmental and social sustainability.
- Understanding/methodology.
- Relevant experiences (organisation).
- Key personnel, qualifications, skills and experience.
- Program.
- Price.

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

Evaluation Panel's recommendation

The first and second ranked tenderers scored well in the technical criteria and had competitive prices. The remaining tenderers scored below the minimum technical threshold outlined in the RFT Evaluation and Probity Plan. Reference checks and financial checks have been undertaken on the two top ranked tenderers.

The tender evaluation recommends declining all tenders and negotiating with the top two scoring tenderers. This will allow negotiation to resolve the risk items:

- Revised program due to funding being deferred to financial year (FY) 2025-26 and additional approval process required as advised by Heritage NSW.
- Completion of additional approval process and any potential resulting design changes prior to contract execution to avoid costly variations.
- Requirement to obtain procurement exemption to pay deposit to secure sandstone and resulting need to amend contract conditions to reflect potential novation of sandstone.
- Clarifications on financial checks, assumptions and insurances.

Time frame

Following Council approval, the integrated DA and section 60 application will be submitted and the sandstone security deposit paid. It is anticipated that four to six months will be required for approval of the DA and section 60 application. Concurrently, negotiations will commence with the top two ranked tenderers and will be finalised following receipt of the development approval to enable incorporation of any conditions of consent into the tender price.

Construction will commence in early FY 2025-26 and is anticipated to take five to six months including the 10-week lead time for preparation of the sandstone.

Consultation

Consultation has been undertaken throughout this project. The project is now at 100% detailed design. Council officers will continue to provide regular communication updates throughout the construction period.

7. Financial Impact

The budget for Waverley Cemetery Quinn Road Memorialisation Walls project is from the Long Term Financial Plan Cemetery Renewal and Enhancements budget, which is funded via the Cemeteries Reserve.

The top two ranked tenderer's price is included in the confidential tender evaluation attached to this report.

The cost of construction of the project is estimated to be \$2,600,000 with the funding being available in the Cemeteries Reserve. It is proposed to deliver the project in FY 2025-26 to ensure the niche walls are constructed of the specified sandstone in order to meet heritage requirements.

The total budget allocation for the Waverley Cemetery Quinn Road Memorialisation Walls project is currently \$100,000 in FY 2024-25 and \$2,100,000 in FY 2025-26. The draft 2025-26 budget currently being prepared is making allowance for the tendered price plus contingency.

Following this, there will be sufficient funds to cover the price tendered by the top two ranked tenderer. A Q3 adjustment would be required to bring forward funds into FY 2024-25 to cover costs of the sandstone supply deposit.

The provision of 720 niche walls through the delivery of the project provides a significant new revenue source for Council. Based on the sale of up to 40 niche per year for the next 20 years, it is estimated that the project will provide revenue of \$8,879,000. This revenue would assist in ensuring financial sustainability of the cemetery in the medium-term.

8. Risks/Issues

Securing the specified sandstone via the security deposit already manages the risk of needing to seek substitute sandstone and further approvals should the sandstone reserve be exhausted.

Construction activities will be managed to not impact on funerals and other Cemetery activities and/or projects.

Submission of an integrated DA and section 60 application already addresses Heritage NSW feedback regarding the approval process.

9. Attachments

1. Tender evaluation (confidential)

NOTICE OF MOTION CM/8.1/25.03



Subject: Charing Cross Multilevel Car Park

TRIM No: A02/0147

Submitted by: Councillor Masselos
Councillor Spooner

MOTION:

That Council:

1. Notes:
 - (a) That Charing Cross Village is a vibrant shopping and retail high street that sustained more than 90% business occupancy rates during COVID and beyond.
 - (b) The high degree of support for the Charing Cross Street Upgrade by both business and the community, which will beautify the street, provide increased public amenity and attract high visitation to the area.
 - (c) The vibrancy of this local shopping precinct is, in part, reliant upon the quick turnover of limited parking spaces.
 - (d) The requests from businesses for Council to provide more parking for both customers and employees.
2. Investigates the technical and financial feasibility of building a three to four storey car park on the existing car park site situated behind Charing Cross Village, which has ingress/egress via Victoria Street, with officers to prepare a project plan for the June 2025 Council meeting, including community consultation, heritage impacts and implications, time frame and budget allocation to undertake the investigation.

Background

The Charing Cross Shopping Precinct is becoming increasingly popular as more residents opt out of going to Bondi Junction to undertake regular and specialty shopping.

Charing Cross Village has consistently had above average business occupancy rates, and visitation continues to grow as more key anchor tenants trade. However, the demand for parking continues to increase with increased visitation. The introduction of free 15 minute parking was introduced to help alleviate some of the demand and allow people to quickly drop in to collect a takeaway or do a quick shop for essentials.

Business owners have also been requesting access to a parking scheme that provides them and/or their staff with parking.

A multi-storey car par on the site of the existing Victoria Street car park would provide a welcome solution while also providing a revenue stream for Council.

An investigation into the feasibility in the first instance will help provide the foundations of the business case for building this important piece of infrastructure.

General Manager's comment

Should this motion be supported, officers will investigate the technical and financial feasibility of building a multi-level car park on the existing car park site situated behind Charing Cross Village and report back to Council in June 2025.

Sharon Cassidy
Director, Assets and Operations

NOTICE OF MOTION CM/8.2/25.03



Subject: Public Artwork - Dion Horstmans

TRIM No: A25/0485

Submitted by: Councillor Stephenson
Councillor Nemesh

MOTION:

That Council:

1. Notes the artistic legacy of renowned Bondi artist Dion Horstmans.
2. Investigates:
 - (a) Costings to acquire a sculptural artwork by Dion Horstmans.
 - (b) Locations for the placement of the artwork within the Bondi area.
3. Officers prepare a report to the Arts, Culture and Creativity Advisory Committee with options to then provide a recommendation to Council.

Background

The death of the larger-than-life figure Dion Horstmans has left the art world as well as the Bondi community in mourning. Dion had a long career in film and television, crafting props for iconic productions including *The Matrix* and *Star Wars* and even appearing in *The Matrix* sequels. However, it was as a sculptor that he truly made his mark. His distinctive metalwork adorns walls and public spaces across Australia, including large installations outside Harris Farm.

But to the Bondi community, Dion was more than an artist—he was part of the fabric of this place. A familiar figure on the south end of the beach, swimming or running the soft sand, his tall, muscular frame, striking blue eyes, bald head and beard made him instantly recognisable.

Dion touched countless lives with his kindness and generosity. During COVID, he started a kettlebell fitness and mental health group for men in his street—a community that continues to thrive today. He offered support to many, from elderly neighbours to young children, always there through difficult times with a helping hand or a listening ear.

Following his death, it seems only appropriate that Council recognises his contribution to the community through his artwork as well his presence, unwavering generosity and commitment to the place he loved so dearly.

General Manager's comment

If this motion is adopted by Council, officers can undertake the process to explore options, costings and potential locations for acquiring an artwork and report back to the Arts, Culture and Creativity Advisory Committee and Council.

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

NOTICE OF MOTION
CM/8.3/25.03**Subject:** New Year's Eve Event at Bondi Beach**TRIM No:** A25/0280**Submitted by:** Councillor Stephenson
Councillor Nemesh
Councillor Frazer

MOTION:

That Council:

1. Undertakes an expression of interest (EOI) process to grant a licence for a New Year's Eve event at Bondi Beach to a suitably qualified organisation.
2. Includes assessment criteria for impact on the local community, stage placement and build, transport planning and the feasibility of holding the event this year.
3. Officers assess an appropriate fee for the holding of the event, which will support arts, culture, events and place activation in Waverley.
4. Investigates support from Destination NSW for the proposed event.
5. Officers assess the EOI responses and prepare a report to Council.
6. Writes to the following stakeholders informing them of this motion:
 - (a) The Minister for Arts, Music and Night-Time Economy, John Graham MP.
 - (b) The Member for Vaucluse, Kellie Sloane MP.
 - (c) The Member for Coogee, Marjorie O'Neill MP.
 - (d) The Member for Wentworth, Allegra Spender MP.
 - (e) Destination NSW.
 - (f) Bondi and Districts Chamber of Commerce.
 - (g) All Precincts.

Background

Bondi Beach has long been a focal point for New Year's Eve celebrations, attracting both locals and international visitors with its unique blend of beach culture and festive atmosphere. Notably, on 31 December 1999, renowned DJ Carl Cox made history by performing at Bondi Beach to welcome the new millennium before flying across the international dateline to perform again in Hawaii, effectively celebrating the New Year twice in different countries. This, and following events like Shore Thing,

cemented Bondi's reputation as a premier destination for year-end festivities. However, this has been less prominent in recent years.

Community feedback indicates a desire for Bondi to be enlivened, with more fun and events. Local businesses including bars and restaurants are also looking for increased visitation and patronage during a difficult economic climate. The Mardi Gras Bondi Beach Dance Party has demonstrated that Council and the industry have put in place actions and plans to minimise impact to residents, have a strict curfew time for the event, cleaning and waste disposal and effective transport management to ensure revellers are transported immediately from the beach.

Such an event also provides an opportunity for revenue to Council to invest in arts, culture, events and place activation to further enhance Council's offerings to the local community. This also provides further opportunities for local creatives to support the thriving local arts community in Bondi and Waverley.

Continuing the tradition of New Year's Eve parties at Bondi Beach not only upholds the area's cultural heritage but also enhances Sydney's global image as a lively and attractive tourist destination. These celebrations draw international attention, showcasing Australia's vibrant lifestyle and scenic beauty. Moreover, they provide memorable experiences for attendees, encouraging repeat visits and positive promotion cementing Bondi's iconic global reputation.

General Manager's comment

If this motion is adopted by Council, officers can commence an EOI process in accordance with the motion, undertake an evaluation and report back to Council.

Ben Thompson

Director, Community, Culture and Customer Experience

NOTICE OF MOTION

CM/8.4/25.03



Subject: Bronte House

TRIM No: A02/0250-06

Submitted by: Councillor Westwood
Councillor Townsend

MOTION:

That Council:

1. Notes the rich history of Bronte House and its significant historical, architectural and cultural significance to Waverley.
2. Notes that the property is currently tenanted, with the current residential lease due to expire in 2026.
3. Notes that Bronte House and gardens are currently only accessible to the public four times a year.
4. Officers prepare a report to the July Council meeting on options to:
 - (a) Increase public accessibility and use of Bronte House.
 - (b) Investigate the ability for a social enterprise to use Bronte House and gardens.
 - (c) Other potential uses for public enjoyment and benefit, including but not limited to a tea room and art and historical tours.
 - (d) Examine the financial implications and feasibility of not having a residential tenancy and how income could be offset by community or social enterprise use.
 - (e) Recommend changes if required to the Bronte House Plan of Management.
5. Seeks community feedback, including a Have Your Say survey on Council's website, on increasing public accessibility to Bronte House and incorporates this feedback into the report to Council.
6. Informs the following stakeholders of this motion:
 - (a) The Member for Wentworth, Allegra Spender MP.
 - (b) The Member for Coogee, Marjorie O'Neill MP.
 - (c) All Precincts.
 - (d) The Waverley Historical Society.

Background

Bronte House is one of Sydney's most historically significant colonial homes, known for its picturesque location and rich heritage. Built in the 1840s, the house is a fine example of Gothic Revival architecture, featuring intricate detailing, steeply pitched roofs, and elegant verandas that overlook the stunning Bronte Park and coastline. It was originally designed by the architect Mortimer Lewis and later completed by Georgiana Lowe, who played a key role in shaping its gardens and landscape. Over the years, Bronte House has been home to various notable residents, each contributing to its evolving history and charm.

Beyond its architectural significance, Bronte House holds cultural and environmental importance. The gardens, carefully cultivated over decades, showcase a mix of exotic and native plant species, making them a cherished green space in Sydney's Eastern Suburbs. These gardens are opened to the public four times a year, offering local residents and visitors a rare glimpse into a beautifully preserved colonial estate. Bronte House has also served as a backdrop for artistic and literary inspiration, with its scenic beauty and historical ambiance attracting creatives who find inspiration in its surroundings.

As one of the oldest surviving homes in the area, Bronte House serves as a link to the past, reminding visitors of our early colonial history. Today, it remains a landmark that enhances the character of Bronte Beach and the wider Waverley community. Bronte House has been tenanted for many years, with Council fortunate to have tenants who have lovingly cared for the house and magnificent gardens. This, however, has limited community access to this historical site with the last fully open access to the public being 50 years ago. An investigation into options available to Council to consider will ensure that future generations can continue to appreciate its beauty, significance and enduring legacy.

General Manager's comment

If resolved by Council, Council can prepare a report as requested and provide options for Council's consideration. Council can also undertake a survey through Have Your Say and prepare correspondence as requested.

Ben Thompson

Director, Community, Culture and Customer Experience

NOTICE OF MOTION CM/8.5/25.03



Subject: E-Waste Recycling
TRIM No: A11/0635
Submitted by: Councillor Fabiano
Councillor Wy Kanak

MOTION:

That Council:

1. Notes the recent Productivity Commission report *Australia's Circular Economy: Unlocking the Opportunities*, which recognises that Australia generates e-waste three times the global average.
2. Notes the recent decision by Microsoft to discontinue its Windows 10 operating system and the potential impact this will have on increased e-waste in the Waverley local government area.
3. Notes the increase in the use of e-bikes and lithium batteries within Waverley and the impact this will have on the Council's waste stream.
4. Notes that it currently has four e-waste collections throughout the year.
5. Improves communication of e-waste collection services via a range of measures, including rate notices, Precinct notices, stickers and its social media channels.
6. Investigates the feasibility and costings of providing an e-waste pick-up collection for residents, especially for those with accessibility issues or without private transport, with officers to prepare a report to Council.

Background

Recently Microsoft announced that after 14 October 2025, Windows 10 PCs will no longer receive security updates and Microsoft will no longer be available to provide Windows 10 technical support. This will inevitably require many residents to upgrade their obsolete computer devices.

Also, the recent Productivity Commission report *Australia's Circular Economy: Unlocking the Opportunities* notes that, despite some uptake, Australia's progress towards a circular economy has been slow. It is seeking further information on what barriers (such as public awareness or infrastructure) are currently limiting the collection and recycling of different types of small electronics, and how these barriers differ by product.

The Waverley community has started to notice an increase of e-waste (TVs, computer screens, laptops, printers etc) being left outside on footpaths.

To improve e-waste collection in Waverley, a pick-up service for residents who are unable to drop off their e-waste due to a range of accessibility issues should be provided.

General Manager's comment

Council currently promotes its quarterly waste drop off events via social media channels, Council's website and the waste calendar. Should this motion be supported, Council will investigate opportunities to improve communication, including the suggestions in the motion.

Council is currently investigating a problem waste recycling collection service for residents. Funds have been allocated within the draft 2025-26 to commence a trial of the service.

Sharon Cassidy
Director, Assets and Operations

NOTICE OF MOTION CM/8.6/25.03



WAVERLEY
COUNCIL

Subject: Bondi Pavilion Internal Courtyard - Shade and Grass

TRIM No: A15/0272

Submitted by: Councillor Fabiano
Councillor Wy Kanak

MOTION:

That Council:

1. Allocates budget in 2025–26 to:
 - (a) Investigate the retrofitting of well-designed shade in Bondi Pavilion’s internal courtyard, considering a mix of both natural and built forms.
 - (b) Investigate the retrofitting of additional natural grass in Bondi Pavilion’s internal courtyard in place of the large areas of concrete landscaping.
2. Officers prepare a report to Council by October 2025 with options for the retrofitting of shade and additional natural grass areas, including time frames and costings.

Background

Members of the community have raised concerns about the lack of sunshade and the minimal grass areas while attending events in Bondi Pavilion’s internal courtyard during the day.

They believe that the current tree palms do not provide enough shade, and the large amount of concrete landscaping reflects the sun’s rays, thus creating overheating of the surrounding environment.

The Cancer Council NSW states the following:

The major cause of skin cancer is exposure to UV radiation from the sun. With good protection against UV radiation, most cases of skin cancer can be prevented.

Shade is one of the easiest ways to protect against UV radiation. Good-quality shade can reduce UV exposure by up to 75%.

The provision of shade is also an important component in the design and creation of safe and healthy communities.

Well-designed and correctly positioned shade provides protection from UV radiation where it is needed, at the right time of day and at the right time of year.

Well-designed shade ensures that:

- *The outdoor space is comfortable to use in all seasons.*

- *A barrier protects users from direct and indirect sources of UV radiation.*
- *The shade is attractive, practical and environmentally friendly.*

Shade can be natural or built:

- *Natural shade: trees with a canopy that is dense and close to the ground.*
- *Built shade: stand-alone, portable or add-on structures positioned to provide shade during the middle of the day when UV is highest, or positioned to provide shade when the area is in highest use.*

General Manager's comment

Should this motion be supported, Council will allocate funds in the draft 2025-26 Capital Works Program to assess the feasibility of reconfiguring the Bondi Pavilion internal courtyard to have more grasses or soft landscape areas, as well as additional shade structure and/or trees.

Sharon Cassidy
Director, Assets and Operations

NOTICE OF MOTION CM/8.7/25.03



Subject: Bondi Beach Streetscape Revitalisation

TRIM No: A25/0484

Submitted by: Councillor Merten
Councillor Spooner

MOTION:

That Council:

1. Notes the dilapidated and unattractive state of Hall Street, Campbell Parade and Gould Street, Bondi Beach.
2. Notes that Council will receive the Bondi Local Area Traffic Management Study's recommendations for safety and amenity upgrades in a separate report.
3. Prepares a comprehensive Bondi Basin Streetscape Delivery Program, incorporating:
 - (a) Mapping of current and future development works to identify gaps and ensure comprehensive coverage.
 - (b) Integration of relevant Bondi Local Area Traffic Management Study recommendations.
 - (c) Consideration of 'high street' design principles and night-time economy needs, including identifying new:
 - (i) Seating.
 - (ii) Lighting.
 - (iii) Planting.
 - (iv) Outdoor dining.
 - (v) Public art.
 - (d) Consult the community, shop-owners and relevant Precincts on opportunities identified.
 - (e) An allocation of \$500,000 in the 2025-26 financial year for Hall Street and Campbell Parade streetscape upgrades, with further funding as per the upcoming Long Term Financial Plan.
4. Identifies State and Federal government grant funding that can assist to further expand the capital available for the program.

5. Seeks advice from the Committee for Sydney, the NSW 24 Hour Commissioner and other relevant government and non-government organisations with expertise in high street revitalisation in developing the program.
6. Officers prepare a report to Council in June 2025 on the draft Bondi Basin Streetscape Delivery Program, including the outcomes of consultation.
7. Identifies ideas for an immediate visual improvement to the concrete barrier at the Campbell Parade roundabout, with officers to prepare a report to the April 2025 Council meeting.

Background

Bondi Beach is one of the most iconic tourist destinations in Australia. The beach is a shared space for locals, businesses and visitors. But Bondi is more than a beach. It's a commercial and retail centre, a lifestyle hub and a local community.

Enjoying fun, vibrant and interesting main streets is one of the key elements that make Bondi Beach such a great place to visit and live.

But our streets, and the main Bondi Beach CBD area, are in a poor state of repair. Footpaths are uneven and constantly being dug up and are very unsafe; traffic congestion is getting serious; we have lost numerous street trees due to major developments on Hall Street; we have lost sunshine and we have lost shade. We have few areas where people can sit and relax. The approach to Bondi Beach, on Campbell Parade, includes an ugly concrete barrier at the main roundabout.

While we have had some streetscape works such as the Glenayr Avenue and Curlewis Street upgrades, these have been done in isolation and do not create a contiguous streetscape throughout the Bondi Beach CBD.

Hall Street, Campbell Parade and Gould Street have seen rapid residential and commercial development, with hundreds more residents joining the Bondi Beach community. With the increase in population living in and around these streets, we need to futureproof these areas to ensure Bondi remains liveable. We need well-designed 'third spaces' that locals and visitors can enjoy.

To futureproof Bondi Beach by generating new economic activity, pedestrian traffic and third spaces for locals and visitors on our main streets, Council must work together with local businesses, property owners, residents, chambers of commerce, community and local arts organisations to implement a wholistic strategy.

The delivery of the actions to be presented to Council for the Bondi Local Area Traffic Management Study should be included and planned in a coordinated manner with the streetscape enhancement plans.

To help bring these stakeholders together, Council should make available an initial capital investment amount as an incentive for these organisations to work together to come up with a plan of revitalisation within which they are invested and will support to completion. The Long Term Financial Plan should include renewal and expansion funding to further cover these revitalisations.

By providing an incentive for these organisations to work together, through specific funding for improved infrastructure, public art and street furniture, Council can facilitate community-led proposals for revitalising the Bondi Beach CBD streets.

Through this consultation, Council can commit to a phased process, with Stage 1 delivering a set of quick wins that improve amenity and prepare plans and funding for a larger Stage 2 of the project.

General Manager's comment

Should this motion be supported, officers would develop a comprehensive Bondi Basin Streetscape Delivery Program, incorporating mapping of current and future development works, integration of relevant Bondi Local Area Traffic Management Study recommendations, and consideration of high street design principles and other factors listed in the motion.

A report on the draft Bondi Basin Streetscape Delivery Program, including consultation strategy, would be presented to Council in June 2025.

Additionally, ideas for an immediate visual improvement to the concrete barrier at the Campbell Parade roundabout would be identified and reported back to the April Council meeting.

Sharon Cassidy
Director, Assets and Operations

NOTICE OF MOTION
CM/8.8/25.03**Subject:** Hunter Ward - Local Area Traffic Management Study**TRIM No:** A25/0474**Submitted by:** Councillor Nemesh
Councillor Frazer

MOTION:

That Council:

1. Notes that the Bondi Local Area Traffic Management (LATM) Study will be presented to Council for adoption this financial year.
2. Prioritises delivery of a Hunter Ward LATM Study for the 2025-26 financial year and allocates funds as part of the budget development process.
3. Defines the Hunter Ward LATM as the area between Old South Head Road and the coastline and Blake Street and Blair Street.
4. Considers the following scope as part of the LATM:
 - (a) Sightlines at intersections.
 - (b) Passing bays and street-widening options in narrow streets.
 - (c) Traffic congestion.
 - (d) Speeding and speed limit reduction options.
 - (e) Reducing cut-through traffic.
 - (f) Clearer signage within streets.
 - (g) Traffic directional flow.
5. Undertakes immediate line marking where road markings have faded within the scope area to reinforce current controls.
6. Officers prepare a report with the finalised Hunter Ward LATM Study in the 2025-26 financial year, including options and recommendations that have considered feedback from community consultation.
7. Refers this motion to the Waverley Traffic Committee for its consideration.
8. Informs the Hunter Ward Precincts of this motion.

Background

Council has made considerable progress with traffic assessments across the local government area (LGA). Council is finalising the Bondi Local Area Traffic Management (LATM) Study this financial year with tangible actions it can take to improve congestion, improve pedestrian safety and make our neighbourhoods more liveable.

Council intends to undertake similar LATM studies across the remaining areas of the local government area. Streets in the North Bondi, Rose Bay, Diamond Bay and Vaucluse areas are characteristically different to the rest of the LGA, with very narrow streets, no resident parking scheme areas and grid-style intersections that have not been upgraded.

This motion proposes to prioritise delivery of an LATM for the areas within Rose Bay and North Bondi for the 2025-26 financial year. It is important that these areas be assessed as a priority. This also addresses a number of existing Council resolutions and resident requests. As part of the process, consultation with the community will be undertaken to inform the project outcomes.

General Manager's comment

Delivery of the Bondi LATM Study is being presented to Council at the Finance, Operations and Community Services Committee meeting in April 2025. Should this motion be supported, a Hunter Ward LATM Study would be prioritised for the 2025-26 financial year and funds allocated during the budget development process. The defined Hunter Ward LATM area, between Old South Head Road and the coastline and Blake Street and Blair Street, would be adopted.

The LATM scope will include the points set out in the motion. Immediate line marking will be undertaken where road markings have faded within the scope area.

A report will be presented to Council in the 2025-26 financial year and will include options and recommendations addressing community consultation. This motion will be referred to the Traffic Committee for consideration, and Hunter Ward Precincts will be informed of the motion.

Sharon Cassidy
Director, Assets and Operations

NOTICE OF MOTION CM/8.9/25.03



Subject: Moore Park Golf Course Support

TRIM No: A03/0943

Submitted by: Councillor Nemesh
Councillor Frazer
Councillor Townsend
Councillor Spicer
Councillor Stephenson
Councillor Westwood

MOTION:

That Council:

1. Notes the recent representations made to Council by representatives of the Moore Park Golf Club regarding the NSW Government's proposal to repurpose up to 20 hectares of Moore Park South into green open space for community recreation, reducing the current 18-hole golf course to just nine holes.
2. Considers the following information:
 - (a) Of the more than 500,000 visits to the Moore Park Golf facilities each year, 82% are by people who live within 10 km.
 - (b) Around 14% of users of the Moore Park facilities reside within the Waverley local government area (LGA).
 - (c) A petition to retain the 18-hole course has been signed by 27,000 individuals, with over 5,000 signatories coming from the Waverley LGA.
3. Notes that Woollahra and Randwick Councils have passed similar resolutions.
4. Requests the Mayor to write to the following people, noting community support for retaining the 18-hole course and advocating for Moore Park Golf Collective's alternative proposal:
 - (a) NSW Premier, the Hon Chris Minns MP.
 - (b) Minister for Planning and Public Spaces, the Hon Paul Scully MP.
 - (c) Lord Mayor of Sydney, Cr Clover Moore AO.

Background

In October 2023, NSW Premier Chris Minns announced a proposal to reduce the Moore Park Golf Course by 50%, with plans to repurpose around 20 hectares of the 45-hectare golf course into a park. The proposal will result in the course being reduced from an 18-hole course to a nine-hole course.

The current arrangement between the Moore Park Golf Course and the NSW Government is set to expire in June 2026, after which the transformation into a new park will occur. The planned area for repurposing is the western boundary and north of Dacey Avenue.

NSW Premier Chris Minns highlighted the rising housing density in Green Square, Zetland and Waterloo and the subsequent increase in demand for more open spaces and sporting facilities as the reason for the decision.

From February to April 2024, the NSW Government engaged the community to share their vision for a future park at Moore Park South, including how they would like to use the new park. From the results of the community survey, it was found that:

- 84% want a golf course.
- 55% specified that they wanted the 18-hole golf course retained.
- 30% wanted a place to get active.
- 7% opposed the presence of golf at Moore Park.

Of the 315 written submissions received, 238 submissions opposed the reduction of the golf course from 18 to nine holes, and only 57 submissions supported the conversion to community parkland.

A community petition supporting the retention of the current golf course was also submitted signed by 29,500 individuals, 5,000 whom were Waverley residents.

Moore Park is more than just a golf course; it's a community treasure. The course has welcomed Sydney residents since 1913, providing affordable and accessible golf for all the community. Of the more than 500,000 people who use the Moore Park Golf facilities each year, 82 percent live within 10 km. Around 34% of golf players reside in the City of Sydney, while 15% are from Randwick, 14% from Waverley and 10% from Woollahra. More than 100,000 rounds of golf are projected for 2025, with 18-hole rounds accounting for 80% of recorded rounds.

The Moore Park Golf Course is a critical recreational facility that serves the whole of Sydney, especially the Eastern suburbs. Reduction of the course will adversely impact playing opportunities at a time when the sport of golf is booming, and the much-loved course is at capacity. And unfortunately for Waverley residents, it will be them who miss out.

General Manager's comment

If resolved by Council, officers will prepare the letters for the Mayor.

Sharon Cassidy
Director, Assets and Operations

NOTICE OF MOTION

CM/8.10/25.03



Subject: Homelessness and Emergency Response Plans

TRIM No: SF22/4968

Submitted by: Councillor Nemesh
Councillor Stephenson
Councillor Spicer
Councillor Westwood
Councillor Townsend
Councillor Frazer

MOTION:

That Council:

1. Supports the development of uniform local emergency response plans in extreme weather events for individuals experiencing homelessness within the Waverley local government area and Eastern Suburbs, including and not limited to:
 - (a) Working with and across Eastern Suburbs councils including Eastern Suburbs Homelessness Assertive Outreach Collaboration (ESHAC) to formulate response procedures and guidelines plans.
 - (b) Reviewing Council's Homelessness in Public Places Protocol to reflect any updates to include the local emergency response plan.
2. Officers prepare a report to Council no later than November 2025 with:
 - (a) An update on the development of an Eastern Suburbs local emergency response plan.
 - (b) Any recommended changes to Council's Homelessness in Public Places Protocol.
3. Writes to the Federal and State Ministers for Homelessness indicating support for a nationally uniform approach to the roll-out of emergency response plans.
4. Informs the following stakeholders of this motion:
 - (a) Federal Member for Wentworth, Allegra Spender MP.
 - (b) State Member for Vaucluse, Kellie Sloane MP.
 - (c) State Member for Coogee, Marjorie O'Neill MP
 - (d) The Mayor of Woollahra, Cr Sarah Swan.
 - (e) The Mayor of Randwick, Cr Dylan Parker.
 - (f) CEO of Jewish House, Mendel Kastel OAM.

- (g) All Waverley Precincts.

General Manager's comment

If resolved by Council, officers can undertake the review and report back to Council, noting that people experiencing homelessness is a State issue and the requested representations will be undertaken. The State Government recently undertook consultation on a ten-year NSW Homelessness Strategy, which includes improving responses to people experiencing homelessness during extreme weather.

Ben Thompson

Director, Community, Culture and Customer Experience

NOTICE OF MOTION CM/8.11/25.03



Subject: Waverley Park Drainage Issues

TRIM No: A24/1060

Submitted by: Councillor Spicer
Councillor Westwood

MOTION:

That Council:

1. Notes the ongoing drainage issues at Waverley Park, which have led to water pooling, surface damage and reduced usability of the park adjacent to the shared user path near sports fields 2 and 3 for recreational activities.
2. Assesses the drainage system at Waverley Park, identifying problem areas, determining the root causes and proposing solutions including cost estimates, with officers to prepare a report to Council no later than the August 2025 Council meeting.
3. Informs relevant stakeholders, including local sporting clubs, community groups and park users, of the findings and any proposed solutions once adopted by Council.

Background

Ongoing drainage issues at Waverley Park near the shared user path and sports fields 2 and 3 have led to water pooling, surface damage and reduced usability. Local organisations and park users have raised concerns about the impact on scheduled activities and general access after wet weather.

Improving drainage will help maintain the park's usability, reduce maintenance costs and enhance safety. This motion calls for a formal assessment to identify problem areas, determine root causes and propose solutions through a report to Council.

General Manager's comment

Should this motion be supported, officers will undertake the assessment as outlined and report back to Council in August 2025.

Sharon Cassidy
Director, Assets and Operations

NOTICE OF MOTION

CM/8.12/25.03



Subject: Waverley Men's Shed - Relocation from War Memorial Hospital

TRIM No: A14/0392

Submitted by: Councillor Merten
Councillor Spooner

MOTION:

That Council:

1. Notes:
 - (a) The excellent work carried out by the Waverley Men's Shed in offering services to nearly 4,000 local residents in the local government area (LGA).
 - (b) That their membership is at capacity.
 - (c) That the Men's Shed is losing its current location at the War Memorial Hospital due to demolition and that it is a matter of urgency for a new location in Waverley to be identified.
 - (d) That an interim site in the Randwick LGA has been offered, for which the Men's Shed is very grateful.
 - (e) That the Men's Shed has deep roots within the Waverley LGA and that this is their preferred community for their work.
2. Writes to the Men's Shed acknowledging and thanking them for their outstanding community work.
3. Officers conduct an audit to identify potential locations for the Men's Shed in the Waverley LGA, including the option of a space at the old Council Chambers, and with the aim of allowing growth of membership and services by the Men's Shed.
4. Officers consider the Men's Shed as a potential tenant in any plans going forward for the Council Chambers site.

Background

After over 12 months of uncertainty and Council not offering a suitable alternative site, the Waverley Men's Shed Board has accepted an offer from Randwick Council to relocate their Shed to Popplewell Park, South Coogee (off Malabar Road).

Although this provides a level of certainty for the Shed, the effect of the move is likely to have unintended consequences. It is a move to a different demographic area, away from the Waverley/Woollahra precinct where a large proportion of its members live.

The Men's Shed is a fast-growing movement. From humble origins in country South Australia in 1993, it has now flourished to 3,300 sheds worldwide. Its value to the 3,987 men 65+ who live in the Waverley LGA (4,905 in Woollahra) providing activity and interaction with the community cannot be ignored. Indeed, the Waverley Men's Shed is in need of expansion as its membership is currently full and they are wanting to expand the services they offer.

Council has the responsibility to provide connections for all cohorts within the LGA. The prime objective is for temporary premises to become available in the Waverley/Woollahra area in preparation for a permanent location to be identified. We now have a situation where this asset is likely to be moved away in its entirety. Critically, to re-establish what has been achieved so far will be difficult in our area.

The empty Council Chambers appears to be an ideal place to create a temporary location for the Men's Shed until the building is demolished.

If not there, then other locations should be explored, such as Victoria Park (where a Scout Hall has existed and is currently in temporary use) and under Syd Einfeld Drive (acknowledging that the premises are not Council-owned, and negotiation would be required with a third party). Exploration of locations within the Woollahra LGA is also a necessity.

General Manager's comment

Council officers have discussed the Men's Shed requirements with the organisation, and should this motion be supported Council will document the potential locations and any issues with those locations. This would include the Council Chambers building.

Sharon Cassidy
Director, Assets and Operations

NOTICE OF MOTION CM/8.13/25.03



Subject: Beach Safety Signage - Design Contest

TRIM No: SF20/5526

Submitted by: Councillor Frazer
Councillor Nemesh

MOTION:

That Council:

1. Undertakes a design competition with a cash prize to design new beach signage to develop creative alternatives to the current 'Swim between the Flags' and 'Dangerous Current – Do not Swim Here' signage.
2. Submits the winning designs to the Australian Water Safety Council, Surf Life Saving Australia and Royal Life Saving Society Australia, which are the authors of the National Aquatic Recreation Signage Manual.
3. Uses the winning design in Council's educational campaigns including the Summer Safe Program, comprising decals, A-frames on the beach, light pole banners and bus shelter advertising.
4. Urgently audits the beach signage at the access ramps at Bronte, Tamarama and Bondi and upgrades them as required as a priority.
5. Requests the Mayor to write to the following people, advising them of this initiative and urging them to consider improvements to the beach safety symbols included in the National Aquatic Recreation Signage Manual:
 - (a) Federal Minister for Infrastructure, Transport, Regional Development and Local Government, the Hon Catherine King MP.
 - (b) NSW Minister for Local Government, the Hon Ron Hoenig MP.
 - (c) NSW Minister for Emergency Services, the Hon Jihad Dib MP.

Background

Council beach signage is based on the National Aquatic Recreation Signage Manual developed by the Australian Water Safety Council and Royal Life Saving Society Australia in collaboration with all states and territories across Australia. There is opportunity for improvement in this signage; in particular, the 'Swim Between the Flags' and 'Dangerous Current – Do not Swim Here' signage.

A design contest with a cash prize will provide the opportunities for the Waverley community to input to this important safety signage. The winning designs would be submitted to the Australian Water Safety Council and Royal Life Saving Society Australia for consideration in updates to the signage manual and can also be used more immediately in Council's educational campaigns including the

Summer Safe Program, which includes decals, A-frames on the beach, light pole banners and bus shelter advertising.

In addition, due to storm damage and generally harsh coastal conditions, some of the permanent signage at the beach access ramps is in poor condition or damaged/removed during recent storm events. It is essential that Council urgently address this to ensure safety of beach users.

General Manager's comment

Should this motion be supported, Council can run a design competition. A modest cash prize could be accommodated within Council's operations budget. The winning designs would be submitted to Australian Water Safety Council, Surf Life Saving Australia and Royal Life Saving Society Australia, the authors of the National Aquatic Recreation Signage Manual, for their consideration and used as part of Council's Summer Safe Program.

Council officers are also prioritising replacement and upgrading of signage damaged in recent storms, as well as replacement of signs in poor condition. Council officers would also draft the letters as outlined in the motion.

Sharon Cassidy
Director, Assets and Operations

URGENT BUSINESS
CM/10/25.03

Subject: Urgent Business

Manager: Emily Scott, General Manager

WAVERLEY
COUNCIL

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/11/25.03**Subject:** Moving into Closed Session**Manager:** Emily Scott, General Manager**WAVERLEY**
COUNCIL**RECOMMENDATION:**

That:

7. 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/11.1/25.03 CONFIDENTIAL REPORT - ICT Modernisation Program - Enterprise Resource Planning Project

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/11.2/25.03 CONFIDENTIAL REPORT - CCTV Network Review Outcome

This matter is considered to be confidential in accordance with Section 10A(2)(e) 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, prejudice the maintenance of law.

CM/11.3/25.03 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/11.4/25.03 CONFIDENTIAL REPORT - Alexandria Integrated Facility - Part Lot 18 DP 270785 - Easement

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

- CM/11.5/25.03 RESCISSION MOTION - 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/11.6/25.03 CONFIDENTIAL MAYORAL MINUTE – General Manager’s Annual Performance Review

Treats the mayoral minute 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)(a) of the *Local Government Act 1993*. The mayoral minute contains personnel matters concerning particular individuals (other than councillors).

8. 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*.
9. 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/12/25.03



W A V E R L E Y
COUNCIL

Subject: Resuming in Open Session

Manager: Emily Scott, General Manager

RECOMMENDATION:

That Council resumes in open session.

Introduction/Background

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