



**WAVERLEY**  
COUNCIL

**MINUTES OF THE WAVERLEY COUNCIL MEETING  
HELD AT WAVERLEY COUNCIL CHAMBERS, CNR PAUL STREET AND BONDI ROAD, BONDI JUNCTION ON  
TUESDAY, 16 APRIL 2024**

**Present:**

|   |               |
|---|---------------|
| Councillor Paula Masselos (Mayor) (Chair) | Lawson Ward   |
| Councillor Sally Betts                    | Hunter Ward   |
| Councillor Angela Burrill                 | Lawson Ward   |
| Councillor Ludovico Fabiano               | Waverley Ward |
| Councillor Leon Goltsman                  | Bondi Ward    |
| Councillor Michelle Gray                  | Bondi Ward    |
| Councillor Steven Lewis                   | Hunter Ward   |
| Councillor Tim Murray                     | Waverley Ward |
| Councillor Will Nimesh                    | Hunter Ward   |
| Councillor Dominic Wy Kanak               | Bondi Ward    |

**Staff in attendance:**

|                |  |
|----------------|--|
| Emily Scott    | General Manager                                      |
| Sharon Cassidy | Director, Assets and Operations                      |
| Ben Thompson   | Director, Community, Culture and Customer Experience |

*At the commencement of proceedings at 7.00 pm, those present were as listed above.*

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

## PRAYER AND ACKNOWLEDGEMENT OF INDIGENOUS HERITAGE

The General Manager read the following Opening Prayer:

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

The Mayor read the following Acknowledgement of Indigenous Heritage:

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

### 1. Apologies/Leaves of Absence

**CM/1.1/24.04 Leave of Absence - Cr Kay and Cr Keenan (A03/0029)**

#### MOTION / UNANIMOUS DECISION

Mover: Cr Masselos

Seconder: Cr Betts

That Council grants:

1. Cr Tony Kay leave of absence from the Council meetings on 16 April 2024 and 21 May 2024 due to travel commitments.
2. Cr Elaine Keenan leave of absence from the Council meeting on 16 April 2024 due to personal reasons.

### 2. Declarations of Pecuniary and Non-Pecuniary Interests

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

### 3. Obituaries

Victims of Bondi Junction incident.

Neil Rogers.

*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 J Smith (chief petitioner) – CM/7.15/24.04 – Petition – Ruthven Street, Bondi Junction – Rubber Speed Cushion Removal.

4.2 S Carrick – CM/8.2/24.04 – Hollow-Bearing Wildlife – Additional Habitat.

#### ITEMS BY EXCEPTION

#### MOTION / UNANIMOUS DECISION

Mover: Cr Masselos

Seconder: Cr Fabiano

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

- CM/5.1/24.04 Confirmation of Minutes – Council Meeting – 19 March 2024.
- CM/7.1/24.04 Draft Operational Plan 2024–25 including Budget and Statement of Revenue Policy – Exhibition.
- CM/7.3/24.04 Investment Portfolio Report – March 2024.
- CM/7.4/24.04 Audit, Risk and Improvement Committee – Annual Report 2023.
- CM/7.5/24.04 Audit, Risk and Improvement Committee Meetings – 3 October 2023 and 30 November 2023 – Minutes.
- CM/7.6/24.04 Unauthorised Murals in Notts Avenue, Bondi Beach.
- CM/7.7/24.04 Access and Inclusion Advisory Panel Meetings – 31 August 2023 and 12 October 2023 – Minutes.
- CM/7.8/24.04 Arts, Culture and Creativity Advisory Committee Meeting – 13 March 2024 – Minutes.
- CM/7.9/24.04 Multicultural Advisory Committee Meeting – 14 February 2024 – Minutes.
- CM/7.10/24.04 Reconciliation Action Plan Advisory Committee Meeting – 30 November 2023 – Minutes.
- CM/7.12/24.04 Planning Agreement – 140-142 Curlewis Street, Bondi Beach.
- CM/7.13/24.04 NSW Beachwatch Program.
- CM/7.15/24.04 Petition – Ruthven Street, Bondi Junction – Rubber Speed Cushion Removal.
- CM/8.1/24.04 Vaucluse/Diamond Bay Precinct Neighbourhood Fair.
- CM/8.2/24.04 Hollow-Bearing Wildlife – Additional Habitat.
- CM/8.3/24.04 Water Safety – Multicultural Communications Campaign.
- CM/11.1/24.04 Confidential Report – Trade Debtors – Debt Write Off.

#### Division

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

**Against the Motion:** Nil.

## 5. Confirmation and Adoption of Minutes

### CM/5.1/24.04 Confirmation of Minutes - Council Meeting - 19 March 2024 (A23/0761)

#### MOTION / UNANIMOUS DECISION

Mover: Cr Masselos

Seconder: Cr Fabiano

That the minutes of the Council meeting held on 19 March 2024 be received and noted, and that such minutes be confirmed as a true record of the proceedings of that meeting.

### CM/5.2/24.04 Adoption of Minutes - Waverley Traffic Committee Meeting - 28 March 2024 (A23/0764)

#### MOTION / UNANIMOUS DECISION

Mover: Cr Masselos

Seconder: Cr Fabiano

That Part 1 of the minutes of the Waverley Traffic Committee meeting held on 28 March 2024 be received and noted, and that the recommendations contained therein be adopted.

Save and except the following:

1. TC/V.02/24.03 – Ray O’Keefe Reserve, North Bondi – Parking Restrictions.

And that this item be dealt with separately below.

### CM/5.2.1/24.04 Adoption of Minutes - Waverley Traffic Committee Meeting - 28 March 2024 - TC/V.02/24.03 - Ray O’Keefe Reserve, North Bondi - Parking Restrictions (A23/0539)

#### MOTION / UNANIMOUS DECISION

Mover: Cr Masselos

Seconder: Cr Gray

That Council adopts the Traffic Committee’s recommendation subject to an amendment to clause 1(b) and the deletion of clause 2 such that the recommendation now reads as follows:

That Council:

1. Installs the following parking restrictions and area signage at Ray O’Keefe Reserve, North Bondi:
  - (a) ‘2P, 6 am–10 pm, Permit Holders Excepted, Area 6 and Beach Parking.’
  - (b) ‘No Stopping, 10 pm–6 am, Permit Holders Excepted, Area 6 and Beach Parking.’
2. Delegates authority to the Executive Manager, Infrastructure Services, to adjust the location of signs and parking restrictions as necessary.

## 6. Mayoral Minutes

### CM/6.1/24.04 Westfield Bondi Junction Tragedy, 13 April 2024 (A24/0319)

#### MOTION / UNANIMOUS DECISION

Mover: Cr Masselos

That Council:

1. Expresses its shock and distress at the horrific and senseless acts of violence on Saturday, 13 April 2024 and:
  - (a) Notes that the Waverley local government area is considered a safe community and Council will be working hard to restore people's sense of security and safety.
  - (b) Extends deepest condolences to the families of the victims of the tragic events at Westfield Bondi Junction on Saturday, 13 April.
  - (c) Wishes those injured a full and speedy recovery.
  - (d) Pays tribute to the bravery of Inspector Amy Scott who stopped the perpetrator from committing further acts of violence.
  - (e) Pays tribute to the first responders who showed tremendous bravery and who acted quickly to bring people to safety as events unfolded.
  - (f) Acknowledges the many acts of heroism as this horrendous act unfolded.
  - (g) Hosts an event to acknowledge and thank the first responders and members of the public who assisted those in harm's way. The date and time are to be determined in consultation with the Police.
  - (h) Will refer the issue of women's safety to the next Women's Council as part of their deliberations about family and domestic violence, given the expressed concerns of some of the women of our community.
  - (i) Flies flags on Council civic buildings at half-mast for two weeks, noting that Anzac Day protocols will be followed.
  - (j) Requests the Mayor to write to:
    - (i) The Premier, the Hon. Chris Minns, acknowledging his leadership during this terrible time and expressing our gratitude for his full and rapid support.
    - (ii) The Minister for Health expressing gratitude for the rapid provision of front-line counselling services, information and support for our community.
    - (iii) The Minister for Education expressing gratitude for the rapid provision of information and support for our community and especially our school-aged children and young people.
    - (iv) The families of the victims expressing our condolences at an appropriate time as advised by the Police and their Family Liaison Officers.
2. Acknowledges and thanks Council's:

- (a) Officers who have been at the front line of managing the Oxford Street Mall floral tribute site, providing outreach to our community and any other roles associated with helping our community heal.
  - (b) Communications team who will continue providing information to the community as it is released by Premier's Department and Department of Health through Council's various communications channels.
  - (c) Community Services team who provided rapid on-site response services to the community and will continue providing outreach services to members of the community, especially our seniors and people with mobility issues.
3. Provides \$10,000 cash from the Mayoral budget to each of the following organisations:
  - (a) Headspace to provide support to young people who may require it.
  - (b) Lifeline Bondi Junction to provide support to the broader community.
4. Will arrange for Councillors to formally lay flowers on behalf of Council at Oxford Street Mall at 12.30 pm Thursday, 18 April.
5. Notes:
  - (a) That a Community Candlelight Vigil in recognition of the Bondi Junction tragedy is being organised by the Premier's Department with Council providing logistical support and venue. This will be widely publicised to the community.
  - (b) That officers are working closely with the Premier's Department to develop a protocol for the preservation of messages and the treatment of floral tributes.
  - (c) That the Premier has already flagged the establishment of a permanent memorial in place and Council will work closely with Premier's Department to develop this memorial at a time and place that is sensitive to the families of the victims.
  - (d) The additional funding by the Premier for a coronial inquiry into the event.
6. Is grateful for the outpouring of support from mayors, councils and organisations via texts, emails and letters, and requests the Mayor to reply thanking them.
7. Authorises the Mayor and General Manager to undertake any other initiatives as identified by the Premier's Department that are deemed appropriate.

## 7. Reports

### CM/7.1/24.04 Draft Operational Plan 2024–25 including Budget and Statement of Revenue Policy - Exhibition (A23/0573)

#### MOTION / UNANIMOUS DECISION

Mover: Cr Masselos  
 Seconder: Cr Fabiano

That Council:

1. Publicly exhibits for 28 days:
  - (a) The draft Operational Plan 2024–25, including the Budget and Statement of Revenue Policy, attached to the report.
  - (b) The rating structure for 2024–25 contained on page 79 of the draft Operational Plan 2024–25. In accordance with sections 497, 516, 518, 529 (2)(d), 534, 535 and 548(3) of the *Local Government Act 1993* (the Act), it is proposed that the following rates and charges be set for every parcel of rateable land within the local government area for the period 1 July 2024 to 30 June 2025:
    - (i) An ordinary rate of 0.079480 cents in the dollar subject to a minimum rate in accordance with section 548(3) of the Act per assessment on all rateable land categorised Residential in accordance with section 516 of the Act and sub-categorised Ordinary in accordance with section 529(2)(b) of the Act.
    - (ii) An ordinary rate of 0.404960 cents in the dollar on all rateable land categorised Business in accordance with section 518 of the Act and sub-categorised Ordinary in accordance with section 529 (2)(d) of the Act.
    - (iii) An ordinary rate of 0.807150 cents in the dollar on all rateable land categorised Business in accordance with section 518 of the Act and sub-categorised Bondi Junction in accordance with section 529(2)(d) of the Act
  - (c) The Domestic Waste Management Service Charge being set at \$647 per service per annum for the financial year 2024–25 in accordance with section 496 of the Act.
  - (e) The Stormwater Management Service Charge contained on page 82 of the draft Operational Plan 2024–25 in accordance with section 496A of the Act for the financial year 2024–25 as follows:

| Stormwater Management Service Charge |  |                    |
|--------------------------------------|--|--------------------|
| Category                             | Unit   | Fee or charge (\$) |
| Residential property                 | per property   | 25.00              |
| Residential strata property          | per property   | 12.50              |
| Business property                    | per 350 m2 (or part thereof)   | 25.00              |
| Business strata property             | per 350 m2 (or part thereof) levied equally to strata unit entitlement with a minimum of \$5 | 25.00              |

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

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

**CM/7.2/24.04 Draft Pricing Policy, Fees and Charges 2024-25, Budget and Long Term Financial Plan 6.2 - Exhibition (SF23/3977)**

**MOTION / UNANIMOUS DECISION**

Mover: Cr Masselos  
Seconder: Cr Lewis

That Council:

1. Publicly exhibits for 28 days the draft Pricing Policy, Fees and Charges 2024-25, draft Budget and draft Long Term Financial Plan 6.2 attached to the report, subject to the following amendment:
  - (a) Page 256 of the attachments under separate cover – Long Term Financial Plan (LTFP) – Council Accommodation and Services: delete the provisional amounts of \$8,368,500 in 2027–28 and \$8,368,500 in 2028–29, with an appropriate budget to be included in the development of LTFP 7.0, noting that the planning for future Council Accommodation and Services will be undertaken in 2024–25.
2. Notes that the Long Term Financial Plan (LTFP) 6.2:
  - (a) Will be reviewed annually in line with the Operational Plan and Annual Budget development.
  - (b) Sets out the projects and initiatives that Council intends to invest in and the associated resource requirements for the next 11 years. It considers and utilises a range of options for achieving balanced budgets over the life of LTFP 6.2 likely including realising efficiencies and cost reductions within Council operations, applying reserve funds earlier than forecast in LTFP 6.2, reducing or rescheduling the capital expenditure program and increasing revenue to fund specific programs and initiatives.
3. Authorises the General Manager to make any necessary editorial and content changes to the draft Pricing Policy, Fees and Charges 2024-25, Budget and LTFP for public exhibition to give effect to Council's resolution.
4. Officers prepare a report to Council following the exhibition period.

**CM/7.3/24.04 Investment Portfolio Report - March 2024 (SF23/4025)**

**MOTION / UNANIMOUS DECISION**

Mover: Cr Masselos  
Seconder: Cr Fabiano

That Council:

1. Notes the Investment Summary Report for March 2024 attached to the report.
2. Notes that the Executive Manager, Finance, as the responsible accounting officer, advises that all investments have been made in accordance with the requirements of section 625 of the *Local Government Act 1993* and directions from the Minister for Local Government, including Ministerial Investment Orders, and Council's Investment Policy.

**CM/7.4/24.04            Audit, Risk and Improvement Committee - Annual Report 2023 (SF23/1230)****MOTION / UNANIMOUS DECISION**

Mover:        Cr Masselos  
Seconded:    Cr Fabiano

That Council notes the Audit, Risk and Improvement Committee's Annual Report 2023 attached to the report.

**CM/7.5/24.04            Audit, Risk and Improvement Committee Meetings - 3 October 2023 and 30 November 2023 - Minutes (SF23/5437)****MOTION / UNANIMOUS DECISION**

Mover:        Cr Masselos  
Seconded:    Cr Fabiano

That Council notes the minutes of the Audit, Risk and Improvement Committee meetings held on 3 October 2023 and 30 November 2023 attached to the report.

**CM/7.6/24.04            Unauthorised Murals in Notts Avenue, Bondi Beach (A24/0013)****MOTION / UNANIMOUS DECISION**

Mover:        Cr Masselos  
Seconded:    Cr Fabiano

That Council:

1. Removes the two unauthorised murals in Notts Avenue, Bondi Beach.
2. Reviews its policies and procedures to consider including these spaces in its public art program.

**CM/7.7/24.04            Access and Inclusion Advisory Panel Meetings - 31 August 2023 and 12 October 2023 - Minutes (A21/0096)****MOTION / UNANIMOUS DECISION**

Mover:        Cr Masselos  
Seconded:    Cr Fabiano

That Council notes the minutes of the Access and Inclusion Advisory Panel meetings held on 31 August 2023 and 12 October 2023 attached to the report.

**CM/7.8/24.04            Arts, Culture and Creativity Advisory Committee Meeting - 13 March 2024 - Minutes (A23/0398)****MOTION / UNANIMOUS DECISION**

Mover:        Cr Masselos  
Seconded:    Cr Fabiano

That Council notes the minutes of the Arts, Culture and Creativity Advisory Committee meeting held on 13

March 2024 attached to the report.

**CM/7.9/24.04                    Multicultural Advisory Committee Meeting - 14 February 2024 - Minutes (A24/0249)**

**MOTION / UNANIMOUS DECISION**

Mover:        Cr Masselos

Seconder:    Cr Fabiano

That Council notes the minutes of the Multicultural Advisory Committee meeting held on 14 February 2024 attached to the report.

**CM/7.10/24.04                Reconciliation Action Plan Advisory Committee Meeting - 30 November 2023 - Minutes (A14/0173)**

**MOTION / UNANIMOUS DECISION**

Mover:        Cr Masselos

Seconder:    Cr Fabiano

That Council notes the minutes of the Reconciliation Action Plan Advisory Committee meeting held on 30 November 2023 attached to the report.

**CM/7.11/24.04                Planning Proposal - Council Advertising on Public Domain Assets - Post-Exhibition (PP-2/2023)**

**MOTION / DECISION**

Mover:        Cr Lewis

Seconder:    Cr Fabiano

That Council:

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

**Division**

**For the Motion:**        Crs Fabiano, Goltsman, Gray, Lewis, Masselos, Murray and Nemesh.

**Against the Motion:**    Crs Betts, Burrill and Wy Kanak.

**CM/7.12/24.04 Planning Agreement - 140-142 Curlewis Street, Bondi Beach (SF24/314)****MOTION / UNANIMOUS DECISION**

Mover: Cr Masselos

Seconder: Cr Fabiano

That Council:

1. Approves the planning agreement attached to the report applying to land at 140-142 Curlewis Street, Bondi Beach, offering a total monetary contribution of \$731,000, with \$548,250 (75%) to be allocated to the Curlewis Street Streetscape Upgrade and \$182,750 (25%) to be allocated to Waverley's Affordable Housing Program, in accordance with Council's Planning Agreement Policy.
2. Authorises the Mayor and General Manager to sign and execute the agreement and affix the Council seal to the documentation.

**Division****For the Motion:** Crs Betts, Burrill, Fabiano, Goltsman, Gray, Lewis, Masselos, Murray, Nemesh and Wy Kanak.**Against the Motion:** Nil.**CM/7.13/24.04 NSW Beachwatch Program (A02/0123)****MOTION / UNANIMOUS DECISION**

Mover: Cr Masselos

Seconder: Cr Fabiano

That Council:

1. Supports the NSW Beachwatch Program as a fully funded State program without shifting costs to Sydney coastal councils.
2. Supports the Sydney Coastal Councils Group in its advocacy on this matter.
3. Informs the NSW Government that Council has not allocated funds to pay for the Beachwatch Program in its 2024–25 budget.

**CM/7.14/24.04 Floodplain Management Committee - Terms of Reference - Review (A23/0567)****MOTION / UNANIMOUS DECISION**

Mover: Cr Masselos

Seconder: Cr Lewis

That Council:

1. Rescinds the constitution of the Floodplain Management Committee attached to the report (Attachment 1).
2. Adopts the terms of reference for the Committee attached to the report (Attachment 2).
3. Notes that the Mayor and Crs Fabiano and Kay have been appointed as the Councillor members of the Committee up to and including 13 September 2024.

4. Appoints the Mayor as chair of the Committee and Cr Fabiano as deputy chair.
5. Notes that the Combined Precincts have appointed Peter Quartly (North Bondi Precinct) and Lynne Cossar (Bondi Precinct) as the Precinct representatives on the Committee.

**CM/7.15/24.04            Petition - Ruthven Street, Bondi Junction - Rubber Speed Cushion Removal (A03/0821)**

**MOTION / UNANIMOUS DECISION**

Mover:        Cr Masselos  
Seconder:    Cr Fabiano

That Council notes:

1. The petition to remove the speed cushions adjacent to 90 and 91 Ruthven Street, Bondi Junction.
2. That the speed cushions were installed as part of the 40 km/h speed limit changes.
3. That the speed cushions have reduced speeds by up to 29%.
4. That concept plans for traffic improvements in Ruthven Street, including angle parking, traffic calming, safety treatments and the removal of the speed cushions, will be publicly exhibited in April/May 2024.
5. That the refined designs, incorporating feedback from the community consultation, will be submitted to a future Traffic Committee meeting for consideration.
6. That the speed cushions will remain in place during the consultation and design process.

*J Smith (chief petitioner) addressed the meeting.*

**8. Notices of Motions**

**CM/8.1/24.04            Vaucluse/Diamond Bay Precinct Neighbourhood Fair (A24/0286)**

**MOTION / UNANIMOUS DECISION**

Mover:        Cr Masselos  
Seconder:    Cr Fabiano

That Council:

1. Notes the inaugural Vaucluse/Diamond Bay Precinct Neighbourhood Fair on Sunday, 24 March 2024, at the Diamond Bay Bowling Club.
2. Further notes there were over 700 people in attendance, including the Member for Vaucluse, Kellie Sloane MP, and the Member for Wentworth, Allegra Spender MP.
3. Writes to the Vaucluse/Diamond Bay Precinct Committee, and in particular Gabrielle Pallo, Suellen Bassetti, Diane McDonald and James Gamvrogiannis, congratulating them on organising such a successful community event.
4. Informs the Vaucluse/Diamond Bay Precinct of this motion as well as the Combined Precincts.

**CM/8.2/24.04            Hollow-Bearing Wildlife - Additional Habitat (A10/0741)****MOTION / UNANIMOUS DECISION**

Mover:     Cr Masselos

Seconder:  Cr Fabiano

That Council:

1.     Notes the importance of mature trees in providing habitat for local fauna.
2.     Officers prepare a report to Council that includes the options, feasibility and cost to create additional habitat in the Waverley local government area, such as artificial hollows or nest boxes, to support local fauna.

*S Carrick addressed the meeting.***CM/8.3/24.04            Water Safety - Multicultural Communications Campaign (A21/0474)****MOTION / UNANIMOUS DECISION**

Mover:     Cr Masselos

Seconder:  Cr Fabiano

That Council:

1.     Develops a multicultural communications campaign to promote water safety that includes:
  - (a)    The production of multilingual 'Float to Survive' and 'Swim between the Flags' billboards to be erected on Council bus shelters and advertising panels for the coming year.
  - (b)    A multilingual social media campaign.
  - (c)    Working in collaboration with those councils from which Waverley beach visitors originate.
  - (d)    Support for the campaign from local surf clubs by posting Council social media assets.
2.     Uses variable message signage (VMS) boards at Bondi, Bronte and Tamarama beaches for a targeted summer coastal safety education program.

**9.     Questions with Notice**

There were no questions with notice.

**10.    Urgent Business**

There was no urgent business.

**11. Closed Session****CM/11/24.04 Closed Session****MOTION**

Mover: Cr Masselos  
Seconded: Cr Goltsman

That:

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

**CM/11.1/24.04 CONFIDENTIAL REPORT - Trade Debtors - Debt Write Off**

This matter is considered to be confidential in accordance with section 10A(2)(b) 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 discussion in relation to the personal hardship of a resident or ratepayer.

**CM/11.2/24.04 CONFIDENTIAL REPORT - Flickerfest 2025 - Financial Assistance**

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 8.06 pm, Council moved into closed session.

**CM/11.1/24.04 CONFIDENTIAL REPORT - Trade Debtors - Debt Write Off (SF17/299)****MOTION / UNANIMOUS DECISION**

Mover: Cr Masselos  
Seconded: Cr Fabiano

That Council:

1. Treats the report as confidential in accordance with section 11(3) of the *Local Government Act 1993*, as it relates to a matter specified in section 10A(2)(b) of the *Local Government Act 1993*. The report contains discussion in relation to the personal hardship of a resident or ratepayer.
2. Writes off bad trade debts amounting to \$509,722.78 as set out in Attachment 1 of the report, in accordance with clause 213(3) of the *Local Government (General) Regulation 2021*.

3. Notes that \$7,866.40 has been written off by the General Manager for the period 1 July 2023 to 15 February 2024, in accordance with clause 213(3) of the *Local Government (General) Regulation 2021*.

**CM/11.2/24.04                    CONFIDENTIAL REPORT - Flickerfest 2025 - Financial Assistance (A22/0540)**

**MOTION**

Mover:        Cr Masselos

Seconder:    Cr Fabiano

That Council:

1. Treats the report as confidential in accordance with section 11(3) of the *Local Government Act 1993*, as it relates to a matter specified in section 10A(2)(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. Approves Option 1, as set out in the report and in accordance with section 356 of the *Local Government Act 1993*, as the level of financial assistance to Flickerfest Pty Ltd to support the cost of Flickerfest 2025, subject to professional audited financial statements being received by Council by 3 May 2024. If audited financial statements are not supplied by 3 May 2024, Council support reverts to Option 2, as set out in the report.
3. In accordance with section 356(2) of the *Local Government Act 1993*, publicly exhibits Option 1 for 28 days.
4. Officers prepare a report to Council following the exhibition period.

THE MOVER OF THE MOTION ACCEPTED AMENDMENTS TO CLAUSE 2 AND THE ADDITION OF A NEW CLAUSE.

THE MOTION 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. Approves Option 2, as set out in the report and in accordance with section 356 of the *Local Government Act 1993*, as the level of financial assistance to Flickerfest Pty Ltd to support the cost of Flickerfest 2025.
3. Reverts to Option 1, as set out in the report, if audited financial statements are supplied to the satisfaction of Council by 3 May 2024.
4. In accordance with section 356(2) of the *Local Government Act 1993*, publicly exhibits Option 2 or Option 1 for 28 days, as per clauses 2 and 3 above.
5. Officers prepare a report to Council following the exhibition period.

**12. Resuming in Open Session**

**CM/12/24.04 Resuming in Open Session**

**MOTION**

Mover: Cr Masselos  
Seconder: Cr Goltsman

That Council resumes in open session.

*At 8.31 pm, Council resumed in open session.*

***Resolutions from closed session made public***

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

**13. Meeting Closure**

**THE MEETING CLOSED AT 8.33 PM.**

.....  
**SIGNED AND CONFIRMED**  
**MAYOR**  
**21 MAY 2024**