



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

Present:

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

Staff in attendance:

| | |
|-----------------|---|
| Ben Thompson | Acting General Manager and Director, Community, Culture and Customer Experience |
| Tara Czinner | Director, Corporate Services |
| Fletcher Rayner | Director, Planning, Sustainability and Compliance |
| Shane Smith | Acting Director, Assets and Operations |

At the commencement of proceedings at 7.00 pm, those present were as listed above, with the exception of Cr Murray who arrived at 8.16 pm during item CM/8.2/24.07.

Crs Fabiano, Murray and Wy Kanak attended the meeting by audio-visual link.

PRAYER AND ACKNOWLEDGEMENT OF INDIGENOUS HERITAGE

The General Manager read the following Opening Prayer:

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

The Mayor read the following Acknowledgement of Indigenous Heritage:

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

1. Apologies/Leaves of Absence

There were no apologies.

2. Declarations of Pecuniary and Non-Pecuniary Interests

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

- 2.1 Cr Goltsman declared a significant non-pecuniary interest in item CM/8.2/24.07 – Bondi Golf Course – Water Overflow and informed the meeting that he knows adjacent property owners and will leave the meeting for the consideration and vote on this item.
- 2.2 Cr Burrill declared a pecuniary interest in item CM/7.4/24.07 – Community Services and Cultural Grants 2024-25 and informed the meeting that she is on the committee of Bondi Beach Playgroups and will leave the meeting for the consideration and vote on this item.
- 2.3 Cr Kay declared a less than significant non-pecuniary interest in item CM/7.16/24.07 – Petition – Warners Avenue, Brassie Street, Niblick Street and Blair Street, North Bondi – Resident Parking Scheme and informed the meeting that he lives in a nearby street.

3. Obituaries

The Hon. Paul Stein AM KC

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 Short (chief petitioner) – CM/7.14/24.07 – Petition – Laneway between Victoria Street Car Park and Bronte Road, Waverley – Naming.
- 4.2 A Worssam – CM/7.15/24.07 – Petition – Penkivil Street, Bondi – Resident Parking Scheme.

- 4.3 E Conaghan – CM/7.15/24.07 – Petition – Penkivil Street, Bondi – Resident Parking Scheme.
- 4.4 D Quayle – CM/7.16/24.07 – Petition – Warners Avenue, Brassie Street, Niblick Street and Blair Street, North Bondi – Resident Parking Scheme.
- 4.6 S Reuben – CM/8.1/24.07 – Rose Bay Secondary College – Community Access.
- 4.7 J Singer – CM/8.2/24.07 – Bondi Golf Course – Water Overflow.
- 4.8 J Reef – CM/8.2/24.07 – Bondi Golf Course – Water Overflow.
- 4.9 P Quartly (on behalf of the Waverley Historical Society and North Bondi Precinct) – CM/8.4/24.07 – Sydney 2000 Olympic Games Beach Volleyball Event – Commemoration of 25th Anniversary
- 4.10 J Pereira – CM/8.5/24.07 – Accessible Coastal Pathway between South Bondi and Marks Park.

ITEMS BY EXCEPTION

MOTION / UNANIMOUS DECISION

Mover: Cr Masselos

Seconder: Cr Lewis

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

- CM/5.1/24.07 Confirmation of Minutes – Council Meeting – 18 June 2024.
- CM/5.2/24.07 Adoption of Minutes – Waverley Traffic Committee Meeting – 27 June 2024.
- CM/7.1/24.07 Investment Policy – Adoption.
- CM/7.2/24.07 Investment Portfolio Report – June 2024.
- CM/7.3/24.07 Councillor Expenses and Facilities – Annual Report.
- CM/7.5/24.07 Bondiwood 2024 – Financial Assistance – Consultation Outcomes.
- CM/7.7/24.07 Access and Inclusion Advisory Panel Meeting – 13 June 2024 – Minutes and Community Membership Extension.
- CM/7.8/24.07 Arts, Culture and Creativity Advisory Committee Meeting – 12 June 2024 – Minutes.
- CM/7.9/24.07 Multicultural Advisory Committee Meeting – 8 May 2024 – Minutes.
- CM/7.11/24.07 Waverley Local Planning Panel – Appointment of Expert Members.
- CM/7.13/24.07 Sustainability Expert Advisory Panel Meeting – 30 May 2024 – Minutes.
- CM/7.14/24.07 Petition – Laneway between Victoria Street Car Park and Bronte Road, Waverley – Naming.
- CM/7.15/24.07 Petition – Penkivil Street, Bondi – Resident Parking Scheme.

CM/7.16/24.07 Petition – Warners Avenue, Brassie Street, Niblick Street and Blair Street, North Bondi – Resident Parking Scheme.

CM/11.1/24.07 CONFIDENTIAL REPORT – Procurement Exemption – GIS Software.

Cr Murray was not present for the vote on this item.

5. Confirmation and Adoption of Minutes

CM/5.1/24.07 Confirmation of Minutes - Council Meeting - 18 June 2024 (A23/0761)

MOTION / UNANIMOUS DECISION

Mover: Cr Masselos

Seconder: Cr Lewis

That the minutes of the Council meeting held on 18 June 2024 be received and noted, and that such minutes be confirmed as a true record of the proceedings of that meeting.

Cr Murray was not present for the vote on this item.

CM/5.2/24.07 Adoption of Minutes - Waverley Traffic Committee Meeting - 27 June 2024 (A23/0764)

MOTION / UNANIMOUS DECISION

Mover: Cr Masselos

Seconder: Cr Lewis

That Part 1 of the minutes of the Waverley Traffic Committee meeting held on 27 June 2024 be received and noted, and that the recommendations contained therein be adopted.

Cr Murray was not present for the vote on this item.

6. Mayoral Minutes

CM/6.1/24.07 Special Envoy to Combat Antisemitism (A23/0698)

MOTION

Mover: Cr Masselos

That Council:

1. Notes and welcomes the appointment of Ms Jillian Segal AO as Special Envoy to Combat Antisemitism in Australia by the Federal Government.
2. Requests the Mayor to write to Ms Jillian Segal AO to congratulate her on her appointment.
3. Requests a meeting with Ms Jillian Segal AO to meet with the Mayor and officers to discuss antisemitism in the Waverley local government area.

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

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

UNANIMOUS DECISION

That Council:

1. Notes and welcomes the appointment of Ms Jillian Segal AO as Special Envoy to Combat Antisemitism in Australia by the Federal Government.
2. Requests the Mayor to write to Ms Jillian Segal AO to congratulate her on her appointment.
3. Requests a meeting with Ms Jillian Segal AO to meet with the Mayor and officers to discuss combating antisemitism in the Waverley local government area.

Cr Murray was not present for the vote on this item.

7. Reports

CM/7.1/24.07 Investment Policy - Adoption (A05/0197)

MOTION / UNANIMOUS DECISION

Mover: Cr Masselos
Seconder: Cr Lewis

That Council adopts the Investment Policy attached to the report.

Cr Murray was not present for the vote on this item.

CM/7.2/24.07 Investment Portfolio Report - June 2024 (SF23/4025)

MOTION / UNANIMOUS DECISION

Mover: Cr Masselos
Seconder: Cr Lewis

That Council:

1. Notes the Investment Summary Report for June 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.

Cr Murray was not present for the vote on this item.

CM/7.3/24.07 Councillor Expenses and Facilities - Annual Report (SF23/170)**MOTION / UNANIMOUS DECISION**

Mover: Cr Masselos

Seconder: Cr Lewis

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

Cr Murray was not present for the vote on this item.

CM/7.4/24.07 Community Services and Cultural Grants 2024-25 (A20/0375)

Cr Burrill declared a significant non-pecuniary interest in this item and informed the meeting that she is on the committee of Bondi Beach Playgroups. Cr Burrill was not present at the meeting for the consideration and vote on this item.

MOTION / UNANIMOUS DECISION

Mover: Cr Lewis

Seconder: Cr Keenan

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

Cr Murray was not present for the vote on this item.

CM/7.5/24.07 Bondiwood 2024 - Financial Assistance - Consultation Outcomes (A24/0364)**MOTION / UNANIMOUS DECISION**

Mover: Cr Masselos

Seconder: Cr Lewis

That Council:

1. In accordance with section 356 of the *Local Government Act 1993*, grants \$10,855 (including GST) of in-kind financial assistance to Smart St Films Pty Ltd to support the cost of Bondiwood 2024.
2. Authorises the General Manager or delegate to execute an event licence with Smart St Films Pty Ltd to deliver Bondiwood 2024.

Cr Murray was not present for the vote on this item.

CM/7.6/24.07 Pauline Menczer - World Surfing Champion - Recognition and Statue Gift (A24/0013)**MOTION / UNANIMOUS DECISION**

Mover: Cr Masselos

Seconder: Cr Keenan

That Council:

1. In accordance with the Art Collection Acquisition and Deaccessioning Guidelines, accepts the gift of a

bronze sculpture by artist Cathy Weiszmann, as set out in the report, to commemorate Pauline Menczer.

2. Authorises the General Manager or delegate to do all things necessary to finalise the matter.

Cr Murray was not present for the vote on this item.

**CM/7.7/24.07 Access and Inclusion Advisory Panel Meeting - 13 June 2024 - Minutes and
Community Membership Extension (A21/0096)**

MOTION / UNANIMOUS DECISION

Mover: Cr Masselos

Seconder: Cr Lewis

That Council:

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

Cr Murray was not present for the vote on this item.

**CM/7.8/24.07 Arts, Culture and Creativity Advisory Committee Meeting - 12 June 2024 - Minutes
(A23/0398)**

MOTION / UNANIMOUS DECISION

Mover: Cr Masselos

Seconder: Cr Lewis

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

Cr Murray was not present for the vote on this item.

CM/7.9/24.07 Multicultural Advisory Committee Meeting - 8 May 2024 - Minutes (A24/0249)

MOTION / UNANIMOUS DECISION

Mover: Cr Masselos

Seconder: Cr Lewis

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

Cr Murray was not present for the vote on this item.

CM/7.10/24.07 Waverley Development Control Plan 2022 (Amendment No. 4) - Oxford Street Mall Standard Trading Hours Extension - Adoption (A16/0262)**MOTION / UNANIMOUS DECISION**

Mover: Cr Masselos
Seconded: Cr Keenan

That Council:

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

Division

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

Against the Motion: Nil.

Cr Murray was not present for the vote on this item.

CM/7.11/24.07 Waverley Local Planning Panel - Appointment of Expert Members (A13/0229)**MOTION / UNANIMOUS DECISION**

Mover: Cr Masselos
Seconded: Cr Lewis

That Council:

1. Appoints the following expert members to the Waverley Local Planning Panel (WLPP) from 1 July 2024 to 30 June 2027:
 - (a) Kate Bartlett.
 - (b) John Brockhoff.
 - (c) Stephen Davies.
 - (d) Susan Hoble.
 - (e) Kerry Kyriacou.
 - (f) Alison McCabe.
 - (g) David Milliken.
 - (h) Clare Swan.
 - (i) Mary-Lynne Taylor.

- (j) Gerard Turrisi.
 - (k) Joseph Vescio.
 - (l) Greg Woodhams.
2. Appoints the following expert members to the WLPP from 1 July 2024 to 24 June 2027:
- (a) Stuart McDonald.
 - (b) Sharon Veale.
3. Appoints Graham Brown as expert member to the WLPP from 1 July 2024 to 1 June 2025.

Cr Murray was not present for the vote on this item.

CM/7.12/24.07 Draft Resource Recovery and Waste Strategy - Exhibition (A20/0005)

MOTION / UNANIMOUS DECISION

Mover: Cr Gray
Seconder: Cr Keenan

That Council:

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

Cr Murray was not present for the vote on this item.

CM/7.13/24.07 Sustainability Expert Advisory Panel Meeting - 30 May 2024 - Minutes (A22/0310)

MOTION / UNANIMOUS DECISION

Mover: Cr Masselos
Seconder: Cr Lewis

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

Cr Murray was not present for the vote on this item.

CM/7.14/24.07 Petition - Laneway between Victoria Street Car Park and Bronte Road, Waverley - Naming (A15/0568)**MOTION / UNANIMOUS DECISION**

Mover: Cr Masselos
Seconded: Cr Lewis

That Council:

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

Cr Murray was not present for the vote on this item.

J Short (chief petitioner) addressed the meeting.

CM/7.15/24.07 Petition - Penkivil Street, Bondi - Resident Parking Scheme (A16/0643)**MOTION / UNANIMOUS DECISION**

Mover: Cr Masselos
Seconded: Cr Lewis

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

Cr Murray was not present for the vote on this item.

A Worssam and E Conaghan addressed the meeting.

CM/7.16/24.07 Petition - Warners Avenue, Brassie Street, Niblick Street and Blair Street, North Bondi - Resident Parking Scheme (A16/0643)

Cr Kay declared a less than significant non-pecuniary interest in this item and informed the meeting that he lives in a nearby street.

MOTION / UNANIMOUS DECISION

Mover: Cr Masselos
Seconded: Cr Lewis

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

Cr Murray was not present for the vote on this item.

D Quayle addressed the meeting.

CM/7.17/24.07 Tender Evaluation - Charing Cross Streetscape Upgrade - Civil Works (SF23/3929)**MOTION / UNANIMOUS DECISION**

Mover: Cr Masselos

Seconded: Cr Keenan

That Council:

1. Treats the tender evaluation attached to the report as confidential in accordance with section 11(3) of the *Local Government Act 1993*, as it relates to a matter specified in section 10A(2)(d)(i) of the *Local Government Act 1993*. The tender evaluation contains commercial information of a confidential nature that would, if disclosed, prejudice the commercial position of the person who supplied it.
2. Under section 178(1)(a) of the *Local Government (General) Regulation 2021*, accepts the preferred tenderer CA&I Pty Ltd for the supply of the head contractor services for the Charing Cross Streetscape Upgrade civil works for the sum of \$7,902,850 (excluding GST).
3. Authorises the General Manager or delegate to enter into contract on behalf of Council with the preferred tenderer.
4. Notifies unsuccessful tenderers of the decision in accordance with section 179 of the *Local Government (General) Regulation 2021*.

Cr Murray was not present for the vote on this item.

CM/7.18/24.07 Tender Evaluation - Waverley Cemetery Contemplation Shelters Restoration - Head Contractor Services (SF24/1752)**MOTION / UNANIMOUS DECISION**

Mover: Cr Masselos

Seconded: Cr Keenan

That Council:

1. Treats the tender evaluation attached to the report (Attachment 2) as confidential in accordance with section 11(3) of the *Local Government Act 1993*, as it relates to a matter specified in section 10A(2)(d)(i) of the *Local Government Act 1993*. The tender evaluation contains commercial information of a confidential nature that would, if disclosed, prejudice the commercial position of the person(s) who supplied it.
2. Under section 178(1)(a) of the *Local Government (General) Regulation 2021*, accepts the preferred tenderer Sydney Stone Masons Pty Ltd for the supply of head contractor services for the Waverley Cemetery Contemplation Shelters Restoration for the sum of \$949,381 (excluding GST).
3. Authorises the General Manager or delegate to enter into contract on behalf of Council with the preferred tenderer.
4. Brings forward the Long Term Financial Plan allocation for the project by increasing the 2024–25 project budget by \$650,000, to be funded from the Cemeteries Reserve.
5. Notifies unsuccessful tenderers of the decision in accordance with section 179 of the *Local Government (General) Regulation 2021*.

Cr Murray was not present for the vote on this item.

8. Notices of Motions**CM/8.1/24.07 Rose Bay Secondary College - Community Access (SF21/372)****MOTION / UNANIMOUS DECISION**

Mover: Cr Lewis

Seconder: Cr Gray

That Council:

1. Notes that the Rose Bay Secondary College has recently written to surrounding residents advising that from April 2024 they would be securing all gates that lead in and out of school grounds to keep the school safe and secure.
2. Notes that for many years there was an informal pedestrian link from Reina Street north around the perimeter of the Rose Bay Secondary College playing field and that this pedestrian link was closed from the commencement of a substantial upgrade to the school in 2004.
3. Notes that Council considered a report in 2006 regarding the walkway, as well as managed community access to the school grounds.
4. Requests the General Manager and Council officers to hold discussions with the Department of Education and Rose Bay Secondary College around options for provision of managed community access to the school grounds.

Cr Murray was not present for the vote on this item.

S Reuben addressed the meeting.

CM/8.2/24.07 Bondi Golf Course - Water Overflow (A24/0662)

Cr Goltsman declared a significant non-pecuniary interest in this item and informed the meeting that he knows adjacent owners. Cr Goltsman was not present at the meeting for the consideration and vote on this item.

MOTION (WITHDRAWN)

Mover: Cr Betts

Seconder: Cr Kay

That Council investigates and reports on options to prevent the flash flooding of rainwater accumulating on Bondi Golf Course and then exiting the course between the two man-made berms (raised slope) created for the golf course, southwards towards the rear of 146, 148 and 150 Hastings Parade, causing considerable damage to the properties (mainly number 146) and cost to Council for remedial work every time it rains, including but not limited to:

1. The swale solution (using an earth channel to convey water from one point to another), prepared by stormwater specialists ACOR Consultants who were engaged by the resident of number 150. Their solution, already provided to Council, proposes to redirect excess water on the golf course to the cliff and then into the sea.
2. Other options that may include capturing water in an underground retention tank and reusing it locally.

3. Creating a stormwater pit before the gap in the two man-made berms/hills and a stormwater drain to convey the water to the sea.

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

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

THE MOVER OF THE MOTION THEN WITHDREW THE MOTION AND MOVED THE FOLLOWING MOTION, WHICH WAS PUT AND DECLARED CARRIED UNANIMOUSLY:

MOTION / UNANIMOUS DECISION

Mover: Cr Betts

Seconder: Cr Kay

That Council officers:

1. Prepare a short report for the next Council or Committee meeting on options to prevent the flash flooding of rainwater accumulating on the golf course and inundating properties, including 146, 148 and 150 Hasting Parade, by redirecting the excess water to the cliff.
2. Include costs and time frames for a quick solution to the problem in the report.

J Singer and J Reef addressed the meeting.

CM/8.3/24.07 Waverley Park Playground Stage 3 - Picnic and Intergenerational Fitness Area Funding (SF23/95)

MOTION

Mover: Cr Kay

Seconder: Cr Burrill

That Council:

1. Notes that the Waverley Park Playground Stage 1 works have been successfully completed, with Stage 2 works to be finalised in the coming months.
2. Notes that the recently adopted 2024–25 Operational Plan proposed a \$400,000 allocation towards Waverley Park Stage 3 (Picnic and Intergenerational Fitness Area) to be fully funded via grants.
3. Notes that Council has recently been notified that we have been unsuccessful for two separate NSW Government grants, leaving the project unfunded at this time.
4. Replaces grant funding for the Waverley Park Stage 3 project in the 2024–25 budget with Council's Centralised Reserve and/or another source of funding, as appropriate, noting that the final funding allocation will be advised in Council's Q1 budget report, as per the General Manager's comment.

THE MOTION WAS PUT AND DECLARED LOST.

CM/8.4/24.07 Sydney 2000 Olympic Games Beach Volleyball Event - Commemoration of 25th Anniversary (A02/0276)**MOTION / UNANIMOUS DECISION**

Mover: Cr Goltsman
Seconder: Cr Burrill

That Council:

1. Investigates the feasibility of nominating a Blue Plaque or other commemorative plaque at Bondi Beach to commemorate the 25th anniversary of the beach volleyball event held during the Sydney 2000 Olympic Games.
2. Officers prepare a report to Council on the investigation findings, including recommendations for the next steps.

Cr Wy Kanak was not present for the vote on this item.

P Quartly (on behalf of the Waverley Historical Society and North Bondi Precinct) addressed the meeting.

CM/8.5/24.07 Accessible Coastal Pathway between South Bondi and Marks Park (A05/1638)**MOTION**

Mover: Cr Kay
Seconder: Cr Betts

That Council:

1. Continues to assess the current damage to the cliff face and to estimate what repairs and costs would be necessary to 'make good' the coastal walk so that it is useable, structurally sound and resilient to future storm events, including the costs to shore up the existing rock-collapse, to safeguard the rest of the cliff face against future collapse, and to make the badly worn staircase safe and future proof.
2. Officers convene a Councillor briefing when draft conclusions and recommendations for the above assessment have been reached.
3. Defers consideration of whether to proceed with an investigation into the feasibility of an accessible step-free pathway from South Bondi to Marks Park to the November 2024 Council meeting, when Council will consider the Q1 budget report for the 2024–25 financial year and potential funding sources for the investigation can be identified. The investigation, should it proceed, could include but not be limited to the following, as identified before the commencement of the investigation:
 - (a) The estimated number of additional people who would use an accessible pathway.
 - (b) A comparison of estimated construction costs between:
 - (i) An accessible step-free pathway solution integrated into a future remediation plan for the cliff face as a replacement for the existing coastal walk.
 - (ii) Solutions that consider any 'making good' of the existing coastal walk as separate from an accessible step-free pathway.
 - (c) Consideration of a staged approach to the work so that the coastal walkway (currently closed)

can be opened as soon as possible.

- (d) Consideration of funding sources, especially from Federal and State government grants.
- (e) Steps and estimated time frame for design, approval, and construction elements of the work.

THE MOTION WAS PUT AND DECLARED LOST.

Division

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

Against the Motion: Crs Fabiano, Gray, Keenan, Lewis, Masselos, Murray and Wy Kanak.

J Pereira addressed the meeting.

9. Questions with Notice

CM/9.1/24.07 40 km/h Speed Limit Changes - South of Bondi Road (A03/2293)

QUESTION

The following question was submitted by Cr Burrill:

Acknowledging that there have been several delays to the roll-out of the Council-endorsed speed limit reduction to 40 km/h for Council streets south of Bondi Road within the Waverley local government area, with these delays including Ministerial approval and requests from Transport for NSW (TfNSW) for further information and refinement of signage layout plans, could officers indicate when they expect:

1. Council officers will finish their update to the signage layout plans and lodge with TfNSW?
2. The NSW Minister for Transport to sign off on the roll-out?
3. The roll-out of the 40 km/h speed limit signage will commence and then be completed, and the new 40 km/h speed limit to become enforceable?

General Manager's answer

Council is in the process of engaging a specialist traffic consultant to revise schematics of signage locations to reflect the feedback received from Transport for NSW. Officers anticipate the engagement and completion of the revised plans to be completed by early September 2024.

It is anticipated that a further two months are required for the Minister for transport to then endorse the speed limit change. Council officers will be prepared to begin the signage roll-out and speed change towards the end of the 2024 calendar year. Further details in relation to enforceability will be discussed with TfNSW and the NSW Police, noting that a grace period will be in place, which is likely to be four weeks.

Shane Smith

Acting Director, Assets and Operations

10. Urgent Business

There was no urgent business.

11. Closed Session

CM/11/24.07 **Closed Session**

There were no matters dealt with in closed session.

CM/11.1/24.07 **CONFIDENTIAL REPORT - Procurement Exemption - GIS Software (A23/0805)**

Council dealt with this item in open session.

MOTION / UNANIMOUS DECISION

Mover: Cr Masselos

Seconder: Cr Lewis

That Council:

1. Treats the report as confidential in accordance with section 11(3) of the *Local Government Act 1993*, as it relates to a matter specified in section 10A(2)(d)(i) of the *Local Government Act 1993*. The report contains commercial information of a confidential nature that would, if disclosed, prejudice the commercial position of the person who supplied it.
2. Approves a procurement exemption to renew the support and maintenance subscriptions for Council's GIS software: MapInfo and Spectrum Spatial (Discover).
3. Authorises the General Manager or delegate to complete negotiations and execute all necessary documentation to finalise the matter.

Cr Murray was not present for the vote on this item.

13. Meeting Closure

THE MEETING CLOSED AT 9.18 PM.

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SIGNED AND CONFIRMED
MAYOR
20 AUGUST 2024