



**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 12.00 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 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 Nemesch

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 Nemes

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 Masseelos

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. Notices of Motion

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 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.

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 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.

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
Seconded: 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 Nemesh

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, Nemesh, 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 Nemesch

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 Nemesch

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
Seconder: Cr Stephenson

That Council:

1. Treats the report as confidential in accordance with section 11(3) of the *Local Government Act 1993*, as it relates to a matter specified in section 10A(2)(c) of the *Local Government Act 1993*. The report contains information that would, if disclosed, confer a commercial advantage on a person with whom Council is conducting (or proposes to conduct) business.

2. Defers this item to the March 2025 Council meeting.

AMENDMENT

Mover: Cr Masselos

Seconder: 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

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 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.

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SIGNED AND CONFIRMED
MAYOR
18 MARCH 2025