



WAVERLEY
COUNCIL

**MINUTES OF THE WAVERLEY COUNCIL MEETING
HELD AT WAVERLEY COUNCIL CHAMBERS, CNR PAUL STREET AND BONDI ROAD, BONDI JUNCTION ON
TUESDAY, 12 APRIL 2022**

Present:

Councillor Paula Masselos (Mayor) (Chair)	Lawson Ward
Councillor Elaine Keenan (Deputy Mayor)	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 Steven Lewis	Hunter Ward
Councillor Tim Murray	Waverley Ward
Councillor Will Nemesh	Hunter Ward

Staff in attendance:

Emily Scott	General Manager
Sam McGuinness	Acting Director, Planning, Environment and Regulatory
Sharon Cassidy	Acting Director, Community, Assets and Operations
Meredith Graham	Acting Director, Customer Service and Organisation Improvement
Richard Sheridan	Interim Director, Finance and Governance

At the commencement of proceedings at 7.03 pm, those present were as listed above, with the exception of Cr Nemesh who arrived at 7.39 pm during addresses by members of the public.

At 9.30 pm, following the vote on item CM/8.2/22.04, the meeting adjourned for a short break.

At 9.38 pm, the meeting resumed with those present as listed above, with the exception of Cr Burrill who did not return.

PRAYER AND ACKNOWLEDGEMENT OF INDIGENOUS HERITAGE

The General Manager read the following Opening Prayer:

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

The Mayor read the following Acknowledgement of Indigenous Heritage:

Waverley Council respectfully acknowledges our Indigenous heritage and recognises the ongoing Aboriginal traditional custodianship of the land which forms our Local Government Area.

1. Apologies/Leaves of Absence

CM/1.1/22.04 Request for Leave of Absence - Cr Wy Kanak (A03/0029)

MOTION / UNANIMOUS DECISION

Mover: Cr Fabiano

Seconder: Cr Murray

That Council grants Cr Wy Kanak leave of absence from the Council meeting on 12 April 2022 to attend to sorry business.

2. Declarations of Pecuniary and Non-Pecuniary Interests

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

3. Obituaries

Scott Field
Paul Goodchild
Eddie Kreyman

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 B Mouroukas (on behalf of Bondi Heights Precinct) – CM/5.2/22.04 – Adoption of Minutes – Waverley Traffic Committee Meeting – 24 March 2022 – TC/C.01/22.03 – 40 km/h Speed Limit Changes – Traffic Control Devices – Park Parade and Dickson Street at Birrell Street, Bondi.

4.2 G Beard (on behalf of Bronte Precinct) – CM/5.2/22.04 – Adoption of Minutes – Waverley Traffic Committee Meeting – 24 March 2022 – TC/C.01/22.03 – 40 km/h Speed Limit Changes – Traffic Control Devices – Park Parade and Dickson Street at Birrell Street, Bondi.

- 4.3 V Milson – CM/7.10/22.04 – Planning Proposal – War Memorial Hospital – Birrell Street Sites – 99-117 Birrell Street, Waverley.
- 4.4 M Main – CM/7.10/22.04 – Planning Proposal – War Memorial Hospital – Birrell Street Sites – 99-117 Birrell Street, Waverley.
- 4.5 C Rodriguez – CM/7.10/22.04 – Planning Proposal – War Memorial Hospital – Birrell Street Sites – 99-117 Birrell Street, Waverley.
- 4.6 J McAlpin (on behalf of Charing Cross Precinct) – CM/7.10/22.04 – Planning Proposal – War Memorial Hospital – Birrell Street Sites – 99-117 Birrell Street, Waverley.
- 4.7 L Mellos – CM/7.10/22.04 – Planning Proposal – War Memorial Hospital – Birrell Street Sites – 99-117 Birrell Street, Waverley.
- 4.8 J Jungheim – CM/7.10/22.04 – Planning Proposal – War Memorial Hospital – Birrell Street Sites – 99-117 Birrell Street, Waverley.
- 4.9 S Hely (on behalf of Bronte Beach Precinct and Friends of War Memorial Hospital) – CM/7.10/22.04 – Planning Proposal – War Memorial Hospital – Birrell Street Sites – 99-117 Birrell Street, Waverley.
- 4.10 S Furness (on behalf of Uniting) – CM/7.10/22.04 – Planning Proposal – War Memorial Hospital – Birrell Street Sites – 99-117 Birrell Street, Waverley.
- 4.11 M Moran – CM/8.1/22.04 – Carrington Road, Bronte Road and Victoria Street Intersection, Waverley – Red Light Speed Camera.
- 4.12 M Wun – CM/8.2/22.04 – Miller Street, Bondi – Streetscape Upgrade.
- 4.13 P George – CM/8.2/22.04 – Miller Street, Bondi – Streetscape Upgrade.
- 4.14 J Occhiuto – CM/8.2/22.04 – Miller Street, Bondi – Streetscape Upgrade.
- 4.15 M Moran – CM/8.3/22.04 – St Charles’ Primary School, Waverley – Bus Stop Removal.

ITEMS BY EXCEPTION

MOTION / UNANIMOUS DECISION

Mover: Cr Masselos

Seconder: Cr Keenan

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

- CM/5.1/22.04 Confirmation of Minutes – Council Meeting – 15 March 2022.
- CM/7.5/22.04 Delegations Review.
- CM/7.6/22.04 Investment Portfolio Report – March 2022.
- CM/7.9/22.04 Electric Vehicle Chargers in Eastgate Car Park.
- CM/7.12/22.04 Ocean Lovers Festival 2022 – Fee Waiver.

CM/11.3/22.04 CONFIDENTIAL REPORT – Bondi Festival – Switzerland Tourism Sponsorship.

5. Confirmation and Adoption of Minutes

CM/5.1/22.04 Confirmation of Minutes - Council Meeting - 15 March 2022 (SF21/6063)

MOTION / UNANIMOUS DECISION

Mover: Cr Masselos

Seconder: Cr Keenan

That the minutes of the Council meeting held on 15 March 2022 be received and noted, and that such minutes be confirmed as a true record of the proceedings of that meeting.

CM/5.2/22.04 Adoption of Minutes - Waverley Traffic Committee Meeting - 24 March 2022 (SF21/6066)

MOTION / UNANIMOUS DECISION

Mover: Cr Masselos

Seconder: Cr Keenan

That Part 1 of the minutes of the Waverley Traffic Committee meeting held on 24 March 2022 be received and noted, and that the recommendations contained therein be adopted.

Save and except the following:

1. TC/C.01/22.03 – 40 km/h Speed Limit Changes – Traffic Control Devices – Park Parade and Dickson Street at Birrell Street, Bondi.

And that this item be dealt with separately below.

CM/5.2.1/22.04 Adoption of Minutes - Waverley Traffic Committee Meeting - 24 March 2022 - TC/C.01/22.03 - 40 km/h Speed Limit Changes - Traffic Control Devices - Park Parade and Dickson Street at Birrell Street, Bondi (A18/0579)

This item was saved and excepted by Cr Kay.

MOTION

Mover: Cr Kay

Seconder: Cr Betts

That Council:

1. Does not adopt the Traffic Committee's recommendation.
2. Reiterates resolution CM/5.2.1/21.06, passed at the Council meeting on 22 June 2021, that includes Council undertaking a local area traffic study to develop a comprehensive long-term solution to traffic issues at the intersections of Park Parade and Dickson Street with Birrell Street.
3. Supports a local area traffic study for each intersection that:
 - (a) Adopts a base case for current traffic movements where vehicles can turn left and right

simultaneously into Birrell Street.

- (b) Identifies the impacts of the proposed single exit lane designs on traffic flows and volumes in the local area as compared to the base case movements.
 - (c) Considers timed No Right Turn restrictions for vehicles turning into Birrell Street at peak times.
4. Receives a further recommendation from the Waverley Traffic Committee following its consideration of the local area traffic study outcomes that includes the opportunity for community consultation.

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 and Murray.

B Mouroukas (on behalf of Bondi Heights Precinct) and G Beard (on behalf of Bronte Precinct) addressed the meeting.

6. Mayoral Minutes

There were no mayoral minutes.

7. Reports

CM/7.1/22.04 **Draft Community Strategic Plan 2022-2032 and Long Term Financial Plan 6 (2022-2033) - Exhibition (SF21/5734)**

MOTION

Mover: Cr Masselos

Seconder: Cr Keenan

That Council:

1. Publicly exhibits the draft Community Strategic Plan 2022-2032 (Waverley 2032) and the draft Long Term Financial Plan 6 (2022–2033) attached to the report (Attachments 1 and 3) for 28 days.
2. Receives and notes the Waverley Community Strategic Plan Community Engagement Outcomes Report 2022–2023 attached to the report (Attachment 2).
3. Notes that the Long Term Financial Plan (LTFP):
 - (a) Will be reviewed annually in line with the Operational Plan and Annual Budget development.
 - (b) Sets out the projects and initiatives that Council intends to invest in and the associated resource requirements for the next 10 years. It considers and utilises a range of options for achieving balanced budgets over the life of LTFP 6 likely including realising efficiencies and cost reductions within Council operations, applying reserve funds earlier than forecast in LTFP 6, reducing or rescheduling the capital expenditure program and increasing revenue to fund specific programs and initiatives.

4. Authorises the General Manager to make any necessary editorial and content changes to the draft Waverley 2032 and LTFP documentation for public exhibition to give effect to Council's resolution.
5. Officers prepare a report to Council following the exhibition period.

THE MOVER OF THE MOTION THEN ACCEPTED THE ADDITION OF NEW CLAUSES.

THE MOTION AS AMENDED WAS THEN PUT AND DECLARED CARRIED.

DECISION

That Council:

1. Publicly exhibits the draft Community Strategic Plan 2022-2032 (Waverley 2032) and the draft Long Term Financial Plan 6 (2022–2033) attached to the report (Attachments 1 and 3) for 28 days.
2. Receives and notes the Waverley Community Strategic Plan Community Engagement Outcomes Report 2022–2023 attached to the report (Attachment 2).
3. Notes that the Long Term Financial Plan (LTFP):
 - (a) Will be reviewed annually in line with the Operational Plan and Annual Budget development.
 - (b) Sets out the projects and initiatives that Council intends to invest in and the associated resource requirements for the next 10 years. It considers and utilises a range of options for achieving balanced budgets over the life of LTFP 6 likely including realising efficiencies and cost reductions within Council operations, applying reserve funds earlier than forecast in LTFP 6, reducing or rescheduling the capital expenditure program and increasing revenue to fund specific programs and initiatives.
4. Authorises the General Manager to make any necessary editorial and content changes to the draft Waverley 2032 and LTFP documentation for public exhibition to give effect to Council's resolution.
5. Noting that recent stormwater surges have caused damage to Bronte and Bondi Beach infrastructure, and grant funding from Federal and NSW State governments may be available in the next financial year 2022–23 for future sea wall construction projects, urgently investigates:
 - (a) Bringing forward the Bronte sea wall capital works project for concept design to commence in the first half of the 2022–23 financial year so that it has the best opportunity to be integrated into the Bronte Surf Life Saving Club project design and community consultation, and then staged within the construction works.
 - (b) Bringing forward the Bondi sea wall capital works project for concept design to commence earlier than currently planned.
6. Updates the draft 2022–23 Budget and draft Long Term Financial Plan 6 (2022–2033), as appropriate, to include results from the above sea wall investigations in the post-exhibition Council report.
7. Investigates design measures to address landscaping and amenity outcomes in Bronte Park resulting from the new sea wall.
8. Officers prepare a report to Council following the exhibition period.

Division

For the Motion: Crs Fabiano, Gray, Keenan, Lewis, Masselos and Murray.

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

CM/7.2/22.04 Draft Strategic Asset Management Plan 6 (SAMP 6) - Exhibition (SF22/882)

MOTION

Mover: Cr Lewis

Seconder: Cr Fabiano

That Council:

1. Publicly exhibits the draft Strategic Asset Management Plan 6 attached to the report (Attachment 1) for 28 days.
2. Officers prepare a report to Council following the exhibition period.

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

THE MOTION WAS THEN PUT AND DECLARED CARRIED UNANIMOUSLY.

UNANIMOUS DECISION

That Council:

1. Publicly exhibits the draft Strategic Asset Management Plan (SAMP) 6 attached to the report (Attachment 1) for 28 days.
2. Officers prepare a report to Council following the exhibition period, including consideration of online access to SAMP 6 for Councillors and the community.

CM/7.3/22.04 Draft Environmental Action Plan 2022-2032 - Exhibition (A08/1210)

MOTION

Mover: Cr Keenan

Seconder: Cr Murray

That Council:

1. Publicly exhibits the draft Environmental Action Plan (EAP) 2022–2032 attached to the report for 28 days.
2. Officers prepare a report to Council following the exhibition period.

AMENDMENT

Mover: Cr Betts

Seconder: Cr Burrill

That the following clause be added to the motion:

‘Officers prepare a report to show how Council is tracking against the EAP2 target of a reduction of 70% of greenhouse gas emissions in 2050 against Council’s 2003 and 2004 base usage.’

THE AMENDMENT WAS PUT AND DECLARED LOST.

Division**For the Amendment:** Crs Betts, Burrill, Goltsman, Kay and Nemesh.**Against the Amendment:** Crs Fabiano, Gray, Keenan, Lewis, Masselos and Murray.

THE MOTION WAS THEN PUT AND DECLARED CARRIED UNANIMOUSLY.

UNANIMOUS DECISION

That Council:

1. Publicly exhibits the draft Environmental Action Plan 2022–2032 attached to the report for 28 days.
2. Officers prepare a report to Council following the exhibition period.

CM/7.4/22.04 Draft Delivery Program 2022-2026, Operational Plan 2022-2023 including Budget and Pricing Policy, Fees and Charges - Exhibition (SF21/5734)**MOTION**

Mover: Cr Lewis

Seconder: Cr Fabiano

That:

1. Council publicly exhibits for 28 days:
 - (a) The draft Delivery Program 2022–2026 (Waverley 2026) and the draft Operational Plan 2022–2023 (Waverley 2023), including the Budget and Statement of Revenue Policy, attached to the report (Attachments 1 and 2).
 - (b) The proposed Rating Structure for 2022–23 contained on page 69 of the draft Operational Plan 2022–23 together with the proposed Pricing Policy and Schedule of Fees and Charges 2022–23. In accordance with sections 497, 516, 518, 529(2)(d), 534, 535 and 548(3) of the *Local Government Act* (the Act), it is proposed that the following rates and charges be set for every parcel of rateable land within the local government area for the period 1 July 2022 to 30 June 2023:
 - (i) An ordinary rate of 0.116114 cents in the dollar subject to a minimum rate in accordance with section 548(3) of the Act per assessment on all rateable land categorised Residential in accordance with section 516 of the Act and subcategorised Ordinary in accordance with section 529(2)(b) of the Act.
 - (ii) An ordinary rate of 0.541561 cents in the dollar on all rateable land categorised Business in accordance with section 518 of the Act and subcategorised Ordinary in accordance with section 529 (2)(d) of the Act.
 - (iii) An ordinary rate of 0.894755 cents in the dollar on all rateable land categorised Business in accordance with section 518 of the Act and subcategorised Bondi Junction in accordance with section 529(2)(d) of the Act
 - (c) The draft Pricing Policy, Fees and Charges 2022–23 attached to the report (Attachment 4).
 - (d) The proposed Domestic Waste Management Service Charge being set at \$594.40 per service

per annum for the financial year 2022-23 in accordance with section 496 of the Act.

- (e) The proposed Stormwater Management Service Charge contained on page 72 of the draft Operational Plan 2022–23 in accordance with section 496A of the Act for the financial year 2022–23 as follows:

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

2. Receives and notes the detailed funding sources for the draft 2022–23 capital work program projects attached to the report (Attachment 3).
3. Authorises the General Manager to apply to the Independent Pricing and Regulatory Tribunal for a permanent single-year special variation of 2.5%, which is \$816,298 for 2022–23 (ASV) under section 508(2) of the *Local Government Act*, noting that:
 - (a) The purpose is to bring the rate cap in line with this year’s CPI (Attachment 5) as communicated in 2021 through the consultation process of the annual budget and Long Term Financial Plan.
 - (b) Council requires these funds to keep delivering the services in the Operational Plan and maintain an operating performance ratio of 0.02%.
4. Authorises the General Manager to make any necessary editorial and content changes to the draft Delivery Program 2022–2026, Operational Plan 2022–2023, including the Budget and Pricing Policy Fees and Charges 2022–2023, for public exhibition to give effect to Council’s resolution.
5. Officers prepare a report to Council following the exhibition period.

AMENDMENT

Mover: Cr Betts
 Seconder: Cr Kay

That:

1. The following clause 1(b) be added to the motion:

‘A separate specific community consultation ‘Have Your Say’ project and communication with all Precincts in relation to the additional special rate variation application of a 2.5% rate increase.’
2. Clause 3 be amended to read as follows:

‘If the majority of residents agree, authorises the General Manager to apply to the Independent Pricing and Regulatory Tribunal for a permanent single-year special variation of 2.5%, which is \$816,298 for 2022–23 (ASV) under section 508(2) of the *Local Government Act*, noting that:

 - (a) The purpose is to bring the rate cap in line with this year’s CPI (Attachment 5) as

communicated in 2021 through the consultation process of the annual budget and Long Term Financial Plan.

- (b) Council requires these funds to keep delivering the services in the Operational Plan and maintain an operating performance ratio of 0.02%.'

AT THIS STAGE IN THE PROCEEDINGS, CR BURRILL, SECONDED BY CR BETTS, MOVED A MOTION OF DISSENT ON THE CHAIR'S RULING THAT CR LEWIS HAD NOT IMPUGNED CR BETTS.

THE MOTION OF DISSENT WAS PUT AND DECLARED LOST.

THE AMENDMENT WAS THEN PUT AND DECLARED LOST.

THE MOTION WAS THEN PUT AND DECLARED CARRIED UNANIMOUSLY.

UNANIMOUS DECISION

That:

1. Council publicly exhibits for 28 days:
 - (a) The draft Delivery Program 2022–2026 (Waverley 2026) and the draft Operational Plan 2022–2023 (Waverley 2023), including the Budget and Statement of Revenue Policy, attached to the report (Attachments 1 and 2).
 - (b) The proposed Rating Structure for 2022–23 contained on page 69 of the draft Operational Plan 2022–23 together with the proposed Pricing Policy and Schedule of Fees and Charges 2022–23. In accordance with sections 497, 516, 518, 529(2)(d), 534, 535 and 548(3) of the *Local Government Act* (the Act), it is proposed that the following rates and charges be set for every parcel of rateable land within the local government area for the period 1 July 2022 to 30 June 2023:
 - (i) An ordinary rate of 0.116114 cents in the dollar subject to a minimum rate in accordance with section 548(3) of the Act per assessment on all rateable land categorised Residential in accordance with section 516 of the Act and subcategorised Ordinary in accordance with section 529(2)(b) of the Act.
 - (ii) An ordinary rate of 0.541561 cents in the dollar on all rateable land categorised Business in accordance with section 518 of the Act and subcategorised Ordinary in accordance with section 529 (2)(d) of the Act.
 - (iii) An ordinary rate of 0.894755 cents in the dollar on all rateable land categorised Business in accordance with section 518 of the Act and subcategorised Bondi Junction in accordance with section 529(2)(d) of the Act
 - (c) The draft Pricing Policy, Fees and Charges 2022–23 attached to the report (Attachment 4).
 - (d) The proposed Domestic Waste Management Service Charge being set at \$594.40 per service per annum for the financial year 2022-23 in accordance with section 496 of the Act.
 - (e) The proposed Stormwater Management Service Charge contained on page 72 of the draft Operational Plan 2022–23 in accordance with section 496A of the Act for the financial year 2022–23 as follows:

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

2. Receives and notes the detailed funding sources for the draft 2022–23 capital work program projects attached to the report (Attachment 3).
3. Authorises the General Manager to apply to the Independent Pricing and Regulatory Tribunal for a permanent single-year special variation of 2.5%, which is \$816,298 for 2022–23 (ASV) under section 508(2) of the *Local Government Act*, noting that:
 - (a) The purpose is to bring the rate cap in line with this year’s CPI (Attachment 5) as communicated in 2021 through the consultation process of the annual budget and Long Term Financial Plan.
 - (b) Council requires these funds to keep delivering the services in the Operational Plan and maintain an operating performance ratio of 0.02%.
4. Authorises the General Manager to make any necessary editorial and content changes to the draft Delivery Program 2022–2026, Operational Plan 2022–2023, including the Budget and Pricing Policy Fees and Charges 2022–2023, for public exhibition to give effect to Council’s resolution.
5. Officers prepare a report to Council following the exhibition period.

CM/7.5/22.04 Delegations Review (SF21/6084)

MOTION / UNANIMOUS DECISION

Mover: Cr Masselos
 Seconder: Cr Keenan

That Council makes no changes to its delegations to:

1. The General Manager attached to the report (Attachment 1).
2. The Finance, Operations and Community Services Committee attached to the report (Attachment 2).
3. The Strategic Planning and Development Committee attached to the report (Attachment 3).

CM/7.6/22.04 Investment Portfolio Report - March 2022 (A03/2211)**MOTION / UNANIMOUS DECISION**

Mover: Cr Masselos

Seconder: Cr Keenan

That Council:

1. Receives and notes the Investment Summary Report for March 2022 attached to the report.
2. Notes that the Interim Director, Finance and Governance, 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/7.7/22.04 Returns Disclosing Interests of Councillors and Designated Persons (A21/0564)**MOTION / UNANIMOUS DECISION**

Mover: Cr Fabiano

Seconder: Cr Keenan

That Council notes the returns of Councillors and designated persons disclosing interests for the period December 2021 to March 2022 including Cr Wy Kanak's return, which was received after the due date.

CM/7.8/22.04 Australian Local Government Association - National General Assembly 2022 (A13/0314)**MOTION / DECISION**

Mover: Cr Masselos

Seconder: Cr Keenan

That Council:

1. Nominates the Mayor, Deputy Mayor and Crs Fabiano, Murray and Goltsman to attend the 2022 Australian Local Government Association National General Assembly to be held at the National Convention Centre in Canberra from Sunday, 19 June, to Wednesday, 22 June 2022.
2. Meets the applicable registration fees and travel, accommodation, meal and incidental expenses, in accordance with its Councillor Expenses and Facilities Policy for those Councillors nominated to attend the Assembly.
3. Nominates the Mayor as the voting delegate in the event that more than one Councillor is nominated to attend the Assembly.
4. Approves the attendance of the General Manager at the Assembly.

CM/7.9/22.04 Electric Vehicle Chargers in Eastgate Car Park (A11/0853)**MOTION / UNANIMOUS DECISION**

Mover: Cr Masselos

Seconder: Cr Keenan

That Council:

1. Treats the attachments to the report as confidential in accordance with section 11(3) of the *Local Government Act 1993*, as they relate to a matter specified in section 10A(2)(d)(i) of the *Local Government Act 1993*. The attachments contain commercial information of a confidential nature that would, if disclosed, prejudice the commercial position of the person who supplied it.
2. Subject to technical constraints and the support of the Eastgate Cost Share Committee, enters into a licence agreement with Evie Networks to install two electric vehicle (EV) fast chargers in Eastgate Car Park on the terms set out in the report.
3. Subject to technical constraints and the support of the Eastgate Cost Share Committee, enters into a licence agreement with Tesla to install six EV ultra-fast chargers in Eastgate Car Park on the terms set out in the report.
4. Authorises the General Manager to finalise negotiations and execute the licences.
5. Investigates opportunities to increase the number of EV chargers in Eastgate Car Park and other locations in the Waverley local government area, with a report to be prepared to Council within 12 months.

CM/7.10/22.04 Planning Proposal - War Memorial Hospital - Birrell Street Sites - 99-117 Birrell Street, Waverley (PP-2/2020)**MOTION**

Mover: Cr Murray

Seconder: Cr Burrill

That Council:

1. Does not support the planning proposal to amend the *Waverley Local Environmental Plan 2012* in respect of 99-117 Birrell Street, Waverley, as exhibited.
2. Requests the Department of Planning and Environment (DPE), as the Local Plan Making Authority, to consider the following matters if the DPE proceeds to support the planning proposal in the post-Gateway assessment:
 - (a) Floor space ratio (FSR) not to exceed 1:1.
 - (b) Height of building (HOB) not to exceed 12 m.
 - (c) The site is excluded from the Affordable Housing SEPP bonus provisions relating to FSR and HOB.
 - (d) A mechanism is provided to achieve a minimum of 10% affordable housing on the site in line with Council's endorsed Affordable Housing Contribution Scheme.
 - (e) Existing residents are rehoused within the Eastern Suburbs region to ensure there is no

dislocation from their local community.

- (f) Inclusion of social impact mitigation provisions as part of the process.
3. Notes that the Development Control Plan (DCP) continues to be reviewed and will be finalised by Council following the finalisation and gazettal of the planning proposal and will incorporate matters including:
- (a) The Conservation Management Plan design principles, to provide guidance to ensure that the heritage significance of Edina and the gardens are respected in any future development.
 - (b) A development standard or objective to ensure that the DCP protects, maintains or exceeds the existing mature tree canopy, including minimising the reduction in aggregate tree canopy and habitat corridor available on the site in any future development.
 - (c) The main entry gates to the site at the corner of Birrell Street and Bronte Road are conserved and the site will be accessible to the public via these gates, and that pedestrian accessibility through the site will be improved.
 - (d) Setbacks and proposed building footprints for future buildings consider the location of existing mature trees on the site and minimise the loss of mature landscaping where possible.
 - (e) Minimise the potential adverse impacts of parking and traffic generation associated with the proposal on the surrounding street network.
4. Forwards the submissions and exhibition report to the DPE.
5. Writes to all those who made submissions advising them of Council's decision.

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

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

UNANIMOUS DECISION

That Council:

- 1. Does not support the planning proposal to amend the *Waverley Local Environmental Plan 2012* in respect of 99-117 Birrell Street, Waverley, as exhibited.
- 2. Notes that Uniting does not own all of the properties at 99-117 Birrell Street and that the residents who live in the area have lodged objections to the planning proposal.
- 3. Requests the Department of Planning and Environment (DPE), as the Local Plan Making Authority, to consider the following matters if the DPE proceeds to support the planning proposal in the post-Gateway assessment:
 - (a) Floor space ratio (FSR) not to exceed 1:1.
 - (b) Height of building (HOB) not to exceed 12 m.
 - (c) The site is excluded from the Affordable Housing SEPP bonus provisions relating to FSR and HOB.

- (d) A mechanism is provided to achieve a minimum of 10% affordable housing on the site in line with Council's endorsed Affordable Housing Contribution Scheme.
 - (e) Existing residents are rehoused within the Eastern Suburbs region to ensure there is no dislocation from their local community.
 - (f) Inclusion of social impact mitigation provisions as part of the process.
4. Notes that the Development Control Plan (DCP) continues to be reviewed and will be finalised by Council following the finalisation and gazettal of the planning proposal and will incorporate matters including:
- (a) The Conservation Management Plan design principles, to provide guidance to ensure that the heritage significance of Edina and the gardens are respected in any future development.
 - (b) A development standard or objective to ensure that the DCP protects, maintains or exceeds the existing mature tree canopy, including minimising the reduction in aggregate tree canopy and habitat corridor available on the site in any future development.
 - (c) The main entry gates to the site and their curtilage at the corner of Birrell Street and Bronte Road are conserved and the site will be accessible to the public via these gates, and that pedestrian accessibility through the site will be improved.
 - (d) Setbacks and proposed building footprints for future buildings consider the location of existing mature trees on the site and minimise the loss of mature landscaping where possible.
 - (e) Minimise the potential adverse impacts of parking and traffic generation associated with the proposal on the surrounding street network.
5. Forwards the submissions and exhibition report to the DPE.
6. Writes to all those who made submissions advising them of Council's decision.

Division

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

Against the Motion: Nil.

V Milson, M Main, C Rodriguez, J McAlpin (on behalf of Charing Cross Precinct), L Mellos, J Jungheim, S Hely (on behalf of Bronte Beach Precinct and Friends of War Memorial Hospital) and S Furness (on behalf of Uniting) addressed the meeting.

CM/7.11/22.04 Voluntary Planning Agreement - 18-20 Allens Parade, Bondi Junction (SF22/811)

MOTION / DECISION

Mover: Cr Lewis

Seconder: Cr Murray

That Council:

1. Endorses the draft planning agreement attached to the report applying to land at 18–20 Allens Parade, Bondi Junction, offering a total monetary contribution of \$81,400, with \$61,050 (75%) to be

allocated to public domain upgrades in Bondi Junction east or the Bronte Road, Bondi Junction, centre and \$20,350 (25%) to be allocated to the Waverley Affordable Housing Program in accordance with Council's Planning Agreement Policy 2014.

2. Authorises the Mayor and General Manager to sign and execute the agreement and affix the Council seal to the documentation.

Division

For the Motion: Crs Betts, Burrill, Gray, Goltsman, Kay, Lewis, Masselos, Murray and Nemesh.

Against the Motion: Crs Fabiano and Keenan.

CM/7.12/22.04 Ocean Lovers Festival 2022 - Fee Waiver (A22/0042)**MOTION / UNANIMOUS DECISION**

Mover: Cr Masselos

Seconder: Cr Keenan

That Council, in accordance with section 610E of the *Local Government Act 1993*, waives \$24,790 (excluding GST) of fees to assist the Ocean Lovers Alliance in running the 2022 Ocean Lovers Festival.

8. Notices of Motions**CM/8.1/22.04 Carrington Road, Bronte Road and Victoria Street Intersection, Waverley - Red Light Speed Camera (A03/0537)****MOTION**

Mover: Cr Murray

Seconder: Cr Gray

That Council:

1. Notes that the intersection of Carrington Road, Bronte Road and Victoria Street, Waverley, is a dangerous intersection and there is no available data on the number of cars that frequently run the red lights.
2. Investigates the need for the installation of a red light speed camera with Transport for NSW (TfNSW).
3. Consults the community, Waverley Police and TfNSW on the installation of a red light speed camera at the intersection of Carrington Road and Bronte Road.
4. Develops a methodology for data collection with Waverley Police on the dangerous traffic conditions at the intersection necessary to meet the criteria for consideration of the installation of red light speed cameras.
5. Meets with the community to discuss the implementation of the strategy and support the gathering of the data.
6. Using the gathered data, works with TfNSW to install a red light speed camera at the intersection.
7. Requests the Waverley Traffic Committee to support the above actions to work towards the

installation of a red light speed camera at the intersection.

8. Officers prepare a report to Council or the Waverley Traffic Committee with a plan to achieve the above.

THE MOVER OF THE MOTION THEN ACCEPTED THE DELETION OF CLAUSE 7 AND AN AMENDMENT TO CLAUSE 8.

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

UNANIMOUS DECISION

That Council:

1. Notes that the intersection of Carrington Road, Bronte Road and Victoria Street, Waverley, is a dangerous intersection and there is no available data on the number of cars that frequently run the red lights.
2. Investigates the need for the installation of a red light speed camera with Transport for NSW (TfNSW).
3. Consults the community, Waverley Police and TfNSW on the installation of a red light speed camera at the intersection of Carrington Road and Bronte Road.
4. Develops a methodology for data collection with Waverley Police on the dangerous traffic conditions at the intersection necessary to meet the criteria for consideration of the installation of red light speed cameras.
5. Meets with the community to discuss the implementation of the strategy and support the gathering of the data.
6. Using the gathered data, works with TfNSW to install a red light speed camera at the intersection.
7. Officers prepare a report to Council with a plan to achieve the above.

M Moran addressed the meeting.

CM/8.2/22.04 Miller Street, Bondi - Streetscape Upgrade (A03/0747)

MOTION

Mover: Cr Murray
Seconder: Cr Gray

That Council:

1. Notes that the community has a desire that Miller Street, Bondi, is a safe pedestrian street.
2. Undertakes a design of a streetscape upgrade that considers the following:
 - (a) Narrow either end of the street to the width that a large truck can pass.
 - (b) Make small speed bumps or pebbled surface at either end of the street.

- (c) Increase planting and traffic islands within road at either end of the street.
 - (d) Plant an indigenous garden with information about how to use foods.
 - (e) Increase and encourage grass verge gardens and planting.
 - (f) Create seating where neighbours and pedestrians can sit and talk or work on street projects.
 - (g) Set up community notice boards at either end with information about the area's history and connections, such as indigenous names/people/history, Margaret Whitlam's house, original homesteads, local school, church.
 - (h) Set up a 'found-it-on-the-corner' spot where people can put lost items or notices about things they have lost.
 - (i) Establish a street library.
 - (j) Install one or more EV charging hubs.
 - (k) Support community days about gardening, solar technologies, seasonal planting, produce sale and exchange, garage sales, clothes swaps and learn-to-ride-a-bike days.
 - (l) Implement periodic pedestrian/bike-only days.
3. Undertakes community consultation on the design to ensure residents are satisfied with the design.
 4. Officers prepare a report to Council on the consultation outcomes and the budget source for the project.
 5. Notes that this project is to be considered independent of the planned traffic study in the area.

FORESHADOWED MOTION (LAPSED)

Mover: Cr Kay

That Council defers this item for:

1. Community consultation on matters including but not limited to:
 - (a) Narrowing either end of the street to the width that a large truck can pass.
 - (b) Making small speed bumps or pebbled surface at either end of the street.
 - (c) Increasing planting and traffic islands within road at either end of the street.
 - (d) Planting an indigenous garden with information about how to use foods.
 - (e) Increasing and encouraging grass verge gardens and planting.
 - (f) Creating seating where neighbours and pedestrians can sit and talk or work on street projects.
 - (g) Setting up community notice boards at either end with information about the area's history and connections, such as Indigenous names/people/history, Margaret Whitlam's house, original homesteads, local school, church.
 - (h) Setting up a 'found-it-on-the-corner' spot where people can put lost items or notices about

things they have lost.

- (i) Establishing a street library.
- (j) Installing one or more EV charging hubs.
- (k) Supporting community days about gardening, solar technologies, seasonal planting, produce sale and exchange, garage sales, clothes swaps and learn-to-ride-a-bike days.
- (l) Implementing periodic pedestrian/bike-only days.

2. A report to be prepared after the community consultation for Council's consideration.

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

DECISION

That Council:

1. Notes that the community has a desire that Miller Street, Bondi, is a safe pedestrian street.
2. Undertakes a design of a streetscape upgrade that considers the following:
 - (a) Narrow either end of the street to the width that a large truck can pass.
 - (b) Make small speed bumps or pebbled surface at either end of the street.
 - (c) Increase planting and traffic islands within road at either end of the street.
 - (d) Plant an indigenous garden with information about how to use foods.
 - (e) Increase and encourage grass verge gardens and planting.
 - (f) Create seating where neighbours and pedestrians can sit and talk or work on street projects.
 - (g) Set up community notice boards at either end with information about the area's history and connections, such as indigenous names/people/history, Margaret Whitlam's house, original homesteads, local school, church.
 - (h) Set up a 'found-it-on-the-corner' spot where people can put lost items or notices about things they have lost.
 - (i) Establish a street library.
 - (j) Install one or more EV charging hubs.
 - (k) Support community days about gardening, solar technologies, seasonal planting, produce sale and exchange, garage sales, clothes swaps and learn-to-ride-a-bike days.
 - (l) Implement periodic pedestrian/bike-only days.
3. Undertakes community consultation on the design to ensure residents are satisfied with the design.
4. Officers prepare a report to Council on the consultation outcomes and the budget source for the

project.

- Notes that this project is to be considered independent of the planned traffic study in the area.

Division

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

Against the Motion: Crs Betts, Burrill, Goltsman, Kay and Nemes.

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

M Wun, P George and J Occhiuto addressed the meeting.

CM/8.3/22.04 St Charles' Primary School, Waverley - Bus Stop Removal (A03/0537)

MOTION / UNANIMOUS DECISION

Mover: Cr Murray

Seconder: Cr Gray

That Council:

- Notes that St Charles' Primary School wishes to remove the bus stop at the front of the school as no children from the school use the bus and it is inconvenient and unsafe in that location next to the school drop-off and pick-up zone. The school has unsuccessfully lobbied for five years to achieve this outcome.
- Investigates the removal of the bus stop outside St Charles' Primary School on Carrington Road with Transport for NSW including consultation with the community and transport unions.
- Officers report back to Council or the Waverley Traffic Committee on the outcome of the investigation.

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

M Moran addressed the meeting.

CM/8.4/22.04 Modern Slavery Act 2018 (NSW) (A22/0114)

MOTION / UNANIMOUS DECISION

Mover: Cr Goltsman

Seconder: Cr Kay

That Council:

- Notes that on Friday, 19 November 2021, the NSW Parliament voted in favour of amendments to the *Modern Slavery Act 2018 (NSW)*.
- Further notes that the purpose of this Act is to:
 - Combat modern slavery.
 - Provide assistance and support for victims of modern slavery.

- (c) Provide for an Anti-slavery Commissioner.
- (d) Provide for detection and exposure of modern slavery that may have occurred or is likely to occur.
- (e) Raise community awareness and provide education and training about modern slavery.
- (f) Encourage collaborative action to combat modern slavery.
- (g) Provide the assessment of the effectiveness and appropriateness of laws prohibiting modern slavery and improve the implementation and enforcement of such laws.
- (h) Provide for mandatory reporting of risks of modern slavery occurring in the supply chains of government agencies.
- (i) Make forced marriage of a child and certain slavery and slavery-like conduct offences in New South Wales.
- (j) Further, penalise involvement in cybersex trafficking by making it an offence to administer a digital platform for child abuse material or encourage another person to use a digital platform to deal with child abuse material.
- (k) Provide education, training, and guidance about identifying and addressing modern slavery within organisations' supply chains.

3. Notes the General Manager's comment as follows:

'Sustainable procurement is a key strategy that Council utilises to ensure that the purchase of its goods and services are carried out in an ethical, fair and socially responsible manner. One of the key components that supports sustainable procurement is the *Modern Slavery Act 2018* which came into effect on 1 January 2022.

To ensure that Council's suppliers clearly understand the importance of complying with the *Modern Slavery Act*, Council's market approach documents, including requests for quotes (RFQ), requests for tenders (RFT) and expressions of Interest (EOI), each contain references to the *Modern Slavery Act*. When suppliers lodge a response to any RFQ/RFT/EOI documents issued to them by Council, that is deemed to be an acknowledgement and representation of requirements in relation the *Modern Slavery Act* and that the supplier will comply with all relevant legislation. Suppliers also agree to provide periodic evidence of compliance and give access to all relevant information demonstrating compliance for the duration of any contract that may be awarded.

When tendering for significant projects in major spend categories such as construction, maintenance and ICT, Council frequently uses external vendor panels including Local Government Procurement (LGP), NSW Government Procurement, SSROC and Procurement Australia. In order to be accepted as a pre-qualified supplier on any of these vendor panels, suppliers must agree to comply with the legislative requirements of the *Modern Slavery Act* and provide any relevant information to their respective vendor panel manager upon request.

This provides Council with an additional level of assurance that when dealing with suppliers that have each gone through a comprehensive application process in order to become a pre-qualified supplier on these vendor panels, we can be certain that these suppliers are providing their goods and services in accordance with the relevant modern slavery legislative requirements.

Council's internal Procurement Policy contains specific details that explain the purpose of the

Modern Slavery Act 2018 and the importance of conducting Council's procurement activities in a manner that complies with the requirements of the Act.'

4. Publishes in its annual report for the financial year 2022–23 the following:
- (a) A statement of the action taken by Council concerning any issue raised by the Anti-slavery Commissioner during the year concerning the operations of Council and identified by the Commissioner as being a significant issue.
 - (b) A statement of steps taken to ensure that goods and services procured by and for Council during the year were not the product of modern slavery within the *Modern Slavery Act 2018*.

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

9. Questions with Notice

There were no questions with notice.

10. Urgent Business

There were no items of urgent business.

11. Closed Session

CM/11/22.04 Closed Session

MOTION

Mover: Cr Masselos

Seconder: Cr Lewis

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/11.1/22.04 CONFIDENTIAL REPORT - Community Tenancies - Award of Leases

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.

CM/11.2/22.04 CONFIDENTIAL REPORT - Bondi Pavilion Restoration and Conservation Project - Quarterly Report

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.

CM/11.4/22.04 CONFIDENTIAL REPORT - Organisation Development Program and Structure Review

This matter is considered to be confidential in accordance with section 10A(2)(a) 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 personnel matters concerning particular individuals (other than councillors).

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 9.47 pm, Council moved into closed session.

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

CM/11.1/22.04 CONFIDENTIAL REPORT - Community Tenancies - Award of Leases (SF19/3947)

MOTION / UNANIMOUS DECISION

Mover: Cr Lewis

Seconder: Cr Keenan

That Council:

1. Treats the report as confidential in accordance with section 11(3) of the *Local Government Act 1993*, as it relates to a matter specified in section 10A(2)(c) of the *Local Government Act 1993*. The report contains information that would, if disclosed, confer a commercial advantage on a person with whom Council is conducting (or proposes to conduct) business.
2. Approves the recommendations in relation to new leasing arrangements for three community tenant organisations, including the lease term and rental schedule, as set out in the attachment to the report, subject to the following amendment:
 - (a) The Grace Child Care accommodation grant for years 2 and 3 is 100% of the rental increase, with \$0 rental increase to be paid in years 2 and 3.
3. Authorises the General Manager to complete negotiations and execute all necessary documents to finalise the matter.

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

CM/11.2/22.04 CONFIDENTIAL REPORT - Bondi Pavilion Restoration and Conservation Project - Quarterly Report (A15/0272)**MOTION**

Mover: Cr Masselos
Second: Cr Keenan

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. Receives and notes the update report on the Bondi Pavilion Restoration and Conservation project.
3. Approves additional budget of \$4,049,603 to cover approved variations above the allowed contingency, including retention of the mosaic, latent conditions, and pandemic costs, with \$2,000,000 to be allocated from the SAMP Infrastructure Reserve and \$2,049,603 from the Sale of Surplus Land Reserve.
4. Approves the additional projected budget of \$4,375,230 to be funded from the SAMP Infrastructure and Sale of Surplus Land Reserves, with the budget adjustment made at Q3.
5. Notes that as the project entered the major demolition and construction phase, unforeseeable and significant latent conditions and COVID-19 delays have been experienced unrelated to the scope in the Council-approved project, but rather issues faced when working on a significant heritage building in poor condition in a hostile coastal environment and transforming it into a condition 1 building asset with a Green Star accreditation.

AT THIS STAGE IN THE PROCEEDINGS, CR NEMESH, SECONDED BY CR BETTS, MOVED A MOTION OF DISSENT ON THE CHAIR'S RULING THAT CR BETTS WAS INCORRECT IN HER CALCULATION OF THE COST OF THE RESTORATION AND CONSERVATION PROJECT.

THE MOTION OF DISSENT 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. Receives and notes the update report on the Bondi Pavilion Restoration and Conservation project.
3. Approves additional budget of \$4,049,603 to cover approved variations above the allowed contingency, including retention of the mosaic, latent conditions, and pandemic costs, with \$2,000,000 to be allocated from the SAMP Infrastructure Reserve and \$2,049,603 from the Sale of Surplus Land Reserve.
4. Approves the additional projected budget of \$4,375,230 to be funded from the SAMP Infrastructure

and Sale of Surplus Land Reserves, with the budget adjustment made at Q3.

- Notes that as the project entered the major demolition and construction phase, unforeseeable and significant latent conditions and COVID-19 delays have been experienced unrelated to the scope in the Council-approved project, but rather issues faced when working on a significant heritage building in poor condition in a hostile coastal environment and transforming it into a condition 1 building asset with a Green Star accreditation.

Division

For the Motion: Crs Fabiano, Gray, Keenan, Lewis, Masselos and Murray.

Against the Motion: Crs Betts, Goltsman, Kay and Nemesh.

CM/11.3/22.04 CONFIDENTIAL REPORT - Bondi Festival - Switzerland Tourism Sponsorship (A22/0036)

Council dealt with this item in open session.

MOTION / UNANIMOUS DECISION

Mover: Cr Masselos

Seconder: Cr Keenan

That 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)(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.
- Enters into a sponsorship agreement with Switzerland Tourism to support Bondi Festival in 2022, as detailed in the report.

CM/11.1/22.04 CONFIDENTIAL REPORT - Organisation Development Program and Structure Review (A22/0111)

MOTION / UNANIMOUS DECISION

Mover: Cr Masselos

Seconder: Cr Keenan

That 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)(a) of the *Local Government Act 1993*. The report contains personnel matters concerning particular individuals (other than councillors).
- Notes the organisational development program, structure review and planned initiatives set out in the report, which is provided to Council in accordance with section 333 of the *Local Government Act 1993*.
- Endorses the proposed structural change at the senior staff level in accordance with section 332 of the *Local Government Act 1993*.
- Notes the proposed structural change below the senior staff level in accordance with section 332 of

the *Local Government Act 1993*.

- 5. Notes that the General Manager will be consulting with directly affected staff, designated staff consultation mechanisms, relevant unions, and the wider staff community on the organisational structure review, and will report back to Council if, after consultation, further amendments or modifications are recommended that alter the proposal.

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

12. Resuming in Open Session

CM/12/22.04 Resuming in Open Session

MOTION / DECISION

Mover: Cr Masselos
Seconder: Cr Murray

That Council resumes in open session.

At 10.19 pm, Council resumed in open session.

Resolutions from closed session made public

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

13. Meeting Closure

THE MEETING CLOSED AT 10.23 PM.

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SIGNED AND CONFIRMED
MAYOR
17 MAY 2022