



**MINUTES OF THE FINANCE, OPERATIONS AND COMMUNITY SERVICES COMMITTEE MEETING  
HELD AT WAVERLEY COUNCIL CHAMBERS, CNR PAUL STREET AND BONDI ROAD, BONDI JUNCTION ON  
TUESDAY, 7 NOVEMBER 2023**

**Present:**

Councillor Paula Masselos (Mayor) (Acting Chair)	Lawson Ward
Councillor Sally Betts	Hunter Ward
Councillor Angela Burrill	Lawson Ward
Councillor Ludovico Fabiano	Waverley Ward
Councillor Leon Goltsman	Bondi Ward
Councillor Michelle Gray	Bondi Ward
Councillor Tony Kay	Waverley Ward
Councillor Elaine Keenan	Lawson Ward
Councillor Tim Murray	Waverley Ward
Councillor Will Nemesh	Hunter 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 7.03 pm, those present were as listed above.*

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

*Due to the deputy chair, Cr Murray, being unable to chair the meeting, the Committee elected Cr Masselos as acting chair of the Committee for this meeting.*

**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 Chair 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**

Apologies were received from Cr Steven Lewis.

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

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

**3. Addresses by Members of the Public**

3.1 G Vaughan – FC/5.7/23.11 – War Memorial Hospital – Significant Trees.

3.2 S Hely – FC/5.7/23.11 – War Memorial Hospital – Significant Trees.

3.3 G Fielden (on behalf of Uniting) – FC/5.7/23.11 – War Memorial Hospital – Significant Trees.

**ITEMS BY EXCEPTION****MOTION / UNANIMOUS DECISION**

Mover: Cr Masselos

Seconder: Cr Gray

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

FC/4.1/23.11 Confirmation of Minutes – Finance, Operations and Community Services Committee Meeting – 5 September 2023.

FC/5.2/23.11 Bondi Pavilion – Screenings – Trial Outcomes.

FC/5.4/23.11 Access and Inclusion Advisory Panel – Community Membership Extension.

FC/5.5/23.11 Multicultural Advisory Committee Meetings – Minutes – 4 May 2023 and 3 August 2023.

FC/5.6/23.11 Reconciliation Action Plan Advisory Committee Meeting – Minutes – 20 September 2023.

#### 4. Confirmation of Minutes

**FC/4.1/23.11 Confirmation of Minutes - Finance, Operations and Community Services Committee Meeting - 5 September 2023 (SF23/17)**

**MOTION / UNANIMOUS DECISION**

Mover: Cr Masselos

Seconder: Cr Gray

That the minutes of the Finance, Operations and Community Services Committee meeting held on 5 September 2023 be received and noted, and that such minutes be confirmed as a true record of the proceedings of that meeting.

#### 5. Reports

**FC/5.1/23.11 Social Media Policy and Media Policy - Adoption (A23/0625)**

**MOTION**

Mover: Cr Masselos

Seconder: Cr Keenan

That Council:

1. Adopts the Social Media Policy attached to the report (Attachment 1).
2. Adopts the Media Policy attached to the report (Attachment 2).

THE MOVER OF THE MOTION ACCEPTED AMENDMENTS TO CLAUSE 1.

**AMENDMENT**

Mover: Cr Goltsman

Seconder: Cr Kay

That clause 2 be amended to read as follows:

‘Adopts the Media Policy attached to the report (Attachment 2), subject to the following amendment:

- (a) Page 29 of the agenda, clause 4.2 – Amend to read as follows: “Councillors are permitted to share information related to Council materials in their communication with the media, provided such materials are directly relevant to discussions at hand and do not contravene confidentiality requirements or privacy laws.”

THE AMENDMENT WAS PUT AND DECLARED CARRIED.

**Division**

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

**Against the Amendment:** Cr Wy Kanak.

THE MOTION AS AMENDED WAS THEN PUT AND DECLARED CARRIED.

**DECISION**

That Council:

1. Adopts the Social Media Policy attached to the report (Attachment 1), subject to the following amendments:
  - (a) Page 21 of the agenda, clause 4.3, second dot point – Amend to read as follows: ‘content should be unbiased and unambiguous.’
  - (b) Page 21 of the agenda, clause 4.5, last sentence – Amend to read as follows: ‘Where a response is required, every reasonable effort will be made to acknowledge the post within one business day, or sooner in an urgent or crisis situation.’
  - (c) Page 22 of the agenda, clause 4.6, last dot point – Amend to read as follows: ‘any other inappropriate content or comments as determined by Council officers in consultation with the General Manager.’
  - (d) Page 23 of the agenda, clause 4.8, first paragraph – Amend to read as follows: ‘The obligations of Councillors with respect to their presence on social media, whether made in a personal capacity or in their capacity as a Councillor, must be factual and/or a Councillor’s opinion, and lawful, including avoiding infringement of copyright, privacy, defamation or harassment laws.’
  - (e) Page 23 of the agenda, clause 4.8, fifth paragraph – Amend to read as follows: ‘If a Councillor becomes or ceases to be the mayor, deputy mayor, or the holder of another position (for example, chairperson of a committee), this must be clearly stated on the Councillor’s social media platforms and updated within two weeks of a change in circumstances.’
2. Adopts the Media Policy attached to the report (Attachment 2), subject to the following amendment:
  - (a) Page 29 of the agenda, clause 4.2 – Amend to read as follows: ‘Councillors are permitted to share information related to Council materials in their communication with the media, provided such materials are directly relevant to discussions at hand and do not contravene confidentiality requirements or privacy laws.’

**FC/5.2/23.11                      Bondi Pavilion - Screenings - Trial Outcomes (A23/0012)****MOTION / UNANIMOUS DECISION**

Mover:        Cr Masselos  
Seconder:    Cr Gray

That Council hosts public screenings of popular sporting, cultural and other events in the inner courtyard of Bondi Pavilion as part of future programming.

**FC/5.3/23.11                      Affordable Housing Program Tenancy Policy - Exhibition (A09/0354)****MOTION / DECISION**

Mover:        Cr Masselos  
Seconder:    Cr Keenan

That Council:

1. Publicly exhibits the draft Affordable Housing Program Tenancy Policy attached to the report (Attachment 1) for 28 days.
2. Officers prepare a report to Council following the exhibition period.

**FC/5.4/23.11                      Access and Inclusion Advisory Panel - Community Membership Extension (A21/0096)**

**MOTION / UNANIMOUS DECISION**

Mover:        Cr Masselos  
Seconder:    Cr Gray

That Council extends the term of the community members on the Access and Inclusion Advisory Panel to September 2024 to align with the Council term.

**FC/5.5/23.11                      Multicultural Advisory Committee Meetings - Minutes - 4 May 2023 and 3 August 2023 (A23/0649)**

**MOTION / UNANIMOUS DECISION**

Mover:        Cr Masselos  
Seconder:    Cr Gray

That Council notes the minutes of the Multicultural Advisory Committee meetings held on 4 May 2023 and 3 August 2023 attached to the report.

**FC/5.6/23.11                      Reconciliation Action Plan Advisory Committee Meeting - Minutes - 20 September 2023 (A14/0173)**

**MOTION / UNANIMOUS DECISION**

Mover:        Cr Masselos  
Seconder:    Cr Gray

That Council notes the minutes of the Reconciliation Action Plan Advisory Committee meeting held on 20 September 2023 attached to the report.

**FC/5.7/23.11                      War Memorial Hospital - Significant Trees (SF19/2986)**

**MOTION / DECISION**

Mover:        Cr Masselos  
Seconder:    Cr Keenan

That Council:

1. Lists eight additional trees at the War Memorial Hospital in the Significant Tree Register, as set out in Table 2 of the report.
2. Notes that part E7 (Edina Estate) of the Waverley Development Control Plan 2022, adopted by Council on 1 August 2023, includes provisions for the protection of trees listed in Council's Significant Tree Register.

3. Notes that the Planning Secretary's Environmental Assessment Requirements, issued on 18 August 2023, require the proposed State Significant Development of the Edina Estate to consider the objectives and controls for the site as set out in part E7 (Edina Estate) of the Waverley Development Control Plan 2022.

*G Vaughan, S Hely and G Fielden (on behalf of Uniting) addressed the meeting.*

**FC/5.8/23.11                      Miller Street Streetscape Upgrade - Consultation Outcomes (SF23/4280)**

**MOTION**

Mover:        Cr Murray

Seconder:    Cr Fabiano

That Council:

1. Develops a concept design for the Miller Street Streetscape Upgrade, avoiding design elements such as a cul-de-sac, mid-street median and pocket park, and publicly exhibits the design for 28 days.
2. Officers prepare a report to the Traffic Committee following the exhibition period.

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. Develops a concept design for the Miller Street Streetscape Upgrade:
  - (a) Including the renewal of road surfaces, tree treatments, maintaining existing parking spaces and pedestrian safety, and kerb and guttering works.
  - (b) Avoiding design elements such as a cul-de-sac, mid-street median and pocket park, and does not consider narrowing Miller Street in view of community feedback.
2. Officers prepare a report to Council to publicly exhibit the design for 28 days.
3. Officers prepare a report to the Traffic Committee following the exhibition period.

**FC/5.9/23.11                      Sports Fields Hire - Short-Term Licences (A22/0369)**

**MOTION / UNANIMOUS DECISION**

Mover:        Cr Murray

Seconder:    Cr Gray

That Council:

1. Grants new short-term licence agreements with the sporting clubs and organisations set out in Table 1 of the report for the use of sports fields up to 31 August 2024.

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

**FC/5.10/23.11                      Tender Evaluation - Tamarama Kiosk - Lease (A23/0231)**

**MOTION / UNANIMOUS DECISION**

Mover:        Cr Murray

Seconder:    Cr Kay

That Council:

1. Treats the tender evaluation attached to the report as confidential in accordance with section 11(3) of the *Local Government Act 1993*, as it relates to a matter specified in section 10A(2)(d)(i) of the *Local Government Act 1993*. The evaluation contains commercial information of a confidential nature that would, if disclosed, prejudice the commercial position of the person(s) who supplied it.
2. Under clause 178(1)(a) of the *Local Government (General) Regulation 2021*, accepts the preferred tenderer Allan R Lewis and Jodie-Lee Boterhoek for the lease of Tamarama Kiosk for the sum of \$244,281 (excluding GST) over the initial three-year term of the lease.
3. Authorises the General Manager or delegate to enter into a lease on behalf of Council with the preferred tenderer for a term of three years with a two-year option.
4. Notifies unsuccessful tenderers of the decision in accordance with clause 179 of the *Local Government (General) Regulation 2021*.

**6.        Urgent Business**

There was no urgent business.

**7.        Meeting Closure**

**THE MEETING CLOSED AT 8.22 PM.**

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**SIGNED AND CONFIRMED**  
**CHAIR**  
**5 DECEMBER 2023**