

Ordinary Meeting

7:00 pm Wednesday 22 March 2023

Venue: Rockdale Town Hall, Council Chambers,, Level 1, 448 Princes Highway, Rockdale

Contact Us

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Bayside council acknowledges the Traditional custodians – the Gadigal/Bidjigal people of the Eora Nation.

The people of the Eora Nation, their spirit and ancestors will always remain with our water ways and the land – our Mother Earth.

Seating Plan for Council Meetings

**Director City
Performance**
Richard
Sheridan

**General
Manager**
Meredith Wallace

Mayor
Councillor
Christina CURRY

**Director
City Life**
Debra
Dawson

**Director
City Futures**
Peter
Barber

**Director City
Presentation**
Colin
Clissold



Deputy Mayor
Councillor
Scott MORRISSEY



Councillor
Jennifer MUSCAT



Councillor
Anne FARDELL



Councillor
Jo JANSYN



Councillor
Michael NAGI



Councillor
Bill SARAVINOVSKI



Councillor
Andrew TSOUNIS



Councillor
Greta WERNER



Councillor
Joe AWADA



Councillor
Liz BARLOW



Councillor
Paul SEDRAK



Councillor
Ed McDOUGALL



Councillor
Heidi Lee DOUGLAS



Councillor
Mark HANNA

Public Gallery

Statement of Ethical Obligations

Obligations

Oath [Affirmation] of Office by Councillors

Oath

I swear that I will undertake the duties of the office of councillor in the best interests of the people of Bayside Local Government Area and the Bayside Council and that I will faithfully and impartially carry out the functions, powers, authorities and discretions vested in me under the Local Government Act 1993 or any other Act to the best of my ability and judgment.

Affirmation

I solemnly and sincerely declare and affirm that I will undertake the duties of the office of councillor in the best interests of the people of Bayside Local Government Area and the Bayside Council and that I will faithfully and impartially carry out the functions, powers, authorities and discretions vested in me under the Local Government Act 1993 or any other Act to the best of my ability and judgment.

Code of Conduct conflict of interests

Pecuniary interests

A Councillor who has a **pecuniary interest** in any matter with which the council is concerned, and who is present at a meeting of the council at which the matter is being considered, must disclose the nature of the interest to the meeting.

The Councillor must not be present at, or in sight of, the meeting:

- a) at any time during which the matter is being considered or discussed, or
- b) at any time during which the council is voting on any question in relation to the matter.

Non-pecuniary conflicts of interests

A Councillor who has a **non-pecuniary conflict of interest** in a matter, must disclose the relevant private interest in relation to the matter fully and on each occasion on which the non-pecuniary conflict of interest arises in relation to the matter.

Significant non-pecuniary interests

A Councillor who has a **significant** non-pecuniary conflict of interest in relation to a matter under consideration at a council meeting, must manage the conflict of interest as if they had a pecuniary interest in the matter.

Non-significant non-pecuniary interests

A Councillor who determines that they have a non-pecuniary conflict of interest in a matter that is **not significant** and does not require further action, when disclosing the interest must also explain why conflict of interest is not significant and does not require further action in the circumstances.

MEETING NOTICE

The **Ordinary Meeting** of
Bayside Council
will be held in the Rockdale Town Hall, Council Chambers,
Level 1, 448 Princes Highway, Rockdale
on **Wednesday 22 March 2023** at **7:00 pm**

AGENDA

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The meeting will be video recorded and live streamed to the community via Council's YouTube page, in accordance with Council's Code of Meeting Practice.

Meredith Wallace
General Manager

1 OPENING MEETING

2 ACKNOWLEDGEMENT OF COUNTRY

Bayside Council respects the traditional custodians of the land, elders past and present, on which this meeting takes place, and acknowledges the Gadigal and Bidjigal Clans of the Sydney Basin.

3 OPENING PRAYER

4 APOLOGIES

5 DISCLOSURES OF INTEREST

In accordance with Council's Code of Meeting Practice, Councillors are reminded of their Oath or Affirmation of Office made under Section 233A of the Local Government Act and their obligations under the Council's Code of Conduct to disclose and appropriately manage conflicts of interest.

6 MINUTES OF PREVIOUS MEETINGS

Council Meeting

22/03/2023

Item No	6.1
Subject	Minutes of the Council Meeting - 22 February 2023
Report by	Richard Sheridan, Director City Performance
File	SF22/6204

Officer Recommendation

That the Minutes of the Council meeting held on 22 February 2023 be confirmed as a true record of proceedings.

Present

Councillor Christina Curry, Mayor
Councillor Joe Awada
Councillor Liz Barlow
Councillor Heidi Douglas
Councillor Ann Fardell
Councillor Mark Hanna
Councillor Jo Jansyn
Councillor Ed McDougall
Councillor Jennifer Muscat
Councillor Bill Saravinovski
Councillor Paul Sedrak
Councillor Andrew Tsounis
Councillor Greta Werner

Also Present

Meredith Wallace, General Manager
Colin Clissold, Director City Presentation
Debra Dawson, Director City Life
Peter Barber, Director City Futures
Richard Sheridan, Director City Performance
Fausto Sut, Manager Governance & Risk
Louise Farrell, Manager City Projects
Joe Cavagnino, Manager Procurement & Fleet
Bobbi Mayne, Manager Libraries & Lifestyle
Hong Nguyen, Manager Environment & Resilience
Jourdan De Leo, Manager Property
Maria Pavlides, Manager Customer Experience
Wendy Klopper, Manager Business Transformation
Danijel Andric, Chief Information Officer
Matthew Walker, Chief Financial Officer
Waisale Iowane, Senior Finance Business Partner
Christina Chin, Senior Financial Business Partner
Dale Morrison, Digital Content Producer

Maritza Abra, Acting Manager Strategic Planning
Suhradam Patel, IT Technical Support Officer
Anne Suann, Governance Officer
Tamara Lukic Governance Officer

1 Opening of Meeting

The Mayor opened the meeting in the Council Chambers, Rockdale Town Hall, Level 1, 448 Princes Highway, Rockdale at 7:08 pm.

The Mayor informed the meeting, including members of the public, that the meeting is being video recorded and live streamed to the community via Council's Facebook page, in accordance with Council's Code of Meeting Practice.

2 Acknowledgement of Country

The Mayor affirmed that Bayside Council acknowledges the traditional custodians: the Gadigal and Bidjigal people of the Eora nation, and pays respects to Elders past, present and emerging. The people of the Eora nation, their spirits and ancestors will always remain with our waterways and the land, our Mother Earth.

The Mayor, Councillor Curry, expressed the Council's deepest condolences to all those affected by the recent earthquake and aftershocks in Türkiye and Syria, and invited everybody in the Chamber to pause for 1 minute's silence.

3 Opening Prayer

Reverend Andrew Harper, from Bay City Church, Arncliffe, opened the meeting in prayer.

4 Apologies

Apologies

RESOLUTION

Minute No. 2023/001

Resolved on the motion of Councillors Sedrak and Jansyn

That the following apology be received and leave of absence granted:

- Councillor Scott Morrissey, Deputy Mayor

Attendance Via Audio-Visual Link

There was no attendance via audio-visual link.

5 Disclosures of Interest

Councillor Curry

11.2 CP23.001 – Tender – SSROC Bush Regeneration Services

Councillor Curry declared a Less than Significant Non-Pecuniary Interest in Item 11.2 CP23.001 on the basis that she is Council's Representative on the Board of SSROC but there is no conflict between Council and SSROC on this tender before the meeting tonight, and stated she would remain in the Chamber for consideration and voting on the matter.

11.2 CP23.002 - Tender - SSROC Linemarking Services

Councillor Curry declared a Less than Significant Non-Pecuniary Interest in Item 11.2 CP23.002 on the basis that she is Council's Representative on the Board of SSROC but there is no conflict between Council and SSROC on this tender before the meeting tonight, and stated she would remain in the Chamber for consideration and voting on the matter.

11.2 CP23.003 - Tender - SSROC Supply of Plants and Trees and Associated Services

Councillor Curry declared a Less than Significant Non-Pecuniary Interest in Item 11.2 CP23.003 on the basis that she is Council's Representative on the Board of SSROC but there is no conflict between Council and SSROC on this tender before the meeting tonight, and stated she would remain in the Chamber for consideration and voting on the matter.

12.1 - Notice of Motion - Stop the Commercialisation of Gardiner Park

Councillor Curry declared a Less than Significant Non-Pecuniary Interest in Item 12.1 on the basis that she attended the Banksia Tigers presentation night and has visited the club before, and stated she would remain in the Chamber for consideration and voting on the matter.

12.2 – Notice of Motion - Gambling Harm Minimisation

Councillor Curry declared a Significant Non-Pecuniary Interest in Item 12.1 on the basis that she is on the Board of ClubNSW, an organisation lobbying for the interest of clubs in NSW, and stated she would leave the Chamber for consideration and voting on the matter.

Councillor Fardell

11.2 CP23.003 – Tender - SSROC Supply of Plants and Trees and Associated Services

Councillor Fardell declared a Significant Non-Pecuniary Interest in Item 11.2 CP23.003 on the basis that she lives at the Discovery Point development, and is on the Board of Directors there, and the Board appoints contractors for various areas of the development one of which is Green Options P/L who look over its gardens. She stated she would leave the Chamber for consideration and voting on the matter.

Councillor Jansyn**12.1 - Notice of Motion - Stop the Commercialisation of Gardiner Park**

Councillor Jansyn declared a Less than Significant Non-Pecuniary Interest in Item 12.1 on the basis that she attended the Banksia Tigers presentation night, and stated she would remain in the Chamber for consideration and voting on the matter.

12.2 - Notice of Motion - Gambling Harm Minimisation

Councillor Jansyn declared a Less than Significant Non-Pecuniary Interest in Item 12.2 on the basis that she is a paid member of the South Sydney Graphic Arts Club but has no role in the club and she is not an active member, and stated she would remain in the Chamber for consideration and voting on the matter.

Councillor Saravinovski**12.1 - Notice of Motion - Stop the Commercialisation of Gardiner Park**

Councillor Saravinovski declared a Less than Significant Non-Pecuniary Interest in Item 12.1 on the basis that he attended the Banksia Tigers presentation night, and stated he would remain in the Chamber for consideration and voting on the matter.

12.2 - Notice of Motion - Gambling Harm Minimisation

Councillor Saravinovski declared a Less than Significant Non-Pecuniary Interest in Item 12.2 on the basis that he is a member of Ramsgate RSL Club, St George Leagues Club and Bankstown Sports Club. He stated that he has no role in the clubs and he is not an active member. He stated he would remain in the Chamber for consideration and voting on the matter.

Councillor Tsounis**11.4 CWA23.004 - New Footpath Selection Criteria and Priority List**

Councillor Tsounis declared a Less than Significant Non-Pecuniary Interest in Item 11.4 CWA23.004 on the basis that his street is included in the proposed footpath list, and stated he would remain in the Chamber for consideration and voting on the matter.

Councillor Werner**11.2 CP23.001 – Tender – SSROC Bush Regeneration Services**

Councillor Werner declared a Less than Significant Non-Pecuniary Interest in Item 11.2 CP23.001 on the basis that she is an alternate delegate on the Board of SSROC but there is no conflict between Council and SSROC on this tender before the meeting tonight, and stated she would remain in the Chamber for consideration and voting on the matter.

11.2 CP23.002 - Tender - SSROC Linemarking Services

Councillor Werner declared a Less than Significant Non-Pecuniary Interest in Item 11.2 CP23.002 on the basis that she is an alternate delegate on the Board of SSROC but there is no conflict between Council and SSROC on this tender before the meeting tonight, and stated she would remain in the Chamber for consideration and voting on the matter.

11.2 CP23.003 - Tender - SSROC Supply of Plants and Trees and Associated Services

Councillor Werner declared a Less than Significant Non-Pecuniary Interest in Item 11.2 CP23.003 on the basis that she is an alternate delegate on the Board of SSROC but there is no conflict between Council and SSROC on this tender before the meeting tonight, and stated she would remain in the Chamber for consideration and voting on the matter.

Item 12.1 – Notice of Motion - Stop the Commercialisation of Gardiner Park

Councillor Werner declared a Less Than Significant Non-Pecuniary interest in Item 12.1 as under clause 5.2 of the Bayside Code of Conduct she no longer has a private interest as she is no longer a member of Friends of Gardiner Park Inc. Under 5.9 b) she does not have a close personal relationship with anyone who will benefit from this decision, nor is she under 5.9 c) involved in any management or administration, or any other activities of any organisation involved. On this basis she will remain in the Chamber for consideration and voting on this item.

Councillor Awada**12.1 - Notice of Motion - Stop the Commercialisation of Gardiner Park**

Councillor Awada declared a Less than Significant Non-Pecuniary Interest in Item 12.1 on the basis that he attended the Banksia Tigers presentation night, and stated he would remain in the Chamber for consideration and voting on the matter.

Councillor Douglas**11.3 CPE23.002 – Summary of Responses from the Public Exhibition of the Draft Community and Verge Gardens Policy**

Councillor Douglas declared a Less than Significant Non-Pecuniary Interest in Item 11.3 (CPE23.002) on the basis that she is a member of the Bay Community Garden, and stated she would remain in the Chamber for consideration and voting on the matter.

11.5 BTC22.137 – Trial Closure of Bay Street, Brighton Le Sands – February 2023

Councillor Douglas declared a Less than Significant Non-Pecuniary Interest in Item 11.5 BTC22.137 on the basis of perception as she is a member of Peaceful Bayside, a group that advocates for safer streets across the whole Bayside LGA, and stated she would remain in the Chamber for consideration and voting on the matter.

Councillor Sedrak**12.1 - Notice of Motion - Stop the Commercialisation of Gardiner Park**

Councillor Sedrak declared a Less than Significant Non-Pecuniary Interest in Item 12.1 on the basis that he attended the Banksia Tigers presentation night, and stated he would remain in the Chamber for consideration and voting on the matter.

General Manger, Meredith Wallace**10.2 – Financial Assistance Request Bayside Business Enterprise Centre**

The General Manager, Meredith Wallace, declared a Significant Non-Pecuniary Interest in Item 10.2 on the basis that she is Council's delegate on the Board and Chair, and stated she would leave the Chamber for consideration and voting on the matter.

6 Minutes of Previous Meetings**[6.1 Minutes of the Council Meeting - 23 November 2022](#)****RESOLUTION**

Minute No. 2023/002

Resolved on the motion of Councillors Muscat and Barlow

That the Minutes of the Council meeting held on 23 November 2022 be received and the recommendations therein be adopted.

[6.2 Minutes of the Extraordinary Council Meeting - 7 December 2022](#)**RESOLUTION**

Minute No. 2023/003

Resolved on the motion of Councillors Awada and Jansyn

That the Minutes of the Extraordinary Council Meeting held on 7 December 2022 be confirmed as a true record of proceedings.

7 Mayoral Minutes

7.1 Mayoral Minute - Improving Customer Experience at Bayside

RESOLUTION

Minute No. 2023/004

Resolved on the motion of Councillors Curry

- 1 That Council notes that 2023 will see an increasing focus on customer experience across Bayside Council.
- 2 That Council develops and implements a cultural change program to launch in the first half of 2023 which includes clear objectives, measurements, and milestones.
- 3 That Council ensures that a Customer centric culture occurs at every level of Council and across every activity.
- 4 That Council notes that a process of improvement has already commenced.

7.2 Mayoral Minute - Vale George Glinatsis

Mr Ron Hoenig, Member for Heffron, spoke on the late George Glinatsis.

RESOLUTION

Minute No. 2023/005

Resolved on the motion of Councillors Curry

That Council endorse the comments contained in the Minute, and joins with the Mayor in expressing their deepest sympathies to the family of the late George Glinatsis, a former Councillor and Deputy Mayor of the City of Botany Bay.

8 Items by Exception

Procedural Motion

RESOLUTION

Minute No. 2023/006

Resolved on the motion of Councillors Jansyn and Muscat

That the order of business be altered to allow Council to deal with the remaining items by exception.

Multiple Business Items**RESOLUTION**

Minute No. 2023/007

Resolved on the motion of Councillors Jansyn and Muscat

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

- 10.3 Successful Grant - Her Way Program - Safer Cities for Women and Girls
- 10.8 December 2022 - Quarterly Budget Review Statement (QBRs)
- 10.9 November 2022 to January 2023 - Statutory Financial Reports Consolidated
- 10.10 Disclosure of Pecuniary Interest Return - Designated Persons (First Return)
- 10.11 Response to Question - Renewal Schedule for Beachside Toilet Facilities at Lady Robinson Beach, Kyeemagh
- 10.12 Response to Question - Wayfinding Signs for Parking at Brighton Le Sands Shopping Area
- 10.13 Response to Question - Wayfinding Signs for Beach Parking Along Lady Robinson Beach
- 10.14 Response to Question - Parking Lines for On Street Parking at Bay Street, Brighton Le Sands
- 11.1 Minutes of the City Services Committee Meeting - 1 February 2023
 - CS23.001 Proposed Draft Events Report for 2023
 - CS23.002 Trove - The National Library of Australia's Public Digital Archive
 - CS23.003 Minutes - Gardiner Park Reference Group Meeting - 30 November 2022
 - CS23.005 Response to Notice of Motion - Provision of Defibrillators and Training of People at Senior Citizen Centres
- 11.3 Minutes of the City Planning & Environment Committee Meeting - 8 February 2023
 - CPE23.001 Submission on Proposed Amendments to SEPP (Housing) 2021 - I
 - CPE23.003 Clause 4.6 Variations to Development Standards Quarterly Rep
- 11.4 Minutes of the City Works & Assets Committee Meeting - 8 February 2023
 - CWA23.001 Mascot Oval Upgrade
 - CWA23.002 Proposed Disposal of Land - 5A Waldron Street, Sandringham
 - CWA23.003 Proposed Closure and Sale - Part of Road Reserve at the Rear of 254 King Street, Mascot
- 11.5 Minutes of the Bayside Traffic Committee Meeting - 14 December 2022
 - BTC22.138 Bedford Place, Rockdale - Proposed Statutory 'No Stopping' restrictions

- BTC22.139 Bonar Street, Arncliffe - Proposed load limit restriction and pedestrian refuge island
- BTC22.140 Cadia Street, corner of Cadia and Warialda Streets, Kogarah - Proposed 90 degree angle parking
- BTC22.141 Cecil Street, Monterey - Proposed conversion of 'No Parking 6 am -10 am Thursday' to 'No Parking 6 am -10 am Monday and Thursday' to accommodate waste collection operations
- BTC22.142 Dunmore Street North, Bexley - Proposed 'No Right Turn' 6am-10am, 3pm-7pm Mon -Fri restriction from Dunmore Street North onto Forest Road
- BTC22.143 Lusty Street, Wolli Creek - Proposed Restriction to Parking
- BTC22.144 Sutherland Street, Rosebery - Proposed removal of 'Bus Zone 8am-9:30am, 2:30pm-4pm School Days'
- BTC22.145 Queen Victoria Street, Bexley - Proposed 'Motorbike only' Parking and Line Marked Bays between 186 and 188 Queen Victoria Street, Bexley
- BTC22.146 Renewal of Speed Humps
- BTC22.147 45 The Grand Parade, Brighton Le Sands - Proposed 15m Works Zone for 32 Weeks
- BTC22.148 Victoria Street, Botany - Proposed 'No Stopping' restrictions
- BTC22.150 General Business
- 11.6 Minutes of the Bayside Traffic Committee Meeting - 8 February 2023
 - BTC23.002 Ador Avenue, Rockdale - Proposed "No Stopping" Restrictions
 - BTC23.003 Banksia, Bexley North, Ramsgate Beach and Bardwell Park Post Office - Proposed mail zones for Australia Post
 - BTC23.004 Proposed timed parking and loading zone Bayview Street, Bexley
 - BTC23.005 Lot 29 (25) Chuter Avenue, Ramsgate - Proposed 10m 'Works zone, 7 am - 5 pm, Mon - Fri and 7 am - 1 pm Sat' WZ-2022/16
 - BTC23.006 Crawford Road, Brighton Le Sands - Proposed Bus Zones and Relocation of Mail Zone
 - BTC23.007 Exell Street, Banksmeadow - Proposed "Give Way" signposting
 - BTC23.008 Geeves Avenue, Rockdale - No Stopping Extension
 - BTC23.009 Gipps Street, Arncliffe - Proposed 'No Stopping' Restriction
 - BTC23.010 11 & 11A Hastings Street, Botany - Proposed 12m of Works Zone, 7 am - 5 pm, Mon - Fri and 7 am - 1 pm Sat WZ-2022/14
 - BTC23.012 Reading Road and Rowley Street, Brighton Le Sands
 - BTC23.013 Reginald Street and Bayview Street, Bexley - closure of redundant travel lane
 - BTC23.015 Sparks Street, Eastlakes - Proposed 'No Stopping' and Yellow C3 Line Marking
 - BTC23.016 82 Sutherland Street, Mascot - Proposed 9m 'Works zone, 7 am - 5 pm, Mon - Fri and 7 am - 1 pm Sat'

BTC23.017	Terry Street, Arncliffe - Proposed modification of existing '1/2P' to '1P' Parking Restriction
BTC23.018	Tour De Cure - March 2023
BTC23.020	General Business

9 Public Forum

11.6 BTC23.014 Saxby Close, Botany - Proposed conversion of 'No Parking' restriction to 'No Stopping' restriction)

The following person spoke at the meeting:

- Ms Nirit Halperin, interested citizen, speaking against the Committee Recommendation.

12.1 Notice of Motion - Stop the Commercialisation of Gardiner Park

The following people spoke at the meeting:

- Mr Garnet Brownbill, interested citizen, speaking for the Motion.
- Ms Catriona Carver, interested citizen, speaking for the Motion.
- Mrs Maria Ellensohn, interested citizen, speaking for the Motion.
- Mr Hassan Chebli, interested citizen, speaking against the Motion (who also spoke on behalf of Mrs Louise Kumar and Mr Nour Nijazi, interested citizens).
- Ms Irene Hatzipetros, Chairperson and Executive Director - Football St George, speaking against the Motion.

12.2 Notice of Motion - Gambling Harm Minimisation

The following person spoke at the meeting:

- Ms Tracy Yuen, interested citizen, speaking for the Motion

10 Reports

10.1 Draft Submission - M6 Stage 1 Urban Design and Landscape Plan

RESOLUTION

Minute No. 2023/011

Resolved on the motion of Councillors Barlow and Tsounis

- 1 That the report is received and noted.
- 2 That the General Manager finalises and makes a submission on behalf of Council to Transport for NSW on the M6 Stage 1 Urban Design and Landscape Plan that reflects the key issues raised in the report.

10.2 Financial Assistance Request Bayside Business Enterprise Centre

The General Manager, Meredith Wallace, left the Chamber due to her declaration of a Significant Non-Pecuniary Interest.

RESOLUTION

Minute No. 2023/012

Resolved on the motion of Councillors Jansyn and Sedrak

- 1 That Council approves up to \$25,000 as a prepayment of sponsorship monies paid to Bayside BEC pursuant to Section 356 (1) *Local Government Act 1993*.
- 2 That Councillors receive a business plan from the Bayside Business Enterprise Centre by July 2023.

The General Manager, Meredith Wallace, returned to the Chamber at the conclusion of this item.

10.3 Successful Grant - Her Way Program - Safer Cities for Women and Girls

RESOLUTION

Adopted Minute No. 2023/007

Resolved on the motion of Councillors Jansyn and Muscat

That the report on the Her Way Program grant funding is received and noted.

10.4 Response to Notice of Motion - Memorial Garden Seat

RESOLUTION

Minute No. 2023/013

Resolved on the motion of Councillors Hanna and Barlow

- 1 That Council receives, notes and endorses the proposed Memorial Policy for public consultation.
- 2 That the policy be expanded to include a detailed section on Memorial/Donated Garden Seats, similar to other Local, State and Federal Government entities that cater for this.
- 3 That the policy ensures that Council retains complete control over the granting or otherwise of such requests, including, but not limited to, their location, style etc, with all costs associated, including administrative costs and an allowance for maintenance to be met by the applicant.
- 4 That Council only agrees to such requests where there is a need for additional seating, or an existing seat is earmarked for replacement, or an opportunity arises for applicants to fund the installation of seats in newly created playgrounds, parks and the like. Should no such need be identified at the time of application, a waiting list be maintained by Council to allow an orderly and controlled roll out of donated seats.
- 5 That the policy ensures applicants are aware that Council will only be responsible for normal maintenance and acts of vandalism or normal wear and tear, necessitating replacement of the seat will be at the cost of the applicant. Should the applicant decline to meet the cost of replacement, Council will endeavour to return any plaque affixed to the applicant or other identified family member.
- 6 That Council reserves the right to move the seat to another location should this become necessary for operational or other reasons.
- 7 That, if considered necessary, a separate account be established by Council to ensure costs associated with this scheme remain transparent and fully funded.
- 8 That an expanded report incorporating all of the above including the updated policy be prepared by the General Manager or her delegate and listed on the agenda of the relevant April 2023 Committee Meeting for consideration.

10.5 Sydney Coastal Councils Group - Election of a new Council representative

RESOLUTION

Minute No. 2023/014

Resolved on the motion of Councillors Tsounis and Douglas

That Council appoints Councillor Douglas to be Council's representative on the

Sydney Coastal Councils Group Executive Committee.

10.6 Australian Local Government Association (ALGA) National General Assembly 2023 (NGA) - Calling for Notices of Motion and Councillor Attendance

RESOLUTION

Minute No. 2023/015

Resolved on the motion of Councillors Awada and Jansyn

- 1 That the Mayor and Deputy Mayor be authorised to attend the 2023 National General Assembly and associated functions.
- 2 That Councillors Jansyn, Werner, Douglas, Awada and Sedrak be endorsed to attend the 2023 National General Assembly and associated functions subject to the Councillors endorsed to attend confirming their ability to attend, and method of attendance, as soon as possible.
- 3 That the Councillors endorsed to attend be registered to attend the 2023 National General Assembly and associated functions in Canberra or virtually on 13-15 June 2023 as determined, in accordance with the Expenses & Facilities Policy.
- 4 That the Mayor or her nominee be the voting delegate for the motions considered by the Assembly.
- 5 That any notice of motion for submission to the National General Assembly be brought to the next Council Meeting on 22 March 2023 for consideration and determination.

10.7 Waste Conference 2023 - Call for Nominations to Attend

RESOLUTION

Minute No. 2023/016

Resolved on the motion of Councillors Tsounis and Barlow

- 1 That Councillors Jansyn, Nagi, Werner, Barlow, Sedrak and Tsounis be endorsed to attend the annual Waste Conference in Coffs Harbour from Tuesday 9 May – Thursday 11 May 2023 subject to the Councillors endorsed to attend confirming their ability to attend as soon as possible.
- 2 That Councillors registered to attend have their attendance recorded against their Professional Development Plans for 2023 and be required to provide an Attendance Report to Council, as soon as possible after the conference.

10.8 December 2022 - Quarterly Budget Review Statement (QBRs)

RESOLUTION

Adopted Minute No. 2023/007

Resolved on the motion of Councillors Jansyn and Muscat

- 1 That the Quarterly Budget Review Statement by the Responsible Accounting Officer (RAO) for the quarter ended 31 December 2022 be received and noted.
- 2 That in accordance with Clauses 203 and 211 of the Local Government (General) Regulations 2005, the proposed variations to the adopted revised budget detailed in Attachment 1 to the report are adopted by Council and the changes to income and expenditure items be voted.

10.9 November 2022 to January 2023 - Statutory Financial Reports Consolidated

RESOLUTION

Adopted Minute No. 2023/007

Resolved on the motion of Councillors Jansyn and Muscat

That the Statutory Financial Reports by the Responsible Accounting Officer be received and noted.

10.10 Disclosure of Pecuniary Interest Return - Designated Persons (First Return)

RESOLUTION

Adopted Minute No. 2023/007

Resolved on the motion of Councillors Jansyn and Muscat

That the information in the report be received and noted.

10.11 Response to Question - Renewal Schedule for Beachside Toilet Facilities at Lady Robinson Beach, Kyeemagh

The response was received.

10.12 Response to Question - Wayfinding Signs for Parking at Brighton Le Sands Shopping Area

The response was received.

10.13 Response to Question - Wayfinding Signs for Beach Parking Along Lady Robinson Beach

The response was received.

10.14 Response to Question - Parking Lines for On Street Parking at Bay Street, Brighton Le Sands

The response was received.

11 Minutes of Committees

11.1 Minutes of the City Services Committee Meeting - 1 February 2023

RESOLUTION

Adopted Minute No. 2023/007

Resolved on the motion of Councillors Jansyn and Muscat

That the Minutes of the City Services Committee meeting held on 1 February 2023 be noted with the exception of CS23.004 which was separately dealt with.

11.1 CS23.001 Proposed Draft Events Report for 2023

RESOLUTION

Adopted Minute No. 2023/007

Resolved on the motion of Councillors Jansyn and Muscat

- 1 That the proposed Event schedule attached to the report for the period January – June 2023 be received and noted.
- 2 That in reference to Carols by the Sea and New Year's Eve Fireworks which are not currently included in the indicative program for 2023/2024, that the Council notes the advice provided at tonight's meeting indicated that the current cost for these events is in the order of \$70,000 and \$450,000 respectively.
- 3 That Council officers investigate sponsorship and branding opportunities for all Christmas events by appropriate commercial partners.

- 4 That the indicative proposed cost to ratepayers for all Christmas events and New Year's Eve fireworks be presented to Council for consideration prior to the 2023/2024 Events Program being finalised.
- 5 That Council officers investigate the cost analysis of holding Carols at alternative locations across all five Wards and include those costs for budget considerations.
- 6 That Council officers consider sponsorship, branding, and granting opportunities across all major events held by Bayside Council.
- 7 That any future events report includes an evaluation of the previous annual events program including key outcomes and attendances.

11.1 CS23.002 Trove - The National Library of Australia's Public Digital Archive

RESOLUTION

Adopted Minute No. 2023/007

Resolved on the motion of Councillors Jansyn and Muscat

- 1 That Council makes representations to our local Federal Members in relation to the need for a sustainable Federal funding model for the continuation of free access to the Trove national database and upgrade of the digital archive systems of Trove.
- 2 That Council writes to the Hon. Tony Burke, Federal Minister for the Arts and the Hon. Paul Fletcher, Shadow Minister for Science and the Arts, calling for sustainable funding to ensure the continuation of free access to the Trove national database and upgrade of the digital archive systems of Trove.
- 3 That Council endorses the actions of the NSW Public Libraries Association in lobbying for additional sustainable funds for the continuation of free access to the Trove national database and upgrade of the digital archive systems of Trove.

11.1 CS23.003 Minutes - Gardiner Park Reference Group Meeting - 30 November 2022

RESOLUTION

Adopted Minute No. 2023/007

Resolved on the motion of Councillors Jansyn and Muscat

That the minutes of the Gardiner Park Reference Group meeting held on 30 November 2022 are received and noted.

**11.1 CS23.004 The Voice to Parliament and Uluru Statement
Community Education Program**

RESOLUTION

Minute No. 2023/017

Resolved on the motion of Councillors Barlow and Saravinovski

- 1 That the draft program be noted.
- 2 That, as a first step, Council seeks potential opportunities for collaboration through SSROC in relation to the development of resources.
- 3 That a budget proposal be provided during the development of the 2023/24 budget process.

**11.1 CS23.005 Response to Notice of Motion - Provision of
Defibrillators and Training of People at Senior Citizen
Centres**

RESOLUTION

Adopted Minute No. 2023/007

Resolved on the motion of Councillors Jansyn and Muscat

- 1 That the report be received and noted.
- 2 That a report be provided to the next appropriate forum advising of the status of grants.

**11.2 Minutes of the Corporate Performance Committee Meeting - 1
February 2023**

RESOLUTION

Minute No. 2023/018

Resolved on the motion of Councillors Jansyn and Saravinovski

That the Minutes of the Corporate Performance Committee meeting held on 1 February 2023 be noted with the exception of CP23.001, CP23.002 and CP23.003 which were separately dealt with.

11.2 CP23.001 Tender - SSROC Bush Regeneration Services

Councillors Curry and Werner had previously declared a Less than Significant Non-Pecuniary Interest.

RESOLUTION

Minute No. 2023/019

Resolved on the motion of Councillors Jansyn and Saravinovski

- 1 That the attachment to the report be withheld from the press and public as it is confidential for the following reason:

With reference to Section 10(A) (2) (d)(i) of the *Local Government Act 1993*, the attachment relates to commercial information of a confidential nature that would, if disclosed, prejudice the commercial position of the person who supplied it. It is considered that if the matter were discussed in an open Council Meeting it would, on balance, be contrary to the public interest due to the issue it deals with.

- 2 That the decision by the SSROC tender evaluation panel to create a panel of contractors, as detailed in the body of the report, for the supply of bush regeneration services, be endorsed.

11.2 CP23.002 Tender - SSROC Linemarking Services

Councillors Curry and Werner had previously declared a Less than Significant Non-Pecuniary Interest.

RESOLUTION

Minute No. 2023/020

Resolved on the motion of Councillors Jansyn and Saravinovski

- 1 That the attachment to the report be withheld from the press and public as they are confidential for the following reason:

With reference to Section 10(A) (2) (d)(i) of the *Local Government Act 1993*, the attachment relates to commercial information of a confidential nature that would, if disclosed, prejudice the commercial position of the person who supplied it. It is considered that if the matter were discussed in an open Council Meeting it would, on balance, be contrary to the public interest due to the issue it deals with.

- 2 That the decision by the SSROC tender evaluation panel to create a panel of contractors, as detailed in the body of the report, for the supply of line marking services, be endorsed.

11.2 CP23.003 Tender - SSROC Supply of Plants and Trees and Associated Services

Councillor Fardell had previously declared a Significant Non-Pecuniary Interest.

Councillors Curry and Werner had previously declared a Less than Significant Non-Pecuniary Interest.

RESOLUTION

Minute No. 2023/021

Resolved on the motion of Councillors Jansyn and Saravinovski

- 1 That the attachment/s to the report be withheld from the press and public as they are confidential for the following reason:

With reference to Section 10(A) (2) (d)(ii) of the *Local Government Act 1993*, the attachment relates to commercial information of a confidential nature that would, if disclosed, confer a commercial advantage on a competitor of the Council. It is considered that if the matter were discussed in an open Council Meeting it would, on balance, be contrary to the public interest due to the issue it deals with.

- 2 That the decision by the SSROC tender evaluation panel to create a panel of contractors, as detailed in the body of the report, for the supply of plants and trees and associated services, be endorsed.

11.3 Minutes of the City Planning & Environment Committee Meeting - 8 February 2023

RESOLUTION

Adopted Minute No. 2023/007

Resolved on the motion of Councillors Jansyn and Muscat

That the Minutes of the City Planning & Environment Committee meeting held on 8 February 2023 be noted with the exception of CPE22.002 which was separately dealt with.

11.3 CPE23.001 Submission on Proposed Amendments to SEPP (Housing) 2021 - Explanation of Intended Effect

RESOLUTION

Adopted Minute No. 2023/007

Resolved on the motion of Councillors Jansyn and Muscat

- 1 That Council endorse the submission made on 14 December 2022 to the

Department of Planning and Environment in relation to the proposed amendments to SEPP (Housing) 2021.

- 2 That Council forward a copy of the submission to the Council's Local Members of Parliament.

11.3 CPE22.002 Summary of Responses From the Public Exhibition of the Draft Community and Verge Gardens Policy

Councillor Douglas had previously declared a Less than Significant Non-Pecuniary Interest.

RESOLUTION

Minute No. 2023/022

Resolved on the motion of Councillors Jansyn and Saravinovski

- 1 That Council adopt the Draft Community and Verge Gardens Policy subject to the changes outlined in points 2, 3 and 4.
- 2 That Council include in the policy a requirement to consult with the property owner adjoining the location of the verge garden as part of the application process.
- 3 That Council investigates different footpath width to accommodate or make allowances for footpaths under 1.5m width as outlined in the policy.
- 4 That advice be obtained on insurance coverage that may be available through Garden Clubs Australia or equivalent and information be provided as part of the application process.

11.3 CPE23.003 Clause 4.6 Variations to Development Standards - Quarterly Report

RESOLUTION

Adopted Minute No. 2023/007

Resolved on the motion of Councillors Jansyn and Muscat

That the report on the use of Clause 4.6 of Council's Local Environmental Plans to vary development standards in the determination of development applications during quarter two (2) of FY2023 be received and noted.

11.4 Minutes of the City Works & Assets Committee Meeting - 8 February 2023

RESOLUTION

Adopted Minute No. 2023/007

Resolved on the motion of Councillors Jansyn and Muscat

That the Minutes of the City Works & Assets Committee meeting held on 8 February 2023 be noted with the exception of CWA23.004 which was separately dealt with.

11.4 CWA23.001 Mascot Oval Upgrade

RESOLUTION

Adopted Minute No. 2023/007

Resolved on the motion of Councillors Jansyn and Muscat

- 1 That the report be received and noted.
- 2 That Council endorses the inclusion of the Mascot Oval project into the 2023/2024 Capital Projects Program.
- 3 That Council investigates an additional area above the main amenities for meeting/filming in the scope of works and suitable female change rooms are incorporated into the design.
- 4 That Council includes in the scope of works a public arts element to celebrate the history of Mascot rugby league club and rugby league in general.

11.4 CWA23.002 Proposed Disposal of Land - 5A Waldron Street, Sandringham

RESOLUTION

Adopted Minute No. 2023/007

Resolved on the motion of Councillors Jansyn and Muscat

- 1 That, subject to the outcome of a Planning Proposal proposing the reclassification of the site from community to operational land, Council approves of the sale of Lot 79 in DP 14165 (No 5A) Waldron Street, Sandringham to the owners of 7 Waldron Street, Sandringham based on the commercial terms and creation of the necessary drainage easement as outlined in the report.
- 2 That a separate report be provided to Council addressing requirements for commencement of the Planning Proposal process to consider the proposal to reclassify Lot 79 in DP 14165 (No 5A) Waldron Street, Sandringham from community to operational land.

- 3 That Council authorises the General Manager to enter into an appropriate Deed of Agreement with the owners of 7 Waldron Street, Sandringham to address key issues with the proposal and to confirm their responsibilities for meeting all Council costs in this matter.

11.4 CWA23.003 Proposed Closure and Sale - Part of Road Reserve at the Rear of 254 King Street, Mascot

RESOLUTION

Adopted Minute No. 2023/007

Resolved on the motion of Councillors Jansyn and Muscat

- 1 That, subject to the outcome of an application under the *Roads Act 1993* for closure and sale of the subject section of road reserve and classification of the site as operational land, Council approves of the sale of part of the road reserve in Hatfield Street, Mascot located at the rear of 254 King Street, Mascot to the owners of 254 King Street, Mascot based on the commercial terms outlined in the report.
- 2 That Council commences the process for an application under the *Roads Act 1993* for consideration of the proposal for closure and sale of the subject section of road reserve and a further report be considered following the public exhibition stage.
- 3 That Council authorises the General Manager to enter into an appropriate Deed of Agreement with the owners of 254 King Street, Mascot to address key issues with the proposal and to confirm their responsibilities for meeting all Council costs in this matter.

11.4 CWA23.004 New Footpath Selection Criteria and Priority List

Councillor Tsounis had previously declared a Less than Significant Non-Pecuniary Interest.

RESOLUTION

Minute No. 2023/023

Resolved on the motion of Councillors Jansyn and Saravinovski

- 1 That Council endorses the Selection Criteria that determines the prioritisation of new Footpath requests, as set out in Attachment 1 in the report.
- 2 That Council endorses the current priority list of proposed new footpaths, as set out in Attachment 2 in the report.

11.5 Minutes of the Bayside Traffic Committee Meeting - 14 December 2022

RESOLUTION

Adopted Minute No. 2023/007

Resolved on the motion of Councillors Jansyn and Muscat

That the Minutes of the Bayside Traffic Committee meeting held on 14 December 2022 be received and the recommendations therein be adopted with the exception of BTC22.137 which was separately dealt with.

11.5 BTC22.137 Trial Closure of Bay Street, Brighton Le Sands - February 2023

Councillor Douglas had previously declared a Less than Significant Non-Pecuniary Interest.

RESOLUTION

Minute No. 2023/024

Resolved on the motion of Councillors Saravinovski and Werner

That Bayside Traffic Committee endorse the proposed 3-weekend trial of temporary and partial road closures from Friday 10 February 2023 to 26 February 2023, subject to TfNSW approval of the submitted TMP.

11.5 BTC22.138 Bedford Place, Rockdale - Proposed Statutory 'No Stopping' restrictions

RESOLUTION

Adopted Minute No. 2023/007

Resolved on the motion of Councillors Jansyn and Muscat

That approval be given to the installation of statutory 10m 'No Stopping' restriction along the northern and southern kerb line of Bedford Place, Rockdale as per attached drawing.

11.5 BTC22.139 Bonar Street, Arncliffe - Proposed load limit restriction and pedestrian refuge island

RESOLUTION

Adopted Minute No. 2023/007

Resolved on the motion of Councillors Jansyn and Muscat

- 1 That a 'Trucks Prohibited' restriction be installed along Bonar Street, between Wollongong Road and Thompson Street, Arncliffe.
- 2 That in principle support be given for the installation of pedestrian refuge island and associated signs and line marking in Bonar Street, Arncliffe subject to a design investigation in next financial year 2023-24.
- 3 That detailed design drawings be presented to Bayside Traffic Committee for endorsement if a pedestrian refuge island is feasible, prior to implementation.

11.5 BTC22.140 Cadia Street, corner of Cadia and Warialda Streets, Kogarah - Proposed 90 degree angle parking

RESOLUTION

Adopted Minute No. 2023/007

Resolved on the motion of Councillors Jansyn and Muscat

- 1 That approval be given for the implementation of 90 degree angle parking along the eastern kerb line of Cadia Street between the kerb blister at the intersection of Warialda Street and along the kerb line, stopping 6m before the first vehicle crossing.
- 2 That Chevron markings be implemented between the vehicle crossing and the start of the proposed 90 degree angle parking area as per attached plan.

11.5 BTC22.141 Cecil Street, Monterey - Proposed conversion of 'No Parking 6 am - 10 am Thursday' to 'No Parking 6 am -10 am Monday and Thursday' to accommodate waste collection operations

RESOLUTION

Adopted Minute No. 2023/007

Resolved on the motion of Councillors Jansyn and Muscat

That approval be given to the proposed conversion of 'No Parking' 6 am -10 am Thursday to 'No Parking' 6 am -10 am Monday and Thursday to assist waste collection operations as per attached drawings.

11.5 BTC22.142 Dunmore Street North, Bexley - Proposed 'No Right Turn' 6 am - 10 am, 3 pm - 7 pm Mon - Fri restriction from Dunmore Street North onto Forest Road

RESOLUTION

Adopted Minute No. 2023/007

Resolved on the motion of Councillors Jansyn and Muscat

That based on the feedback received from the community consultation, the existing arrangements be retained and no changes made.

11.5 BTC22.143 Lusty Street, Wolli Creek - Proposed Restriction to Parking

RESOLUTION

Adopted Minute No. 2023/007

Resolved on the motion of Councillors Jansyn and Muscat

That approval be given to install new 'No Stopping' restrictions around the cul-de-sac on the dead end of Lusty Street, as per the attached plan.

11.5 BTC22.144 Sutherland Street, Rosebery - Proposed removal of 'Bus Zone 8 am - 9:30 am, 2:30 pm – 4 pm School Days'

RESOLUTION

Adopted Minute No. 2023/007

Resolved on the motion of Councillors Jansyn and Muscat

That approval be given for the removal of the existing 'Bus Zone 8 am - 9:30 am, 2:30 pm – 4 pm School Days' near the church driveway.

11.5 BTC22.145 Queen Victoria Street, Bexley - Proposed 'Motorbike only' Parking and Line Marked Bays between 186 and 188 Queen Victoria Street, Bexley

RESOLUTION

Adopted Minute No. 2023/007

Resolved on the motion of Councillors Jansyn and Muscat

- 1 That approval be given for the signposting of 2.4m 'P Motor Bikes Only' parking zone between 186 and 188 Queen Victoria Street, Bexley.

- 2 That approval be given for the provision of two-line marked motorbike parking bays 2.5m x 1.2m each.

11.5 BTC22.146 Renewal of Speed Humps

RESOLUTION

Adopted Minute No. 2023/007

Resolved on the motion of Councillors Jansyn and Muscat

- 1 That rubber cushion speed humps be renewed, when required by condition, with asphalt Watts Profile.
- 2 That concrete/paver Watts Profile be renewed, when required by condition, with asphalt Watts Profile.

11.5 BTC22.147 45 The Grand Parade, Brighton Le Sands - Proposed 15m Works Zone for 32 Weeks

RESOLUTION

Adopted Minute No. 2023/007

Resolved on the motion of Councillors Jansyn and Muscat

- 1 That endorsement be given for the installation of a 15m 'Works Zone, 7 am – 6 pm, Mon-Fri and 8 am -1 pm Sat' restrictions along the western kerb line of The Grand Parade, for the duration of 32 weeks, subject to relevant DA conditions.
- 2 The applicant must ensure that construction vehicles do not queue within The Grand Parade or any other local roads in the vicinity during the construction period waiting to deliver goods to the site, especially concrete trucks.
- 3 That traffic flow be maintained in The Grand Parade at all times unless separate road occupancy approvals have been obtained through Council's Public Domain and Referrals team.

11.5 BTC22.148 Victoria Street, Botany - Proposed 'No Stopping' restrictions

RESOLUTION

Adopted Minute No. 2023/007

Resolved on the motion of Councillors Jansyn and Muscat

That approval be given for the installation of 'No Stopping' restriction along the eastern kerb line of Victoria Street, Botany as per attached drawing.

11.5 BTC22.150 General Business

RESOLUTION

Adopted Minute No. 2023/007

Resolved on the motion of Councillors Jansyn and Muscat

- 1 That Council investigates the No Stopping or No Parking from Thursdays – Sundays 9 pm – 5 am restrictions at Riverside Drive to allow Police enforcement.
- 2 That Council investigates the Bus Zone extension at the corner of Humphry Street and Maloney Street, Roseberry.
- 3 That TfNSW check and investigate parking opportunities on Gardeners Road, from Slattery Place to the bus stop, as it is a State Road and not within Council's operational control.

11.6 Minutes of the Bayside Traffic Committee Meeting - 8 February 2023

RESOLUTION

Adopted Minute No. 2023/007

Resolved on the motion of Councillors Jansyn and Muscat

That the Minutes of the Bayside Traffic Committee meeting held on 8 February 2023 be received and the recommendations therein be adopted with the exception of BTC23.011 and BTC23.014 which were separately dealt with.

11.6 BTC23.002 Ador Avenue, Rockdale - Proposed "No Stopping" Restrictions

RESOLUTION

Adopted Minute No. 2023/007

Resolved on the motion of Councillors Jansyn and Muscat

That approval be given to install 'No Stopping' restrictions on Ador Avenue, Rockdale outside the entrance of Jim Graham Field and McCarthy Reserve as per the attached plan.

11.6 BTC23.003 Banksia, Bexley North, Ramsgate Beach and Bardwell Park Post Office - Proposed mail zones for Australia Post**RESOLUTION**

Adopted Minute No. 2023/007

Resolved on the motion of Councillors Jansyn and Muscat

- 1 That the existing 'Mail Zone, 8:30 am – 3:45 pm' restriction at Banksia LPO be changed to 'Mail Zone, 11:30 am – 5 pm'.
- 2 That the existing 'Mail Zone, 1 pm – 7 pm' restriction at Bexley North LPO be changed to 'Mail Zone, 11:30 am – 5 pm'.
- 3 That approval be given to signpost 6m 'Mail Zone, 11:30 am - 5 pm Mon-Fri' restriction at Ramsgate Beach along the adjacent space to the existing loading zone as shown on the attachment.
- 4 That approval be given to remove the existing 'No Parking' sign and change the 'No Parking' restriction at Bardwell LPO to 'Mail Zone, 11:30 am – 5 pm Mon-Fri'.

11.6 BTC23.004 Proposed timed parking and loading zone Bayview Street, Bexley**RESOLUTION**

Adopted Minute No. 2023/007

Resolved on the motion of Councillors Jansyn and Muscat

That the installation of timed parking and a Loading Zone on Bayview Street, Bexley be approved, as indicated in the Attachment to the report.

11.6 BTC23.005 Lot 29 (25) Chuter Avenue, Ramsgate - Proposed 10m 'Works zone, 7 am - 5 pm, Mon - Fri and 7 am - 1 pm Sat' WZ-2022/16**RESOLUTION**

Adopted Minute No. 2023/007

Resolved on the motion of Councillors Jansyn and Muscat

- 1 That approval be given to the installation of a 10m 'Works Zone, 7 am - 5 pm, Mon – Fri and 7 am – 1 pm Sat' restriction, at No. 25 Chuter Avenue on the western kerbline of Chuter Avenue for a duration of 26 weeks, subject to relevant conditions.

- 2 All inbound construction vehicles approaching the site from the South must use Ramsgate Road and turn into Chuter Avenue. All outbound construction vehicles leaving the site must turn into Ramsgate Road from Chuter Avenue .
- 3 That approval not be given to the movement of 'Heavy Rigid Vehicles' due to constraint in the existing road infrastructure and be limited to the movement of an 8.8m 'Medium Rigid Vehicle' (MRV).
- 4 That approval not be given to the movement of 'Medium Rigid Vehicle' (MRV) to enter or exit the site and must park on the street as shown on Vehicle Turning attachment.
- 5 That other existing parking restrictions on Chuter Avenue not be changed on account of this proposal, and that two-way traffic flow be maintained in Chuter Avenue at all times unless separate road occupancy approval is obtained through Council's Public Domain and Referrals team.
- 6 The applicant must ensure that the construction vehicles do not queue within Chuter Avenue and any other local roads in the vicinity, especially concrete trucks during the construction period waiting to deliver goods to the site.
- 7 That the applicant notifies Council 4 weeks in advance of required extensions to the 26 week 'Works Zone'.
- 8 Turning vehicles shall not at any time make use of private property driveways or Council kerb and footpath to turn and travel to and from the site.

11.6 BTC23.006 Crawford Road, Brighton Le Sands - Proposed Bus Zones and Relocation of Mail Zone

RESOLUTION

Adopted Minute No. 2023/007

Resolved on the motion of Councillors Jansyn and Muscat

- 1 That endorsement be given to modify the existing Bus Zone at Crawford Road, Brighton Le Sands from School Hours on School days to a full time Bus Zone for all hours on all days as shown on the attachment between February 10 to February 27.
- 2 That endorsement be given to propose a full time Bus Zone Friday - Sunday in front of 60-64 Crawford Road, Brighton Le Sands as shown on the attachment between February 10 to February 27.
- 3 That endorsement be given to relocate the Mail Zone directly north of the existing Mail Zone as shown on the attachment location between February 10 to February 27.

11.6 BTC23.007 Exell Street, Banksmeadow - Proposed "Give Way" signposting

RESOLUTION

Adopted Minute No. 2023/007

Resolved on the motion of Councillors Jansyn and Muscat

That approval be given for the installation of Give Way priority signage and associated line markings in Exell Street.

11.6 BTC23.008 Geeves Avenue, Rockdale - No Stopping Extension

RESOLUTION

Adopted Minute No. 2023/007

Resolved on the motion of Councillors Jansyn and Muscat

That the existing 'No Stopping' restriction be extended by 4m to the right further south along Geeves Avenue as indicated in the attachment.

11.6 BTC23.009 Gipps Street, Arncliffe - Proposed 'No Stopping' Restriction

RESOLUTION

Adopted Minute No. 2023/007

Resolved on the motion of Councillors Jansyn and Muscat

That approval be given to the proposed 'No Stopping' restrictions on Gipps Street along the grassed area opposite numbers 7 and 9 to the cul-de-sac as per the attached drawings.

11.6 BTC23.010 11 & 11A Hastings Street, Botany - Proposed 12m of Works Zone, 7 am - 5 pm, Mon - Fri and 7 am - 1 pm Sat WZ-2022/14

RESOLUTION

Adopted Minute No. 2023/007

Resolved on the motion of Councillors Jansyn and Muscat

- 1 That approval be given to the installation of a 12m 'Works Zone, 7 am - 5 pm, Mon – Fri and 7 am – 1 pm Sat' restriction, at 11 & 11A Hastings Street on the southern kerb line of Sutherland Street for a duration of 26 weeks, subject to

relevant conditions.

- 2 All inbound construction vehicles approaching the site from the South must turn into Hastings Street from Cranbrook Street. All outbound construction vehicles leaving the site must exit at Botany Road from Hastings Street.
- 3 That approval not be given to the movement of 'Heavy Rigid Vehicles' due to constraints in the existing road infrastructure and deliveries be limited to an 8.8m 'Medium Rigid Vehicle' (MRV).
- 4 That other existing parking restrictions on Hastings Street not be changed on account of this proposal, and that two-way traffic flow be maintained in Hastings Street at all times unless separate road occupancy approval is obtained through Council's Public Domain and Referrals team.
- 5 The applicant must ensure that the construction vehicles do not queue within Hastings Street and any other local roads in the vicinity, especially concrete trucks, during the construction period waiting to deliver goods to the site.
- 6 That the applicant notifies Council 4 weeks in advance if an extension to the 26 week 'Works Zone' is required.
- 7 Turning vehicles shall not at any time make use of private property driveways or Council kerb and footpath to turn and travel to and from the site.

11.6 BTC23.011 Midjuburi Lane, Rockdale - Proposed Parking Restrictions

RESOLUTION

Minute No. 2023/025

Resolved on the motion of Councillors Barlow and Saravinovski

- 1 That the Traffic Committee recommendation be noted.
- 2 That the existing 102m '2P, 4 pm – 10 pm, Mon – Fri' and '3P, 8:30 am – 6 pm, Sat & Sun' restrictions along the eastern kerb line, south of Midjuburi Lane, be retained.
- 3 That the existing 102m '2P, 4 pm – 10 pm, Mon – Fri' and '3P, 8:30 am – 6 pm, Sat & Sun' restrictions along the eastern kerb line, south of Midjuburi Lane, be extended to Sunbeam Avenue, totalling 303m as indicated in the attachment (see aerial maps below).
- 4 That the existing 10.4m '2P, 4 pm – 10 pm, Mon – Fri' and '3P, 8:30 am – 6 pm, Sat & Sun' restrictions along the western kerb line south of Midjuburi Lane, be retained.
- 5 That the 'No Parking' directly adjacent to the amenities building be retained to assist with pick-up/drop-off activities.
- 6 That Council evaluate the area in 6 months' time to determine whether the new parking restrictions have had an impact and that surrounding streets are

investigated for parking opportunities.

11.6 BTC23.012 Reading Road and Rowley Street, Brighton Le Sands

RESOLUTION

Adopted Minute No. 2023/007

Resolved on the motion of Councillors Jansyn and Muscat

- 1 That in-principle support be given for the installation of a pedestrian refuge island and associated signs and line markings in Reading Road north of the intersection with Rowley Street, Brighton Le Sands subject to a design investigation.
- 2 That detailed design drawings be presented to Bayside Traffic Committee for endorsement if a pedestrian refuge island is feasible prior to implementation.

11.6 BTC23.013 Reginald Street and Bayview Street, Bexley - closure of redundant travel lane

RESOLUTION

Adopted Minute No. 2023/007

Resolved on the motion of Councillors Jansyn and Muscat

That the existing redundant travel lane, west of the existing roundabout in Reginald Street is closed off to vehicular access.

11.6 BTC23.014 Saxby Close, Botany - Proposed conversion of 'No Parking' restriction to 'No Stopping' restriction

The following person spoke at the meeting:

- Ms Nirit Halperin, interested citizen, speaking against the Committee Recommendation.

RESOLUTION

Minute No. 2023/008

Resolved on the motion of Councillors Barlow and Tsounis

That approval be given to convert the existing 'No Parking' restriction to a 'No Stopping' restriction along the western, southern and eastern kerblines of Saxby Close, Botany to facilitate safe access to the driveway and to Tannery Park for residents, access to the fire hydrant and also for turning of vehicles at the end of the street, as per the attached drawing.

11.6 BTC23.015 Sparks Street, Eastlakes - Proposed 'No Stopping' and Yellow C3 Line Marking

RESOLUTION

Adopted Minute No. 2023/007

Resolved on the motion of Councillors Jansyn and Muscat

That the matter be deferred pending a report to address resident concerns.

11.6 BTC23.016 82 Sutherland Street, Mascot - Proposed 9m 'Works zone, 7 am - 5 pm, Mon - Fri and 7 am - 1 pm Sat'

RESOLUTION

Adopted Minute No. 2023/007

Resolved on the motion of Councillors Jansyn and Muscat

- 1 That approval be given to the installation of a 12.5m 'Works Zone, 7 am - 5 pm, Mon – Fri and 7 am – 1 pm Sat' restriction, at 82 Sutherland Street on the western kerbline of Sutherland Street for a duration of 44 weeks, subject to conditions.
- 2 All inbound construction vehicles approaching the site from the South must use Wentworth Avenue and turn right into Sutherland street. All outbound construction vehicles leaving the site must turn right into Coward Street and turn left into Maloney Street and right into Gardeners Road.
- 3 That approval not be given to the movement of 'Heavy Rigid Vehicles' due to constraints in the existing road infrastructure, and be limited to the movement of an 8.8m 'Medium Rigid Vehicle' (MRV).
- 4 That other existing parking restrictions on Sutherland Street not be changed on account of this proposal, and that two-way traffic flow be maintained in Sutherland Street at all times unless separate road occupancy approval is obtained through Council's Public Domain and Referrals team.
- 5 The applicant must ensure that the construction vehicles do not queue within Sutherland Street and any other local roads in the vicinity, especially concrete trucks, during the construction period waiting to deliver goods to the site.
- 6 That the applicant notifies Council 4 weeks in advance of any required extension to the 44 week 'Works Zone'.
- 7 Turning vehicles shall not at any time make use of private property driveways or Council kerb and footpath to turn and travel to and from the site.

11.6 BTC23.017 Terry Street, Arncliffe - Proposed modification of existing '1/2P' to '1P' Parking Restriction

RESOLUTION

Adopted Minute No. 2023/007

Resolved on the motion of Councillors Jansyn and Muscat

- 1 That approval be given for the modification of '1/2P' to '1P' parking restrictions in adjacent 31B Terry Street Arncliffe, as per the attached drawing.
- 2 That the resident be informed that enforcement will be carried out subject to availability of resources.

11.6 BTC23.018 Tour De Cure - March 2023

RESOLUTION

Adopted Minute No. 2023/007

Resolved on the motion of Councillors Jansyn and Muscat

That the event be acknowledged and endorsed in terms of the use of Council roads, on the condition that Bayside Council is indemnified against any claims for injuries, damage, etc. that may result from travel on Council's local roads.

11.6 BTC23.020 General Business

RESOLUTION

Adopted Minute No. 2023/007

Resolved on the motion of Councillors Jansyn and Muscat

- 1 That Council formally writes to TfNSW in relation to safety concerns at the intersection of Hale Street and Botany Road, Botany, and that some action be taken to address this issue.
- 2 That Council writes to Mr Michael Daley MP Member for Maroubra to advocate in relation to the issues at the intersection of Hale Street and Botany Road, Botany.

11.7 Minutes of the Botany Historical Trust Meeting - 6 February 2023

RESOLUTION

Minute No. 2023/026

Resolved on the motion of Councillors Jansyn and Muscat

That the Minutes of the Botany Historical Trust meeting held on 6 February 2023 be received and the recommendations therein be adopted with the exception of BHT 5.2 which was separately dealt with.

11.7 BHT 5.2 Planning Development & Compliance Matters

RESOLUTION

Minute No. 2023/027

Resolved on the motion of Councillors Jansyn and Muscat

- 1 That Council investigates and takes action for non-compliance in development consent conditions issued by the Land and Environment Court for 1637 Botany Road, Banksmeadow including the 'La Perouse' Façade.
- 2 That Council not support the modifications to the DA MDA-2023/7 for 1170 Botany Road, Botany.
- 3 That Council provide an update on what is proposed for the site adjacent to the BP Service Station on Botany Road, being a vacant site that DA for a McDonalds was submitted and not approved.

12 Notices of Motion

12.1 Notice of Motion - Stop the Commercialisation of Gardiner Park

Councillors Curry, Jansyn, Saravinovski, Werner, Awada and Sedrak had previously declared a Less than Significant Non-Pecuniary Interest.

The following people spoke at the meeting:

- Mr Garnet Brownbill, interested citizen, speaking for the Motion.
- Ms Catriona Carver, interested citizen, speaking for the Motion.
- Mrs Maria Ellensohn, interested citizen, speaking for the Motion.
- Mr Hassan Chebli, interested citizen, speaking against the Motion (who also spoke on behalf of Mrs Louise Kumar and Mr Nour Nijazi, interested citizens).
- Ms Irene Hatzipetros, Chairperson and Executive Director - Football St George, speaking against the Motion.

MOTION

Motion moved by Councillors Werner and Douglas

That Council notes the concerns of residents and bring back a report to Council on what action Council can take regarding the issues raised in the tabled petition to 'STOP the commercialisation of Gardiner Park', being to:

- 1 exclude the medium grass field at the northern end of the park from any bookings to allow for informal, passive recreation
- 2 consult the local community about landscaping of the medium grass field (e.g., similar to Rockdale Park, Sydney Park etc.)
- 3 stand by public promises made to the local community, specifically that "There are no changes to the usage of the park and that includes how often, and the times the field is booked by local sporting clubs."

The Motion was lost.

FORESHADOWED MOTION

Foreshadowed Motion moved by Councillors Barlow and Saravinovski

- 1 That Council receives and notes the petition.
- 2 That Councillors be provided with an Information Session regarding usage of all sporting grounds.
- 3 That Council notes that providing opportunities for children to play sport is vital for communities.
- 4 That the Gardiner Park Reference Group welcomes ideas for the park and interested residents should feel free to notify the Chair of the Group or a community representative on the Group.

The Foreshadowed Motion became the Motion.

Division called by Councillors Tsounis and Saravinovski

For: Councillors Curry, Muscat, Fardell, Jansyn, Saravinovski, Tsounis, Werner, Awada, Barlow, Hanna, Douglas, McDougall and Sedrak

The Motion was declared carried.

RESOLUTION

Minute No. 2023/009

Resolved on the motion of Councillors Barlow and Saravinovski

- 1 That Council receives and notes the petition.
- 2 That Councillors be provided with an Information Session regarding usage of all

sporting grounds.

- 3 That Council notes that providing opportunities for children to play sport is vital for communities.
- 4 That the Gardiner Park Reference Group welcomes ideas for the park and interested residents should feel free to notify the Chair of the Group or a community representative on the Group.

Procedural Motion – Adjournment of Meeting

Councillor Curry adjourned the meeting at 8:50 pm for 10 minutes to allow Councillors and the public to take a break.

The meeting reconvened at 9:00 pm with all Councillors, previously present, present.

12.2 Notice of Motion - Gambling Harm Minimisation

The Mayor, Councillor Curry, vacated the Chair and left the Chamber due to her declaration of a Significant Non-Pecuniary Interest. In the absence of the Deputy Mayor, the General Manager undertook the process to elect the Chair for this item.

Councillor McDougall was nominated Chair for this item, and there being no other nominations the General Manager declared Councillor McDougall the Chair for this item.

Councillors Jansyn and Saravinovski had previously declared a Less than Significant Non-Pecuniary Interest.

The following person spoke at the meeting:

- Ms Tracy Yuen, interested citizen, speaking for the Officer Recommendation

MOTION

Motion moved by Councillors Werner and Douglas

- 1 That Council writes to the Premier of NSW and the Leader of the NSW Opposition supporting calls for:
 - a) NSW to introduce universal mandatory cashless and harm reduction payment systems for poker machine gambling;
 - b) All poker machines in pubs and clubs to be turned off between midnight and 10:00 am;
 - c) The establishment of a single, state-wide self-exclusion register funded by gambling taxation revenue, managed independently from the gambling industry, and overseen by an appropriate independent statutory body;
 - d) Councils to have a statutory right to be able to make submissions on every

poker machine application in their community, regardless of Local Impact Assessment status, and appeal any decision made by the Independent Liquor & Gaming Authority; and

- e) NSW poker machine data to be transparently published by venue at least every six months.
- 2 That Council considers applying to the Office of Responsible Gambling for at least one grant a year for a harm minimisation project designed in consultation with the Bayside community.
- 3 That Council holds an annual Gambling Harm Minimisation Roundtable, open to the public, one focus of which is to develop a community education and awareness campaign regarding gambling harm minimisation.
- 4 That Council commends all pubs and clubs in Bayside that are proudly pokies free.

Division called by Councillors Werner and Douglas

For: Councillors Werner and Douglas

Against: Councillors Muscat (abstention), Fardell, Jansyn, Saravinovski, Tsounis, Awada, Barlow, Hanna, McDougall and Sedrak

The Motion was declared lost.

FORESHADOWED MOTION

Foreshadowed Motion moved by Councillors Saravinovski and Jansyn

- 1 That Council notes that the matter is a State Government responsibility.
- 2 That, in due course, once the State Election results are known, Council makes representations to the Government to ascertain its policy on the matter.
- 3 That Council acknowledges the contribution of clubs.

The Foreshadowed Motion became the Motion.

Division called by Councillors Werner and Tsounis

For: Councillors Muscat, Fardell, Jansyn, Saravinovski, Tsounis, Awada, Barlow, Hanna, McDougall and Sedrak

Against: Councillors Werner and Douglas

The Motion was declared carried.

RESOLUTION

Minute No. 2023/010

Resolved on the motion of Councillors Saravinovski and Jansyn

- 1 That Council notes that the matter is a State Government responsibility.
- 2 That, in due course, once the State Election results are known, Council makes representations to the Government to ascertain its policy on the matter.
- 3 That Council acknowledges the contribution of clubs.

Councillor McDougall vacated the Chair at the conclusion of this item and the Mayor, Councillor Curry, resumed the Chair.

12.3 Notice of Motion - Annual Events Program

RESOLUTION

Minute No. 2023/028

Resolved on the motion of Councillors Douglas and Jansyn

That Bayside Council:

- 1 Better promote opportunities for community consultation of future events programs as part of the Delivery Program and Operational Plan and ensure that these events programs stand out in these consultations.
- 2 Ensure Councillors are involved in and kept abreast of changes proposed to upcoming Council community events, especially those that have been listed on the proposed annual events program.

12.4 Notice of Motion - Use of Personal Water Craft

RESOLUTION

Minute No. 2023/029

Resolved on the motion of Councillors Douglas and McDougall

- 1 That Bayside Council create a 'Have Your Say; for community to report anti-social behaviour and problem hotspots on its waterways.
- 2 That Council make a submission to the NSW Governance around marine safety regulations to provide better regulation of jet-skis in the Botany Bay and Cooks River waterways.

12.5 Notice of Motion - Reducing Period Poverty in Bayside

RESOLUTION

Minute No. 2023/030

Resolved on the motion of Councillors Werner and Douglas

- 1 That Council receives a report to the relevant committee once the Inner West trial is finished.
- 2 That Council provides a basket of sanitary products for emergency use in Council's libraries and pools.

12.6 Notice of Motion - Playground Upgrades

RESOLUTION

Minute No. 2023/031

Resolved on the motion of Councillors McDougall and Sedrak

- 1 That improvements to Kendall Street Reserve and Heslehurst Reserve be reviewed in the next financial year.
- 2 That a report be provided to Council as soon as possible in 2023/24 about how these spaces can be enhanced for greater amenity and contemporary play experience.

12.7 Notice of Motion - Syringes on the Foreshore

RESOLUTION

Minute No. 2023/032

Resolved on the motion of Councillors McDougall and Sedrak

That Council investigate any further measures that can be taken to encourage the proper disposal of litter and to curb the number of syringes found on the Botany Bay foreshore.

12.8 Notice of Motion - Rodent Problem, Cook Park

RESOLUTION

Minute No. 2023/033

Resolved on the motion of Councillors McDougall and Sedrak

- 1 That Council investigates additional measures to address the current increase in rodent activity on Cook Park, and other local parks where rodents are known to be an issue, including increasing the number and location of baiting stations.
- 2 That Council ensures the grass is mown regularly behind the children's playground at Colson Crescent Reserve in Monterey and undertake other anti-rodent measures to counteract the rodent population which has been disturbed by the nearby M6 works.
- 3 That Council takes appropriate action to minimise harm to non-pest animals

such as domestic animals and native wildlife, with particular care paid to minimise harm to birds such as raptors and owls.

13 Questions With Notice

13.1 Question With Notice - Bay Street Closure

Councillor Tsounis asked the following questions:

- 1 What is the monetary cost of closing Bay Street Brighton Le Sands on a weekend such as last week?
- 2 How are the operational elements of the closure funded?
- 3 If the closure of the street is fully funded by the Local Area Fund, was the closure fully supported by the contributors to this fund?
- 4 What are the costs in detail of the closure for any given weekend including:
 - a) Staff costs directly associated with this event (excluding cleaning)
 - b) Cleaning costs
 - c) Hiring of materials including barricades, amenities, furniture etc
 - d) Contract labour
 - e) Security.
- 5 A traffic management plan (TMP) was developed and approved by TfNSW and the Police LAC in concert with a community safety plan. Where these plans developed in-house by Council staff or by contractors engaged by Council?
- 6 Did the community safety plan allow for emergency vehicle access into the pedestrianized area of the Road closure? On observation the emplaced jersey kerbs were places in a way that precluded emergency vehicles.
- 7 As this closed off area of Bay Street invited the extension of the current outdoor dining footprint of shops along Bay Street, is this area now deemed a no smoking zone for all intents and purposes including cigarette smoking, pipe smoking and vaping?
- 8 Was additional signage provided and how many erected to keep families safe in this new "piazza"?

The Mayor closed the meeting at 10:41 pm.

Councillor Christina Curry
Mayor

Meredith Wallace
General Manager

Attachments

Nil.

7 MAYORAL MINUTES

Nil

8 ITEMS BY EXCEPTION

These are items that have been identified to be confirmed in bulk in accordance with the Officer Recommendation and without debate. These items will not include items identified in the Public Forum, items in which councillors have declared a Significant Conflict of Interest and a Pecuniary Interest, items requiring a Division and any other item that a Councillor has identified as one they intend to speak on or vote against the recommendation.

9 PUBLIC FORUM

Members of the public, who have applied to speak at the meeting, will be invited to address the meeting.

Any item the subject of the Public Forum will be brought forward and considered after the conclusion of the speakers for that item.

10 REPORTS

Council Meeting

22/03/2023

Item No	10.1
Subject	6 Month Progress Report - Operational Plan 2022/23
Report by	Richard Sheridan, Director City Performance
File	SF21/6204

Summary

The Integrated Planning & Reporting (IP&R) Guidelines requires the General Manager to ensure that the principal activities detailed in the Delivery Program are reported to Council at least every 6 months.

To ensure alignment between the Delivery Program and Operational Plan, the progress report includes information on the implementation of the Operational Plan 2022/23.

This progress report covers the period 1 July – 31 December 2022.

Officer Recommendation

That Council receives and notes the attached 6 Month progress Report on the Bayside Delivery program 2022-2026 and Operational Plan 2022/23 for the period 1 July 22 to 31 December 2022.

Background

The Integrated Planning & Reporting Framework (IP&R) is designed to cover all council's activities and connect all the plans and strategies. The Community Strategic Plan (CSP), Bayside 2032, is the highest-level plan that a council will prepare. The Plan identifies the community's main priorities and aspirations for the future, the community outcomes, and strategies for achieving these goals.

Monitoring, reviewing, and reporting back to the community are key components of the IP&R Framework. Council must report against the Delivery Program progress at least every 6 months. This is the first progress report for the new Delivery Program 2022-2026.

The report is structured on the four themes being informed by the Community Strategic Plan (CSP). High level summaries are presented for overall progress and under each theme and form the main part of the report. Detailed progress, with commentary and status for each action, is contained in the attachment to this report.

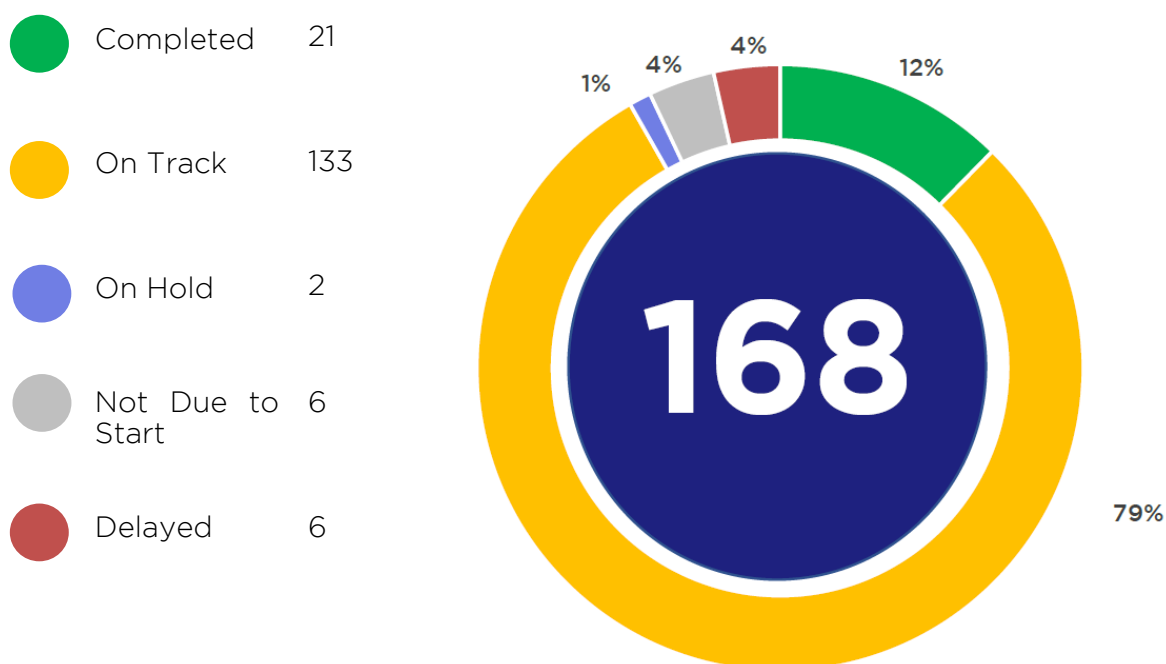
The progress report provides the percentage progress of each action, the project status as of 31 December 2022 and details of the new measures and targets where applicable.

Overall Performance

Council is now halfway through the first year of the new DP 2012-2026 which was adopted in June 2022 for 1 July 2022 onwards. The OP 2022/23 contains 168 actions across the four themes.

Of these, 12% have been completed, 79% are on track for completion, 1% are on hold, 4% are Not Due to Start, and 4% are Delayed.

Action Status Summary as of 31 December 2022



Key changes from previous reports to improve compliance with the new Guidelines and enhance engagement include:

- New branding of the CSP and DP.
- New *Bayside @ a Glance* based on the Councillor Placemat at the recent workshop.
- Updated progress on the *10 Bold Moves* articulated in the DP 2022-2026.
- *Bayside Snapshot 2022* that has a timeline that calls out 2 key things that happened each month. There is a mix of events, capital projects, awards, and new initiative achievements.
- Highlights section with more detail on community capacity building events, awards and achievements.

Financial Implications

Not applicable ☒

Included in existing approved budget ☐

Additional funds required ☐

Community Engagement

Not applicable

Attachments

6 Month Progress Report Operational Plan Jul to Dec 22

Council Meeting

22/03/2023

Item No	10.2
Subject	Amendment to Voluntary Planning Agreement - Pagewood Green - 128 Bunnerong Road & 120 Banks Avenue, Pagewood
Report by	Peter Barber, Director City Futures
File	F18/740

Summary

The Pagewood Green development by Meriton Group is a large residential apartment and townhouse development of a former industrial site at 128 Bunnerong Road, Pagewood. A Voluntary Planning Agreement (VPA) was entered into between Meriton and Council to provide various community benefits, including the dedication of land, affordable housing units and a monetary contribution. The VPA was executed in November 2021.

As construction has progressed during a long period of wet weather, an issue has arisen in terms of the ground water table intersecting with approved car park basements. In response, Meriton have explored alternative car park arrangements that reduce the depth of excavation required. Meriton's preferred solution is to reduce the depth of the carpark excavation and spread the footprint of the carpark under a pedestrian link that was proposed to be dedicated to Council. The pedestrian link would no longer be dedicated to Council.

Ownership of the pedestrian link by the future Strata Corporation of the adjoining building has advantages for Council in terms of maintenance and safety liability. The link would be covered by an easement on the land title requiring full and free access over the land by the public, essentially providing the same benefit to the community at no ongoing cost.

It is recommended that the proposed amendment to the VPA be supported and publicly exhibited, in accordance with legislative requirements.

Officer Recommendation

- 1 That Council endorses the proposed amendments to the Voluntary Planning Agreement between Meriton Group and Bayside Council in relation to 128 Bunnerong Rd and 120 Banks Av Pagewood, as outlined in Attachment 1 to this report;
 - 2 That the proposed amendment to the Voluntary Planning Agreement be the subject of public exhibition in accordance with the requirements of the Environmental Planning and Assessment Act and Regulation; and
 - 3 That delegation be granted to the General Manager to make minor administrative changes, if required, and to execute the amended Voluntary Planning Agreement, if satisfied that the substance of any submissions received do not require a further report to Council.
-

Background

The Pagewood Green Development at 128 Bunnerong Road is on the location of the former British American Tobacco Australia industrial site. The development is being undertaken in two main stages, with the first stage complete. At its completion, the development will contain around 4000 dwellings and a small amount of retail floor space.

In recognition of the significant uplift in the value of the site to a residential use and the impact on the local community of this significant change, there has been a Voluntary Planning Agreement negotiated with Council for each stage of the development. The VPA for stage 2 was executed in November 2021, and included dedication of several parcels of land within the development as public open space, dedication of apartments to Council for use as affordable housing, and an additional monetary contribution.

Several of the parcels of land to be dedicated are narrow corridors between buildings that function as a curtilage to those buildings and through site pedestrian links. The VPA requires these to be dedicated to Council with an agreement in place for a future Strata Corporation to undertake ongoing landscape maintenance.

Current Situation

As construction has progressed during a long period of wet weather, an issue has arisen in terms of the ground water table intersecting with approved car park basements. The depth of the approved basements in the current ground conditions would necessitate an expensive construction and waterproofing methodology to prevent ground water entering the lowest basement level. In response, Meriton have explored alternative car park arrangements that reduce the depth of excavation required.

Meriton's preferred solution is to spread the footprint of the carpark under a pedestrian link that was proposed to be dedicated to Council. Their proposal is to leave the first level of basement within the site boundary and extend the levels below under the pedestrian link. This would achieve depth of soil between the basement roof and the path in the pedestrian link of about 3m, which would allow for canopy tree planting to be incorporated in the landscaping.

Parking for a private development under land proposed to be dedicated to Council raises a number of complications in terms of land title, ownership, and maintenance liability. It would be simpler for the land to be owned by the future Strata Corporation as common property, with an easement registered on the title requiring full and free public access for all pedestrians over the land.

The liability for maintaining the landscaping and insurance over the land would remain with the Strata Corporation that has the benefit of the parking beneath the land. This arrangement is preferable from Council's point of view as the community enjoys the same benefit without bearing the costs and liabilities associated with Council owning the land.

Proposed VPA Amendment

The amendment required to the VPA to effect the change described above is to delete the parcel of land that comprises the pedestrian link from the schedule of land to be dedicated to Council, and add a requirement that the same parcel be covered by an easement allowing public access. The requirement for the land to be maintained would be covered off in a

covenant on the title in favour of Council. The letter in Attachment 1 provides a detailed explanation of the changes proposed.

Financial Implications

Not applicable	<input checked="" type="checkbox"/>	There will be a saving to Council in perpetuity for maintenance of landscaping
Included in existing approved budget	<input type="checkbox"/>	<<Enter comment if required or delete>>
Additional funds required	<input type="checkbox"/>	<<Enter comment if required or delete>>

Community Strategic Plan

Theme One	– In 2032 Bayside will be a vibrant place	<input checked="" type="checkbox"/>
Theme Two	– In 2032 Our people will be connected in a vibrant place	<input type="checkbox"/>
Theme Three	– In 2032 Bayside will be green, resilient and sustainable	<input checked="" type="checkbox"/>
Theme Four	– In 2032 Bayside will be a prosperous community	<input type="checkbox"/>

Risk Management – Risk Level Rating

No risk	<input type="checkbox"/>
Low risk	<input checked="" type="checkbox"/>
Medium risk	<input type="checkbox"/>
High risk	<input type="checkbox"/>
Very High risk	<input type="checkbox"/>
Extreme risk	<input type="checkbox"/>

Community Engagement

Any amendment to a VPA must be the subject of public exhibition in accordance with the Environmental Planning and Assessment Act and Regulation. Commencing exhibition is a recommendation of this report.

Attachments

Draft amendment to VPA - Letter from Meriton Group [↓](#) .



14 February 2023

Bayside Council
444-446 Princes Highway
Rockdale NSW 2216

Attention: General Manager

PLANNING AGREEMENT AR971967 – 128 BUNNERONG ROAD AND 120 BANKS AVENUE, EASTGARDENS

Karimbla Properties (No. 39) Pty Ltd (**Developer**) and Bayside Council (**Council**) have entered into Planning Agreement AR971967 dated 19 November 2021 (**VPA**) for the land comprising Lot 1 DP1187426 and Lot 24 DP1242288 known as 128 Bunnerong Road and 120 Banks Avenue, Eastgardens.

Purpose:

The Developer and Council have agreed to minor amendments to the Planning Agreement to facilitate a change in future land tenure over the lot identified as Open Space 01 (**OS1 land**), without compromising the public benefits of the Developer's obligations under the VPA.

The VPA requires the OS1 land to be dedicated to the Council.

The slight amendment will permit OS1 land to be combined with the adjoining development Lot A, however OS1 land will still be embellished as open space and a public access easement will be applied over that part of the site to ensure the enduring right of the public to use this area for access, leisure and recreation purposes in accordance with the agreed easement terms under Schedule 7 of the VPA.

This ensures the public maintains the same level of benefit, but reduces the future management and maintenance burden for the Council.

Amendments:

The Developer and Council have agreed to amend the VPA as follows:

1. **Schedule 1 Development Contribution:** to remove the development contributions in Schedule 1 and to replace with the development contribution attached to this letter at Annexure A;
2. **Schedule 4 Proposed Subdivision Plan:** to remove the proposed subdivision plan in Schedule 4 and to replace with the proposed subdivision plan attached to this letter at Annexure B.

MERITON GROUP

Level 11 Meriton Tower
528 Kent Street, Sydney NSW 2000
Tel (02) 9287 2888
Fax (02) 9287 2777
meriton.com.au



Executed by Karimbla Properties (No. 39) Pty Ltd ACN 160 693 283 in accordance with s127(1) of the Corporations Act 2001 by:

.....
Company Secretary/Director

.....
...
Director

.....
Name of Company Secretary/Director (print)

.....
...
Name of Director (print)

Executed on behalf of the Council

Signature of General Manager

Signature of Witness

Print name of signatory

Print name of Witness

Date

MERITON GROUP

Level 11 Meriton Tower
528 Kent Street, Sydney NSW 2000
Tel (02) 9287 2888
Fax (02) 9287 2777
meriton.com.au

Annexure A: Schedule 1 Development Contributions



MERITON GROUP

Level 11 Meriton Tower
528 Kent Street, Sydney NSW 2000
Tel (02) 9287 2888
Fax (02) 9287 2777
meriton.com.au

BATA II Site- 128 Bunnerong Road & 120 Banks Avenue,

Eastgardens Planning Agreement

Bayside Council

Karimbla Properties (No. 39) Pty Ltd

Meriton Properties Pty Ltd

Schedule 1

(Clause 11)

Development Contributions

Column 1	Column 2	Column 3	Column 4
Item/ Contribution	Public Purpose	Manner & Extent	Timing

A. Monetary Contributions

1. Local monetary contribution per Dwelling

Public purposes specified in the Contributions Plan

The Developer is to pay to the Council an amount per Dwelling in the Development calculated in accordance with the Contributions Plan, being an amount that would have been required to be paid under s7.11 of the Act if s7.11 applied to the Development.

The amount per Dwelling is to be paid prior to the issuing of the Occupation Certificate for the Dwelling.

**BATA II Site- 128 Bunnerong Road & 120 Banks Avenue,
Bayside Council
Karimbla Properties (No. 39) Pty Ltd
Meriton Properties Pty Ltd**

Eastgardens Planning Agreement

2. Clause 12 monetary Development Contribution	As per Clause 12.4	\$23,900,000 as varied in accordance with clause 12.2. and indexed in accordance with Clause 14.2.	<p>The amount is to be paid in the following instalments:</p> <ol style="list-style-type: none"> 1. \$1,500,000 (as indexed) to be paid within 15 business days of the later of: <ol style="list-style-type: none"> a. the granting of Development Consent to the Development Application DA2020/303; and b. the date this Deed commences, or as otherwise agreed in writing between the Parties. 2. \$16,400,000 (as indexed) to be paid before the later of: <ol style="list-style-type: none"> a. 1 July 2021, and b. the date that is 15 business days after the granting of Development Consent to a Development Application that was lodged prior to the 31st January 2021 which authorises the construction of a building in the Development containing a Dwelling over Lot E , if any such Development Application is lodged, or as otherwise agreed in writing between the Parties. 3. The balance (as indexed) to be paid before the later of: <ol style="list-style-type: none"> a. 1 July 2022, and b. the date that is 15 business days after the granting of any Development Consent to a Development Application that was lodged after 1st February 2021 and within the remainder of the 2021 calendar year which authorises the construction of a building in the Development
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**BATA II Site- 128 Bunnerong Road & 120 Banks Avenue,
Bayside Council
Karimbla Properties (No. 39) Pty Ltd
Meriton Properties Pty Ltd**

Eastgardens Planning Agreement

containing a Dwelling, if any such Development Application is lodged,
or as otherwise agreed in writing between the Parties.

3. BATA I VPA
monetary
contributions

- Upgrading the intersection of Page Street and Wentworth Avenue including works and services at the intersection
- Upgrading the intersection of Baker Street and Wentworth Avenue including works and services at the intersection
- Upgrading Jellicoe Park by providing a new sports amenities building (change rooms, referees room, toilets, kiosk, kitchenette, storage and the like) and upgrade to perimeter fencing
- Improvements to Mutch Park, including provision of a skate park and the supply or building of other recreational facilities; and,
- Undertaking other works with any remaining funds being works to be

\$2,478,000 indexed in accordance with the CPI from 2nd March 2018

The amount is to be paid prior to the issuing of any Occupation Certificate that authorises the occupation of any part of a Building in the Development containing a Dwelling

**BATA II Site- 128 Bunnerong Road & 120 Banks Avenue,
Bayside Council
Karimbla Properties (No. 39) Pty Ltd
Meriton Properties Pty Ltd**

Eastgardens Planning Agreement

undertaken at the sole
discretion of the Council, for
use in respect of any public
purpose]

B. Dedication of Land

4. Public open space	Open space and recreation	Dedication to the Council free of cost to the Council not less than 15,987.46,995 m ² of land as public open space generally in the location marked as ' Open Space 01 ', 'Open Space 02', 'Open Space 03', 'Open Space 04', 'Open Space 06', 'Open Space 07', 'Open Space 08' on the Proposed Subdivision Plan.	A public open space lot shown on the Proposed Subdivision Plan is to be dedicated upon the earlier of the completion of the Work that is located on the open space lot or prior to the issuing of any Occupation Certificate for any Building in the last Stage of the Development.
5. Public road	Roads	Dedication of all roads approved in the Development, being those generally as shown on the Concept Masterplan	Roads to be dedicated prior to the issuing of any Occupation Certificate for any Building in the last Stage of the Development.
6. Affordable Housing Units	Affordable housing	Transfer to the Council free of cost the AHUs as selected by the Council under clause 18	In respect of AHUs located on the BATA I Land, they to be transferred to the Council in stages as follows: <ol style="list-style-type: none"> 1. 5 AHU's to be transferred prior to the issuing of the first Construction Certificate that authorises the erection of a Building in the Development containing a Dwelling. 2. Remaining AHU's are to be transferred as directed by the Council in writing from time to time provided that the Council is to give the Developer at least 120 days'

**BATA II Site- 128 Bunnerong Road & 120 Banks Avenue,
Bayside Council
Karimbla Properties (No. 39) Pty Ltd
Meriton Properties Pty Ltd**

Eastgardens Planning Agreement

notice for each stage of the AHU's to be transferred, the AHU's are to be transferred in groups of not less than 10 AHU's per stage, and the Developer may transfer the AHU's at any time within the 120 day notice period.

In respect of all AHUs located on the Land, each AHU is to be transferred prior to the issuing of the first Occupation Certificate for any part of the Building in which the AHU is located.

C. Carrying out of Work

7. Embellishment Work	Open space and recreation	Carrying out and completion of embellishment of open space to be dedicated, or made publicly accessible, under this Deed as per the Embellishment Work Value and Future Agreed Embellishment Work Specification and the Embellishment Work Concept Plan to the satisfaction of the Council (acting reasonably).	Embellishment to be completed before the time the open space is required to be dedicated or made publicly accessible (as the case may be) under this Deed.
8. Public art	Open space and public amenity	Procure and complete installation of public art on Open Space 04 and Open Space 06 (Or as agreed in writing between the Parties) in accordance with any relevant Council policy or guideline document in respect of public art applicable at the time of public art selection and installation as notified to the	Installation of public art to be completed before the time the open space on which the public art is located is to be dedicated or made publicly accessible (as the case may be) under this Deed.

BATA II Site- 128 Bunnerong Road & 120 Banks Avenue,

Eastgardens Planning Agreement

Bayside Council

Karimbla Properties (No. 39) Pty Ltd

Meriton Properties Pty Ltd

Developer and with a cost of supply of the public art consistent with Schedule 5. If there are no Council policy or guideline documents applicable at the time of public art selection or installation, the Developer is to consult with the Council in relation to the selection of the public art and the public art is to be selected solely by the Council. For the avoidance of doubt the Parties agree that Schedule 5 does not include the cost of installation of the public art which shall be at the Developer's additional cost.

D. Other material public benefit

9. Publicly accessible open space Open space and recreation

In respect of the land generally in the location marked as ['Open Space 01'](#) and ['Open Space 05'](#) on the Proposed Subdivision Plan with an area of not less than [1,098m2 and 3,131m2 respectively](#).

Registration of an easement in gross in favour of the Council on terms satisfactory to the Council generally in accordance with the terms set out in Schedule 7 which allows the public access onto, over and across the land.

The easement in gross is to be registered on the title to the land upon the later of:

- (a) the registration of the strata plan containing the Publicly accessible open space, and
- (b) prior to the issuing of the Occupation Certificate for the last Building located on the land containing the Publicly accessible open space;

Or otherwise as agreed between the parties.

BATA II Site- 128 Bunnerong Road & 120 Banks Avenue,

Eastgardens Planning Agreement

Bayside Council

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10. Publicly
accessible pedestrian
link

Pedestrian access

In respect of the land generally in the location marked as 'Pedestrian Link 765m2', 'Pedestrian Link 815m2', 'Pedestrian Link 574m2', 'Pedestrian Link 1587m2' and 'Pedestrian Link 819m2' on the Proposed Subdivision Plan with a total area of not less than 4,560m2

Registration of an easement in gross in favour of the Council on terms satisfactory to the Council generally in accordance with the terms set out in Schedule 7 which allows the public access onto, over and across the land.

The easement in gross is to be registered on the title to the land upon the later of:

- (a) the registration of the strata plan containing the Publicly accessible pedestrian link, and
- (b) prior to the issuing of the Occupation Certificate for the last Building located on the land containing the publicly accessible pedestrian link;

Or otherwise as agreed between the parties.



Annexure B: Schedule 4 Proposed Subdivision Plan

MERITON GROUP

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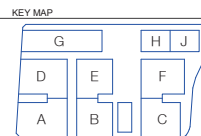
MERITON
Nominated Architects: Adam Haddow-7188 | John Pradel-7004

Rev	Date	Revision
8	06.05.2020	Issue for information
9	08.05.2020	Issue for information
10	13.05.2020	Issue for information
12	08.08.2020	Approval
13	25.09.2020	Council Amendments
14	01.10.2020	Council Amendments
15	27.01.2023	Council Amendments

By	Chk.
JG	NH
JG	NH
JG	NH
NH	BR

LEGEND
Road Dedication
Publicly Accessible Open Space - Easement
Public Open Space - Dedicated

Publicly Accessible Pedestrian Link - Easement
Road Widening



Project: BATA North
Drawing Name: Lot Subdivision Plan
Scale: 1:750
0 7.5m 15m 30m

Date	Scale	Sheet Size
27.01.2023	1 : 750	@ A1
Drawn	Chk.	
BR	JT	
Job No.	Drawing No.	Revision
5826	A 0102	/ 15

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Council Meeting

22/03/2023

Item No	10.3
Subject	Sydney Gateway - Active Transport Strategy
Report by	Peter Barber, Director City Futures
File	SF20/2885

Summary

The Sydney Gateway Project will provide a new, toll-free connection from St Peters Interchange with Sydney Airport's domestic and international terminals and beyond to improve journey times to Sydney Airport, the M5 and Eastern Distributor.

A requirement of the Sydney Gateway Project is to prepare an active transport strategy to identify and prioritise the key missing links in the walking and cycling network around Sydney Airport. The New South Wales Government released this strategy, *Sydney Gateway Active Transport Strategy* (Attachment 1), in November 2022. This followed a period of consultation with local stakeholders, including Bayside Council.

The *Strategy* prioritises the key missing links in the strategic walking and cycling infrastructure that Council and neighbouring stakeholders identified and subsequently requested to be undertaken as part of the Sydney Gateway project. Six (6) Strategic Route Options (priority projects) are identified for progression to design and implementation stage over an undefined timeframe.

Several of these projects are located within Bayside Council's LGA and when completed by the State Government, will significantly improve access for the community to employment, education, open space, and recreation.

Officer Recommendation

- 1 That Council receives and notes the *Sydney Gateway Active Transport Strategy* prepared by Transport for NSW (TfNSW).
- 2 That Council notes that it prioritises six (6) Strategic Route Options (priority projects), 5 of which are located within the Bayside LGA.

Background

In 2019 Bayside Council made a submission on the Sydney Gateway Environmental Impact Statement (Sydney Gateway EIS), which was endorsed at the December 2019 Council Meeting. The Sydney Gateway Project was given Minister's approval in August 2020. The Sydney Gateway Project will provide a new, toll-free connection from St Peters Interchange with Sydney Airport's domestic and international terminals and beyond to improve journey times to Sydney Airport, the M5 and Eastern Distributor.

A requirement of the Sydney Gateway Project is that TfNSW must prepare an active transport strategy to identify and prioritise the key missing links in the walking and cycling network around Sydney Airport. A key aim is to improve local access to Sydney Airport, one

of Sydney's major employment centres and a regional destination. The New South Wales Government released this strategy, *Sydney Gateway Active Transport Strategy* (Attachment 1), in November 2022.

Bayside Council's 2019 submission noted that the Sydney Gateway will provide significant improvements to vehicular access, particularly to the WestConnex Motorway network, however, it would have very little benefit to residents and workers who live in Mascot, Wollri Creek, and other neighbouring communities. Council highlighted that the Sydney Gateway motorway project did not provide pedestrian access into the domestic terminal or active transport connections to the local precincts to the west, north, east, and south. These issues have now been addressed in the *Sydney Gateway Active Transport Strategy*.

Following a program of stakeholder engagement, economic business case development, engineering, planning feasibility and an options assessment undertaken by TfNSW, six (6) priority projects have been identified for progression to design and implementation stages over an undefined timeframe.

A number of these priority projects align with Bayside Council's work to date with Sydney Water, TfNSW, Sydney Airport and the draft Bayside Bike Plan. Council at its meeting of 14 October 2020, has also undertaken to further investigate reconfiguration options in the precinct as part of the *Mascot Station Precinct Movement and Place Framework*, which are also reflected in the *Sydney Gateway Active Transport Strategy* that supports enhanced local access and 'Place' focused outcomes.

The Six Priority Projects

The six priority projects in the Strategy are shown and discussed below:

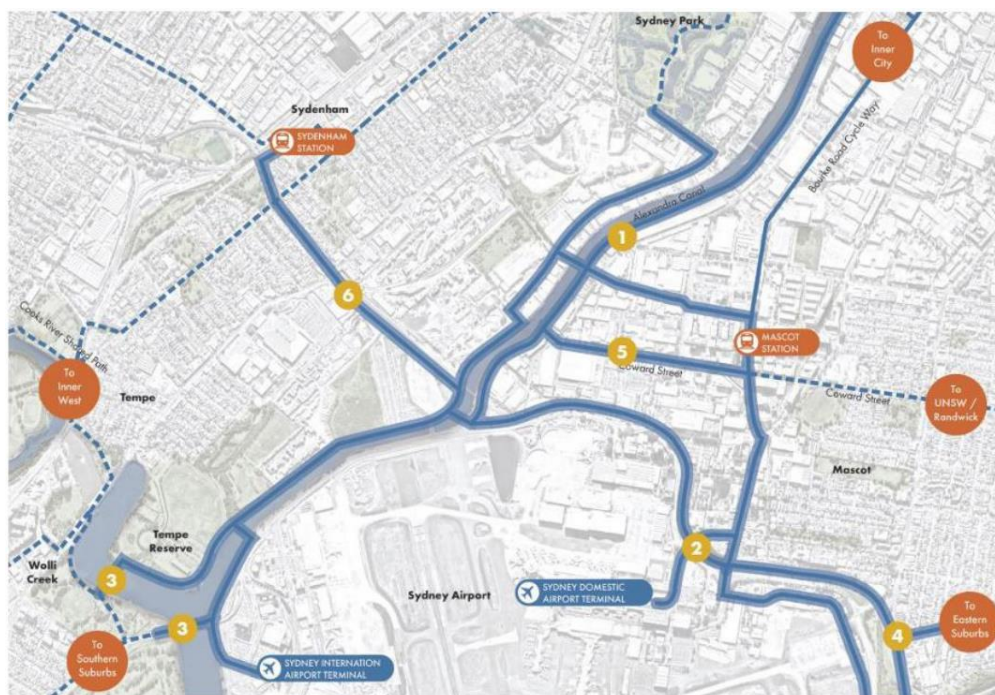
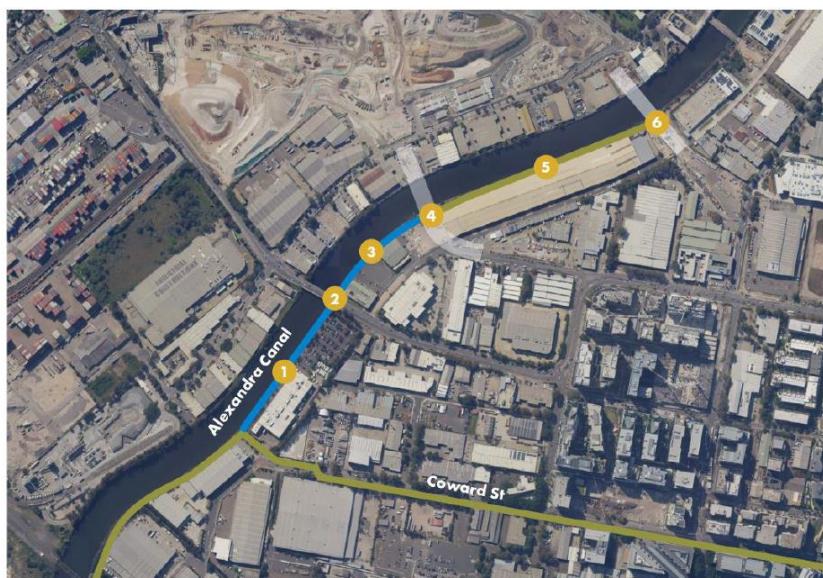


Figure 1: Sydney Gateway Active Transport Infrastructure priority map

1) **Alexandria Canal** – Walking and cycling waterside pathway (Coward Street, Mascot to Campbell Street/Sydney Park, St Peters).

- Extends the existing Canal shared path north from Coward St to the existing separated cycle path on Campbell St constructed as part of the St Peters Interchange works.
- Most of this project will be on private and Sydney water land/assets and will be driven by TfNSW.



2) **Joyce Drive Overpass**

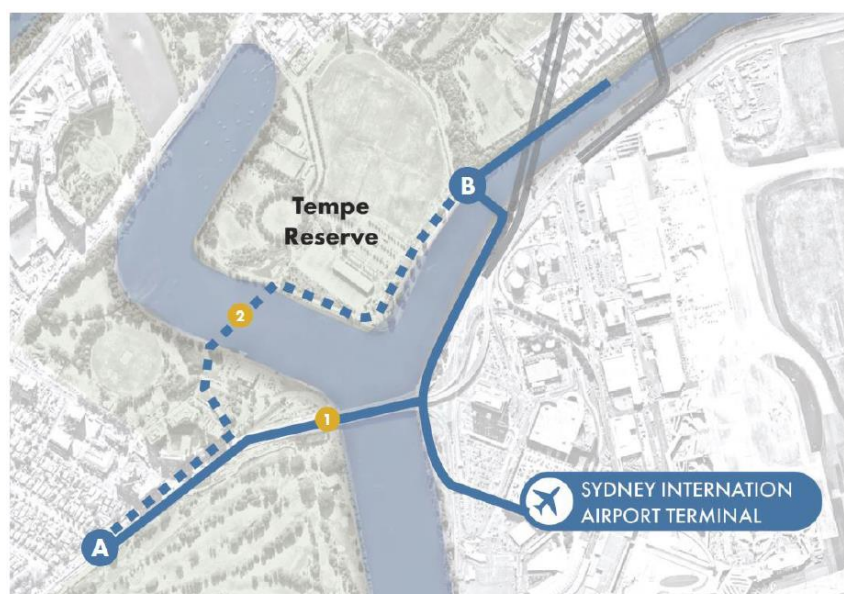
- Pedestrian and cycle bridge from Mascot to the Domestic Terminal.
- This project impacts airport and transport infrastructure and assets and will be driven by TfNSW.



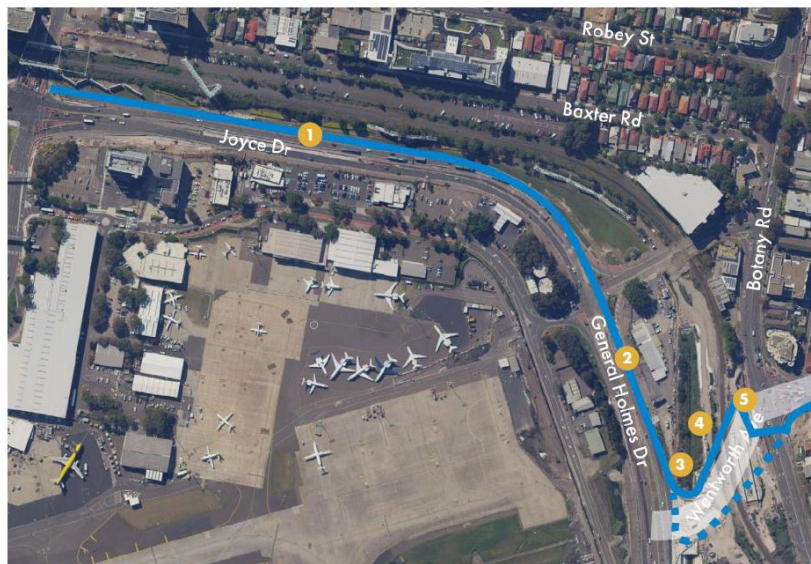
3) **Cooks River Crossing** – Provision of an active transport crossing of the Cooks River.

Two options have been identified:

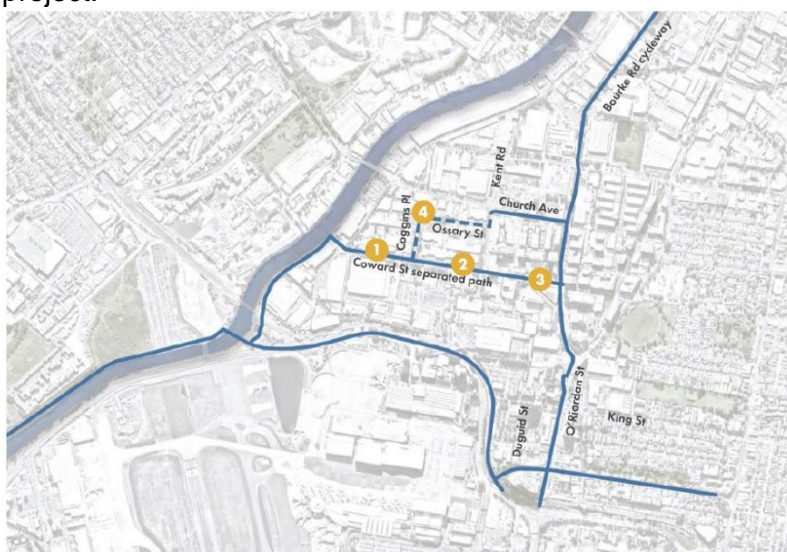
- Option 1: includes a separate pedestrian and cycle bridge in a similar location to the existing Giovanni Brunetti bridge. TfNSW states that a 'clip-on' structure to the bridge has been previously investigated and found not to be feasible and therefore this option may require land acquisition at the existing golf course (Cook Cove) and is constrained by lack of available space in this location.
- Option 2: includes a bridge further west linking Cahill Park and Tempe Reserve and uses the existing shared paths in the parklands. Transport NSW states this option can be undertaken in Council reserves without the requirement for land acquisition.
- This route is a high priority given its current poor status and limited provision for both pedestrians and cyclists.
- This project will require a bridge over the Cooks River north of Cahill Park. Details of the design are unresolved and will require a crossing of approximately 165m with abutments, ramps and associated infrastructure that may have significant impact on the open space and foreshore in Cahill Park.
- This project is referenced in the State Infrastructure Contributions (SIC) for Bayside West and is underfunded in the plan.
- TfNSW will be responsible for delivery of this project.
- This project will generate strong community interest due to the impact on open space and the availability of alternate exiting routes and other options.



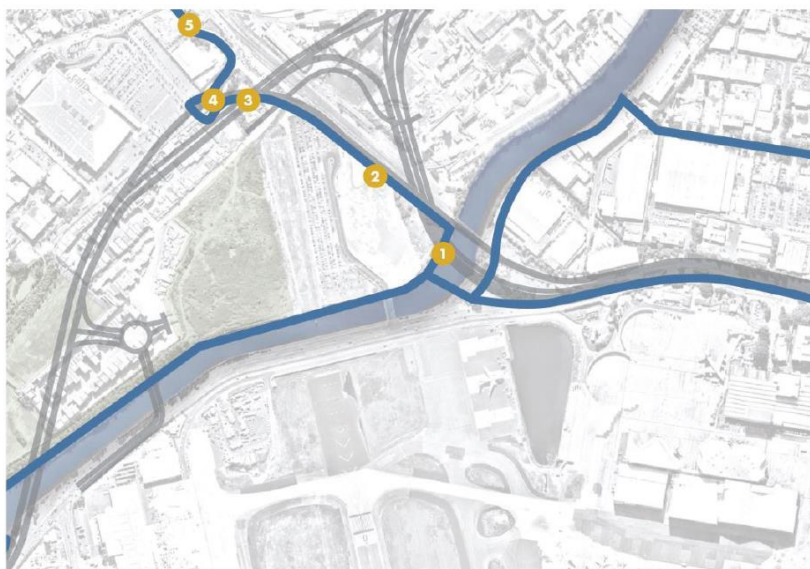
- 4) **Joyce Drive Connection to Wentworth Avenue** – Construction of a walking and cycling path and an active transport bridge to connect Sydney Airport to Wentworth Avenue, Botany and Eastgardens.
- TfNSW will be the proponent for this project with Council as stakeholders.



- 5) **Coward Street Cycleway Upgrade** – Alexandra Canal to Mascot Station. This would provide the eastern section of east-west regional cycleway corridor.
- Provision of a separated cycle path.
 - Coward Street is the only east-west street that provides crossing of north-south streets such as Botany Road apart from Gardeners Road.
 - There is a potential alternate route north from eastern Coward through Coggins Place, Ossary Street, and the existing separated cycle path on Church Ave.
 - This project will create a desired link from Alexandra Canal to Eastlakes, as distance of over 2.5km.
 - This will have a major impact on Council's road network by removing a lane of either traffic or parking and due to this there will be strong community interest in this project.



- 6) **Sydenham Link** – Connect Alexandra Canal, Mascot and Sydney Airport to Sydenham Metro Station.
- Sydney Metro services will start running from Sydenham station in 2024.
 - Although not located within the Bayside LGA, this link would provide a direct connection from Sydenham station to the Canal shared path and the terminals and significantly enhance east west movement from the inner west to Mascot and the eastern suburbs including, Randwick and UNSW.



The *Sydney Gateway Active Transport Strategy* notes that these projects have been developed in-line with the Bayside Council's Draft Bike Plan and the State Government's Strategic Cycleway Corridors for the Eastern Harbour City and have been progressed alongside strategic visions and place-making objectives for local areas.

Table 1: Sydney Gateway Active Transport Infrastructure – Council and State strategic references.

Sydney Gateway Active Transport Routes	<i>Bayside Bike Plan Ref:</i>	<i>NSW Gov Active Transport Ref:</i>
1. Alexandra Canal Walking and Cycling Pathway	<i>TS 5.04 – Work with TfNSW and Community to develop Strategic Regional Cycleway Network</i> <i>TS 5.05 – Work with TfNSW to complete the missing links of the Sydney Airport 'Orbital'</i> <i>BP 3.14 – Promote Mascot as a 'Place for People'</i> <i>BP 3.16 – Walking and Cycling Paths to Connect Town Centres</i>	<i>*Eastern Harbour City Strategic Cycleway Corridors (2022)</i> (Alexandra Canal - Immediate Opportunity with Sydney Gateway) <i>*Sydney Water – Alexandra Canal Master Plan. Activation of canal as walking and cycling corridor and improve community utility of waterway.</i>

2. Joyce Drive Overpass Pedestrian Bridge	BP 3.14 – Promote Mascot as a 'Place for People' BP 3.16 – Walking and Cycling Paths to Connect Town Centres	*Eastern Harbour City Strategic Cycleway Corridors (2022) (Sydney Airport to Green Square – Corridor)
3. Cooks River Crossing x2	TS 5.02 – Identify and promote cycling access routes to green space, the bay and sporting facilities BP 1.04 – Connect to Green Spaces and Sporting Areas BP 3.15 Upgrade Wolli Creek Links to Open Space BP 3.16 – Walking and Cycling Paths to Connect Town Centres	*Eastern Harbour City Strategic Cycleway Corridors (2022) (Green Square to Kogarah Corridor) *Cooks Cove / Bayside West SIC
4. Joyce Drive to Wentworth Avenue Walking and Cycling Path	TS 5.05 – Work with TfNSW to complete the missing links of the Sydney Airport 'Orbital' BP 3.03 – Freight Areas Safe AT Corridors BP 3.16 – Walking and Cycling Paths to Connect Town Centres	*Eastern Harbour City Strategic Cycleway Corridors (2022) (Sydney Airport to Eastgardens Corridor)
5. Coward Street Cycleway Corridor	BP 3.03 – Freight Areas Safe AT Corridors BP 3.14 – Promote Mascot as a 'Place for People' BP 3.16 – Walking and Cycling Paths to Connect Town Centres	*Eastern Harbour City Strategic Cycleway Corridors (2022) (Sydenham to Sydney Airport to Corridor) * Mascot Traffic and Transport SMEC (Movement/Place 2020)
6. Sydenham Link - Walking and Cycling Link	BP 3.03 – Freight Areas Safe AT Corridors BP 3.14 – Promote Mascot as a 'Place for People' BP 3.16 – Walking and Cycling Paths to Connect Town Centres	*Eastern Harbour City Strategic Cycleway Corridors (2022) (Sydenham to Sydney Airport to Corridor)

Design and Feasibility

TfNSW and the State Government are responsible for designing and implementing each of the projects outlined within the *Sydney Gateway Active Transport Strategy*. TfNSW have indicated that they will commence design and feasibility stages for Alexandra Canal and the Coward Street Active Transport Corridors and have requested Council participate in inception meetings for these projects. It is anticipated that further engagement will be undertaken with the community and relevant stakeholders for feedback on the design.

Some of these projects are visionary and are immature in their feasibility and design. Projects such as the Cooks River Crossing are not well defined and the impacts on adjoining open space and infrastructure together with high costs and unresolved funding have the potential to rule out a priority project.

Similarly, there is a trade off in the Coward Street link to Mascot Station that is likely to require the removal of a parking lane. The priority of the community and Councillors needs to be tested before these projects proceed.

To complement the six priority projects of the *Sydney Gateway Active Transport Strategy*, and in-line with the draft Bayside Bike Plan, Council has sought funding from the NSW Government (Get NSW Active Grant) to undertake feasibility and concept designs for a major east-west active transport corridor to connect Sydney Airport to Eastlakes, Kingsford, and Daceyville.

Financial Implications

At this stage financial implications for project delivery are unknown, however, implementation of the Strategy is a TfNSW responsibility.

Not applicable	<input checked="" type="checkbox"/>
Included in existing approved budget	<input type="checkbox"/>
Additional funds required	<input type="checkbox"/>

Community Strategic Plan

Theme One	– In 2032 Bayside will be a vibrant place	<input type="checkbox"/>
Theme Two	– In 2032 Our people will be connected in a vibrant place	<input type="checkbox"/>
Theme Three	– In 2032 Bayside will be green, resilient and sustainable	<input checked="" type="checkbox"/>
Theme Four	– In 2032 Bayside will be a prosperous community	<input type="checkbox"/>

Risk Management – Risk Level Rating

No risk	<input type="checkbox"/>
Low risk	<input checked="" type="checkbox"/>
Medium risk	<input type="checkbox"/>
High risk	<input type="checkbox"/>
Very High risk	<input type="checkbox"/>
Extreme risk	<input type="checkbox"/>

Community Engagement

The delivery of these projects will require extensive community engagement by TfNSW.

Attachments

Attachment 1. Sydney Gateway Active Transport Strategy .



Client: Transport for NSW
Project Name: Sydney Gateway ATN
Project Number: 2111
Date: 18 November 2022

Report Contact: David Knights
Report Authors: David Knights, Joppe Veul
Consultants: Civille

Revision	Status	Date	By	Checked
A	Draft for review	09.05.2022	JV/DK	DK/AM
B	Final Draft	30.06.2022	JV/DK	DK/AM
C	Final	19.09.2022	JV/DK	DK/AM
D	Final updated	19.10.2022	JV/DK	DK/AM
E	Final updated	18.11.2022	JV/DK	DK/AM



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SYDNEY GATEWAY

Active Transport Strategy

**Prepared for Transport for NSW
and Sydney Airport**

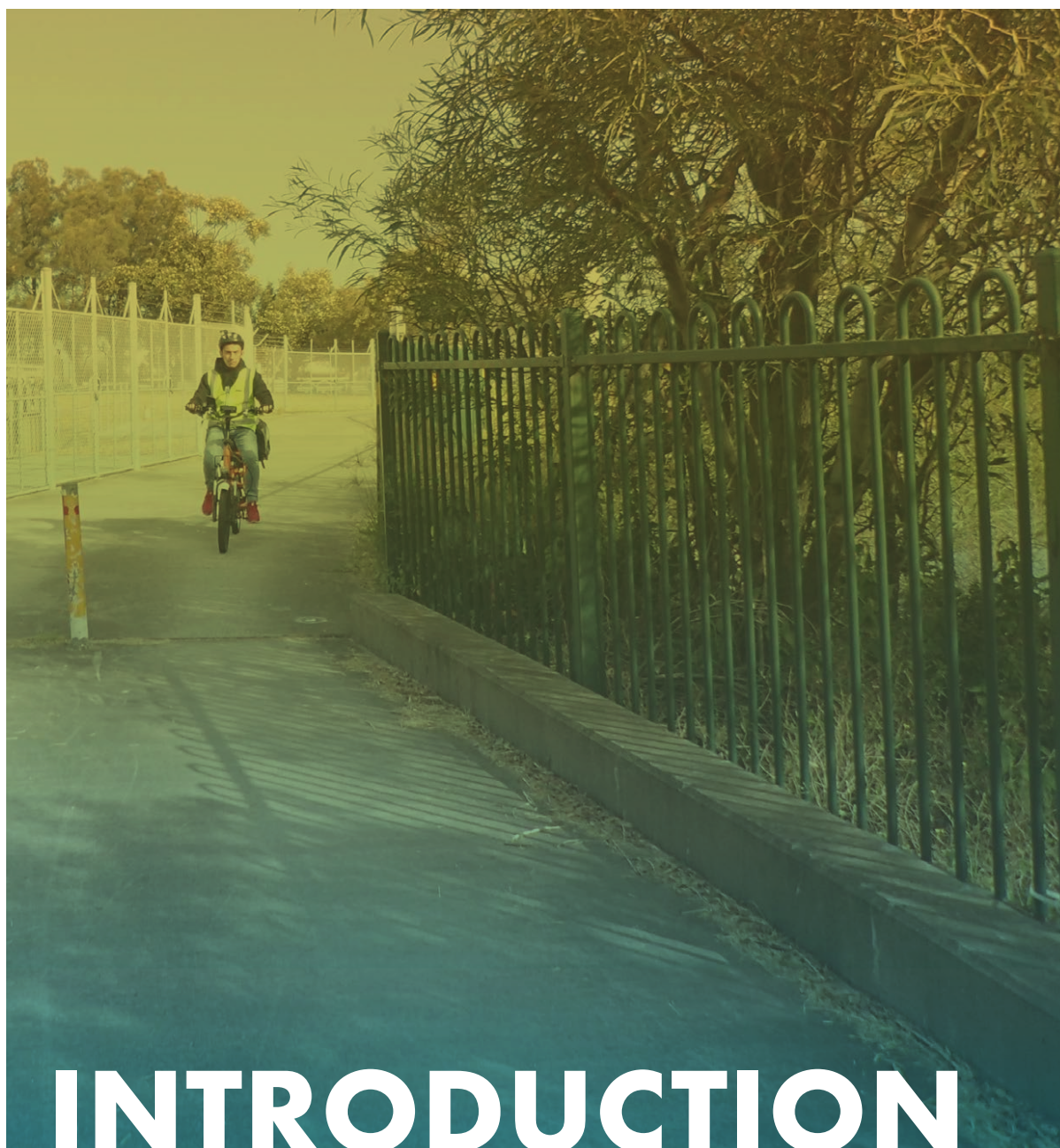




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Introduction

1.1 BACKGROUND

This report provides an overview of the Active Transport Network Strategy for the Sydney Gateway project. The ATN Strategy will inform the development of additional and improved active transport connections as part of the Sydney Gateway project and future active transport planning in the vicinity.

Sydney Gateway project

Transport for NSW (Transport) is currently constructing the Sydney Gateway project (the project), which comprises a new, multi-lane road link between the New M5 Motorway at St Peters Interchange, the Domestic Terminals and the International Terminal at Sydney's Kingsford Smith Airport. The regional context for the project is shown in Figure 1. The Airport is an important international and national gateway to Sydney.

The Sydney Gateway project includes a new dedicated flyover from Qantas Drive to the entrance of the Domestic Terminals. This route will bypass existing intersections along the road network to the Domestic Terminals. The key components of the Sydney Gateway project are shown in Figure 2.

This report

This report is in response to the conditions of approval for Sydney Gateway (discussed further in section 1.2). It outlines the investigation of the local and regional active transport network (ATN) in the project area and the role of the Sydney Gateway in contributing to the active transport network. In consultation with key stakeholders, a number of potential strategic links have been identified to contribute to the local and regional active transport network.

Active transport is non-motorised forms of transport that include physical activity, for example walking or cycling. An active transport network enhances connectivity, particularly at a local level. An active transport network consists of suitable infrastructure to enable convenient, pleasant and safe walking and cycling trips. Suitable active transport links promote active lifestyles resulting in a wide range of benefits for the community.

There is a direct relationship between the quality of active transport links and their use. High quality active transport links that have reasonable grades, that are safe, that are separated from vehicular traffic and provide amenity are more frequently used.



Figure 1: Sydney Gateway regional context

Introduction

Cycle and pedestrian paths form part of the Sydney Gateway program of works to improve connectivity and safety and contribute to the broader active transport network. An important part of the Sydney Gateway project is to provide an extension of the existing Alexandra Canal shared path to the Domestic Terminals providing a direct off road active transport link between the Domestic Terminals and International Terminal.

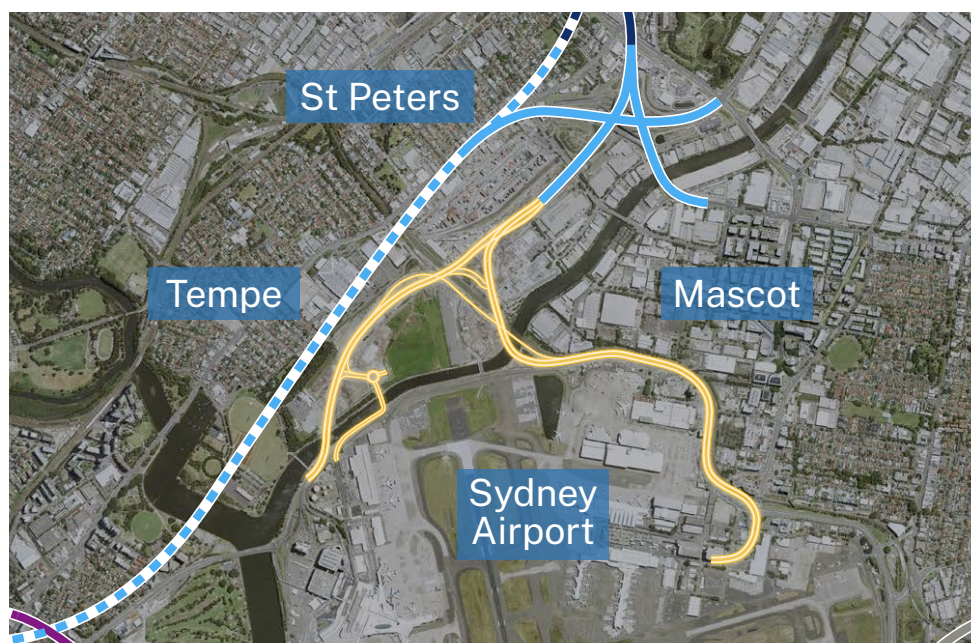


Figure 2: Key components of the Sydney Gateway project

Introduction

1.2 CONDITIONS FOR APPROVAL

The Sydney Gateway project was approved, subject to Commonwealth and State conditions, including conditions for improved active transport outcomes. This report is a response to the Commonwealth conditions. A separate active transport audit is prepared responding to the State conditions.

Sydney Gateway - Commonwealth condition

Under the Sydney Gateway Commonwealth conditions, a mitigation measure was included for an active transport strategy. Specifically:

"Mitigation Measure TT18, which requires the preparation of an active transport strategy to integrate and enhance accessibility opportunities in the vicinity of Sydney Airport. The strategy is to be prepared in consultation with relevant stakeholders (including the Sydney Airport Forum) and provide a guide for future active transport infrastructure."

This strategy builds upon previous work developed on the active transport strategy for Sydney Gateway as well as work by local Councils and Sydney Airport. The strategy considers:

- Shared path connections that have been delivered or are being planned in the precinct
- Links to enhance accessibility opportunities in the vicinity of Sydney Airport
- The active transport network being prepared by the Greater Sydney team within Transport
- Engagement with Councils and bike user groups.



Figure 3: End of Trip Facilities at International Terminal

1.3 PROJECT SITE BOUNDARY

The project site boundary for the ATN Strategy has been defined as the areas located within an approximate 1.5km radius of the Domestic Terminals and International Terminal.

The terminals are the two key public and employee destination points at Sydney Airport. The strategy has considered the existing ATN and opportunities within this boundary.

Active transport links (ATLs) to the local and regional networks are also important and hence the active transport strategy, has also included consideration of connectivity to existing regional ATLs in proximity to the airport terminals.

Figure 4 illustrates the Sydney Gateway site boundary in black and shows the areas within the 1.5km radius of the Domestic Terminals and International Terminal.

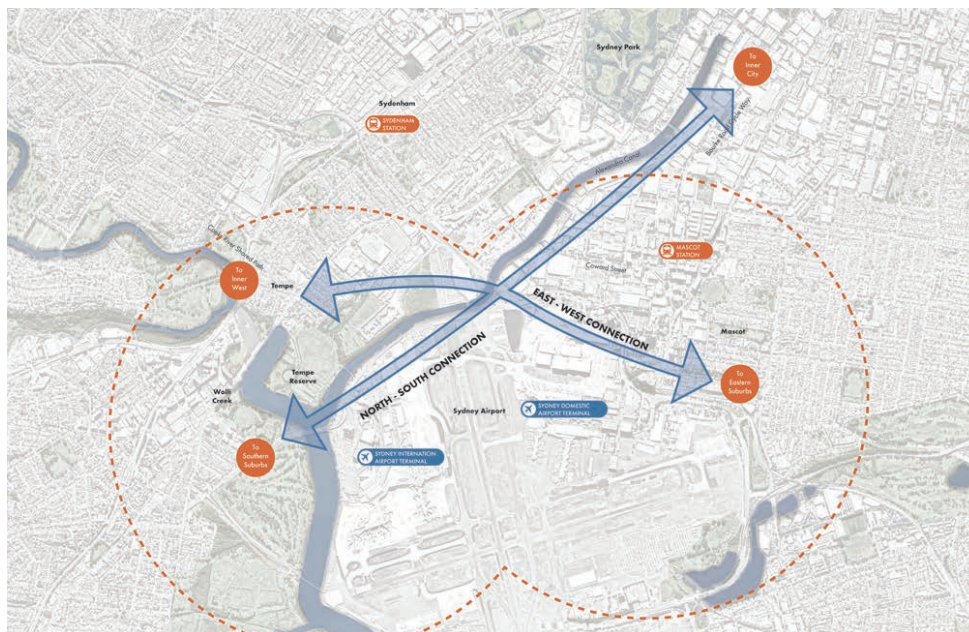


Figure 4: Project site boundary - the focus of this study is on areas within 1.5km radius of the airport terminals

Introduction

1.4 REPORT OVERVIEW

This report contains the Active Transport Strategy for the Sydney Gateway project and provides a response to the Commonwealth mitigation measure TT18. The following provides an overview of the strategy including a summary of each section.

1. Introduction

This section provides the background of this project, the Commonwealth conditions for approval of the Sydney Gateway project, and a report overview.

2. Objectives & method

Section 2 discusses the project objectives and provides an overview of the method.

3. Existing situation

Section 3 provides a review of the existing transport network and an overview of the proposed plan layout of the 'Sydney Gateway project, *Environmental Impact Statement Preliminary Draft Major Development Plan*'. (November 2019).

4. Stakeholder engagement

Section 4 provides an overview of the public submissions made in response to the project and the stakeholder engagement undertaken as part of the method.

5. Proposed ATN links

Section 5 outlines the proposed initiatives as part of the Sydney Gateway project.

6. Summary and conclusion

Section 6 presents a synthesis of the strategy and recommendations for future active transport networks.



Figure 5: New shared path (north of Alexandra Canal)

Introduction







Objectives & Method

2.1 OBJECTIVES AND METHOD

The development of the Sydney Gateway active transport strategy has been undertaken in collaboration with Transport for NSW and Sydney Airport and in consultation with key stakeholders. The active transport strategy identifies the preferred network and connectivity.

Objectives

Inner Sydney has seen significant growth in active transport trips over the past 10 years. This growth has occurred due to a combination of additional infrastructure, changing inner Sydney demographics, and in-fill development in the region including Mascot, Wolli Creek, Green Square, Victoria Park, Marrickville, St Peters and Erskineville.

A significant barrier to increased active transport is the lack of a connected network of a suitable quality.

The Sydney Gateway ATN Strategy has been developed with the following primary objectives:

- Provide a coordinated active transport strategy in the vicinity of Sydney Airport
- Provide active transport connectivity between existing and proposed town centres and existing ATLs for local communities that enhances accessibility opportunities in the vicinity of Sydney Airport
- Identifying the demand for regional and strategic routes and their respective priorities
- Provide a strategy that identifies preferred delivery mechanisms for the active transport strategy

The following outlines the overall objectives of the active transport strategy:

- Provide a range of travel choices and reduced travel times for local trips by pedestrians and cyclists
- Reduce congestion on local roads by providing infrastructure that encourages a modal shift towards active transport modes, such as walking and cycling.
- Provide active transport links to public transport, to enable active transport to be combined with public transport for longer trips
- Facilitate regional connections to major destinations (including the city centre, Domestic Terminals and International Terminal, key town centres and transport hubs including Mascot, Wolli Creek and Sydenham and existing high use active transport links including Cooks River shared path, Bourke St cycleway and Alexandra Canal shared path
- Consider a connected open space network which is a valued part of Sydney's 'Green Grid' open space network for recreational travel (including key destinations such as Sydney Park, Cooks River foreshore, and Botany Bay foreshore)
- Undertake consultation with key stakeholders to generate route options which are well supported by user groups.

Method

The method and process to undertake the strategy is shown in Figure 6.

The method has included 2 stakeholder workshops as part of the Sydney Airport Active Transport Forum (Steps 2 & 5 in Figure 6). These workshops have been a key part of the development of the strategy. They were attended by:

- Transport for NSW
- Sydney Airport Corporation (SYD)
- Bicycle NSW

- Inner West Council
- Bayside Council
- City of Sydney Council
- SSROC
- Local Bicycle User Groups (BikeMarrickville and BikEast)

Following the initial workshop, a number of options (Step 4 in Figure 6) were presented and then subsequently discussed with the stakeholders. This iterative process eventually provided preferred options (6) for the Active Transport Strategy, including recommendations for delivery (7).

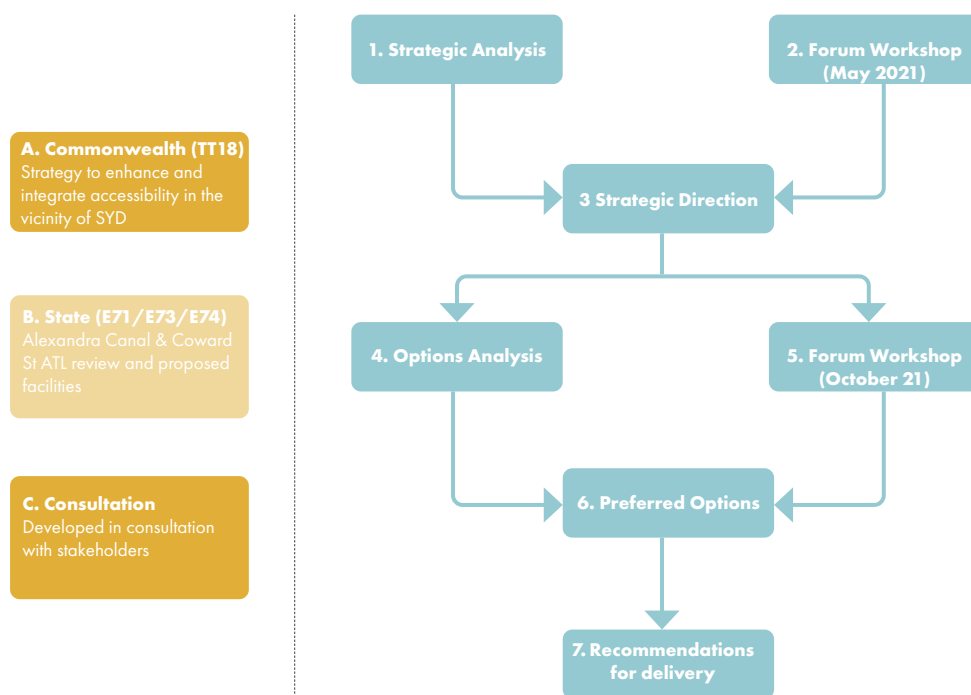


Figure 6: Process overview

2.2 DOCUMENTS INFORMING THE STRATEGY

The following documents were used to inform and develop the Sydney Gateway ATN Strategy

- **The Sydney Gateway project (2019):** As part of the Sydney Gateway project an active transport link has been developed linking Domestic Terminals and International Terminal.
- **Sydney Gateway Road project, EIS Preliminary Major Development Plan, Transport for NSW (2019).** This document outlines the initial design plans and the Environmental Impact Statement for the Sydney Gateway project
- **Sydney Gateway project, Response to submissions, Transport for NSW and Sydney Airport (2020)** provides an overview and response to all submissions that were made following the EIS Preliminary Major Development Plan.
- **Strategic Cycleway Corridor for the Eastern Harbour City, Transport for NSW (2022):** This document identifies 30 strategic cycleway corridors including links to the Airport
- **Sydney's Cycling Future, NSW Government (2013):** This document identified Sydney Airport Links as one of the 5 key priorities in the Inner Sydney region and identified that half of the 12,000 workers at Sydney Airport live within 5km of the airport
- **Sydney Airport Masterplan 2039 (2019):** The Masterplan identifies future development of the airport lands and identifies improvements for access by pedestrians and cyclists and is investigating inter-terminal and sub-regional links with local councils and Transport for NSW
- **Inner Sydney Regional Bicycle Network (2010):** Which planned a regional network within a 10km radius of the CBD and included more than 280km of proposed strategic bicycle network. This network included links to the airport and immediately to the south and north of the airport
- **Bayside Council's draft Strategic Network Map (2021).** This draft document outlines Bayside Council's proposed strategic routes in the Airport precinct within Bayside local government area (LGA)
- **Marrickville Council Bicycle Strategy (2007):** Marrickville Council's (now Inner West Council) Bike plan identifies a number of routes, including local and regional, to the west of the Sydney Gateway project including a regional route along the western bank of Alexandra Canal
- **Inner West Council Local Route 7 Option Assessment and Concept Design:** This study developed concept designs for Local Route 7 which runs immediately west of the Sydney Gateway project along quiet local residential streets from the Cooks River in the south to Sydenham in the north through St Peters
- **City of Sydney Cycle Strategy and Action 2018-2030 Plan (2018):** This plan identifies a number of routes immediately to the north of the Sydney Gateway project including the Alexandra Canal Shared Path and Bourke St separated cycleway
- **City of Sydney Living Green Network (2011):** This document identified key pedestrian walking routes and quality of existing pedestrian routes throughout the city including to the north of the Domestic Terminals
- **Guide to Road Design Part 6A: Paths for Walking and Cycling (Austroads, 2017).** This report provides detailed information on requirements and guidelines for active transport networks. This was used in the Audit to assess compliance and for developing alternative options for Coward Street
- **Cycleway Design Toolbox, Designing for cycling and micromobility, Transport for NSW (2020).** This document provides details on design recommendations and requirements for cycleways
- **AS1428.1-2009 Design for access and mobility.** The Australian Standards provide the requirements for shared paths. This was used in the Audit to assess compliance and for developing alternative options for Coward Street.



Figure 7: O'Riordan St shared path





Existing Situation

3.1 CONTEXT

The existing active transport network in the vicinity of Sydney Airport has undergone significant development over the past 10-15 years through improvements undertaken by Transport for NSW, Sydney Airport, and local councils. However, there remains significant network gaps.

In the past 15 years the general focus of active transport infrastructure has been improving active transport links to the Sydney CBD and in high use recreational routes such as the Cooks River shared path. These projects have made a significant addition to the network and there are further opportunities to provide connections for commuting trips, recreation trips and to support areas undergoing development such as Mascot, Discovery Point, Green Square and Sydney Airport.

The Sydney Gateway project is also in an area of significant re-development and urban regeneration. This regeneration is being delivered in the form of high density corridors such as Mascot and Green Square. The high density development encourages walking and cycling for local trips. The existing trip generators at the local and regional level, the new development corridors and the active transport network are discussed further in this section to provide an understanding of the existing active transport network and the future demands on this network.



Figure 8: New development at Discovery Point, Walli Creek

Existing Situation

3.2 TRIP GENERATORS AND URBAN DEVELOPMENT

Substantial urban redevelopment has occurred in the vicinity of Sydney Airport. This development will continue over the next 10 to 15 year period.

Figure 9 shows the future urban re-development in the vicinity of Sydney Airport. The major re-development areas include:

- Mascot Station Precinct - 4,500 new dwellings
- Wolli Creek - 8,000 new dwellings
- Princes Highway Corridor including Banksia and Arncliffe - 4,100 new dwellings
- Ashmore Estate (Erskineville) - 1,400 new dwellings
- Green Square - 30,000 new dwellings
- Cooks Cove - 5,000 new dwellings

- Sydenham to Bankstown Corridor (Sydenham and Marrickville) - 6,000 new dwellings
- Victoria Rd Precinct Marrickville - 1,100 dwellings
- Carrington Rd Precinct, Marrickville - potential for up to 2,600 dwellings

This development is forecast to add approximately 60,000 new dwellings and more than 120,000 residents. This new population will be within 5km of Sydney Gateway. Adopting a current typical modal share of 2 to 5% of trips undertaken by walking and cycling, this would add a potential user population of 3,000 users per day of the local active transport network.

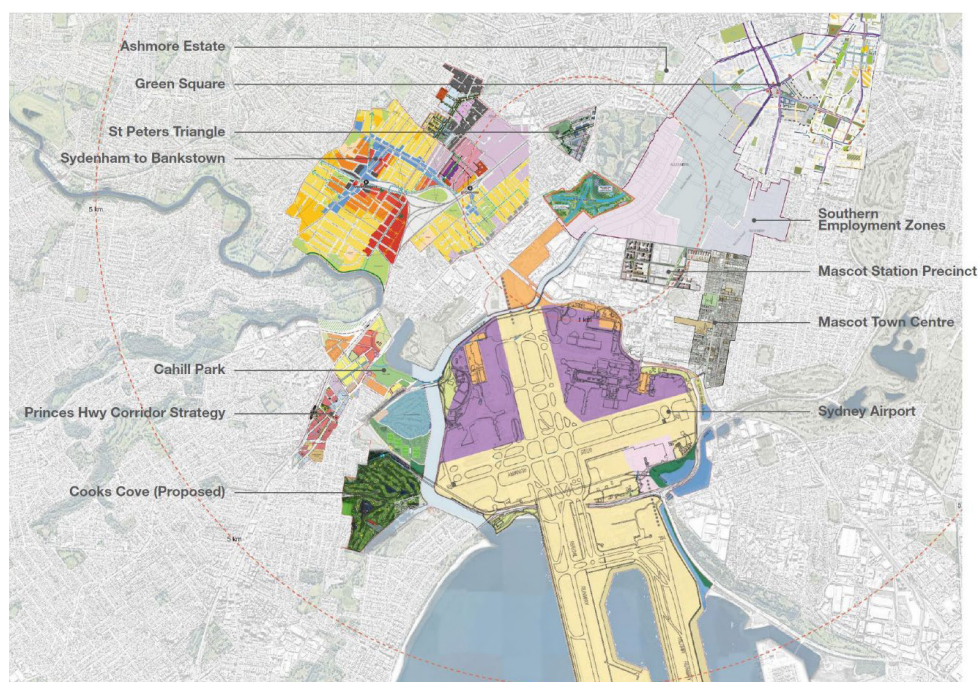


Figure 9: Major development precincts in a 5km radius of the Sydney Gateway corridor

Existing Situation

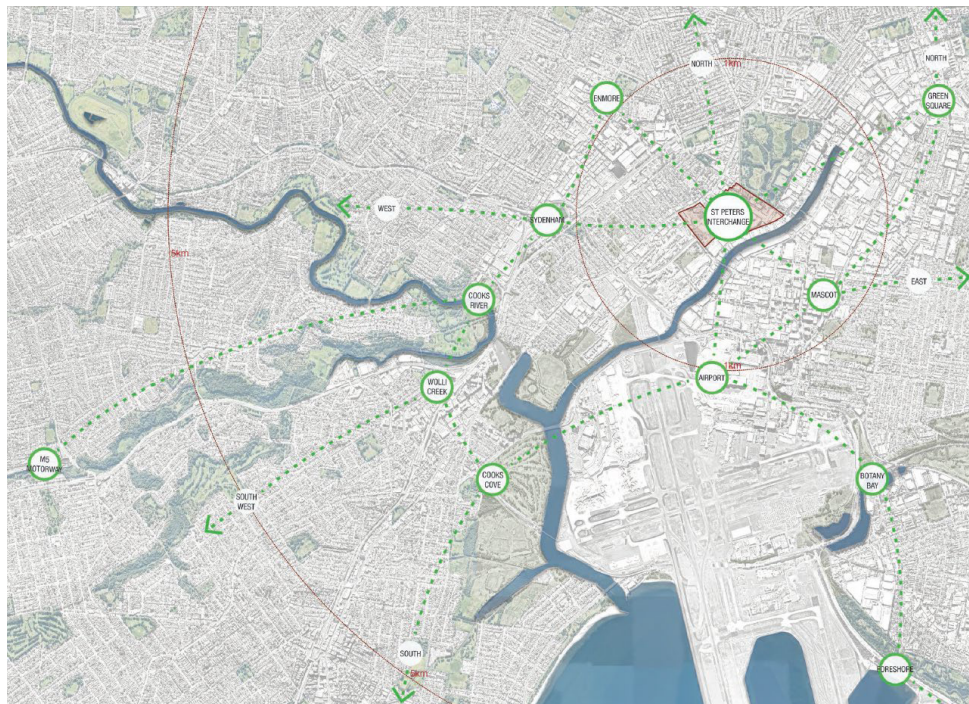


Figure 10: Key trip generators in vicinity of Sydney Gateway project

Key trip generators have been assessed and are shown in Figure 10. The trip generators include high density residential precincts, employment and education precincts, retail precincts as well as key recreational paths and open space.

Sydney Airport has assessed that, of the approximate 30,000 staff who worked at the airport prior to Covid-19 outbreaks, approximately half are within 5km of the airport and approximately 500 staff walk or cycle to the airport (approximately 2% of staff).

Existing high density residential precincts located immediately north, south and east of the project, which would be potential users of the ATLs, include:

- Mascot Station precinct
- Willi Creek precinct
- Green Square precinct
- Princes Highway Corridor precinct
- Marrickville town centre

Employment zones in close proximity to Sydney Gateway include:

- Sydney Airport
- Southern Sydney Employment Lands
- Sydney University and RPA Hospital
- UNSW
- Prince of Wales Hospital
- Sydney CBD

There are a number of regional recreational paths and open space corridors that are well used by a broad section of the community particularly on weekends and which also generate trips for an active transport network. These include the:

- Cooks River shared path
- Sydney Park including Sydney Park Cycling Centre and children's bike track
- Botany Bay foreshore shared path
- Greenway (currently under construction).

Existing Situation

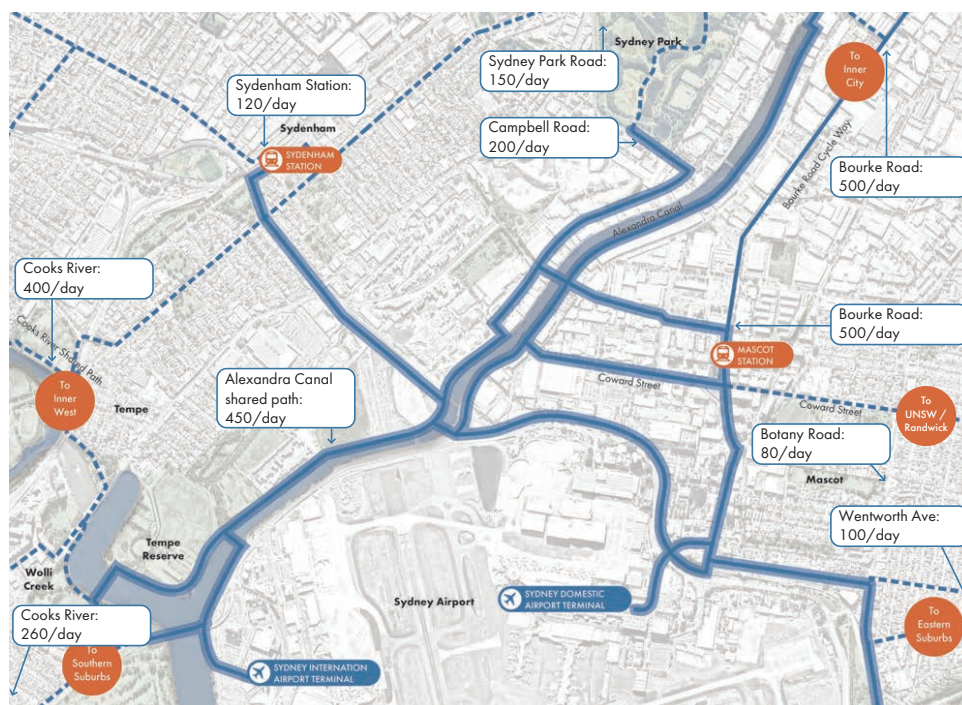


Figure 11: Cyclist routes as using Strava data

Active transport trip data

Usage data on existing active transport links has been assessed. Available data includes data that is pre-Covid from 2019 and 2020 and includes data from counters as well as data from specific annual bicycle count days (e.g. Super Tuesday) :

- Counts from 2019 indicate that the Alexandra Canal carries around 450 cyclists per day and 100 pedestrians per day and about 100 movements during peak hours
 - Bourke Rd cycleway at Maddox St typically 500 trips per day in 2019
 - Cooks River at Cahill Park approximately 260 cyclists per day
 - Botany Road in Mascot approximately 80 cyclists per day
 - At Kendrick Park on 'Super Sunday' in 2017 indicating recreational riders, 503 cyclists and 207 pedestrians were counted at Kendrick Park
 - At Sydenham Station approximately 120 cyclists per day
 - Campbell Road separated cycle path recently constructed as part of the St Peters Interchange works approximately 200 cyclists per day
 - At Princes Highway at Brodie St/Wolli Creek approximately 137 cycle trips were counted as passing through the intersection in 2012 as part of a study on traffic in the Wolli Creek precinct
- There is also data available from applications which record and map users riders such as Strava and RiderLog (Bicycle Network). This data is typically less representative of the diversity of cycle trips compared to traditional count data. Trip data relies on users to voluntarily download an app and to use the app to record their trip. This data however can provide useful insights into trip behaviour including destinations and route selection. This data provides an insight into the following about cyclists' current route selection:
- Trips from the south are 'funnelled' through the Princes Highway and Marsh St bridges' and the Princes Highway bridge in particular for trips to and from the south-west
 - Trips from the south use both the Marsh St/Cahill Park/Princes Highway route and Marsh St bridge
 - Trips from the south are then continuing north with a significant number of trips travelling through Tempe Reserve/Alexandra Canal Shared Path/Coward St
 - Travelling north Bourke Rd cycleway is a significant route for cyclists travelling to the CBD and inner city
 - Cooks River shared path is a significant route travelling east west
 - Princes Highway and Carrington Rd/Victoria Rd are used to travel north
 - There is a clear route along Coward St and Gardners Rd travelling east to UNSW/Prince of Wales/etc.

Existing Situation

3.3 ACTIVE TRANSPORT NETWORK PLANNING

Eastern Harbour City Strategic Cycleway Corridors

Transport for NSW released in April 2022 the Strategic Cycleway Corridors blueprint for the Eastern Harbour City. Figure 12 shows the strategic cycle corridor. The strategy provides a blueprint for an integrated network for the Eastern Harbour City including connections to Sydney Airport and surrounds.

The relevant corridors to Sydney Airport include

- to Eastlakes, Eastgardens and Randwick (east)
- to Green Square and the CBD (north)
- to Sydenham and Marrickville (west)
- to Tempe and Wolli Creek (south)

The primary focus is to provide safe cycleways for people of all ages and abilities and better connect centres, precincts, and places.

This program identifies how each corridor should be prioritised. Five of the cycling corridors have been flagged by Transport for NSW as 'immediate opportunities' that will fill important gaps in the network and thus will be prioritised. These comprise the following bike connections:

- Sydney Airport and Sydney Park
- Newtown and Green Square
- Bay Run and future Rozelle parklands
- Milsons Point, North Sydney and St Leonards
- St Leonards and Artarmon

30 strategic cycleway corridors have been identified with approximately 250 km of identified network. The corridors will connect key centres and major points of interest. Routes require further design and collaboration with councils and the community.



Figure 12: Eastern Harbour City Strategic Cycle Corridor

Existing Situation

Inner Sydney Regional Bicycle Network

The Inner Sydney Regional Bicycle Network (ISRBN) was developed in 2010 by 15 local government organisations. The ISRBN consists of proposed routes for a 10km radius from the Sydney CBD. The ISRBN proposes 284 kilometres of bicycle network, including 160 kms of separated cycleways and 70 kilometres of shared paths. The ISRBN has been refined on a number of occasions since its original development.

Key objectives of the ISRBN include developing a network with a scale able to provide a high quality network and providing a coordinated network across Council boundaries.

The ISRBN is shown in Figure 13. Routes within or in close proximity to Sydney Airport include:

- Alexandra Canal shared path
- Qantas Drive and connection to the Domestic Terminals
- Connection to the International Terminal
- Coward St Mascot link.

The ISRBN shows that there are currently gaps, at the regional level in the bicycle network in the following locations:

- North – South connection from the end of the Alexandra Canal shared path at Coward St to Bourke Rd separated cycle path
- East-West connections along Coward St and Qantas Drive to the eastern suburbs and south-eastern Sydney
- East-West connectivity gaps to Sydenham station
- North-south connection from Tempe/Wolli Creek to the city

Figure 13 also shows the proposed Inner West Council Local Route 7. This is a route using local streets with low traffic volumes through St Peters and Tempe. Planning for this route also investigated Unwins Bridge Rd as a route option, however Unwins Bridge Rd was not considered the preferred route due to the lack of available space and traffic volumes.

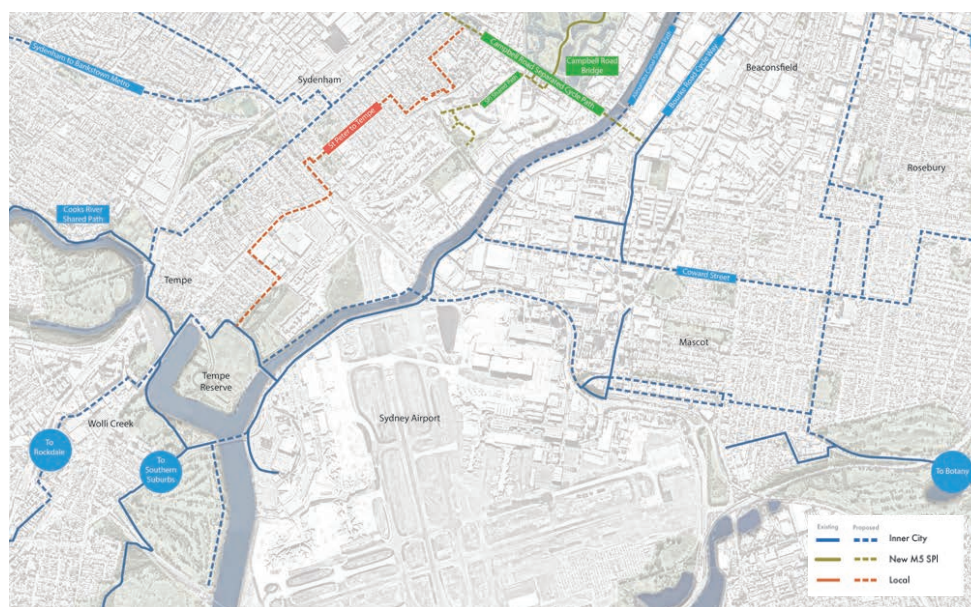


Figure 13: ISRBN combined with Council Regional and Local Routes in vicinity of Sydney Airport

Existing Situation

Council bike networks

In addition to the ISRBN, Councils including Bayside, the former Marrickville Council, and the City of Sydney have developed cycle network strategies for their LGAs. Bayside's cycle network is still currently in draft form. The bicycle networks have been collated for the three Councils and are shown in Figure 14.

These strategies identify a number of regional routes and local routes which supplement and support the ISRBN. In some cases the ISRBN and Council Regional Routes are the same. In some cases the ISRBN has further refined Council's regional routes. Council's cycle networks include additional local routes, particularly within the Bayside Council area.

The key objectives of the City of Sydney's Cycle Strategy and Action Plan are:

- Creating a comfortable and bicycle friendly environment
- Encouraging more residents and workers to cycle
- Improving cycling safety and promoting the benefits of cycling
- Increasing the number of trips made by bicycle.

The key objectives of the former Marrickville Council's Bicycle Strategy is to develop:

- A coherent bicycle network plan
- Bicycle parking plan
- Better integration with public transport
- Bicycle friendly streets and neighbourhoods.

The City of Sydney has also developed a Liveable Green Network which includes a pedestrian network in addition to the cycle network. The routes in the network are designed to encourage walking to local destinations and include footpath widening, lower speed limits and improved crossings as well as facilities such as seating and bubblers.

Similarly to the ISRBN the Council cycle network shows an existing connectivity gap in both the north-south and east-west directions in the vicinity of Sydney Airport.

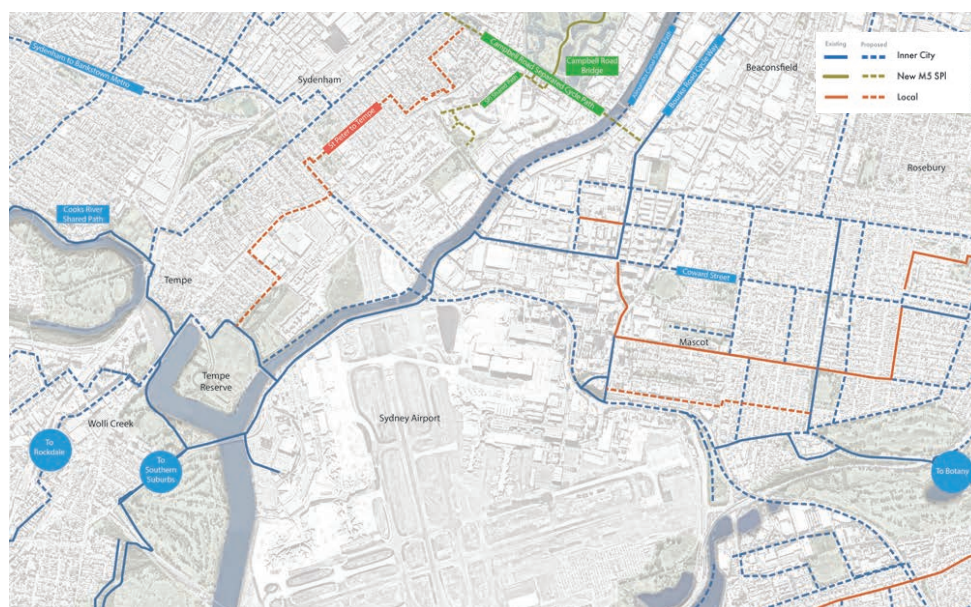


Figure 14: ISRBN combined with Council Regional and Local Routes in vicinity of Sydney Airport

Existing Situation

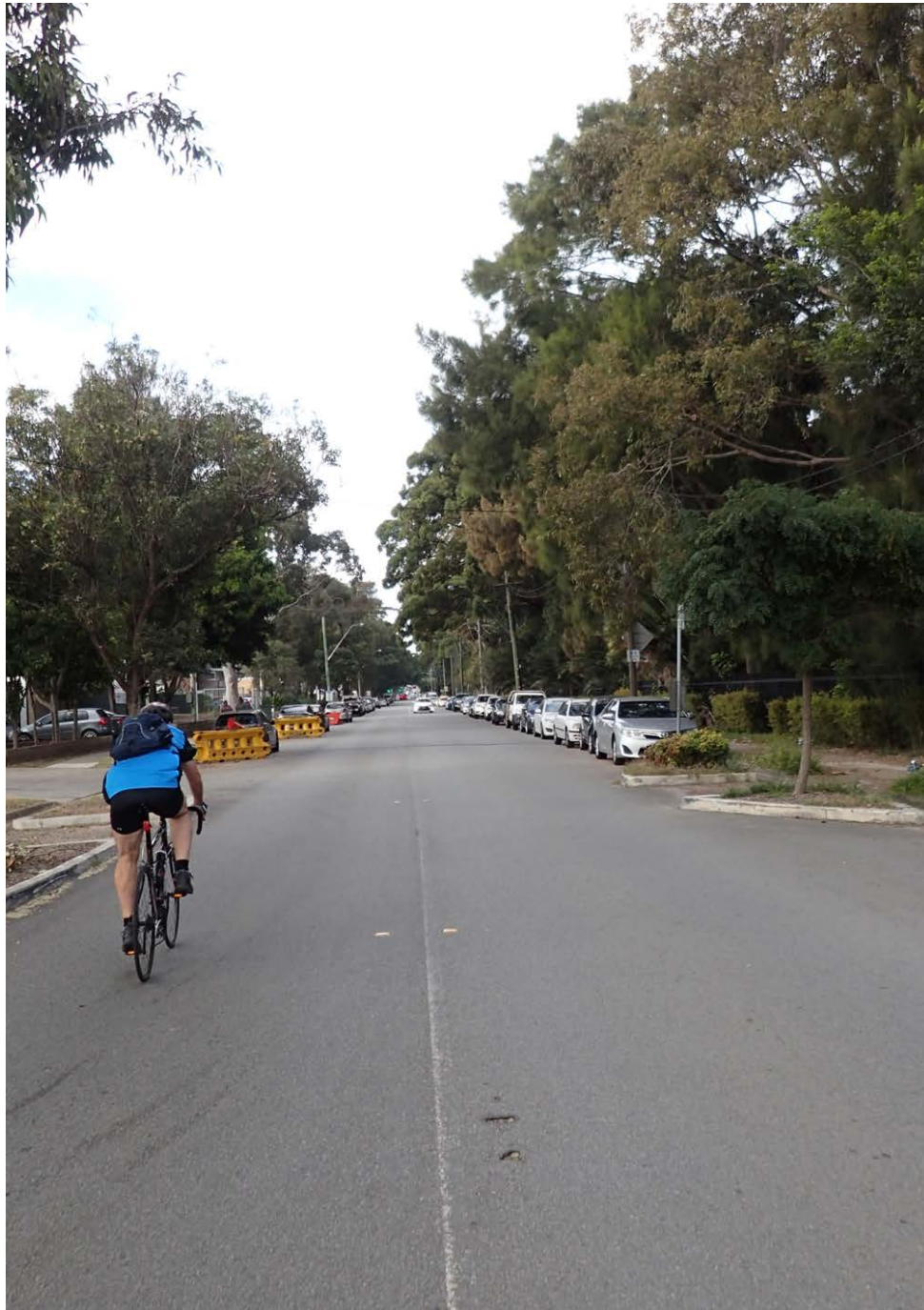


Figure 15: Coward St Mascot

Existing Situation

3.4 SYDNEY GATEWAY PROJECT

An overview of Sydney Gateway is shown in Figure 14 from the Place Design Landscape Plan (PDLF). This figure shows the proposed active transport link which is part of Sydney Gateway. The active transport network upgrades includes the relocation and upgrade of the existing Alexandra Canal shared path to the western side of the Canal, a new shared pedestrian and cycle bridge over the Canal and an extension of the Canal shared path to the Domestic Terminals. These works provide a new off-road connection between the Sydney Airport Domestic Terminals and International Terminal.

Shared path design

The ATL links into the existing Alexandra Canal shared path at its northern and southern extents.

At the southern extent the ATL uses the existing bridge to Tempe Reserve to cross the Canal. This bridge links the new shared path along the western side of the Canal to the existing shared path and International Terminal shared path on the eastern side of the Canal.

At its northern extent the ATL links into the existing shared path after passing under the Gateway Bridge over Alexandra Canal and connecting to Qantas Drive.

Along Qantas Drive the ATL is located on the southern side in a shared utilities corridor and adjacent to the boundary fence of Sydney Airport. The shared path links to the existing Seventh Street shared path to provide access to Domestic Terminals. It also links to the existing Robey St shared path constructed as part of the Airport North enabling works.

The shared path includes a number of underpasses including the Nigel Love Bridge along the central western side of the Canal and the bridge connecting to Qantas Drive at the northern extent on the eastern side of the Canal. At these underpasses Crime Prevention Through Environmental Design (CPTED) has been an important part of the design process. The underpass designs also include an indigenous inspired interpretive strategy to provide for an enhanced user experience of the underpasses and helps improve safety.

ATL Rest Areas

The design for the Sydney Gateway active transport network also includes two new rest areas on either side of the new pedestrian and cycle bridge. These are located either side of the Canal at the northern extents of the works along the Canal. These new rest areas make use of residual lands in the Gateway project.

The rest areas will provide a range of facilities including picnic shelter, drinking water fountain, signage and seating. The rest areas also provide opportunities for educational signage and interpretation of the cultural heritage of the area as well as the Airport and its runways and provides opportunities for plane spotting.

ATL interpretive elements

The new ATL provides a number of interpretive elements along the new route to tell stories about the indigenous cultural history of the area including the use of the waterways for fishing and transport.

As the ATL travels along the Canal the elements include interpretation of the Canal and its history.

The ATL also provides opportunities for interpretation of the history of transport infrastructure including rail, road and airport.

The interpretation strategy includes elements along retaining walls, the underpass, the path itself as well as signage at the rest areas.

Existing Situation

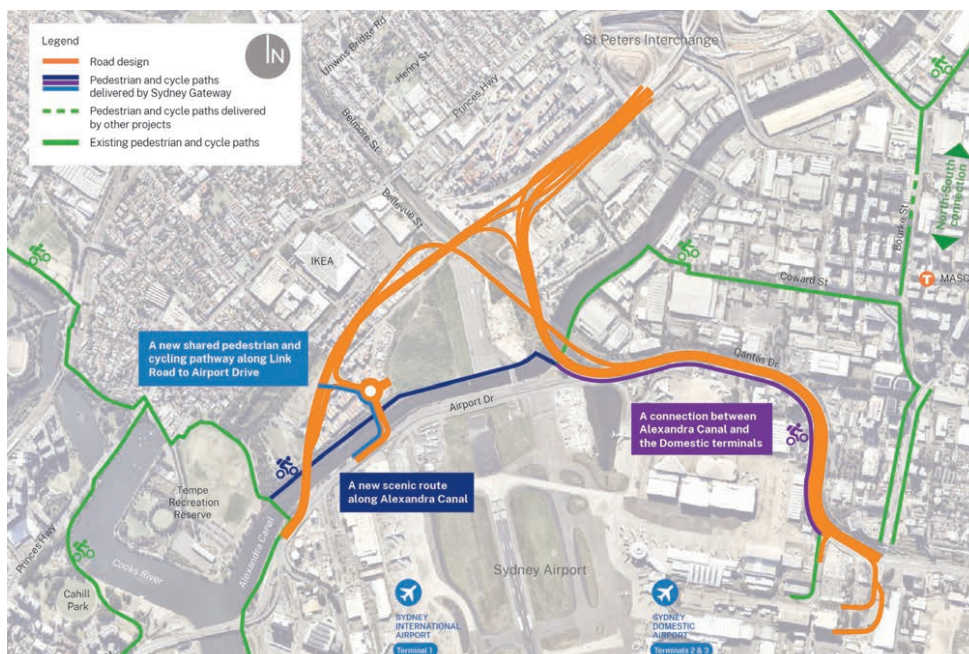


Figure 16: Project overview showing the ATL linking International Terminal and Domestic Terminals and an artist impression (top)





Stakeholder Engagement

4.1 CONSULTATION

This strategy recognises that significant consultation and feedback has been provided by local government and bicycle user groups as part of the planning process.

Previous consultation

Community consultation and stakeholder engagement for the Sydney Gateway project began in September 2018. The community, local stakeholders and government agencies were engaged through briefings and face-to-face meetings.

Feedback and comments from the community and stakeholders were grouped into seven key themes. Active transport (38%) and environment (18%) were raised most frequently, as illustrated in Figure 15.

Key periods of consultation and feedback were:

- Preliminary design and project announcement (September/October 2018)
- Concept design display (May/June 2019)
- Submission in response to the 'Sydney Gateway project,

Environmental Impact Statement Preliminary Draft Major Development Plan'. (November 2019).

Submissions were made by the public, community and related organisations and public authorities in response to the draft EIS report. A total of 90 submissions were made, divided as follows per group:

- Community: 57 submissions
- Organisations: 20 submissions
- Public Authorities: 13 submissions.

About 77 per cent of the community and 42 per cent of key stakeholders respectively raised concerns in relation to active transport during the Commonwealth Major Development Plan consultation process. (Response to submission report, Transport for NSW, Sydney Airport, 2020).

The following sections summarise the key responses in relation to Active Transport raised in the submissions.

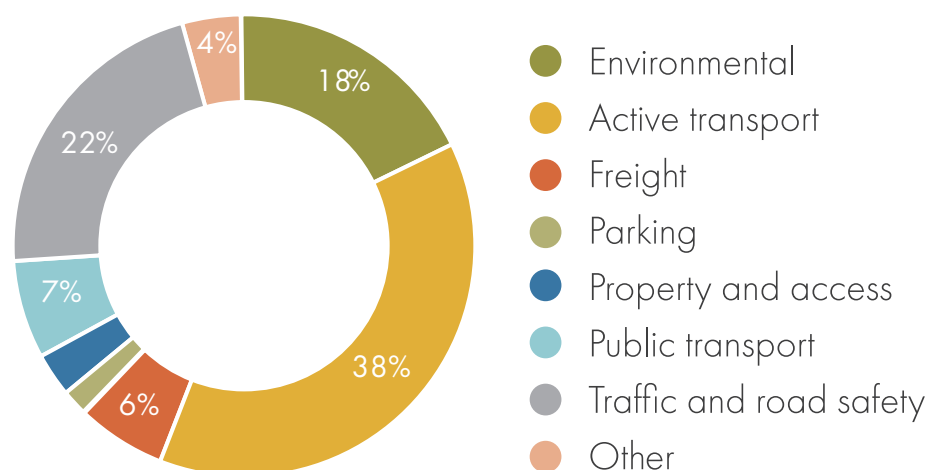


Figure 17: Community feedback about the project (Sydney Gateway Road Project, EIS Preliminary Draft Major Development Plan, 2019)

4.2 PUBLIC AUTHORITY SUBMISSIONS

The following outlines recommendations provided by local government and bicycle user groups for an ATN strategy associated with Sydney Gateway.

City of Sydney

The City of Sydney provided the following comments in relation to active transport.

- Deliver an active transport network that provides safe, legible and attractive connections to the airport. This provides more sustainable travel choices and helps to discourage private vehicle trips to the airport
- NSW Government should make a commitment to reallocate street space to active transport in the Mascot area when Sydney Gateway is complete, so that the NSW Government can deliver on its active transport and place based policies and strategies.

The City of Sydney provided feedback on key connections that the ATN should provide:

- A cycling connection between the St Peters interchange and the Alexandra Canal cycleway
- A direct, rideable crossing of the Cooks River connecting the South and Sydney City Centre (Giovanni Brunetti bridge or equivalent)
- Direct connections between the Alexandra Canal Cycleway and the T2 and T3 airport terminals as well as beyond the Bayside Council cycleway network
- A direct cycleway connection between Coward St and Sydenham station
- Safe cycling and walking connections during the construction and operation of the Sydney Gateway.

Bayside Council

Bayside Council provided a number of recommendations that should be considered for the Sydney Gateway project including:

- Provisions of safe cycling and walking connections, particularly to Mascot Station
- plans for high-quality, separated walking paths and cycleways that connect to surrounding communities and local centres.

Inner West Council

Inner West Council (IWC) considers it essential that the project include a comprehensive active transport network providing connectivity both through the area and to associated facilities. IWC outlined a number of active transport enhancements that the project should include:

- An active transport link along the northern alignment of Alexandra Canal
- Connection between the St Peters Interchange and the Alexandra Canal Cycleway. These links would ultimately provide access to both Sydney Park and the City of Sydney's bicycle network
- A direct crossing of Cooks River to the south of the project site. This could be achieved via re-allocation of road space on the Giovanni Brunetti bridge or by constructing a parallel cycle bridge (or new link) to enable connections to cycleways in the south and east
- Direct connections from the Alexandra Canal Cycleway to Sydney Airport Terminals T1, T2, T3 and beyond to the Bayside Council and City of Sydney cycleway networks
- A direct east-west connection between Coward St, Mascot and Sydenham/Tempe Stations
- Cycleways and paths to provide access from Tempe and Sydney Airport to any new facilities created by the project.

Sutherland Shire Council

Sutherland Shire Council recommended that for the purpose of greater clarity future links to the existing local and regional network be mapped in more detail to better understand the connectivity and the broader project impact and infrastructure requirements and priorities.

4.3 COMMUNITY SUBMISSIONS

Bicycle NSW

Bicycle NSW stated that the project needs to deliver improved connectivity to local destinations in order to enable more community members and airport staff to use active transport. The recommended routes included:

- A north-south link through Tempe Reserve, Alexandra Canal to Sydney Park
- Extending the east-west Mill Pond to Sydenham Station
- Connecting the Alexandra Canal shared path to Domestic Terminals link from the West
- Linking Wentworth Avenue to Domestic Terminals
- Improving the Cooks River crossing from Cahill Park to Tempe Reserve (Giovanni Brunetti bridge alternate)
- Alexandra Canal to Mascot link via Coward and Ricketty Streets.

Bicycle NSW also recommended maximising cycling and active transport amenity.

Bike Leichhardt

In Bike Leichhardt's submission, they recommended a number of ATN improvements including:

- North-south from Sydney Park to Wolli Creek, including a crossing of Cooks River and to Marsh St and the Botany Bay cycle route (upgrade of the Brunetti Bridge)
- East-west from Sydenham (upcoming Metro station) to Wentworth Ave / Botany
- Improved connection to the Mascot centre precinct.
- To Sydney Airport Terminals and between terminals.

Bike Marrickville

Bike Marrickville recognised the project as a rare opportunity to provide a separated cycle path into the Domestic Terminals. Bike Marrickville's key proposals for improvement are:

- Include separated cycleways to the Domestic Terminals from the Alexandra Canal Cycleway
- Provide a link to the Eastern Suburbs.

BikeEast

BikeEast identified the following key issues with the ATN:

- Missing walking and cycling integration to surrounding ATN, in particular from surrounding local areas to Sydney

Airport, a major destination and employment centre for the local community.

- Access during construction: the conditions of consent must be phrased to provide specific commitment that active travel access routes during construction must be safe, direct, convenient and consistent in travel time and distance with the existing routes.

WalkSydney

WalkSydney, a community group advocating for walking and pedestrian facilities, recommended the following improvements:

- Provide a six meter wide shared path along the canal, with physical separation between cyclists and pedestrians, to cater for future growth in active transport
- Pedestrian crossings must be provided on all approaches of all proposed signalised intersections
- Closure of the canal path is unacceptable during construction
- Construction works should not increase walking and cycling distances and time. Temporary walking and cycling routes should provide direct routes and should not add significant travel time.

Individual submissions

Many submissions were made recommending improved and safe active transport to the Domestic Terminals, as it is a major destination and employment centre for the local community. The following connections were highlighted:

- Alexandra Canal to Domestic Terminals
- Mascot to Domestic Terminals
- International Terminal to Domestic Terminals
- Eastern Suburbs to Domestic Terminals

The following regional connections were mentioned as ATN to be improved as part of the Sydney Gateway project:

- Eastern Suburbs connection
- Southern Suburbs connection
- Inner-West connection
- Inner City (Bourke St cycleway) connection
- Improved crossing over the Cooks River at the International Terminal.

4.4 SUMMARY OF ATN SUBMISSIONS

Submissions on the ATN are summarised in the following diagram (Figure 18) together with the key active transport connections:

- 1 North - South link: Tempe Reserve to Sydney Park (City of Sydney, IWC, Bicycle NSW, Bike Leichhardt)
- 2 East - West link: Mill Pond to Sydenham (Bicycle NSW, Bike Leichhardt, IWC)
- 3 Alexandra Canal to Domestic Terminals link (City of Sydney, IWC, Bicycle NSW, Bike Marrickville, Bike Leichhardt)
- 4 Eastern Suburbs to Domestic Terminals link (City of Sydney, IWC, Bicycle NSW, Bike Marrickville, Bike Leichhardt)
- 5 Alternate Cooks River crossing from Cahill Park to Tempe Reserve (Bicycle NSW)
- 6 Alexandra Canal to Mascot link (Bayside Council, City of Sydney, Bicycle NSW)
- 7 Improved Domestic Terminals to Mascot link (Bayside Council, Bike Leichhardt, BikeEast)
- 8 Improved Giovanni Brunetti bridge crossing (City of Sydney, IWC, Bike Leichhardt)
- 9 Coward St - Sydenham link (City of Sydney, IWC)
- 10 Ensure access during construction (City of Sydney, BikeEast, WalkSydney, City of Sydney)



Figure 18: Overview of key proposed active transport connections following submissions

4.5 STAKEHOLDER CONSULTATION

As part of the development of this strategy stakeholder consultation has been undertaken through the Sydney Airport Active Transport Forum. Two workshops were held with a focus on the active transport strategy for Sydney Airport and Sydney Gateway.

Both forums were attended by Transport, Sydney Airport, local Councils (Bayside, Inner West and the City of Sydney), Bicycle NSW, BikEast, and BikeMarrickville.

May 2021 ATN Forum

At the forum in May 2021 the following information was provided and discussions held:

- An update and feedback on the proposed Active Transport Link to the Domestic Terminals
- Staging of the construction including early enabling works for the Canal shared path to address the need to provide a suitable quality temporary route during construction of Sydney Gateway
- The feedback received on the MDP and a chance for stakeholders to provide any additional feedback
- A summary of analysis of the current gaps in the network.

Feedback from stakeholders was received on:

- Availability of cyclist traffic count data
- Importance of the connection to the Domestic Terminals to Mascot
- The importance of Coward St as a link in the network
- The importance of addressing connections to the east
- An update was provided on the Metropolitan Greenspace Program for the Botany wetlands corridor being undertaken by Bayside Council.

October 2021

Following the forum in May 2021 a second forum was held with stakeholders to:

- Provide strategic context of the project and the site boundary
- Provide additional information on traffic count data
- Present a draft active transport strategy including the key routes
- Discuss the individual routes and gain feedback. This included crossing of Cooks River (Giovanni Brunetti bridge and alternates, Coward St, western connection to Sydenham, eastern and southern connections, extension of the Alexandra Canal
- Receive feedback on end of trip facilities at the Domestic Terminals.

The individual routes that were presented are included and discussed further in section 5 of the report. Following the workshop stakeholders provided a coordinated response on the priorities for the network and this is discussed further in section 5.

Feedback on the end of trip facilities included:

- The International Terminal facilities were a good starting point and precedent for the Domestic Terminals
- Close proximity to the terminal entrance was preferred
- Diversity of bike racks for different types of bikes (currently an issue for some bikes at the International Terminal)
- Potential for provision for bike hire schemes and e-bikes given the growing demand
- Safe and secure locking facilities
- Good way finding and signage to the facilities and to and from the airport and within the airport
- Consideration of the potential for growth in bike deliveries to and from the airport
- Consideration of shower facilities preferably at the end of trip facilities or alternatively at a convenient location in the terminal.

4.6 BAYSIDE COUNCIL ROUTES

Bayside Council provided additional information on their current draft cycle network strategy during the development of the ATN Strategy. This included their vision for the ATN around the Sydney Airport area. This is shown in Figure 19.

Bayside's network aims to improve overall network connectivity east and west and implement the orbital route around Botany Bay. Council are currently working with Sydney Water as part of their Metropolitan Greenspace Project to improve access from Sydney Water owned land (Botany Wetlands/ Engine Ponds) into the Airport.

Bayside Council Strategic Routes

- 1 Improved Giovanni Brunetti bridge crossing
- 2 Coward Street / Alexandra Canal Cycleway
- 3 Joyce Drive pedestrian/bike access
- 4 Mill Pond to Engine Ponds (Ross Smith) link
- 5 Grade Separated Pedestrian bridge
- 6 Alexandra Canal path between Gardeners Road and Huntley Street

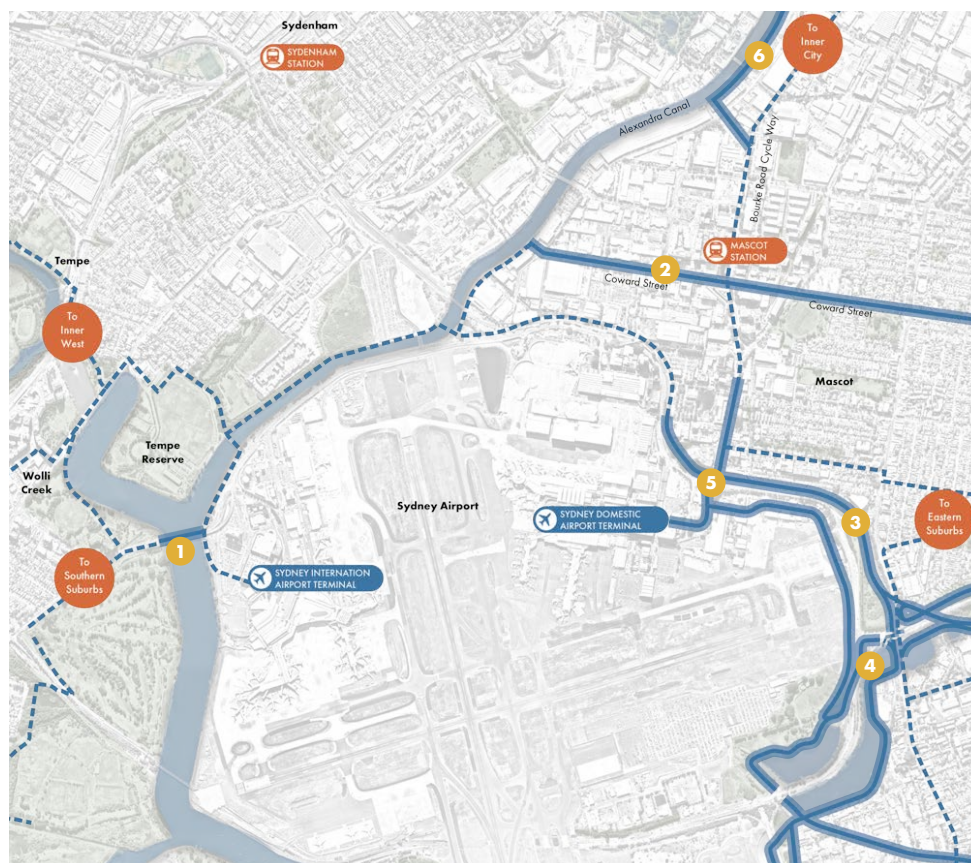
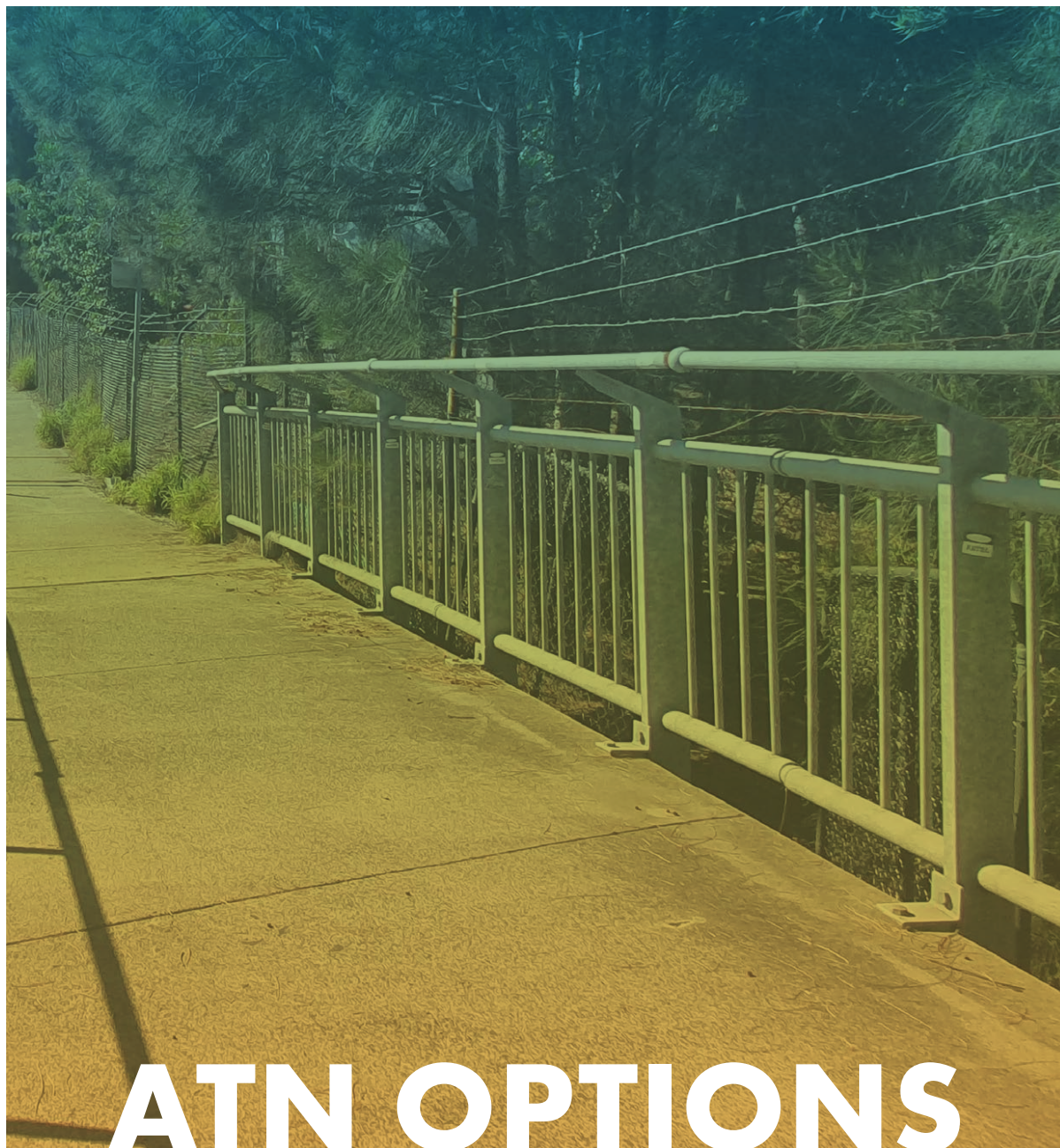


Figure 19: Overview of Bayside Council's proposed ATN connections





ATN Options

5.1 STRATEGIC ROUTE OPTIONS

The lack of a connected network of a suitable quality in the area acts as a significant barrier to increased active transport. To address this, the strategy has identified a number of strategic route opportunities, based on a review of the existing and planned networks, stakeholder consultation and route analysis. The routes are strongly aligned with Transport's Strategic Cycleway Corridors for the Eastern Harbour City. The identified routes are aimed at connecting centres, precincts and places.

The following section provides an overview of the strategic route opportunities identified.

These opportunities have been identified based on a review of the existing and planned networks, stakeholder consultation and route analysis.

1. Alexandra Canal

This link extends the existing Canal shared path north from Coward St to the existing separated cycle path on Campbell St constructed as part of the St Peters Interchange works.

2. Joyce Drive Overpass

Stakeholders requested options for a grade separated crossing of Joyce Drive to provide for an enhanced entry for pedestrians and cyclists into the Domestic Terminals.

3. Cooks River crossing

The existing crossing over Giovanni Brunetti bridge is not fit for purpose for pedestrians and cyclists. An improved Cooks River crossing provides improved connectivity to the International Terminal and the Alexandra Canal shared path.

4. Joyce Drive to Wentworth Ave

This link provides a connection between the eastern suburbs of the Domestic Terminals along Joyce Drive and to Wentworth Avenue.

5. Coward St

Coward St is a key east-west route providing connectivity between Mascot town centre and UNSW and Randwick. The Coward St existing shared path is poor quality.

6. Sydenham Link

The employment lands to the west of Alexandra Canal currently present a barrier to connectivity between the inner west, the Airport and the eastern suburbs.

The following sections provide an analysis of the required infrastructure, route constraints and technical considerations for each of the strategic route opportunities identified.

An initial traffic light assessment has been done for each of the strategic route options in consultation with the project team. The traffic light assessment includes the following criteria: regional connectivity, directness, ownership, cost, constructibility, and CPTED.



Figure 20: ATN Strategy overview

ATN Options



ATN Options

5.2 ALEXANDRA CANAL (HIGH PRIORITY LINK)

Network Gap: There is a strategic missing link in the Alexandra Canal shared path between Coward Street and Campbell Street. Closing this gap would provide a critical component of an off road regional route from the inner south to the Sydney CBD as well a green grid link to the popular Cooks River parklands. This route has been identified as a key active transport link for more than 20 years and this route is one of the top 5 priorities in the Strategic Cycleway Corridors for the Eastern Harbour City linking the Airport and Green Square. It has strong support from a wide range of stakeholders.

The Alexandra Canal link is an extension of the existing Alexandra Canal shared path from Coward St to Campbell St. The link provides good connectivity to inner city and Green Square. It provides the opportunity for an off-road route along the waterway. The Alexandra Canal shared path is a route that has been proposed since the late 1990s. The route consists of a number of separate components based on land ownership and existing site conditions, as shown in Figure 21. The following includes an overview of the route and initial analysis based on stakeholder feedback:

1. Potential requirement for a cantilevered boardwalk section where the existing property boundary extends to the Canal and there is limited space for an on-grade path.
2. There is an existing underpass underneath Canal Road. This underpass could be used for a grade separated crossing of Canal Road. Crime Prevention Through Environmental Design (CPTED) assessment is an important consideration. Connections to Canal Rd from the shared path should also be included.
3. An at grade path along the canal using the existing 5m

easement over the property between Gardeners Rd and Canal Rd. The current property is set back from the Canal.

4. Existing underpass under Gardeners Road constructed as part of the St Peters Interchange works. There is the potential to embellish the parks at the underpass.
5. Upgrade of an existing 3m wide shared path in an easement along the Canal.
6. Existing underpass under Gardeners Road constructed as part of the St Peters Interchange works. Connections to Campbell Road separated cycleway are also required and are being delivered by St Peters Interchange.

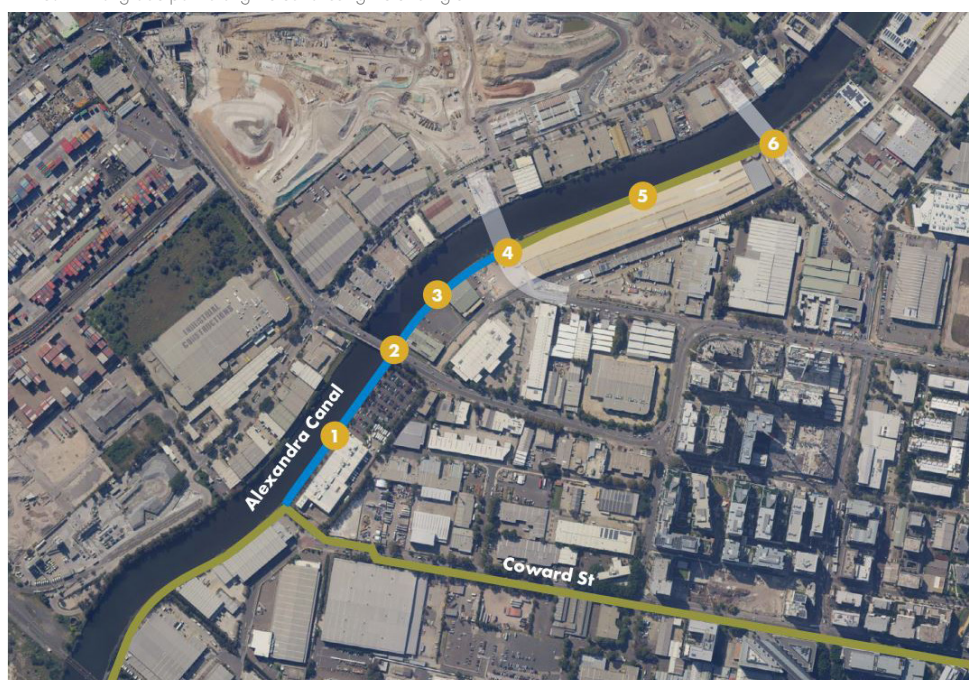


Figure 21: Overview of Alexandra Canal link

5.3 JOYCE DRIVE OVERPASS

Network Gap: It is difficult for pedestrians and cyclists to access the Domestic Terminals from Mascot. People are required to cross 9 lanes of traffic either at O’Riordan Street or Robey Street and wait for at least two sets of traffic lights. An improved connection into the Domestic Terminals at Joyce Drive will improve connectivity to Mascot. An overpass of Joyce Drive needs to consider the travel time benefits compared to cost. Further analysis of this link should consider a range of improved connection options across Joyce Drive including changes to the intersection.

The Joyce Drive overpass link proposed by stakeholders is a grade separated crossing of the multi-lane Joyce Drive into the Domestic Terminals. The link reduces the requirement to cross multiple traffic lights and lanes and is shown in Figure 22. The following includes an overview of the route and initial analysis based on stakeholder feedback:

1. The link is constrained by the need to provide a minimum 6m clearance to the motorway ramp into the Domestic Terminals.
2. The level of the motorway is approx. 15m AHD (Australian Height Datum) at the intersection of Seventh St and Joyce Drive.
3. The level of a grade separated pedestrian and cycle ramp would need to be approximately 20.7m AHD to provide the required clearance. This is unusually high for a grade separated crossing and would take a considerable amount of time for cyclists and pedestrians to travel across.
4. The existing levels at Joyce Drive and O’Riordan St
5. are approximately 5m AHD requiring a ramp with 15m vertical elevation gain. At 5% grade this would require a ramp of approximately 300m in length and would need to use the area adjacent to the rail corridor to gain the elevation required. A similar elevation gain and distance is required within the Domestic Terminals.
6. Approximately 600m of ramp would be required in total.
7. Due to the elevation changes and length of ramp required there is limited time savings for pedestrians who would be likely to use the at-grade crossing.
8. It is noted that a similar ramp would also be required if the overpass was located at Robey St.



Figure 22: Overview Joyce Drive overpass

ATN Options

5.4 COOKS RIVER CROSSING (PRIORITY LINK)

Network Gap: The Marsh Street shared path is a key regional route from the south which ends abruptly at the Giovanni Brunetti bridge. Cyclists and pedestrians are required to cross at traffic lights and navigate a narrow footpath on the bridge to cross the Cooks River. The lack of a suitable crossing remains a critical gap connecting the inner south to the Airport and CBD as Giovanni Brunetti bridge is one of the few bridge crossings of the Cooks River in the area. This route is one of the identified links in the Strategic Cycleway Corridors for the Eastern Harbour City and has strong support from a wide range of stakeholders.

The footpath on the Giovanni Brunetti bridge is narrow, constrained by light poles and not fit for purpose for cyclists or pedestrians. The only alternative to gain access to the International Terminal is a 2 km detour using the Princes Highway bridge. For pedestrians travelling from Wolli Creek to the International Terminal this is a significant detour.

A suitable crossing over the Cooks River linking the Alexandra Canal shared path to Wolli Creek and the Marsh St shared path would address this current gap. Two options have been identified as part of the feedback from consultation with stakeholders. These options are shown in Figure 23. The following includes an overview of the route and initial analysis based on stakeholder feedback:

1. This option includes a separate pedestrian and cycle bridge in a similar location to the existing Giovanni Brunetti bridge. The advantage of this option is that it provides a more direct connection to the International Terminal for those areas adjacent to Marsh St and further south. The disadvantage of this option is that a clip on structure to the bridge has been previously investigated

and found not to be feasible. This option may require land acquisition at the existing golf course and is constrained by lack of available space in this location.

2. This option includes a bridge further west linking Cahill Park and Tempe Reserve and uses the existing shared paths in the parklands. For users travelling north along the Alexandra Canal shared path, this option has minimal impact on travel distance and travel times however it adds approximately 900m detour for those travelling to International Terminal. An advantage of this option is that it can be undertaken in Council reserves without requirement for land acquisition.

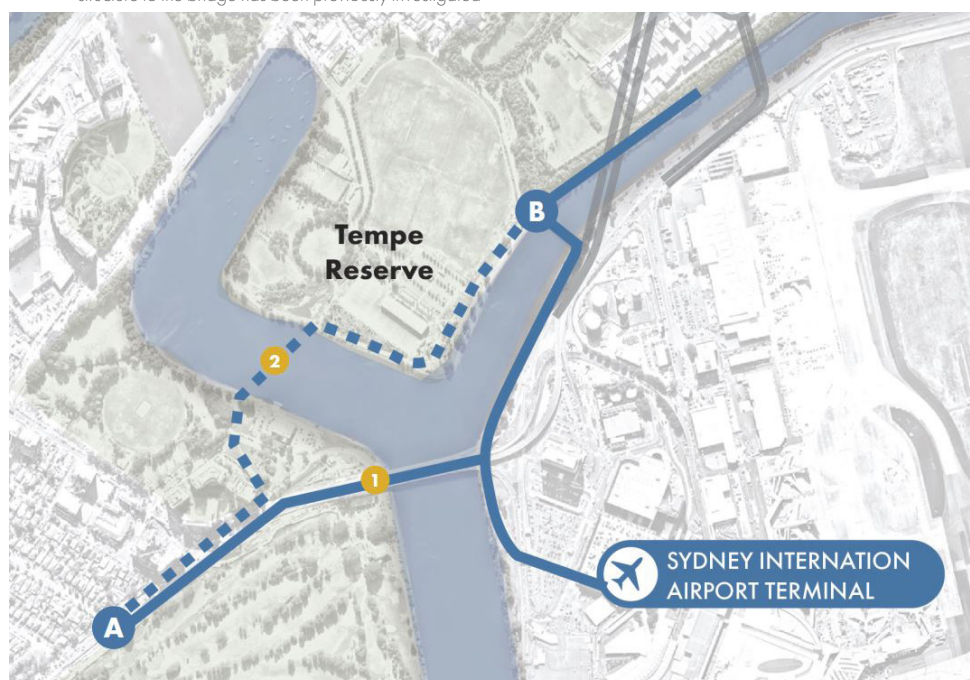


Figure 23: Overview of Cooks River crossing options

5.5 JOYCE DR TO WENTWORTH AVE

Network Gap: There is currently no active transport corridor between Joyce Drive and Wentworth Avenue which would enable cyclists and pedestrians to connect from Mascot and Sydney Airport to the east. The link is an important part of the Strategic Cycleway Corridors Eastgardens to the Airport corridor. This link would also play a significant role in enhancing regional connectivity from the eastern suburbs to the inner west and inner south. The link relies on use of Sydney Airport lands along Joyce Drive.

There is an existing 2.5m shared path along Wentworth Ave which provides a link to Eastgardens. There is a current gap in the network between this shared path and the Domestic Terminals to International Terminal link currently under construction. The link is shown in Figure 24. The following includes an overview of the route and initial analysis based on stakeholder feedback:

1. The link would use the northern side of Joyce Drive in the existing wide road verge adjacent to the goods line. This is land within the boundary of Sydney Airport. There is sufficient space at present for an at grade shared path.
2. The link would continue along the northern side of General Holmes Drive in the existing wide road verge adjacent to the goods line. Similar to Joyce Drive this is also land within the boundary of Sydney Airport and there is sufficient space at present for an at grade shared path.
3. This link requires a bridge over the existing stormwater canal at the intersection of Wentworth Avenue. There is currently no footpath in this location.
4. This link requires a new underpass to be constructed underneath the freight rail line and embankment. This component of the route is complex technically and involves multiple stakeholders. It is also a high cost element. The feasibility of the underpass needs to be further tested including survey, geotechnical investigations, services, structural engineering and impact on railway operations would need to be further considered.
5. Changes to the existing signalised intersection would be required to provide for pedestrian and cyclists to cross to the Wentworth Avenue shared path.

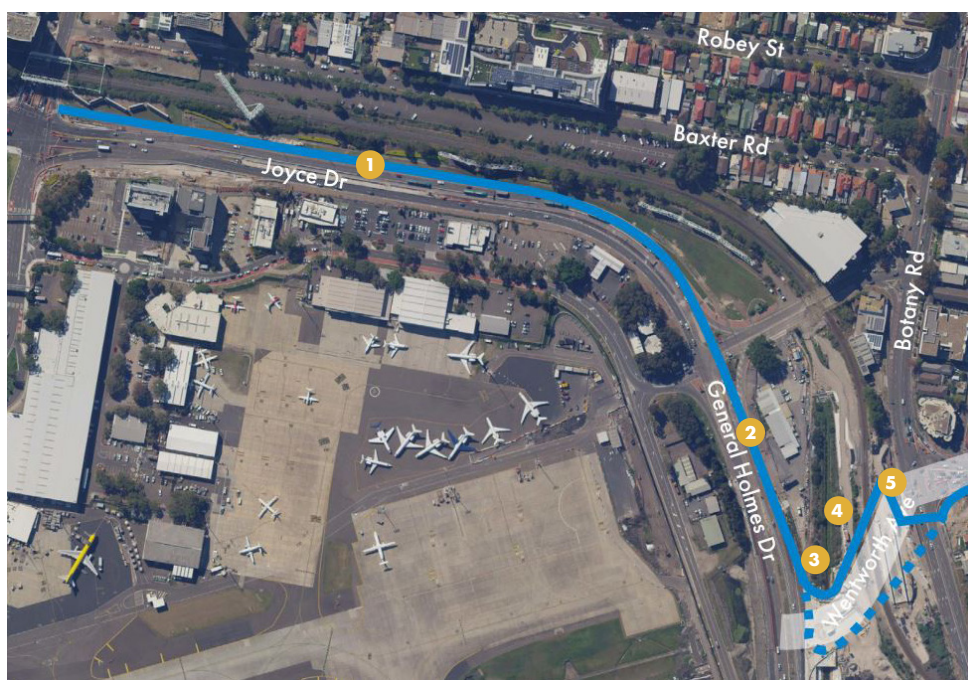


Figure 24: Overview of Joyce Drive to Wentworth Ave link

ATN Options

5.6 COWARD ST (PRIORITY LINK)

Network Gap: Coward Street is the preferred route to connect Mascot to the eastern suburbs. The existing shared path is of poor quality and frequently narrows to less than 2m due to utilities and bus stops. Safety is poor due to the numerous commercial driveways which cross the path. A shared path on Coward Street is consistent with the Strategic Cycleway Corridors Eastgardens to Mascot link and this link would also play a role in enhancing regional connectivity from the eastern suburbs to the inner west and inner south.

Coward St is an important east-west link. It provides connectivity to Mascot town centre and station. Also it is the only east-west street that provides crossing of north-south streets such as Botany Road apart from Gardeners Road.

The existing shared path on Coward St is of poor quality, frequently narrowing to less than 2m in width due to poles, bus stops, etc and has high pedestrian use, particularly either side of Bourke St. There is an opportunity to upgrade the existing shared path along Coward St. This is shown in Figure 25. The following includes an overview of the route and initial analysis based on stakeholder feedback:

1. A separated cycle path along Coward St between the end of the Canal shared path and Kent Road, reducing the lane widths and retaining the majority of parking on both sides of the road.
2. A separated cycle path between Kent Road and Bourke St. This would require removal of a traffic lane to incorporate the separated cycle path. Alternatively a significantly upgraded shared path could be considered.

This could potentially be delivered by re-development along the southern side of Coward St.

3. Similar to the above a separated cycle path between Bourke St and O'Riordan would require removal of a traffic/parking lane. A shared path is significantly constrained in this section of Coward St by bus stops, existing planter boxes and trees and high pedestrian numbers.
4. There is a potential alternate route north from eastern Coward through Coggins Pl, Ossary St and the existing separated cycle path on Church Ave. This section would allow users heading north to avoid the high pedestrian use area adjacent to the station and town centre

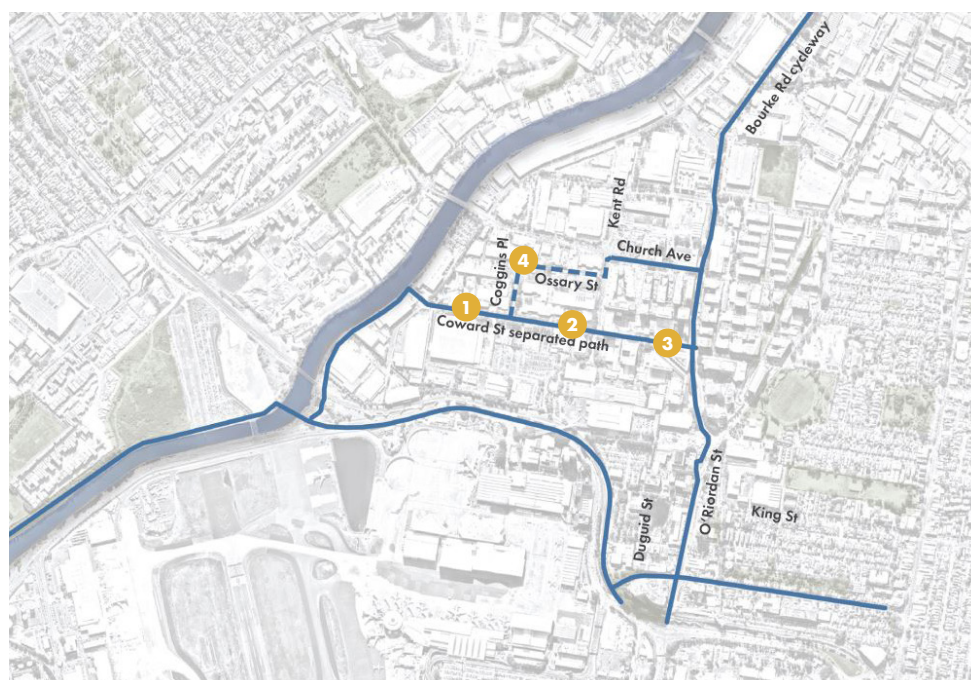


Figure 25: Overview of Coward St link

5.7 SYDENHAM LINK

Network Gap: Sydney Metro services will start running from Sydenham station in 2024. There is currently no link for pedestrians and cyclists to move between Sydenham and Sydney Airport and Mascot. The Sydenham link is aligned with the Strategic Cycleway Corridors Mascot to Sydenham link. This link would also play a role in enhancing regional connectivity from east to west through currently inaccessible industrial lands. The link relies on the use of Sydney Airport lands north of Alexandra Canal.

A link to Sydenham would provide a direct connection from Sydenham station to the Canal shared path and the terminals. It also provides a more direct connection to the Canal shared path from the Inner West and significantly enhances east west movement from the inner west to Mascot and the eastern suburbs including Randwick and UNSW. The link is shown in Figure 26. The following includes an overview of the route and initial analysis based on stakeholder feedback:

1. Connection of the link into the new pedestrian and cycle bridge over the Canal
2. An at grade shared path along the side of Sydney Gateway, located within the overall Sydney Airport boundary but on the outside of the perimeter air side fencing. This section is located on Sydney Airport land that is identified as future airside freight facility and hence would need to consider any impacts on this future facility.
3. An underpass under the elevated Sydney Gateway bridge over the freight line. A bridge over the motorway

is less viable here due to the elevation of the motorway required to cross the freight line and the limitations of the air safety height restrictions for aircraft. Consideration of CPTED is an important consideration in this location.

4. An elevated section of path that loops over the Sydney Gateway Domestic Terminals to International Terminal motorway. An underpass is not possible as the roadway ramps down to pass underneath the elevated bridge over the freight line.
5. A connection to Swamp Road including a ramp back to an at grade path running along Swamp Road and to Princes Highway.

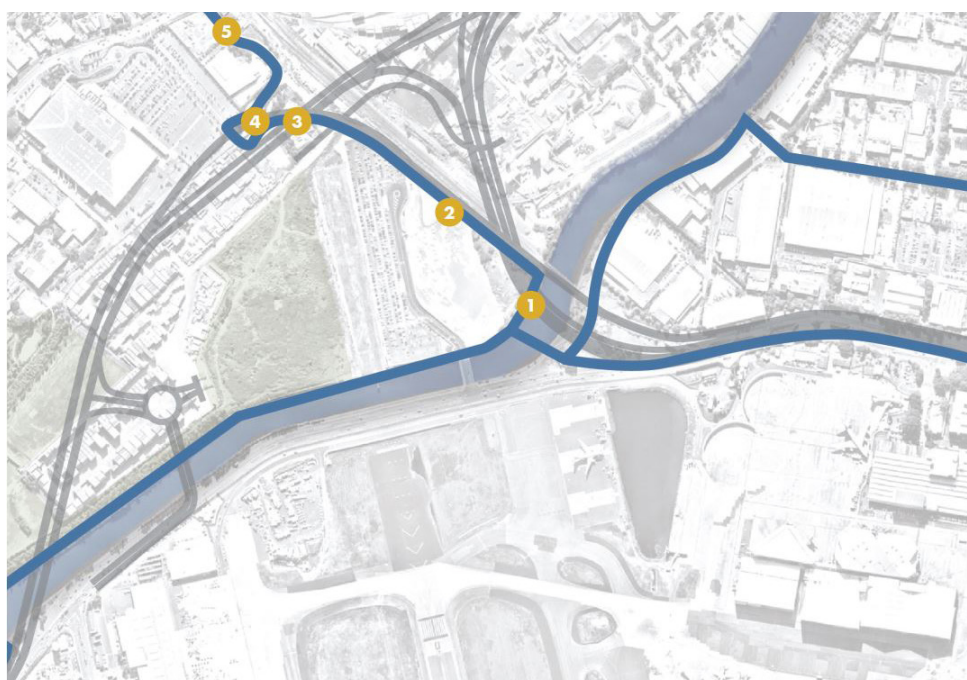


Figure 26: Overview of Sydenham Link

ATN Options

5.8 PRIORITY LINKS

This strategy has identified the extension of Alexandra Canal route to Campbell Road as the highest priority. The link has strong support from all stakeholders and aligns with the top priorities in the Strategic Cycleway Corridor for the Eastern Harbour City. Funding has been secured for the next phase of the development of this link including funding for design and investigations to progress this critical link in the network.

Priority Links

Based on current cycle count data the highest use route is the Alexandra Canal shared path/Bourke St separated cycle path. This route has approximately 400 to 500 users per day. This route is used by those travelling to the inner city and Sydney CBD and to the airport terminals.

Extending the Alexandra Canal route is therefore a high priority given its current high use. Extending the Canal shared path has also been a long term objective and links the fast growing town centre of Green Square. The Canal shared path also links to the high use recreation route along the Cooks River shared path and would provide for an extension of the popular recreational path along the Canal.

The link over the Cooks River is also a high priority. It also has the potential for approximately 400 to 500 users per day as many of those travelling on the Canal shared path would also use a direct and safe crossing over the Cooks River. This route is also a high priority given its current poor status and limited provision for both pedestrians and cyclists.

Links providing east-west connectivity currently do not have as high use as links providing north-south connectivity. East-west links typically have approximately 100 to 150 users per day. This is likely to increase over time with the continuing development in Mascot town centre and along the Sydenham to Bankstown Metro development corridor.

Routes which provide east-west connectivity are a second order priority including Sydenham link, Coward St link and the Wentworth Avenue link. These routes all substantially benefit in the provision of east-west movement and enhanced linkages between these destinations and the airport.

A grade separated crossing of Joyce Drive, while it may be beneficial, it is significantly constrained by the elevation required above the levels of the Sydney Gateway flyover into the Domestic Terminals. An overpass would have significant elevation change, significant grades and would not reduce travel times for pedestrians in particular and thus would have limited appeal to pedestrians who would likely continue to use the at grade crossing. The at grade crossing would also have more flexibility by providing for more diverse movement and connections between different destinations.

Stakeholder Feedback

Stakeholder feedback was also provided on the routes and their priority. Stakeholder feedback indicates that the Alexandra Canal shared path is the highest priority link. The Giovanni Brunetti bridge/Cooks River crossing was also considered a high priority.

A grade separated overpass to Domestic Terminals was seen as a high priority to provide for suitable access into Domestic Terminals as well as enabling a grade separated crossing of Joyce Drive from the new Domestic Terminals to International Terminal shared path link. However as outlined in the previous section this link has significant elevation change and would require significant additional length of ramp to provide suitable grades. Due to space constraints in the area there are also limited locations to locate long lengths of ramp. This results in additional requirements for connecting paths and further reduces the feasibility of a grade separated overpass of Joyce Drive. This connection is an important link into the Domestic Terminals and future investigations should consider a range of options to enhance connectivity into the Domestic Terminals including changes to the intersection to enhance connectivity for active transport.

The east-west link routes (Wentworth Ave, Coward St and Sydenham links) were seen by stakeholders as lower priorities than the links which enable north-south connectivity.

Bayside Council also advised that it was preparing for further engagement for a Coward St link.

Consistency with the Strategic Cycleway Corridors for the Eastern Harbour City

Transport's Eastern Harbour City Strategic Cycleway Corridors Overview identified 30 strategic cycleway corridors including connecting the Airport and Mascot to key centres. The relationship between the identified strategic cycling corridors and the routes identified in this strategy are outlined in the table below.

Overview	Connecting to	Contributing link in this report	Contribution of route to strategic corridor
Northern connection	Green Square /CBD	Alexandra Canal North	Provides missing connectivity between the existing Alexandra Canal Shared path and planned City of Sydney Alexandra Canal shared path
Western connection	Sydenham	Sydenham Link	Linking the new station to the International and Domestic Terminals, it provides a direct route and connectivity through existing Airport lands which currently has no access
Southern connection	Wolli Creek	Cooks River crossing	Provides connectivity over Cooks River which is currently lacking due to narrow footpath and lane widths on Giovanni Brunetti bridge providing connectivity to the Cooks River and Marsh St shared path
Eastern connection	Eastlakes/Randwick	Coward St	Provides a direct link from the existing Marsh St shared path to the eastern suburbs
Southern eastern connection	Eastgardens	Joyce Drive to Wentworth Ave	Utilising Sydney Airport lands north of Joyce Drive there is the potential to extend the new International to Domestic Terminals route further east linking to the existing shared path on Wentworth Drive.

Figure 27: Table overview of relationship between identified strategic cycling corridors and the routes identified in this strategy

Transport's Strategic Cycling Corridors identified the Alexandra Canal route as one of five immediate priority routes. This aligns with the existing cycle count data which identified the highest existing demand on the existing network is from north to south linking the Airport/Mascot with key destinations such as Green Square and Sydney CBD and the inner south and southern suburbs.

The existing cycling data also shows there is demand for a route linking the inner west and inner south to the eastern suburbs and eastern beaches. The current cycle count data indicates this demand is lower than the demand for the north-south connectivity, however it is possible this data is not accurately capturing potential future use of this route due to lack of a high quality route at present.

Future upgrades and collaboration

The next steps for the strategy include the following components:

- Design development of the Alexandra Canal link between Coward St and Campbell Rd by Transport for NSW. This is a critical link in the active transport network with strong support from a wide range of stakeholders
- Provision of lighting to the existing Alexandra Canal shared path addressing a gap in lighting between Coward St and the new Alexandra Canal active transport bridge. The

new lighting will provide a significant safety upgrade to the existing network

- Upgrades to the shared path along Coward St including pavement and drainage improvements, removal of obstacles including bollards and vegetation and improved signage and line marking
- Future development of the remaining links in this strategy will be taken forward by Transport's Active Transport team in line with the priorities in the Strategic Cycleway Corridors network
- This strategy has been the result of collaboration and input from a range of engaged stakeholders including Sydney Airport, Bayside Council, Inner West Council, the City of Sydney, and bike groups. The collaboration with stakeholders is a key strength of the strategy and its development. The delivery of a number of links in this strategy including the link along Joyce Drive northern verge and a link to Sydenham rely on this collaborative process continuing moving forward and a continuation of the willingness of stakeholders to contribute to an improved active transport network.



Council Meeting

22/03/2023

Item No	10.4
Subject	Georges River Catchment Coastal Management Program
Report by	Peter Barber, Director City Futures
File	F21/11

Summary

The Coastal Management Framework has replaced previous coastal management legislation and guidelines, and will supersede the existing *Georges River Coastal Zone Management Plan*. There are transitional arrangements that allow Councils to use their current CZMP to access funding until the end of 2023 while they prepare a *Coastal Management Program* in line with the new legislation and guidelines introduced in 2018.

This report provides an update on the progress of preparing the new *Georges River Catchment Coastal Management Program*. It also seeks commitment to provide a financial contribution of \$40,000 in FY23/24 to enable the Georges Riverkeeper to apply for a grant under the NSW Coastal Estuary Grants Program to complete the *Georges River Catchment Coastal Management Program*.

Officer Recommendation

- 1 That Council notes the new requirements to implement an adopted and Minister certified Coastal Management Plan (CMP) under the Coastal Management Act 2016 to be eligible for funding under the NSW Coastal and Estuary Grant Program.
 - 2 That continued involvement in the Georges River Catchment Coastal Management Program (Georges River Catchment CMP) for stages 2 to 4 is supported.
 - 3 That \$40,000 (excl. GST) is allocated in Council's 2023/2024 operational budget to enable Georges Riverkeeper to apply for a grant under the NSW Coastal Estuary Grants Program to complete the Georges River Catchment CMP
 - 4 That a letter of commitment is provided to the Georges Riverkeeper in response to their letter dated 10 January 2023 (see Attachment 1).
-

Background

Georges River Estuary CZMP (active until December 2023)

The *Georges River Estuary Coastal Zone Management Plan* (Georges River CZMP) covers the entire Georges River estuary waterway and was certified under the now superseded *Coastal Protection Act 1979*.

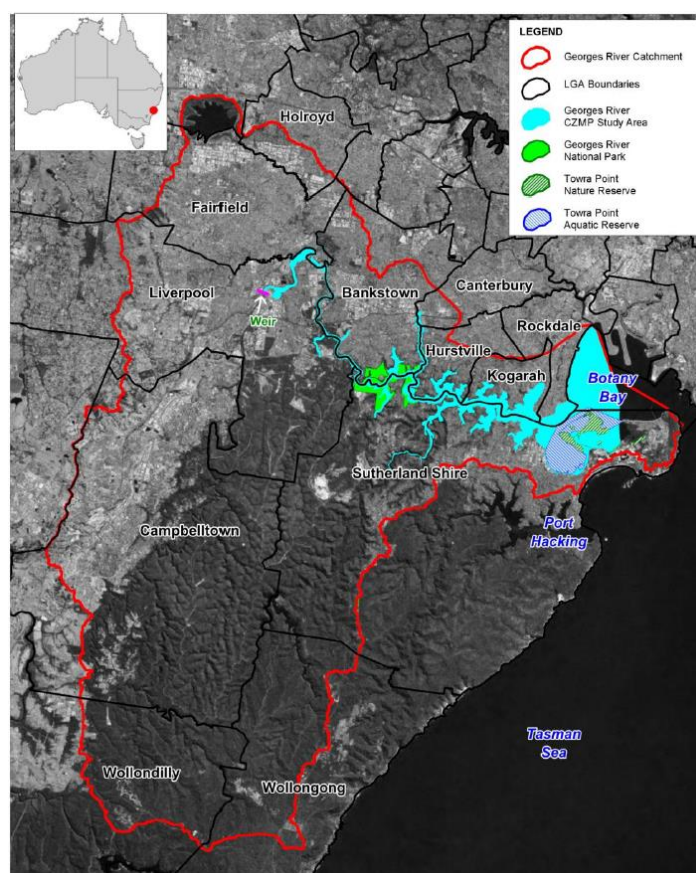


Figure 1. Georges River CZMP Study Area.

The *Georges River Estuary CZMP* identifies nine (9) broad management aims including water quality, aquatic and riparian habitat, recreation and amenity, land use planning and development, bank erosion and sedimentation, foreshore protection, natural and cultural heritage, climate change and sea level rise, and monitoring and evaluation.

Bayside Council (and former Rockdale) has been using the *Georges River Estuary CZMP* to guide coastal management and seek funding for coastal management works under the NSW Coastal and Estuary Grants Programs since 2013. Funding for Council studies and works, including sand nourishment works at Ramsgate Beach, sea wall maintenance and renewal and the Lady Robinsons Beach Coastal Processes Study (2022), have been possible only due to the certified Georges River Estuary CZMP.

The Georges River CZMP, however, will cease to have effect on 31 December 2023 due to the *Coastal Management Act 2016* and the associated suite of coastal management reforms gazetted in 2018, where Coastal Management Programs (CMPs) replaced CZMPs.

Current Coastal Management Framework

The NSW Government established a new integrated coastal management framework in 2018 designed to better equip coastal communities to respond to existing and future coastal management challenges and opportunities. This replaced all previous coastal management legislation and guidelines and all certified CZMP's.

The framework now comprises the following:

- Coastal Management Act 2016
- State Environmental Planning Policy (Resilience and Hazards) 2021 – Chapter 2

- NSW Coastal Management Manual
- Coastal Management Programs
- NSW Coastal Council
- Coastal and Estuary Grants Program.

Under the *Coastal Management Act 2016* (CM Act) the Coastal Zone includes the open coast, estuaries, coastal rivers and the marine estate and is comprised of four Coastal Management Areas:

1. Coastal Wetlands and Littoral Rainforest Area
2. Coastal Vulnerability Area
3. Coastal Environment Area
4. Coastal Use Area.

Councils have a central role in managing the coast and are required to manage maintenance and planning strategic directions in accordance with relevant state legislation, policies and plans, including the CM Act 2016 and the Resilience and Hazards SEPP.

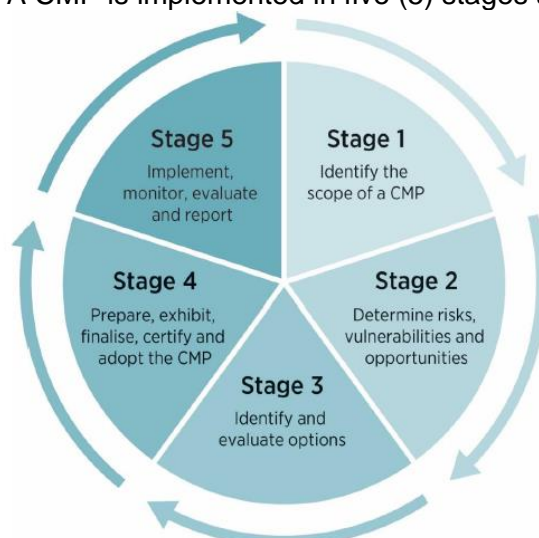
A certified Coastal Management Program (CMP) and the Coastal Management Manual applies to all public authorities that exercise functions in connection with the coastal zone (e.g. Sydney Water, NSW Ports). Although it doesn't legally cover Sydney Airport, they are part of the Cooks River Catchment CMP.

Coastal Management Program

Councils are the organisations responsible for preparing Coastal Management Programs (CMPs) for management of the coastal zone in their LGA.

The purpose of a CMP is to *set the long-term strategy for the coordinated management of land within the coastal zone with a focus on achieving the objectives of the Coastal Management Act 2016*. A CMP identifies coastal management issues in the scope area, the actions required to address these issues, how and when those actions will be implemented, the costs and viable funding mechanisms for delivery.

The Coastal Management Manual 2018 outlines mandatory and non-mandatory requirements for a CMP. A CMP is implemented in five (5) stages as shown in Figure 2.



Once adopted by Council and certified by the Minister, Council can implement the actions in a CMP through its strategic management systems and land-use planning instruments.

The Department of Planning and Environment (DPE) help councils preparing a CMP with data and technical advice, provides oversight of the State's coastal management program, and administers the Coastal and Estuary Grants Program that provides funding for councils to prepare and implement their CMPs.

Bayside Council Coastal Management

Bayside Council is part of two Coastal Management Programs (CMPs):

- Georges River Catchment Coastal Management Program
- Cooks River Catchment Coastal Management Program.

They are both catchment based CMPs as catchment activities are considered to have a direct impact on parameters in the coastal zone, such as water quality and hydrology. The involvement of Bayside Council in these has been supported by Council through their regional organisations, the Cooks River Alliance and the Georges River Riverkeeper.

Both the Cooks River Catchment CMP and the Georges River Catchment CMP have completed Stage 1 of the process shown in Figure 2, with two scoping studies having been completed:

- Cooks River Alliance (January 2020) *Cooks River Catchment CMP Scoping Study – Stage 1 Scoping Study – Final* (January 2020).
- Georges Riverkeeper (May 2022) *Georges River Catchment Coastal Management Program Scoping Study*.

Georges River Catchment CMP

The Georges River Catchment Coastal Management Program covers the Georges River and its catchment. It is managed by the Georges Riverkeeper (GRK). The GRK CMP work has been and continues to be endorsed through both the ongoing Georges Riverkeeper Strategic Plan 2022-2026 and the current 2022/2023 Georges Riverkeeper Annual Workplan.

Stage 1 of the CMP process outlined in Figure 2 has been completed with production of the *Georges River Catchment Coastal Management Program Scoping Study* in 2022

As outlined in Section 1, the Georges River CZMP has been used to obtain funding for sand nourishment works at Ramsgate Beach and to undertake the recently completed MHL (2022) 'Lady Robinsons Beach – Investigation and Design Study - Stage 2: Coastal Processes Conceptual Model and Management Options Assessment'. The Georges River CZMP, however, will cease to have effect on 31 December 2023, as discussed above.

As per the Georges Riverkeeper letter dated 10 January 2023 (Attachment 1), the Georges Riverkeeper are seeking to apply on behalf of members for another grant under the NSW Government's Coastal and Estuary Grant Program, which is a 2:1 funding model for the Stages 2, 3 and 4 of the Georges River CMP. A total financial contribution commitment of \$40,000 (excl. GST) in the financial year of 2023/2024 by Bayside Council is requested. This contribution has not budgeted for and needs to allow for an annual 2% CPI increase. This commitment is not incorporated within the membership fee.

The forecasted date for completion of the Georges River Catchment CMP ready for Council adoption is February 2025, and the estimated lodgement date to the Minister for certification is late 2025.

Financial Implications

The preferred approach is to attract grants to fund these studies if possible.

As per the Georges Riverkeeper letter dated 10 January 2023 (Attachment 1), the Georges Riverkeeper is seeking to apply on behalf of members for another grant under the Coastal and Estuary Grant Program for the development and commencement of Stages 2, 3 and 4 of the **Georges River CMP**. A financial contribution of \$40,000 (excl. GST) in the financial year of 2023/2024 has been requested of Bayside Council.

Not applicable	<input type="checkbox"/>	
Included in existing approved budget	<input type="checkbox"/>	
Additional funds required	<input checked="" type="checkbox"/>	\$40,000 is required in FY23/24.

Community Strategic Plan

Theme One	– In 2032 Bayside will be a vibrant place	<input type="checkbox"/>
Theme Two	– In 2032 Our people will be connected in a vibrant place	<input type="checkbox"/>
Theme Three	– In 2032 Bayside will be green, resilient and sustainable	<input checked="" type="checkbox"/>
Theme Four	– In 2032 Bayside will be a prosperous community	<input type="checkbox"/>

Risk Management – Risk Level Rating

No risk	<input type="checkbox"/>
Low risk	<input checked="" type="checkbox"/>
Medium risk	<input type="checkbox"/>
High risk	<input type="checkbox"/>
Very High risk	<input type="checkbox"/>
Extreme risk	<input type="checkbox"/>

Community Engagement

Community engagement is a requirement of the Coastal Management Manual and Coastal Management Act and will be undertaken as required through Stages 2- 4 of the Georges River Catchment CMP.

Attachments

Attachment 1. Georges River Letter [🔗](#) .



Georges Riverkeeper
LOCKED BAG 17, SUTHERLAND NSW 1499
P: 0439 629 698
E: contact@georgesriver.org.au
W: georgesriver.org.au

10 January 2023

General Manager
Meredith Wallace
PO Box 21
ROCKDALE NSW 2216

Attention: General Manager Meredith Wallace

Re: Georges River Catchment Coastal Management Program – continued commitment and financial support requested

Dear Meredith Wallace,

Thank you for your Council's support and involvement in the development of the Georges River Catchment Coastal Management Program (GRCCMP) which seeks to improve and sustain waterway health through improved coordination, consistency, and leadership. The purpose of this letter is to request:

1. written confirmation from your Council to continue participating in the GRCCMP
2. further financial contributions from your Council to enable the Georges Riverkeeper (GRK) in partnership with member Councils and other partner/s to develop Stages 2 to 4 of the GRCCMP.

The purpose of a coastal management program, aligns with the purview of the Coastal Management Act 2016, to set the long-term strategy for the co-ordinated management of land within the coastal zone and with a focus on achieving, but not limited to, the following:

- a) to protect and enhance natural coastal processes and coastal environmental values, including natural character, scenic value, biological diversity, ecosystem integrity and resilience; and
- b) to support the social, cultural, and economic values of the coastal zone, while maintaining public access, amenity, use and safety; and
- c) to acknowledge First Nation Australians' spiritual, social, customary, and economic use of the coastal zone, and
- d) to facilitate ecologically sustainable development in the coastal zone and promote sustainable land use planning decision-making; and
- e) to mitigate current and future risks from coastal hazards, incorporating the effects of climate change; and
- f) to support public participation in coastal management and planning to promote greater public awareness, education and understanding of coastal processes and management actions.

Georges River Combined Councils' Committee Inc. ABN-182 467 92704
Our Members: Bayside Council, Campbelltown City Council, City of Canterbury Bankstown Council,
Fairfield City Council, Georges River Council, Liverpool City Council, Sutherland Shire Council, Wollondilly Shire Council
Proudly hosted by Sutherland Shire Council



Georges Riverkeeper
LOCKED BAG 17, SUTHERLAND NSW 1499
P: 0439 629 698
E: contact@georgesriver.org.au
W: georgesriver.org.au

Georges Riverkeeper involvement with the GRCCMP has been and continues to be endorsed through both the ongoing Georges Riverkeeper Strategic Plan 2022-2026 and the current 2022/2023 Georges Riverkeeper Annual Workplan, as adopted by member Councils. The Georges Riverkeeper Strategic Plan 2022-2026 locates the GRCCMP within the Stormwater & Sewage Program under the planned activities of developing the Georges River Catchment Coastal Management Program. This is supported by the Department of Planning & Environment (DPE), via Government Grant funding applications, to proceed through to and complete (a) following stage(s).

Further development of the CMP

The GRK were successful in 2019 in obtaining a Coastal & Estuary Grant to develop Stage 1 of the GRCCMP which sought to understand the characteristics and behaviour of existing catchment and coastal zones, by examining the progress and effectiveness of current management measures addressing coastal and catchment issues, developing a shared understanding of the key knowledge gaps and risks, and developing recommendations for future studies/investigations and providing a forward-focused program of work to complete the CMP. This stage was completed in May 2022, with the development of the Scoping Study Report.

Stage 2 of the CMP process is to assess the risks, vulnerabilities, and opportunities regarding waterway health outcomes for the whole catchment. This assessment will greatly assist to identify and evaluate options which is the purpose of Stage 3, while Stage 4 of the CMP process is to prepare, exhibit, finalise, adopt, and seek certification of the GRCCMP, which will be included in this proposed Grant application.

Benefits of the CMP process

The benefits of undertaking the CMP are as follows:

- Currently, Department of Planning & Environment (DPE), are offering a 2:1 funding model with Councils and other stakeholders able to contribute one third of the project cost(s).
- Grants are offered under either two scenarios – an action in the coastal zone, or an action in the catchment zone.
- Includes all programs (extending to a program of works/projects) listed within the new CMP to ensure that funding is available for implementation.
- A certified CMP provides assurance and ascertainment of validity for stakeholders and relevant organisations seeking to determine and available level of support.

Written confirmation and financial contributions being sought by the Georges Riverkeeper

We thank your Council for its participation in Stage 1 of the GRCCMP – Scoping Study. To enable the development and commencement of Stages 2 through to 4 of the GRCCMP. The Georges Riverkeeper are seeking to apply on behalf of member Councils & Partner/s for another grant under the NSW Government's Coastal and Estuaries Grant Program (C&E Grant) which is a 2:1 funding model.

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We are requesting from your Council a commitment by way of a financial contribution of \$40,000 (ex-GST) in the new financial year of 2023/2024. Alternately if deemed more suitable by your Council paid by two (2) \$20,000 instalments in the forthcoming financial years (23/24 and 24/25). This is based on cost estimates (equal contribution from each member council) and recent discussions with DPE and the Project Control Group (member Councils) in which your Council has and continues to play a role. This contribution has not factored in and needs to allow for an annual 2% CPI increase.

Risk of not going through the CMP process

If the Council is neither listed nor has adopted the CMP, it is likely that any funds allocation will not be granted to that Council for implementation of programs/projects until after 2023. The current Georges River Coastal Zone Management Plan ends December 2023, and so it is vital for Councils to be included in the CMP. Council action and commitment now will help ensure funds for the future project and works.

The Department of Planning & Environment (DPE) have offered to undertake a briefing session/s with all constituent Councils, of the Georges River catchment, outlining the benefits of the CMP, its process and why Councils should be part of this program. Your Council may wish to consider this opportunity offered by DPE, giving further opportunity for Council to express their thoughts on the CMP process.

Please provide written advice on Council letterhead addressed to the GRK Program Manager (Mr Scott Reyes) via email (sreyes@ssc.nsw.gov.au) that your Council intends to participate/not participate in Stages 2-4 of the CMP. Advice needs to be received by 24 February 2022.

Yours Sincerely,

A handwritten signature in black ink, appearing to read 'George Barcha'.

Councillor George Barcha
Chairperson – Executive Group
Georges Riverkeeper, On behalf of Member Councils

A handwritten signature in blue ink, appearing to read 'Scott Reyes'.

Scott Reyes
Program Manager
Georges Riverkeeper, On behalf of Member Councils

Georges River Combined Councils' Committee Inc. ABN-182 467 92704
Our Members: Bayside Council, Campbelltown City Council, City of Canterbury Bankstown Council,
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Council Meeting

22/03/2023

Item No	10.5
Subject	Response to Notice of Motion - Rodent Problem, Cook Park
Report by	Colin Clissold, Director City Presentation
File	SF22/2829

Summary

The following Notice of Motion was submitted at Council's Meeting of 22/02/2023 by Councillors McDougall and Sedrak.

Motion:

- 1 That Council investigates additional measures to address the current increase in rodent activity on Cook Park, and other local parks where rodents are known to be an issue, including increasing the number and location of baiting stations.
 - 2 That Council ensures the grass is mown regularly behind the children's playground at Colsen Crescent Reserve in Monterey and undertake other anti-rodent measures to counteract the rodent population which has been disturbed by the nearby M6 works.
 - 3 That Council takes appropriate action to minimise harm to non-pest animals such as domestic animals and native wildlife, with particular care paid to minimise harm to birds such as raptors and owls.
-

Officer Recommendation

That the report be received and noted.

Background

There are approximately 70 rodent baiting stations located along the beach front, from Kyeemagh to Sans Souci. High Rodent activity was identified in a small pocket between Bay Street, Brighton Le Sands to Teralba Street, Monterey Beach. In response, 20 Additional baiting stations have recently been installed in this area with frequency of service also being changed from fortnightly to weekly. The remainder of areas continue to be serviced on a fortnightly basis. This will be reviewed every six months and seasonally adjusted if required.

For all rodent stations, First Generation Rodenticides are used for dusting the burrows and baiting the stations. First Generation rodenticides have been proven as unlikely to kill other wildlife that may become exposed to it.

First Generation Rodenticides are registered according to the *Agricultural and Veterinary Chemicals Code Act 1994* and the Australian Pesticides and Veterinary Medicines Authority approval number 52182. Secondary Generation baits are not used, in order to minimise secondary poisoning of wildlife.

In relation to the grass mowing adjacent to the children's playground at Colsen Crescent Reserve in Monterey. Council has access to the rear of the properties along Colson Crescent to mow the area known as Civic Avenue Reserve, specifically relating to the area at the rear of the Colson Crescent Children's Playground.

This area is currently on a fortnightly mowing schedule; however, it is worth noting that this open space area is low lying and leads into Scarborough Ponds. As such any wet weather causes the ground to become sodden and waterlogged and on occasions is unable to withstand the weight of the mowing equipment. Therefore, at times works are delayed until the site is accessible.

Financial Implications

Not applicable	<input checked="" type="checkbox"/>
Included in existing approved budget	<input type="checkbox"/>
Additional funds required	<input type="checkbox"/>

Community Strategic Plan

Theme One	– In 2032 Bayside will be a vibrant place	<input type="checkbox"/>
Theme Two	– In 2032 Our people will be connected in a vibrant place	<input type="checkbox"/>
Theme Three	– In 2032 Bayside will be green, resilient, and sustainable	<input checked="" type="checkbox"/>
Theme Four	– In 2032 Bayside will be a prosperous community	<input type="checkbox"/>

Risk Management – Risk Level Rating

No risk	<input type="checkbox"/>
Low risk	<input checked="" type="checkbox"/>
Medium risk	<input type="checkbox"/>
High risk	<input type="checkbox"/>
Very High risk	<input type="checkbox"/>
Extreme risk	<input type="checkbox"/>

Community Engagement

Nil.

Attachments

Nil.

Council Meeting

22/03/2023

Item No	10.6
Subject	Australian Local Government Association (ALGA) National General Assembly 2023 - Proposed Motions
Report by	Richard Sheridan, Director City Performance
File	F20/102

Summary

The National General Assembly is an annual event held for Councillors across Australia to come together to share ideas and debate issues. This event provides a unique opportunity for local government to engage directly with the Federal Government, to develop national policy and to influence the future direction of our councils and our communities.

At the February Council Meeting, Council nominated Councillor attendance at the Conference and Councillors were advised that any proposed motions, to be submitted by Council to the Conference, would be considered at this meeting.

Councillors Douglas and Werner have put forward suggested motions for Council's consideration.

Officer Recommendation

- 1 That the proposed motions included in the body of the report to be submitted for the 2023 National General Assembly.
 - 2 That Council nominates any other motions to be submitted for the 2023 National General Assembly.
 - 3 That the General Manager or nominee be authorised to make minor editorial amendments to the adopted motions to ensure it meets the required format prior to submission to the National General Assembly.
-

Background

The 2023 National General Assembly is being held from 13-15 June 2023 in Canberra. Council, at its meeting of 22 February 2023, nominated several Councillors to attend and resolved to consider any proposed motions, for submission to the Conference, at this meeting. To be included on the Conference business paper, motions must be submitted in the required format by no later than 11.50pm on Friday **24 March 2023**.

To submit motions for consideration at the National General Assembly, members must satisfy the following criteria to be eligible for inclusion in the NGA Business Papers, and subsequent debate on the floor of the NGA, motions must meet the following criteria:

1. Be relevant to the work of Local Government Nationally.

2. Not be focused on a specific jurisdiction, location, or region – unless the project or issue has national implications.
3. Be consistent with the themes of the NGA; this year's theme is 'Our Communities, Our Future'.
4. Complement or build on the policy objectives of ALGA and your state and territory local government association.
5. Be submitted by a council which is a financial member of their state or territory local government association.
6. Propose a clear action and outcome i.e. call on the Australian Government to act on something.
7. Not be advanced on behalf of external third parties that may seek to use the NGA to apply pressure to Board members, or to gain national political exposure for positions that are not directly relevant to the work of, or in the national interests of, local government.
8. Address issues that will directly improve the capacity of local government to deliver services and infrastructure for the benefit of all Australian communities.
9. Not seek to advance an outcome that would result in a benefit to one group of councils to the detriment of another.
10. Be supported by sufficient evidence to support the outcome being sought and demonstrate the relevance and significance of the matter to local government nationally.

1 Proposed motion – submitted by Councillor Douglas

Motion Title

Australian Government to invest in more infrastructure for active transport in the 2024 federal budget by providing targeted funding to local governments.

Motion Wording

This National General Assembly calls on the Australian Government to invest in more infrastructure for active transport in the 2024 federal budget by providing targeted funding to local governments.

Motion Background

Transport emissions are rising faster than any other sector in Australia. To reverse this, we must electrify our transport and shift from car dependence to clean, active transport. Shifting from car dependency to active transport can slash emissions much quicker than electrifying the petrol car fleet.

Many studies show that people ride more if they are safe from cars, so a national investment in active transport infrastructure will enable a significant mode shift to active travel. Local councils struggle to afford this infrastructure alone but can quickly roll it out if supported by a federal grant program. Infrastructure could provide safer active transport routes to schools, shops, and public transport hubs, and as part of "15-minute cities" plans.

With many Australian's facing a dangerous mortgage cliff in the next 18 months, high fuel prices and energy bills, the cost of living crisis provides a powerful unifying reason for the Federal Government to provide incentives to enable more Australians to shift from car dependency to active transport.

This motion is within the eligibility criteria and may be considered for submission.

2 Proposed motion – submitted by Councillor Douglas

Motion Title

Bus Shelters

Motion Wording

This National General Assembly of Local Government calls on the Australian Government to provide targeted funding to enable local government areas with low levels of public transport infrastructure to install additional bus shelters and bus infrastructure, thus increasing public transport accessibility and better enabling Australia to meet its carbon emission reduction goals.

Motion Background

Suburban streets in Australia can reach over 50°C and summers are becoming longer and hotter. Waiting at a bus stop without a seat or shade in baking heat is exhausting and risks dehydration or heat stress, especially for older people and children. Bus shelters are simple, affordable infrastructure that will support the shift to sustainable transport alternatives, address environmental injustice and empower communities.

Transport is the third largest source of greenhouse gas emissions in Australia and cars are responsible for roughly half of those emissions. Electric vehicles are one component of our transport future but increasing the accessibility of local public transport is key to reducing transport greenhouse gas emissions.

This motion is within the eligibility criteria and may be considered for submission.

3 Proposed motion – submitted by Councillor Werner

Motion Title

Preventing greenwashing and promoting ethical and climate positive investments in Local Government Super Funds

Motion Wording

This National General Assembly of Local Government calls on the Australian Government to:

1. Actively encourage local government super funds to divest from companies engaging in the extraction of fossil fuels, native forest logging, gambling, weapons manufacturers, and tobacco.
2. Take immediate action to ensure the integrity and accountability of carbon offset programs, while supporting and funding councils to directly reduce operational and community emissions through the roll out of local renewable energy infrastructure and other greenhouse gas reducing initiatives.

3. Ban the practice of 'greenwashing' in local government super funds, ensuring that local government super funds that invest in companies engaging in the extraction of fossil fuels, native forest logging, gambling, weapons manufacturers, and tobacco are not able to promote their funds as being environmentally friendly or ethical investors.

Motion Background

Local government is constantly on the frontlines and doing the heavy lifting when dealing with severe weather events. We now accept that climate change contributes to more severe weather events which occur more frequently than previously. From the recent floods in the Kimberley and those that shattered the north coast of NSW in March 2022, to the east coast bushfires of the 2019/20 summer, the reality of climate change is upon us. In this context it is no longer acceptable for the retirement savings of local government sector employees to be invested in fossil fuel entities which are continuing to contribute to, and make worse, the effects of climate change.

The complete background and supporting information to the proposed Motion provided by Councillor Werner is attached to this report.

This motion is within the eligibility criteria and may be considered for submission.

Financial Implications

Not applicable	<input checked="" type="checkbox"/>
Included in existing approved budget	<input type="checkbox"/>
Additional funds required	<input type="checkbox"/>

Community Strategic Plan

Theme One – In 2032 Bayside will be a vibrant place	<input type="checkbox"/>
Theme Two – In 2032 Our people will be connected in a vibrant place	<input type="checkbox"/>
Theme Three – In 2032 Bayside will be green, resilient and sustainable	<input checked="" type="checkbox"/>
Theme Four – In 2032 Bayside will be a prosperous community	<input type="checkbox"/>

Risk Management – Risk Level Rating

No risk	<input checked="" type="checkbox"/>
Low risk	<input type="checkbox"/>
Medium risk	<input type="checkbox"/>
High risk	<input type="checkbox"/>
Very High risk	<input type="checkbox"/>
Extreme risk	<input type="checkbox"/>

Community Engagement

Not applicable.

Attachments

Proposed Motion by Councillor Werner [↓](#) .

2 Proposed motion – submitted by Councillor Werner (complete text)

Motion Title

Preventing greenwashing and promoting ethical and climate positive investments in Local Government Super Funds

Motion Wording

This National General Assembly of Local Government calls on the Australian Government to:

1. actively encourage local government super funds to divest from companies engaging in the extraction of fossil fuels, native forest logging, gambling, weapons manufacturers, and tobacco;
2. take immediate action to ensure the integrity and accountability of carbon offset programs, while supporting and funding councils to directly reduce operational and community emissions through the roll out of local renewable energy infrastructure and other greenhouse gas reducing initiatives;
3. ban the practice of 'greenwashing' in local government super funds, ensuring that local government super funds that invest in companies engaging in the extraction of fossil fuels, native forest logging, gambling, weapons manufacturers, and tobacco are not able to promote their funds as being environmentally friendly or ethical investors.

Background

National Objective

This motion addresses the following key questions in the 2023 discussion paper:

1. Climate Change and Renewable Energy: Noting the Government's commitment to reducing emissions, are there programs and initiatives that the Commonwealth Government could develop to assist councils in their work to address climate change and reduce emissions?

Background

Local government is constantly on the frontlines and doing the heavy lifting when dealing with severe weather events. We now accept that climate change contributes to more severe weather events which occur more frequently than previously. From the recent floods in the Kimberley and those that shattered the north coast of NSW in March 2022, to the east coast bushfires of the 2019/20 summer, the reality of climate change is upon us. In this context it is no longer acceptable for the retirement savings of local government sector employees to be invested in fossil fuel entities which are continuing to contribute to, and make worse, the effects of climate change.

Details

Historically each Australian State has had a superannuation fund associated with its local government sector. Those arrangements have morphed into the current situation which is:

NSW - Active Super (formerly Local Government Super) an industry fund currently in merger negotiations with Vision Super (Victoria).

Clause 15 of the *Local Government (State) Award 2020* requires NSW local government employees to contribute to the *Local Government Superannuation Scheme* (which is now known as Active Super) and no other scheme.

Victoria – Vision Super formerly known as Local Authorities Superannuation Fund, Vision Super has been providing servicing since 1947. It is currently in merger negotiations with Active Super.

South Australia – State Super which merged with *Local Government Superannuation Scheme* in 2012

Queensland – Brighter Super – LGSuper became LGIA Super in 2016, which then merged with Energy Super and acquired Suncorp's superannuation business. It then renamed itself Brighter Super in July 2022.

Western Australia – Aware Super –WA Super (originally established for local government employees in Western Australia) merged with Aware Super in 2020. Aware Super is itself a merger between First State Super (NSW) and VicSuper (Victoria).

Ethical status of funds

Each of the State funds offer a range of superannuation products ranging from 'conservative' to 'growth'.

Some of the funds offer an 'ethical' or 'socially responsible' option. These funds are:

Brighter Super - <https://www.brightersuper.com.au/investments/investment-options/socially-responsible>

Aware Super - <https://aware.com.au/member/investments-and-performance/our-approach-responsible-ownership/socially-responsible-investment-options>

SA State Super - <https://www.supersa.sa.gov.au/investments/how-your-investments-are-managed/responsible-investing/>

Vision Super (Victoria) and Active Super (NSW) do not appear to have a socially responsible option.

Investment in fossil fuel companies

The [Market Forces website](#) identifies that most of these super funds invest in the some of the 180 publicly listed companies included in their [Climate Wreckers Index](#).

The superannuation funds above are identified by Market Forces as having an exposure to the companies on the Climate Wreckers Index as:

Active Super – Accelerator-High Growth 6.08%

Aware – High Growth 3.5%

LGIA (Brighter Super) - My Super 6.01%

Vision Super - Balanced Growth 4.22%

Companies included in the Climate Wrecker Index include the following companies which are found in the investment disclosures of these super funds (although not all companies are invested in by each of these funds). For example:

BHP, BP, ExxonMobil, Glencore, Bahrat petroleum, Cubu Electric Power, Devon Energy, EQT, Galp Energia, Itochu, Marathon Oil, Mitsubishi, Rio Tinto/RioZim, Siemens, Santos, Woodside,

Market Forces estimate that the average investment share by super funds in Australia in the Climate Wrecker Index companies is 6.26%, and that this results in **each member account investing \$4800 in fossil fuel producing companies.**

Investment in companies associated with gambling

Investment in companies in the gambling industry is also common. Vision Super has the following gambling associated investments:

Aristocrat Leisure and Tabcorp

Investment in weapons manufacturers

A brief review shows that Vision Super invests in:

Thales, Raytheon, Rheinmetall

Greenwashing

In September 2022 the Australia Competition & Consumer Commission [announced](#) it was targeting greenwashing after hearing growing concerns that business are falsely representing their environmental credentials.

The Australian Securities and Investment Commission (ASIC) also took action in 2022 on greenwashing including [issuing an infringement notice to a superannuation trustee](#).

Future expectations of local government employees to have their super in sustainable and ethically based superannuation funds

In 2021 86% of Australians said they expected their superannuation, or other investments, [to be invested responsibly and ethically](#).

Local government employees who are directed by default towards preferred superannuation funds (including those in NSW who under the Employment Award must have their super paid into Active Super) deserve to have a default option which is environmentally and socially sustainable.

There needs to be much clearer regulation of the claims made by superannuation funds which cater for local government employees as to what is sustainable.

For example in it's [21/22 Responsible Investment Report](#) Active Super states that carbon capture and storage and the supply of gas are an acceptable part of a sustainable mix. We disagree that this meets current community expectations, particularly for a fund which [states](#):

Unlike some super funds who offer 'socially responsible' or 'ethical' investment options within their broader portfolio, our responsible investment principles are applied to our ENTIRE range of products.

Council Meeting

22/03/2023

Item No	10.7
Subject	ALGWA NSW Branch Annual Conference
Report by	Richard Sheridan, Director City Performance
File	F13/529

Summary

The 2023 ALGWA NSW Branch Annual Conference, hosted this year by Forbes Shire Council, supports and promotes women in local government through advocacy, advice, and action. The Conference will be held between 27-29 April 2023 in Forbes. It provides councillors with an opportunity to come together and engage in learning and networking that will assist in personal and professional development.

Councillors interested in attending the Conference will require Council approval to attend.

Officer Recommendation

- 1 That Council seeks nominations and determines Councillor attendance at the ALGWA – NSW Branch Annual Conference in Forbes from Thursday 27 April – Saturday 29 April 2023.
 - 2 That Councillors, approved to attend the Conference, have their attendance recorded against their Professional Development Plans for 2023 and be required to provide an Attendance Report to Council, as soon as possible after the conference.
-

Background

The 2023 ALGWA NSW Branch Annual Conference's theme is Disaster Resilience – Building strong and resilient communities in the wake of disaster.

The theme acknowledges that “our communities endure many hurdles but as a collective and a community we have and will come back, rebuilding, becoming stronger and more resilient. The lessons we learn at the time, to the clean-up and long after the cameras are gone is how we better prepare ourselves for the future, how to support those around us and grow for the future.”

The Conference Program is attached and attendance at the Conference provides a professional development opportunity for Councillors.

Financial Implications

The Councillor Expenses and Facilities Policy adopted on 23 November 2022, enables Councillors to attend conferences with Council approval and for Council to meet the costs associated with such attendance.

An annual budget is set for Councillors Expenses and Facilities. The registration costs for the Conference package of three days are \$1,400.00 which includes accommodation and access to all events. Alternatively Councillors can attend just the Conference on Friday 28th and Saturday 29th for \$800.00 and an additional \$220.00 to attend the conference dinner on the Saturday night.

Travel costs are extra. The Conference does not have a virtual attendance option, so participants are required to physically attend the Conference.

Financial Implications

Not applicable	<input type="checkbox"/>
Included in existing approved budget	<input checked="" type="checkbox"/>
Additional funds required	<input type="checkbox"/>

Community Strategic Plan

Theme One	– In 2032 Bayside will be a vibrant place	<input type="checkbox"/>
Theme Two	– In 2032 Our people will be connected in a vibrant place	<input type="checkbox"/>
Theme Three	– In 2032 Bayside will be green, resilient, and sustainable	<input type="checkbox"/>
Theme Four	– In 2032 Bayside will be a prosperous community	<input checked="" type="checkbox"/>

Risk Management – Risk Level Rating

No risk	<input checked="" type="checkbox"/>
Low risk	<input type="checkbox"/>
Medium risk	<input type="checkbox"/>
High risk	<input type="checkbox"/>
Very High risk	<input type="checkbox"/>
Extreme risk	<input type="checkbox"/>

Community Engagement

Not applicable.

Attachments

ALGWA Program Overview [↓](#) .

2023 ANNUAL CONFERENCE

THURSDAY 27 - SATURDAY 29 APRIL FORBES

DISASTER resilience

*Building stronger and resilient communities
in the wake of disaster*

**AUSTRALIA LOCAL GOVERNMENT
WOMEN'S ASSOCIATION - NSW BRANCH**

TICKETS ON SALE NOW



*"Never underestimate
the power of women joining
together to break down the
structures holding us back."*

TRACEY SPICER AM
Event MC



**AUSTRALIAN LOCAL
GOVERNMENT WOMEN'S
ASSOCIATION
NEW SOUTH WALES BRANCH**



amazing
FORBES NSW

PROGRAM OVERVIEW

THURSDAY 27 APRIL

TIME	EVENT
1:00pm - 6:00pm	Registrations - Forbes Town Hall
2:00pm - 4:00pm	Optional: Central West Livestock Exchange Tour or AMAZING Sculpture Tour
6:00pm - 9:00pm	Networking Cocktail Function with Forbes Business Chamber at the Anglican Church Garden

DAY 1. FRIDAY 28 APRIL

TIME	EVENT
6.30am	Optional: Tai Chi OR Lake Walking Group
8.00 - 8.30am	Registrations
8:30am - 5:00pm	Day 1 Conference - Forbes Town Hall
	Free evening

DAY 2. SAT 29 APRIL

TIME	EVENT
6.30am	Optional: Yoga with Cherie Quade OR Lake Walking Group
8.30am - 4:00pm	Day 2 Conference - Forbes Town Hall
6:15pm - 11:00pm	Gala Dinner

BOOK YOUR TICKETS NOW

DISASTER
resilience

SPEAKERS

MC - TRACEY SPICER AM

Tracey Spicer AM BBus (Comm) GAICD is a multiple Walkley Award-winning author, journalist and broadcaster who has anchored national programs for ABC TV and radio, Network Ten and Sky News. Tracey will ensure a vibrant and lively conference to keep you inspired & excited.

SHANE FITZSIMMONS AO AFSM

Shane Fitzsimmons was appointed as the inaugural Commissioner for Resilience NSW from 1 May 2020. This appointment followed a distinguished career with the NSW Rural Fire Service of over 35 years, serving as both a volunteer and salaried member. He is currently the chair of the State Emergency Management Committee (SEMC), the State Recovery Committee (SRC), Board of Commissioners (BOC), the National Emergency Medal Committee (NEMC), the NSW Connectivity Innovation Network (CIN) and on the NSW Mental Health Taskforce. Shane has also been a Director on the Board of the NSW Government Telecommunications Authority since 2012.

MATINA JEWELL

Major Matina Jewell (Retired) CSP is an inspirational trailblazer, helping leaders build resilient teams to thrive through change. Recognised in the 'AFR 100 Women of Influence 2018' Awards, Matina is also a Telstra Business Awards Finalist, and named by CPA Australia as a 'Top-10 smart thinker'. Among many honorary roles, Matina is a founding Ambassador for Project Thankful, a movement partnered with the United Nations to help empower women and children globally.

DISASTER RELIEF AUSTRALIA

Disaster Relief Australia (DRA) was launched in 2016. The first disaster relief operation was launched in April 2017 in response to the devastation wrought by Tropical Cyclone Debbie. With over 2500 members and 7 fully operational Disaster Relief Teams (DRTs) in Brisbane, Sydney, Melbourne, Townsville, Adelaide, Perth and Canberra, DRA represents a significant capability. They have proven that capability on 20 disaster relief operations both domestically and internationally, helping thousands of disaster survivors.

GIVIT

GIVIT is the smart way to give to people and communities recovering from an emergency or disaster. Donations made via GIVIT provide critical and immediate support. And we're also there for the long run supporting people as they re-establish homes and as communities recover. GIVIT partner with state and local governments and work really hard to find out exactly what affected people and communities need. GIVIT works directly with support organisations that have been through GIVIT's registration process which ensures they are respected and genuinely helping the community recover. Asking for donations on behalf of the vulnerable people they're assisting. Their aim is to make sure people devastated by disaster get exactly what they need to recover, where and when they need it. And making it really easy for our wonderful donors to have the greatest possible impact.

NSW RECONSTRUCTION AUTHORITY

Helping communities rebuild and recover after natural disasters like floods, droughts and bushfires. Resilience NSW leads disaster and emergency efforts from prevention to recovery.

COMMUNITY

Hear of the impacts and stories from those within our community who have experienced disaster in recent months.

SELF EMPOWERMENT AND SELF CARE WITH A PERSONAL TOUCH

Louise Bernardi empowers people to discover their Personal Brand by identifying their style, physical attributes, and signature colours, so they can best express themselves through dress for all occasions and audiences. Personal Branding is an ongoing process of developing and maintaining a reputation and impression which is individual, authentic, and represents a person's values, lifestyle, and progression through life, both personal and professional.

Rebecca Miller the Skin Whisperer is Australia's leading Skin Expert and creator of skinfit90 – the world's first online bespoke skin health and well-being program educating and inspiring women to lead their best life. Rebecca's purpose is to empower women to feel confident and educate them to love the skin they're in.

BOOK YOUR TICKETS NOW

DISASTER
resilience

Council Meeting

22/03/2023

Item No	10.8
Subject	Councillor Expenses & Facilities Six Monthly Report (July - December 2022)
Report by	Richard Sheridan, Director City Performance
File	F20/1025

Summary

In accordance with Council's Expenses & Facilities Policy, this report provides a detailed summary of expenses claimed by each Councillor and facilities provided to them during the period 1 July – 31 December 2022.

Officer Recommendation

That the six-monthly report for the period July to December 2022 on the Councillor Expenses & Facilities be received and noted.

Background

As referred to in the Council's Councillor Expenses & Facilities Policy and the Model Policy, a detailed report on the provision of expenses and facilities will be publicly tabled at a Council meeting every six months and published in full on Council's website. Council previously reported annually via the Annual Report and this will now be supplemented by a report for the six months to December each year. The reporting ensures accountability and transparency in reimbursement of expenses and provision of facilities to Councillors.

The Councillor Expenses & Facilities Policy enables the reasonable and appropriate reimbursement of expenses and provision of facilities to Councillors to help them undertake their civic duties. Council's Policy is based on the Model Policy issued by the Office of Local Government.

All Councillors are required to submit a declaration with each claim which declares that the expenditure was incurred in performing their Councillor duties and in accordance with the Councillor Expenses and Facilities Policy. Councillors are also required to submit a copy of the receipt or invoice/bill to support their claim.

Where a claim is not in accordance with the Policy, Council is required to refuse the claim and notify the Councillor in writing that the reason for the refusal. During the reporting period, no claims were refused but some reimbursements were reduced to the Policy limits.

The Policy also requires certain specific expenses be pre-approval by Council for Conferences and the General Manager for attendance at professional development training, courses etc.

The Policy requires a compliance audit to be undertaken every two years to verify that claims made by Councillors and paid are in accordance with the Policy. The audit was recently undertaken, and some improvements have been implemented as a result. All Councillors will

be regularly reminded of the various Policy requirements, timeframes and limits. A new declaration will form part of future claims whereby Councillors will be required to indicate whether they have a conflict of interest in a claim they are submitting eg whether they are related to a carer, taxi driver or other service provider. To ensure compliance with the Policy, Councillors are encouraged to submit their claims using the online portal. This facilitates the maintenance of an effective audit trail of expense claims, the relevant supporting documents and the relevant declarations by each councillor acknowledging compliance with the Policy.

The Tables below provide payments made to Councillors and recorded in Council's finance system for the reporting period i.e. 1 July – 31 December 2022. The categorisation of expenditure is in accordance with the Local Government Regulations for annual reporting purposes.

Table 1 – Grouped Councillor Fees, Facilities and Expenses

Item	Amount
Mayoral Fee	\$41,481
Mayoral Superannuation	\$4,011
Councillors Fee	\$242,369
Councillor Superannuation	\$15,745
Facilities & Expenses Breakdown	Amount
Dedicated office equipment to Councillor (including computers & mobile phones) (a1)(i)	\$0
Communication charges (including phone calls, facsimile and internet charges) (a1)(ii)	\$7,203
Seminars and conferences attended by Councillor (incl interstate travel) (a1)(iii)	\$16,923
Councillor/Mayor Induction Training and Councillor Professional Development Programs (a1)(iia)	\$1,829
Councillor other training and skills development (a1)(iv)	\$0
Interstate travel by Councillor while representing Council (a1)(v)	\$0
Overseas visits by Councillor while representing Council (a1)(vi)	\$0
Expenses of spouse, partner, or person accompanying a Councillor (a1)(vii)	\$0
Provision of care for a child or family member of a Councillor (a1)(viii)	\$150.00
Other expenses*	\$11,131
Total	\$37,236.00

*Other expenses comprise, motor vehicle expenses (including an internal charge for mayoral car), stationery, IT consumables, local travel and meals.

Table 2 – Individual Councillor expenditure

Councillor	Equipment (a1)(i)	Communication & Internet (a1)(ii)	Conferences (includes Travel, Accommodation and Meals) (a1)(iii)	Induction & Councillor Professional Development (a1)(iia)	Interstate & Overseas Travel (a1)(iv) & (v)	Training (a1)(iv)	Partner & Child Care Expenses (a1)(vii) & (viii)	Other Expenses	Total
Joe Awada	0	\$300.00	\$0	\$0	\$0	\$0	\$0	\$0	\$300.00
Liz Barlow	0	\$300.00	\$2,091	\$0	\$0	\$0	\$0	\$0	\$2,391.00
Christina	0	\$300.00	\$2,175	\$0	\$0	\$0	\$0	\$146	\$2,621.00

Curry									
Heidi Lee Douglas	0	\$1,520	\$2,519	\$0	\$0	\$0	\$150	\$115	\$4,304.00
Ann Fardell	0	\$300	\$400	\$0	\$0	\$0	\$0	\$0	\$700.00
Mark Hanna	0	\$300	\$0	\$0	\$0	\$0	\$0	\$85	\$385.00
Jo Jansyn	0	\$300	\$2,210	\$0	\$0	\$0	\$0	\$0	\$2,510.00
Ed McDougall	0	\$300	\$0	\$0	\$0	\$0	\$0	\$0	\$300.00
Scott Morrissey	0	\$300	\$2,155	\$0	\$0	\$0	\$0	\$47	\$2,502.00
Jennifer Muscat	0	\$703	\$0	\$0	\$0	\$0	\$0	\$0	\$703.00
Michael Nagi	0	\$300	\$2,128	\$0	\$0	\$0	\$0	\$0	\$2,428.00
Bill Saravinovski	0	\$300	\$0	\$0	\$0	\$0	\$0	\$0	\$300.00
Paul Sedrak	0	\$969	\$1,990	\$0	\$0	\$0	\$0	\$0	\$2,959.00
Andrew Tsounis	0	\$591	\$0	\$0	\$0	\$0	\$0	\$0	\$591.00
Greta Werner	0	\$420	\$1,255	\$0	\$0	\$0	\$0	\$0	\$1,675.00
Councillors Generally	0	\$0	\$0	\$1,829	\$0	\$0	\$0	\$10,738	\$12,567.00
TOTAL	0	\$7,203.00	\$16,923.00	\$1,829.00	\$0.00	\$0.00	\$150.00	\$11,131.00	\$37,236.00

Financial Implications

Not applicable ☒

Included in existing approved budget ☐

Additional funds required ☐

Community Strategic Plan

Theme One – In 2032 Bayside will be a vibrant place ☐

Theme Two – In 2032 Our people will be connected in a vibrant place ☐

Theme Three – In 2032 Bayside will be green, resilient and sustainable ☐

Theme Four – In 2032 Bayside will be a prosperous community ☒

Risk Management – Risk Level Rating

No risk ☒

Low risk ☐

Medium risk ☐

High risk ☐

Very High risk ☐

Extreme risk ☐

Community Engagement

Not applicable.

Attachments

Nil.

Council Meeting

22/03/2023

Item No	10.9
Subject	Clause 4.6 Variations to Development Standards - Quarterly Report
Report by	Peter Barber, Director City Futures
File	SF22/5273

Summary

The Secretary of the Department of Planning & Environment delegates to councils assumed concurrence to use Clause 4.6 to vary development standards in Local Environmental Plans in the assessment and determination of development applications.

In accordance with Planning Circular PS 20-002, Councils must monitor the use of assumed concurrence and report to the Department on a quarterly basis. Councils are also required to update a register on their website and report variations approved under delegation to a meeting of the Council.

This report provides a list of variations approved under delegation for quarter two (2) of FY2023 to promote a transparent and accountable decision-making process.

Officer Recommendation

That the report on the use of Clause 4.6 of Council's Local Environmental Plans to vary development standards in the determination of development applications during quarter two (2) of FY2023 to be received and noted.

Background

Clause 4.6 in Bayside Local Environmental Plan 2021 allows Councils to provide flexibility in the application of development standards when assessing development proposals under certain circumstances. Clause 4.6 sets out a number of criteria that must be satisfied before a variation can be granted.

Reasons for varying development standards using clause 4.6 are detailed within the Development Assessment report for each development application, which can be found using Bayside Council's DA tracker. The property address or application number can be used to locate and view a particular application using DA tracker via Council's website.

There are four (4) procedural and reporting requirements set for councils in relation to the use of clause 4.6 to permit variations to development standards in the assessment of development applications. These are in place to ensure that the process is robust, consistent, transparent, and free from corruption:

- Proposed variations to development standards cannot be considered without a written application objecting to the development standard and dealing with the matters required to be addressed by the relevant instrument.

- A publicly available online register of all variations to development standards approved by the consent authority or its delegates is to be established and maintained. This register must include the development application number and description, the property address, the standard to be varied and the extent of the variation.
- A report of all variations approved (including under delegation) must be submitted through the NSW Planning Portal within four weeks of the end of each quarter (i.e. March, June, September and December) in the form provided by the Department.
- A report of variations approved under delegation is also to be provided to a meeting of the council each quarter.

This report is to satisfy dot point 4 of the reporting requirements for the Q2 FY2023 reporting period.

Financial Implications

- | | |
|--------------------------------------|-------------------------------------|
| Not applicable | <input checked="" type="checkbox"/> |
| Included in existing approved budget | <input type="checkbox"/> |
| Additional funds required | <input type="checkbox"/> |

Attachments

4.6 Development Variations Q2 FY 22/23

Council Meeting

22/03/2023

Item No	10.10
Subject	Statutory Financial Report - February 2023
Report by	Richard Sheridan, Director City Performance
File	F22/528

Summary

This report is provided in accordance with the Local Government (General) Regulations, 2005, Division 5, paragraph 212 and s625 of the Local Government Act, 1993.

The necessary certificate by the Responsible Accounting Officer is included in this report and the Statutory Financial Reports are presented as follows:

- Investment Performance against Benchmark
- Statement of Bank Balances
- Schedule of Investments

As at 28 February 2023, Bayside Council had \$502m in cash and investments with an adjusted portfolio return on investments of 3.29%. Our income and expenditure cash-flow movements for the period primarily comprised the following:

- Income from operating activities totalled \$26.3m from rates, grants, childcare subsidies, bookings/leases, and construction fees.
- Expenses from operating activities totalled \$13.7m for payments for employee costs, utilities, waste, contracts, and infrastructure work.

Cash and Investment Reserve Balances as at 28 February 2023 amounts to \$502 million:

Council's cash and investments balance of \$502 million comprises externally restricted funds of \$395m and internally restricted and unrestricted funds of \$107m.

Officer Recommendation

That the Statutory Financial Report by the Responsible Accounting Officer be received and noted.

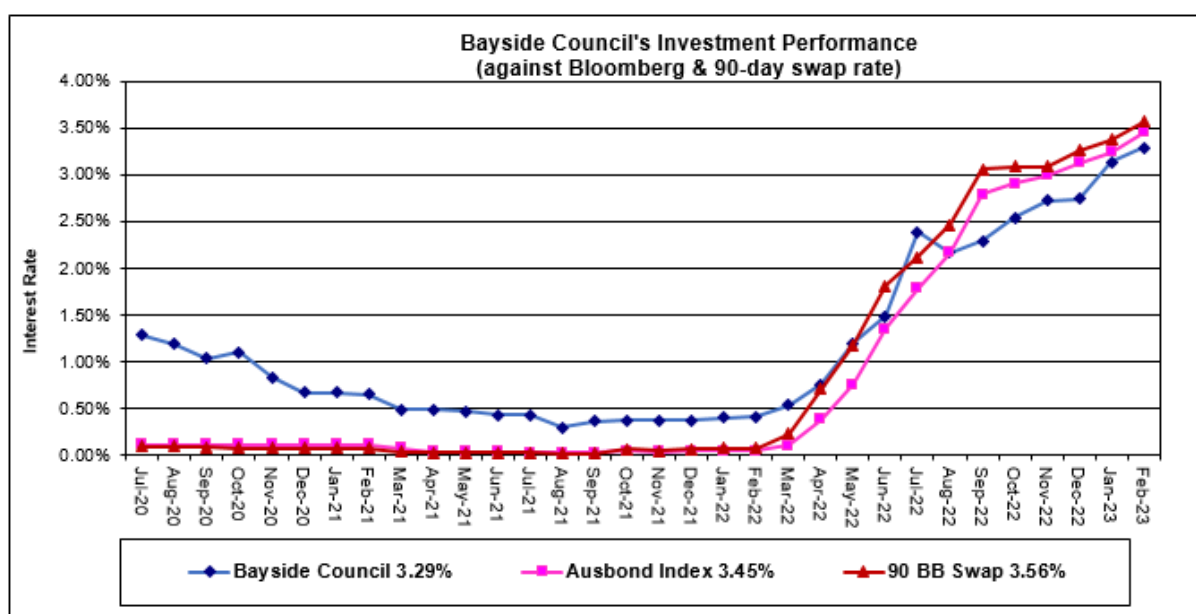
Background

The following table shows the performance of Council's investments since July 2020. The Bloomberg (former UBS) Index is used for comparison as this is a generally accepted industry benchmark used by Australian businesses. The 90-day Bank Bill Swap Rate is the worldwide rate that is reviewed by the financial markets every 90 days. This rate underpins the majority of investments which in the past was a meaningful comparison for measuring investment performance. However, Council's investment portfolio structure has been impacted by the NSW Tcorp loan covenant, which only permits investments with institutions A rated or higher. This will have future impacts on investment returns and as such a more suitable metric will need to be applied.

The RBA has increased the official cash rate with a further 25BP increase in March bringing the cash rate to 3.60% marking the 10th monthly hike in a row, and annual tightening of 350bps the steepest since 1989. The RBA removed suggestions of multiple future rate hikes and instead stated that further tightening will be needed to ensure inflation returns to target.

As of February 2023, Council's portfolio performance is 15BP behind the market as illustrated by the investment performance graph below. In February Council has continued to focus on short term investments of 90 and 180 days that provide the agility required to react to evolving market conditions, noting that short term investments that don't attract the same returns as longer-term investments.

Council's investment portfolio contains approximately over 80% in externally restricted reserves such as developer contributions.



Statement of Bank Balances

The table below shows details of movements in Council's cash at bank for February 2023.

STATEMENT OF BANK BALANCE AS AT 28 FEBRUARY 2023		
Cash at bank as per general ledger as at:	31-Jan-23	12,588,335
Income from operating activities		
Rates and annual charges received	\$ 14,793,533	
User fees and charges received	\$ 1,402,177	
Grant and contributions received	\$ 8,229,103	
Interest revenue received	\$ 992,529	
Bonds received / (paid)	\$ -	
GST received / (paid)	\$ 787,422	
Other income received	\$ 95,052	
Total Income from Operating Activities for the Period	\$ 26,299,816	
Expenses from operating activities		
Accounts paid for period (includes cheques and refunds)	-\$ 8,354,675	
Direct payroll	-\$ 5,315,682	
Borrowing costs	-\$ 3,889	
Total Expenses from Operating Activities for the Period	-\$ 13,674,246	
Total Net Movement from Operating Activities		\$ 12,625,569
Investment Activities for the Period		
(Purchase) / Redemption of TD's	-\$ 12,000,000	
Net Funding Flows for the Period	-\$ 12,000,000	
		-\$ 12,000,000
Funding Activities for the Period		
Proceeds from borrowings	\$ -	
Loan repayments	-\$ 29,332	
Net Funding Flows for the Period	-\$ 29,332	
		-\$ 29,332
Cash at bank as per general ledger as at:	28-Feb-23	13,184,572

NB: above table may include minor rounding's.

Schedule of Investments

Bayside Council currently holds \$502m in investments and cash at call. In accordance with current accounting standards, investments are recorded at Fair Value (market value).

SCHEDULE OF INVESTMENTS HELD ON BEHALF OF COUNCIL AS AT:								28/02/2023
	Credit Rating	Purchase Price	Purchase Date	Maturity Date	Term Days	Prop %	Interest Rate	Market Value
Term Deposits								
National Australia Bank	A1	\$10,000,000	28-Sep-22	29-Mar-23	183	2.05%	4.00%	\$10,000,000
National Australia Bank	A1	\$5,000,000	5-Oct-22	5-Apr-23	183	1.03%	3.70%	\$5,000,000
National Australia Bank	A1	\$5,000,000	2-Nov-22	3-May-23	183	1.03%	4.00%	\$5,000,000
National Australia Bank	A1	\$10,000,000	16-Nov-22	17-May-23	183	2.05%	4.05%	\$10,000,000
National Australia Bank	A1	\$5,000,000	7-Dec-22	7-Jun-23	183	1.03%	4.16%	\$5,000,000
National Australia Bank	A1	\$10,000,000	11-Jan-23	12-Jul-23	183	2.05%	4.40%	\$10,000,000
						<u>9.23%</u>		
CBA	A1	\$10,000,000	9-Mar-22	8-Mar-23	365	2.05%	1.00%	\$10,000,000
CBA	A1	\$3,000,000	5-Oct-22	5-Apr-23	183	0.62%	3.67%	\$3,000,000
CBA	A1	\$10,000,000	6-Apr-22	5-Apr-23	365	2.05%	1.86%	\$10,000,000
CBA	A1	\$5,000,000	13-Apr-22	12-Apr-23	365	1.03%	1.87%	\$5,000,000
CBA	A1	\$10,000,000	19-Oct-22	19-Apr-23	183	2.05%	3.87%	\$10,000,000
CBA	A1	\$10,000,000	20-Apr-22	19-Apr-23	365	2.05%	2.22%	\$10,000,000
CBA	A1	\$15,000,000	26-Oct-22	26-Apr-23	183	3.08%	3.94%	\$15,000,000
CBA	A1	\$10,000,000	27-Apr-22	26-Apr-23	365	2.05%	2.46%	\$10,000,000
CBA	A1	\$25,000,000	4-May-22	3-May-23	365	5.13%	3.06%	\$25,000,000
CBA	A1	\$5,000,000	11-May-22	10-May-23	365	1.03%	3.02%	\$5,000,000
CBA	A1	\$10,000,000	11-May-22	10-May-23	365	2.05%	3.02%	\$10,000,000
CBA	A1	\$5,000,000	18-May-22	17-May-23	365	1.03%	3.12%	\$5,000,000
CBA	A1	\$10,000,000	18-May-22	17-May-23	365	2.05%	3.12%	\$10,000,000
CBA	A1	\$10,000,000	22-Feb-23	24-May-23	92	2.05%	4.22%	\$10,000,000
CBA	A1	\$10,000,000	25-May-22	24-May-23	365	2.05%	2.88%	\$10,000,000
CBA	A1	\$3,000,000	1-Jun-22	31-May-23	365	0.62%	3.13%	\$3,000,000
CBA	A1	\$10,000,000	1-Jun-22	31-May-23	365	2.05%	3.13%	\$10,000,000
CBA	A1	\$10,000,000	8-Jun-22	8-Jun-23	366	2.05%	3.68%	\$10,000,000
CBA	A1	\$10,000,000	4-Jan-23	5-Jul-23	183	2.05%	4.32%	\$10,000,000
CBA (Green TD)	A1	\$9,650,000	14-Jul-22	14-Jul-23	366	1.98%	4.06%	\$9,650,000
CBA	A1	\$20,000,000	7-Dec-22	6-Dec-23	365	4.10%	4.56%	\$20,000,000
CBA	A1	\$20,000,000	21-Dec-22	20-Dec-23	365	4.10%	4.65%	\$20,000,000
CBA	A1	\$5,000,000	11-Jan-23	10-Jan-24	365	1.03%	4.74%	\$5,000,000
CBA	A1	\$10,000,000	18-Jan-23	17-Jan-24	365	2.05%	4.72%	\$10,000,000
CBA	A1	\$20,000,000	8-Feb-23	7-Feb-24	365	4.10%	4.83%	\$20,000,000
						<u>54.48%</u>		
ING Direct	A	\$10,000,000	16-Mar-22	15-Mar-23	365	2.05%	1.17%	\$10,000,000
ING Direct	A	\$10,000,000	23-Mar-22	22-Mar-23	365	2.05%	1.39%	\$10,000,000
ING Direct	A	\$10,000,000	13-Apr-22	12-Apr-23	365	2.05%	1.87%	\$10,000,000
ING Direct	A	\$10,000,000	27-Apr-22	26-Apr-23	365	2.05%	2.48%	\$10,000,000
ING Direct	A	\$10,000,000	11-May-22	10-May-23	365	2.05%	3.08%	\$10,000,000
						<u>10.25%</u>		
Westpac	AA-	\$5,000,000	2-Mar-22	1-Mar-23	365	1.03%	0.83%	\$5,000,000
Westpac	AA-	\$30,000,000	9-Mar-22	8-Mar-23	365	6.15%	1.10%	\$30,000,000
Westpac	AA-	\$10,000,000	10-Aug-22	9-Aug-23	365	2.05%	4.00%	\$10,000,000
Westpac	AA-	\$12,000,000	24-Aug-22	23-Aug-23	365	2.46%	4.15%	\$12,000,000
Westpac	AA-	\$20,000,000	31-Aug-22	30-Aug-23	365	4.10%	4.12%	\$20,000,000
Westpac	AA-	\$5,000,000	28-Sep-22	27-Sep-23	365	1.03%	4.63%	\$5,000,000
Westpac	AA-	\$5,000,000	19-Oct-22	18-Oct-23	365	1.03%	4.46%	\$5,000,000
Westpac	AA-	\$5,000,000	2-Nov-22	1-Nov-23	365	1.03%	4.47%	\$5,000,000
Westpac	AA-	\$5,000,000	23-Nov-22	23-Nov-23	366	1.03%	4.35%	\$5,000,000
Westpac	AA-	\$15,000,000	30-Nov-22	29-Nov-23	365	3.08%	4.46%	\$15,000,000
Westpac	AA-	\$5,000,000	15-Feb-23	14-Feb-24	365	1.03%	4.97%	\$5,000,000
						<u>23.99%</u>		

SCHEDULE OF INVESTMENTS HELD ON BEHALF OF COUNCIL AS AT: 28/02/2023					(Continued)			
	Credit Rating	Purchase Price	Purchase Date	Maturity Date	Term Days	Prop %	Interest Rate	Market Value
Macquarie Bank	A+	\$10,000,000	2-Mar-22	1-Mar-23	365	2.05%	0.90%	\$10,000,000
						2.05%		
Unlisted Community Bank Shares								Market Value
NRMA/IAG Shares		\$6,291				0.00%		\$6,291
Bendigo Bank	BBB	\$5,000				0.00%		\$5,000
						0.00%		
Total Investments		\$487,661,291				100.0%		\$487,661,291
Total Investments and Cash (at FV)								
Total Investments		\$487,661,291						
CASH: Operating Account		\$13,184,572						
CASH: Management Account (CDA)		\$950,650						
		\$501,796,513						
Movement in total investments and cash:								
		31-Jan-23	28-Feb-23	Net Movement				
Total investments	\$	475,661,291	\$ 487,661,291	\$ 12,000,000				
Operating accounts	\$	12,588,335	\$ 13,184,572	\$ 596,237				
Short term money market	\$	948,113	\$ 950,650	\$ 2,537				
	\$	489,197,740	\$ 501,796,513	\$ 12,598,774				

NOTE: In accordance with current accounting standards Council is required to obtain market values on its investments and hence the inclusion in the above table. It is important to note that Council does not hold any CDOs which have adversely affected many councils in NSW.

I hereby certify in accordance with Clause 212 of the Local Government (General) Regulation 2005 that the above investments have been made in accordance with Section 625 of the Local Government Act 1993, and Council's investment policies.

Matthew Walker

RESPONSIBLE ACCOUNTING OFFICER

Investment Translation

The following investment information is provided as translation of what the types of investments are:

- * A Term Deposit is a short term deposit held at a financial institution for a fixed term and attracts interest at the prevailing market rate.
- * A Bank Bill is a short term investment issued by a bank representing its promise to pay a specific sum to the bearer on settlement. The amount payable to Council at maturity is the face value which represents the purchase price and interest earned.
- * A Floating Rate Note is a longer term investment issued by a financial institution with a variable interest rate. The adjustments to the interest rate are usually made every three months and are tied to a certain money-market index such as the Bank Bill Swap Rate (BBSW).
- * A CDO (Collateralised Debt Obligation) is an investment backed by a diversified pool of one or more classes of debt. These investments are for longer terms and offer a higher rate of interest. Council does not invest in CDOs.
- * A Capital Guaranteed Note is a longer term investment issued by a financial institution with a fixed coupon that is paid contingent on the performance of the underlying investments, being equities, property bonds etc. In addition, this form of investment also can attract capital growth. The issuer of the note has provided a guarantee that the capital is guaranteed at maturity.
- * A Floating Term Deposit and Variable Rate Deposits are exactly the same as term deposits except they automatically roll over (reinvest) at the end of the 90-day period for up to 2 years.
- * Money Market Call Account refers to funds held at a financial institution and can be recalled by Council either same day or overnight.
- * Unlisted Community Bank Shares refer to bank shares not listed on the Australian Stock Exchange. The local community owns and operates the Bendigo Bank branch which assists the bank in providing banking infrastructure and community support.

Credit Ratings

- * AAA - Extremely strong capacity to meet financial commitments (highest rating).
- * AA - Very strong capacity to meet financial commitments.
- * A - Strong capacity to meet financial commitments, but somewhat more susceptible to adverse economic conditions and changes in circumstances.
- * BBB - Adequate capacity to meet financial commitments with adverse economic conditions or changing circumstances more likely to lead to a weakened capacity of the obligor to meet its financial commitments.
- * BB - Less vulnerable in the near term, but faces uncertainties and exposures to adverse business, financial and economic conditions.
- * B - More vulnerable to non-payment than obligations rated 'BB', but the obligor has the capacity to meet its financial commitment on the obligation.
- * CCC - Currently vulnerable, dependent upon favourable business, financial and economic conditions to meet its financial commitments.
- * CC - Currently highly vulnerable.
- * C - Highly likely to default.

Financial Implications

- | | |
|--------------------------------------|-------------------------------------|
| Not applicable | <input checked="" type="checkbox"/> |
| Included in existing approved budget | <input type="checkbox"/> |
| Additional funds required | <input type="checkbox"/> |

Community Engagement

Not applicable

Attachments

Nil

Council Meeting

22/03/2023

Item No	10.11
Subject	Disclosure of Pecuniary Interest Return - Designated Persons (First Return)
Report by	Richard Sheridan, Director City Performance
File	F22/634

Summary

This report provides information regarding Pecuniary Interest Returns recently lodged with the General Manager by Designated Persons. The Code of Conduct details the requirements in respect of the lodgement of Disclosure of Pecuniary Interest and Other Matters Returns by Councillors and Designated Persons upon commencement at Council, annually, and when there is a change in circumstances disclosed in the Return. It requires any Returns of Interest lodged with the General Manager to be tabled at the first meeting of Council held after the last day for lodgement of the Return.

This report provides information regarding the Returns recently lodged with the General Manager by Designated Persons who have recently commenced at Council and have been requested to lodge their Return within 3 months of starting.

In accordance with those requirements Council is asked to note that the Disclosure of Pecuniary Interest and Other Matters lodged with the General Manager has been tabled.

Officer Recommendation

That the information in this report be received and noted.

Background

Part 4 of the Code of Conduct establishes the requirements for the disclosure of pecuniary interests by councillors and designated persons. This includes disclosures of interests in written returns (returns of interests) and disclosures of pecuniary interests at meetings.

The Model Code is made under section 440 of the *Local Government Act 1993* (NSW) (LGA) and Part 8 of the *Local Government Regulation 2005*. Part 4 of the Model Code replicates and replaces the requirements previously set out in sections 441-449 of the LGA.

By virtue of clauses 4.9, 4.20 and 4.21 of the Code of Conduct, councillors and designated persons are required to prepare and submit written returns of interest within three (3) months after:

- becoming a councillor or designated person, and
- 30 June each year, and
- becoming aware of an interest they are required to disclose.

A 'designated person' is defined in clause 4.8 of the Code of Conduct as:

-
- *the general manager*
 - *other senior staff of the council*
 - *a person (other than a member of the senior staff of the council) who is a member of staff of the council or delegate of the council and who holds a position identified by the council as the position of a designated person because it involves the exercise of functions under the LGA or any other Act (such as regulatory functions or contractual functions) that, in their exercise, could give rise to a conflict between the person's duty as a member of staff or delegate and the person's private interest.*
 - *a person who is a member of a committee of the council identified by the council as a committee whose members are designated persons because the functions of the committee involve the exercise of the council's functions (such as regulatory functions or contractual functions) that, in their exercise, could give rise to a conflict between the member's duty as a member of the committee and the member's private interest.*

The returns are a further mechanism to promote openness and transparency in local government, and to avoid a conflict of interest on the part of councillors and senior council staff who exercise decision-making functions.

The Code of Conduct and Part 8 of the *Local Government Regulation 2005* sets out the matters that must be disclosed in the returns and interests in the following categories:

-
- *interests in real property*
 - *gifts*
 - *contributions to travel*
 - *interests and positions in corporations*
 - *interests as a property developer or a close associate of a property developer*
 - *positions in trade union and professional or business associations*
 - *dispositions of real property*
 - *sources of income*
 - *debts*
 - *discretionary disclosures: (A person may voluntarily disclose in a return any interest, benefit, advantage or liability, whether pecuniary or not, that is not required to be disclosed under another provision of the Schedule).*

In accordance with Clause 4.21(a), the table below shows the employees who have commenced at Council and are a 'Designated Person' and have lodged a Return. The returns have been lodged by the due date.

With regard to Clause 4.25, all Returns lodged by a Designated Person must be tabled at the first Council Meeting held after the last day of the three (3) month lodgement date. The Returns are available for inspection if required.

Position	Return Date	Due Date	Date Lodged
Chief Information Officer	12/12/2022	12/3//2023	19/12/2022
Co-ordinator Parks & Open Space – Landscape Services	19/12/2022	19/3/2023	22/12/2022

Financial Implications

Not applicable ☒

Included in existing approved budget ☐

Additional funds required ☐

Community Strategic Plan

Theme One – In 2032 Bayside will be a vibrant place ☐

Theme Two – In 2032 Our people will be connected in a vibrant place ☐

Theme Three – In 2032 Bayside will be green, resilient and sustainable ☐

Theme Four – In 2032 Bayside will be a prosperous community ☒

Risk Management – Risk Level Rating

No risk ☒

Low risk ☐

Medium risk ☐

High risk ☐

Very High risk ☐

Extreme risk ☐

Community Engagement

The issue raised in this report does not require community consultation under Council's Community Engagement Policy

Attachments

Nil.

Council Meeting

22/03/2023

Item No	10.12
Subject	Response to Question with Notice - Syringes on the Foreshore
Report by	Colin Clissold, Director City Presentation
File	SF23/259

Question

The following Question With Notice was submitted at Council's Meeting of 22 February 2023 by Councillors McDougall and Sedrak:

That Council investigate any further measures that can be taken to encourage the proper disposal of litter and to curb the number of syringes found on the Botany Bay Foreshore.

Response

Council's Waste & Cleansing department provide an ample number of bins that are housed within attractive steel bin enclosures throughout the entire Local Government Area. These are located in public places including the beachfront, shopping centres, libraries, community centres, bus stops, parks, reserves and ovals. During the summer months, from the October Long Weekend each year, Bayside Council provides approximately 40,000 litres combined additional fixed (7,000L) and mobile bin (33,000L) capacity along our beach and the adjacent park and open space areas to account for an increase in waste generation. This included an additional 60 beach bins on the sand at the end of each walkway from the adjacent park and open space areas. Council staff constantly monitor, assess, and re-assess where, and how these bins are performing from an operational and strategic perspective.

Council has also designed and introduced specialist ash bins designed for people using charcoal or portable barbecues along the beachfront.

To support this additional waste generation at this time of the year, in addition to providing more bins in public places, Bayside also conducts weekend and public holiday afternoon waste collections (supplementary collection service) to mitigate overflowing bins and/or potential wind-blown litter.

Beach litter, inclusive of syringes, is a significant environmental issue that all coastal councils have challenges managing based on:

- changing weather conditions and water tide levels (beach service access)
- service access to highly populated and parked out areas
- as well as variations to the number, concentrated density and frequency of visitors that utilise these beautiful areas.

During the summer months from October to March additional Education and Regulation staff are employed specifically to conduct foot patrols of the beaches and parks to deter the practise of littering by patrons. For Council Regulation Officers to issue a fine for littering they must observe the person conducting the offence, and the person must be willing to disclose their correct name and address for the fine to be issued. Fortunately, due to the Rangers high visibility, people tend to not commit offences when the possibility of detection is evident.

Council Officers do however take a proactive approach to this issue by talking with groups of patrons advising them of the penalties for littering and the whereabouts of the nearest waste or coal bin locations. Council also offers waste education and other litter solutions by issuing groups of people along the beachfront, in Cook Park, Pine Park and Peter Depena with customised "Don't Be a Tosser" bags designed by Council to dispose of their litter correctly.

The majority of material (floating debris) which continually washes up on the high tide water line along Council's 8.5 km beaches is predominately from upstream stormwater runoff being from other sources inclusive of the Cooks and Georges Rivers. This can be from street and stormwater (open, culvert and piped systems) from various LGA's. which also includes at times, syringes.

Carelessly discarded syringes can only be removed by Council when a specific site location/description is provided. Noting that along Council's 8.5km of beachfront, are numbered gateway entrances which may assist. A more detailed description of say (x metres left or right of gate x, or adjacent to street x, property Number x, closest to the seawall, time, day date, and frequency of occurrence), are all prerequisites to assist staff in location and removal of syringes, as well as being able to trend the movement of possible perpetrator if the action is consistent. Noting that this has not been a prevalent issue, with only three to four instances of discarded syringes being reported to Council.

Noting, the beach rake can only run early in the morning for safety reasons. And that the tides govern what is washed up on the beaches (4 tides per day - every 24 hours period). Additionally, the beach rake can only clean up adjacent to 1m from sea walls, fences etc.).

Council officers will continue to monitor, assess, reassess and administer any finding in relation to the summer foreshore programs as required.

Attachments

Nil.

11 MINUTES OF COMMITTEES

Council Meeting

22/03/2023

Item No	11.1
Subject	Minutes of the City Services Committee Meeting - 1 March 2023
Report by	Richard Sheridan, Director City Performance
File	SF22/6204

Officer Recommendation

That the Minutes of the City Services Committee meeting held on 1 March 2023 be noted

Summary

The minutes of this Committee contain the following significant recommendations:

CS23.008 Response to Notice of Motion - Bayside Advisory Groups

- 1 That this report be received and noted by Council.
- 2 That the establishment of community reference groups to consider issues such as disability inclusion and implementation of the Reconciliation Action Plan are key actions under the Disability Inclusion Action and Reconciliation Action Plans, respectively (Actions 2.1.3.1 and 2.1.4.2 in the 2022-23 Operational Plan). To be convened by Manager Community Life.
- 3 That the Public Art Assessment Group be a requirement of the Public Art Policy and will be convened by Manager Communications and Events, and will consider public art proposals across the local government area.
- 4 That a Youth Advisory Group, currently being developed, with details, will be convened by Manager Libraries & Lifestyle.
- 5 That the appropriateness of establishing other reference groups has been considered, with feedback presented in this report to be noted.
- 6 That progress on achievement of the Operational Plan, including a progress update on all Community Life events, is reported to Council every six months. Any substantive issues arising within any of the above advisory groups will be reported to Council through that mechanism.
- 7 That a report on the draft timeline for all activities mentioned above be submitted to the next City Services Committee.
- 8 That the LGBTIQ+ Forum is prioritised.

CS23.009 The Voice to Parliament Referendum

- 1 That Council supports the Australian Government's proposal to amend the constitution to include the Aboriginal and Torres Strait Islander Voice.
 - 2 That Council endorses and promotes to the community a vote for Yes in the upcoming referendum on a Voice to Parliament.
 - 3 That a plan be presented at the April committee demonstrating what internally funded actions will be taken to promote a vote for Yes.
-

Present

Councillor Joe Awada, Chair
Councillor Jo Jansyn, Deputy Chair
Councillor Scott Morrissey (via audio-visual link)
Councillor Jennifer Muscat
Councillor Bill Saravinovski (via audio-visual link)

Also present

Councillor Liz Barlow (via audio-visual link)
Councillor Ann Fardell
Councillor Heidi Lee Douglas (via audio-visual link)
Councillor Greta Werner
Meredith Wallace, General Manager
Debra Dawson, Director City Life
Richard Sheridan, Director City Performance
Fausto Sut, Manager Governance & Risk
Cathryn Bush, Coordinator Governance
Maria Pavlides, Manager Customer Experience
Carol Hudson, Coordinator Customer Service
Stergia Papangelis, Coordinator Data & Information
Gina Nobrega, Governance Officer
Taif George, IT Technical Support Officer

The Chairperson opened the meeting in the Committee Meeting Room, Botany Town Hall at 6.32pm.

1 Acknowledgement of Country

The Chairperson affirmed that Bayside Council acknowledges the traditional custodians the Gadigal and Bidjigal people of the Eora nation, and pays respects to Elders past, present and emerging. The people of the Eora nation, their spirits and ancestors will always remain with our waterways and the land, our Mother Earth.

2 Apologies and Attendance via Audio Visual link

Apologies

Committee Recommendation (Councillor Jansyn / Councillor Muscat)

That the following apologies be received:

- Councillor Michael Nagi
- Councillor Paul Sedrak

Attendance Via Audio Visual Link**Committee Recommendation** (Councillor Muscat / Councillor Jansyn)

That Councillors Morrissey and Saravinovski's attendance at tonight's meeting via audio-visual link be granted.

3 Disclosures of Interest

There were no disclosures of interest.

4 Minutes of Previous Meetings**CS23.007 Minutes of the City Services Committee Meeting - 1 February 2023****Committee Recommendation** (Councillor Jansyn / Councillor Muscat)

That the Minutes of the City Services Committee meeting held on 1 February 2023 be noted.

4.2 Business Arising

The Committee notes that the Minutes of the City Services Committee meeting of 1 February 2023 were received and the recommendations therein were adopted by the Council at its meeting of 22 February 2023.

5 Items by Exception

There were no Items by Exception.

6 Public Forum

Details associated with the presentations to the Council in relation to items on this agenda can be found in the individual items.

7 Reports**CS23.008 Response to Notice of Motion - Bayside Advisory Groups**

The following person spoke at the Committee meeting:

- Mr Anthony Scerri, Manager Advanced Diversity Services, speaking for the officer recommendation.

Committee Recommendation (Councillor Jansyn / Councillor Muscat)

- 1 That this report be received and noted by Council.
- 2 That the establishment of community reference groups to consider issues such as disability inclusion and implementation of the Reconciliation Action Plan are key actions under the Disability Inclusion Action and Reconciliation Action Plans, respectively (Actions 2.1.3.1 and 2.1.4.2 in the 2022-23 Operational Plan). To be convened by Manager Community Life.
- 3 That the Public Art Assessment Group be a requirement of the Public Art Policy and will be convened by Manager Communications and Events, and will consider public art proposals across the local government area.
- 4 That a Youth Advisory Group, currently being developed, with details, will be convened by Manager Libraries & Lifestyle.
- 5 That the appropriateness of establishing other reference groups has been considered, with feedback presented in this report to be noted.
- 6 That progress on achievement of the Operational Plan, including a progress update on all Community Life events, is reported to Council every six months. Any substantive issues arising within any of the above advisory groups will be reported to Council through that mechanism.
- 7 That a report on the draft timeline for all activities mentioned above be submitted to the next City Services Committee.
- 8 That the LGBTIQ+ Forum is prioritised.

CS23.009 The Voice to Parliament Referendum

Committee Recommendation (Councillor Jansyn / Councillor Muscat)

- 1 That Council supports the Australian Government's proposal to amend the constitution to include the Aboriginal and Torres Strait Islander Voice.
- 2 That Council endorses and promotes to the community a vote for Yes in the upcoming referendum on a Voice to Parliament.
- 3 That a plan be presented at the April committee demonstrating what internally funded actions will be taken to promote a vote for Yes.

The next meeting will be held in the Committee Meeting Room, Botany Town Hall, at 6:30 pm on Wednesday, 5 April 2023.

The Chairperson closed the meeting at 7.02pm.

Attachments

Nil.

Council Meeting

22/03/2023

Item No	11.2
Subject	Minutes of the Corporate Performance Committee Meeting - 1 March 2023
Report by	Richard Sheridan, Director City Performance
File	SF22/6204

Officer Recommendation

That the Minutes of the Corporate Performance Committee meeting held on 1 March 2023 be noted

Present

Councillor Ann Fardell, Chairperson
Councillor Scott Morrissey (via audio-visual link)
Councillor Greta Werner
Councillor Jo Jansyn (alternate)
Councillor Jennifer Muscat (alternate)

Also present

Councillor Liz Barlow (via audio-visual link)
Councillor Heidi Lee Douglas (via audio-visual link)
Meredith Wallace, General Manager
Richard Sheridan, Director City Performance
Fausto Sut, Manager Governance & Risk
Cathryn Bush, Coordinator Governance
Maria Pavlides, Manager Customer Experience
Stergia Papangelis, Coordinator Data & Information Management
Carol Hudson, Coordinator Customer Service
Gina Nobrega, Governance Officer
Taif George, IT Technical Support Officer

The Chairperson opened the meeting in the Committee Meeting Room, at Botany Town Hall, at 7:11pm.

1 Acknowledgement of Country

The Chairperson affirmed that Bayside Council acknowledges the traditional custodians the Gadigal and Bidjigal people of the Eora nation, and pays respects to Elders past, present and emerging. The people of the Eora nation, their spirits and ancestors will always remain with our waterways and the land, our Mother Earth.

2 Apologies and Attendance via Audio Visual link

Apologies

Committee Recommendation (Councillor Werner / Councillor Jansyn)

That the following apologies be received:

- Councillor Christina Curry
- Councillor Michael Nagi
- Councillor Paul Sedrak
- Councillor Andrew Tsounis

Attendance Via Audio Visual Link

Committee Recommendation (Councillor Muscat / Councillor Werner)

That Councillor Morrissey's attendance at tonight's meeting via audio-visual link be granted.

Procedural Motion

Committee Recommendation (Councillor Morrissey / Councillor Werner)

That alternate Councillor representatives, Councillors Jansyn and Muscat's participation in tonight's meeting as voting delegates to establish a quorum be granted.

3 Disclosures of Interest

There were no disclosures of interest.

4 Minutes of Previous Meetings

CP23.005 Minutes of the Corporate Performance Committee Meeting - 1 February 2023

Committee Recommendation (Councillor Morrissey / Councillor Werner)

That the Minutes of the Corporate Performance Committee meeting held on 1 February 2023 be noted.

4.2 Business Arising

The Committee notes that the Minutes of the Corporate Performance Committee meeting of 1 February 2023 were received and the recommendations therein were adopted by the Council at its meeting of 22 February 2023.

5 Items by Exception

There were no Items by Exception.

6 Public Forum

There were no speakers for Public Forum.

7 Reports

CP23.006 Customer Experience Strategy, Policy and Charter

Committee Recommendation (Councillor Morrissey / Councillor Jansyn)

- 1 That this matter be deferred pending further development of a roadmap to deliver the plan that is the subject of this report.
- 2 That a cultural awareness and change program, that includes internal and external communication with relevant stakeholders, be included in the report and presented at the April committee meeting.

The next meeting will be held in the Committee Meeting Room, Botany Town Hall, at the conclusion of the City Services Committee on Wednesday, 5 April 2023.

The Chairperson closed the meeting at 7.21pm.

Attachments

Nil.

Council Meeting

22/03/2023

Item No	11.3
Subject	Minutes of the City Planning & Environment Committee Meeting - 8 March 2023
Report by	Richard Sheridan, Director City Performance
File	SF22/6204

Officer Recommendation

That the Minutes of the City Planning & Environment Committee meeting held on 8 March 2023 be noted

Summary

The minutes of this Committee contain the following significant recommendation:

CPE23.008 Post-Exhibition Report: Re-Exhibition of Draft Bayside Development Control Plan 2022

Committee Recommendation

- 1 That Council notes the submissions (**Attachment 6**) received during the re-exhibition of the draft Bayside Development Control Plan 2022.
- 2 That, pursuant to section 3.43 of the *Environmental Planning and Assessment Act 1979* (EP&A Act), and in accordance with section 14 of the *Environmental Planning and Assessment Regulation 2021* (EP&A Regulation), Council adopts the Bayside Development Control Plan 2022 as exhibited (**Attachment 1**), subject to the amendments specified in **Attachment 7**.
- 3 That, in accordance with section 16 of the EP&A Regulation, Council repeals the following Development Control Plans:
 - (i) Botany Bay Development Control Plan 2013; and
 - (ii) Rockdale Development Control Plan 2011.
- 4 That Council adopts the associated Technical Specifications (2022) (**Attachments 2, 3, 4 and 5**) and repeals existing Technical Specifications (2011), relating to:
 - (i) Traffic, Parking and Access
 - (ii) Stormwater Management
 - (iii) Waste Management
 - (iv) Landscape.
- 5 That, in accordance with section 14(2) of the EP&A Regulation, Council gives

public notice of its decision to adopt the Bayside DCP 2022 and repeal the Botany Bay Development Control Plan 2013 and the Rockdale Development Control Plan 2011, on Council's website, within 28 days of its decision.

- 6 That, in accordance with section 20(1) of the EP&A Regulation, Council provides a copy of the Bayside Development Control Plan 2022 to the Planning Secretary (NSW Department of Planning and Environment) within 28 days of its decision.
- 7 That the General Manager be authorised to make further minor modifications, if required, to any administrative (numerical, typographical, interpretation and formatting) errors identified in the finalisation of the Bayside Development Control Plan 2022.
- 8 That all persons who made a submission in relation to the Bayside Development Control Plan 2022 be advised of Council's resolution.
- 9 That the adopted Bayside Development Control Plan 2022 come into effect on **10 April 2023** and that the Botany Bay Development Control Plan 2013 and the Rockdale Development Control Plan 2011 be repealed on that date.

Present

Councillor Jo Jansyn, Chairperson
Councillor Bill Saravinovski, Deputy Chairperson (via audio-visual link)
Councillor Liz Barlow
Councillor Christina Curry (Mayor)
Councillor Jennifer Muscat
Councillor Greta Werner
Councillor Heidi Lee Douglas

Also present

Meredith Wallace, General Manager
Peter Barber, Director City Futures
Richard Sheridan, Director City Performance
Colin Clissold, Director City Presentation
Fausto Sut, Manager Governance & Risk
Cathryn Bush, Coordinator Governance
Josh Ford, Coordinator, Planning Policy
Lisa Ho, Senior Urban Planner
Jourdan di Leo, Manager Property
Craig Dalli, Development Manager
Eli Cowley, Coordinator Strategic Property
Nik Simonovic, Property Project Officer
Tamara Lukic, Governance Officer
Suhradam Patel, IT Service Management Officer

The Chairperson opened the meeting in the Committee Room, Botany Town Hall at 6:36pm.

1 Acknowledgement of Country

The Chairperson affirmed that Bayside Council acknowledges the traditional custodians the Gadigal and Bidjigal people of the Eora nation, and pays respects to Elders past, present and emerging. The people of the Eora nation, their spirits and ancestors will always remain with our waterways and the land, our Mother Earth.

2 Apologies and Attendance via Audio Visual link

Apologies

There were no apologies received.

Attendance Via Audio Visual Link

Committee Recommendation (Councillor Curry / Councillor Muscat)

That Councillor Saravinovski attendance at tonight's meeting via audio-visual link be granted.

3 Disclosures of Interest

Councillor Jansyn

CPE23.008 - Post-Exhibition Report: Re-Exhibition of Draft Bayside Development Control Plan 2022

Councillor Jansyn declared a Less than Significant Non-Pecuniary Interest in Item CPE23.008 on the basis that she only has an interest in land which is her principal place of residence which is not impacted by the proposed changes, and stated she would remain in the meeting for consideration and voting on the matter.

Councillor Saravinovski

CPE23.008 - Post-Exhibition Report: Re-Exhibition of Draft Bayside Development Control Plan 2022

Councillor Saravinovski declared a Pecuniary Interest in Item CPE23.008 on the basis that he has relatives who own property in Rockdale Town Centre, and stated he would leave the meeting for consideration and voting on the matter.

Councillor Barlow

CPE23.008 - Post-Exhibition Report: Re-Exhibition of Draft Bayside Development Control Plan 2022

Councillor Barlow declared a Less than Significant Non-Pecuniary Interest in Item CPE23.008 on the basis that she only has an interest in land which is her principal place of residence which is not impacted by the proposed changes, and stated she would remain in the meeting for consideration and voting on the matter.

Councillor Curry**CPE23.008 - Post-Exhibition Report: Re-Exhibition of Draft Bayside Development Control Plan 2022**

Councillor Curry declared a Pecuniary Interest in Item CPE23.008 on the basis that she owns a secondary residence, and stated she would leave the meeting for consideration and voting on the matter.

Councillor Muscat**CPE23.008 - Post-Exhibition Report: Re-Exhibition of Draft Bayside Development Control Plan 2022**

Councillor Muscat declared a Less than Significant Non-Pecuniary Interest in Item CPE23.008 on the basis that she only has an interest in land which is her principal place of residence which is not impacted by the proposed changes, and stated she would remain in the meeting for consideration and voting on the matter.

Councillor Werner**CPE23.008 - Post-Exhibition Report: Re-Exhibition of Draft Bayside Development Control Plan 2022**

Councillor Werner declared a Less than Significant Non-Pecuniary Interest in Item CPE23.008 on the basis that she and her family have an interest in land which are their principal places of residence which are not impacted by the proposed changes, but stated she would remain in the meeting for consideration and voting on the matter.

Councillor Lee Douglas**CPE23.008 - Post-Exhibition Report: Re-Exhibition of Draft Bayside Development Control Plan 2022**

Councillor Lee Douglas declared a Less than Significant Non-Pecuniary Interest in Item CPE23.008 on the basis that she only has an interest in land which is her principal place of residence which is not impacted by the proposed changes, and stated she would remain in the meeting for consideration and voting on the matter.

4 Minutes of Previous Meetings**4.1 Minutes of the City Planning & Environment Committee Meeting – 8 February 2023****Committee Recommendation** (Councillor Muscat / Councillor Barlow)

That the Minutes of the City Planning & Environment Committee meeting held on 8 February 2023 be noted.

4.2 Business Arising

The Committee notes that the Minutes of the City Planning & Environment Committee meeting of 8 February 2023 were noted by the Council at its meeting of 22 February 2023.

5 Items by Exception

There were no Items by Exception.

6 Public Forum

Details associated with the presentations to the Council in relation to items on this agenda can be found in the individual items.

CPE23.008 Post-Exhibition Report: Re-Exhibition of Draft Bayside Development Control Plan 2022

The following person spoke at the meeting:

- Mr Jeffrey Tullock, the chair of Bexley Chambre of Commerce, speaking against the recommendation.

Note: Item CPE23.008 was dealt with next.

7 Reports

CPE23.004 Post-Exhibition Report: Draft Bayside Council Planning Agreement Policy

Note: Councillor Curry returned to the meeting room at 7:08pm

Note: Councillor Saravinovski was absent for the voting on this item.

Committee Recommendation (Councillor Lee Douglas / Councillor Barlow)

- 1 That Council adopts the Draft Bayside Council Planning Agreement Policy, as exhibited.
- 2 That Council gives public notice of its decision to adopt the Draft Bayside Council Planning Agreement Policy on Council's website.
- 3 That the General Manager be authorised to make further minor modifications, if required, to any administrative (numerical, typographical, interpretation and formatting) errors identified in the finalisation of the Draft Bayside Council Planning Agreement Policy.
- 4 That the Draft Bayside Council Planning Agreement Policy immediately comes into effect once adopted by Council.

CPE23.005 Information Report - Finalisation of Bayside LEP 2021 Translation (Employment Zones Reform)

Note: Councillor Saravinovski was absent for the voting on this item.

Committee Recommendation (Councillor Curry / Councillor Barlow)

That Council receives and notes this report on the NSW Government's Employment Zones Reform and translation of *Bayside Local Environmental Plan 2021*.

CPE23.006 Draft Planning Proposal - Heritage Conservation Areas

Note: Councillor Saravinovski was absent for the voting on this item.

Committee Recommendation (Councillor Lee Douglas / Councillor Werner)

- 1 That the draft Planning Proposal be updated to include the changes proposed by the independent Heritage Consultant, as outlined in this report.
- 2 That, pursuant to s3.34 of the *Environmental Planning and Assessment Act 1979* (EP&A Act), the updated draft Planning Proposal be submitted to the Department of Planning and Environment for a Gateway Determination.
- 3 That, pursuant to Clause 14 of the *Environmental Planning and Assessment Regulation 2021* (EP&A Regulation), the proposed draft Development Control Plan amendments be endorsed for public exhibition for a period of no less than 28 days, and be exhibited concurrently with the draft Planning Proposal, should a Gateway determination for the draft Planning Proposal be issued.
- 4 That, should a Gateway Determination be issued, a further report be presented to Council following the public exhibition period of the draft Planning Proposal and draft DCP amendments, to provide details of any submissions received throughout that process.

CPE23.007 Bayside Local Housing Strategy Implementation & Delivery Plan

Note: Councillor Saravinovski was absent for the voting on this item.

Committee Recommendation (Councillor Lee Douglas / Councillor Muscat)

That Council endorses the draft Bayside Local Housing Strategy Implementation and Delivery Plan for submission to DPE.

CPE23.008 Post-Exhibition Report: Re-Exhibition of Draft Bayside Development Control Plan 2022

The following person spoke at the meeting:

- Mr Jeffrey Tullock, on behalf of the Bexley Chamber of Commerce, speaking against the recommendation.

Note: Councillor Curry had previously disclosed a Pecuniary Interest, and left the meeting for consideration of, and voting on, this item at 6:50pm.

Note: Councillor Saravinovski had previously disclosed a Pecuniary Interest, and left the meeting (via audio-visual link) for consideration of, and voting on, this item at 6:50pm and did not return to the meeting.

Committee Recommendation (Councillor Muscat / Councillor Lee Douglas)

- 1 That Council notes the submissions (**Attachment 6**) received during the re-exhibition of the draft Bayside Development Control Plan 2022.
- 2 That, pursuant to section 3.43 of the *Environmental Planning and Assessment Act 1979* (EP&A Act), and in accordance with section 14 of the *Environmental Planning and Assessment Regulation 2021* (EP&A Regulation), Council adopts the Bayside Development Control Plan 2022 as exhibited (**Attachment 1**), subject to the amendments specified in **Attachment 7**.
- 3 That, in accordance with section 16 of the EP&A Regulation, Council repeals the following Development Control Plans:
 - (i) Botany Bay Development Control Plan 2013; and
 - (ii) Rockdale Development Control Plan 2011.
- 4 That Council adopts the associated Technical Specifications (2022) (**Attachments 2, 3, 4 and 5**) and repeals existing Technical Specifications (2011), relating to:
 - (i) Traffic, Parking and Access
 - (ii) Stormwater Management
 - (iii) Waste Management
 - (iv) Landscape.
- 5 That, in accordance with section 14(2) of the EP&A Regulation, Council gives public notice of its decision to adopt the Bayside DCP 2022 and repeal the Botany Bay Development Control Plan 2013 and the Rockdale Development Control Plan 2011, on Council's website, within 28 days of its decision.
- 6 That, in accordance with section 20(1) of the EP&A Regulation, Council provides a copy of the Bayside Development Control Plan 2022 to the Planning Secretary

(NSW Department of Planning and Environment) within 28 days of its decision.

- 7 That the General Manager be authorised to make further minor modifications, if required, to any administrative (numerical, typographical, interpretation and formatting) errors identified in the finalisation of the Bayside Development Control Plan 2022.
- 8 That all persons who made a submission in relation to the Bayside Development Control Plan 2022 be advised of Council's resolution.
- 9 That the adopted Bayside Development Control Plan 2022 come into effect on **10 April 2023** and that the Botany Bay Development Control Plan 2013 and the Rockdale Development Control Plan 2011 be repealed on that date.

Note: Item CPE23.004 was dealt with next.

8 Confidential Reports / Matters

There were no confidential reports or confidential matters.

9 Conclusion of the Meeting

The Chairperson closed the meeting at 7:36pm.

The next meeting will be held in the Committee Room, Botany Town Hall, at 6:30pm on 12 April 2023.

Attachments

Nil.

Council Meeting

22/03/2023

Item No	11.4
Subject	Minutes of the City Works & Assets Committee Meeting - 8 March 2023
Report by	Richard Sheridan, Director City Performance
File	SF22/6204

Officer Recommendation

That the Minutes of the City Works & Assets Committee meeting held on 8 March 2023 be noted

Summary

The minutes of this Committee contain the following significant recommendations:

CWA23.007 Proposed Closure and Sale - Part of Road Reserve at the rear of 232 and 234 King Street, Mascot

Committee Recommendation (Councillor Jansyn / Councillor McDougall)

- 1 That subject to the outcome of an application under the *Roads Act 1993* for closure and sale of the subject section of road reserve and classification of the site as operational land, Council approves of the sale of part of the road reserve in Hatfield Street, Mascot located at the rear of 234 King Street, Mascot to the owner of 234 King Street, Mascot on the basis of the commercial terms outlined in this report.
 - 2 That Council commences the process for an application under the *Roads Act 1993* for consideration of the proposal for closure and sale of the subject section of road reserve and a further report be considered following the public exhibition stage.
 - 3 That Council authorises the General Manager to enter into an appropriate Deed of Agreement with the owner of 234 King Street, Mascot to address key issues with the proposal and to confirm his responsibilities for meeting all Council costs in this matter.
-

Present

Councillor Ed McDougall (Chairperson) (via audio-visual link)
Councillor Christina Curry, (Deputy Chairperson)
Councillor Heidi Lee Douglas
Councillor Liz Barlow
Councillor Heidi Lee Douglas
Councillor Ann Fardell (via audio-visual link)
Councillor Jo Jansyn
Councillor Andrew Tsounis

Also present

Councillor Jennifer Muscat
Councillor Greta Werner
Meredith Wallace, General Manager
Colin Clissold, Director City Presentation
Richard Sheridan, Director City Performance
Peter Barber, Director City Futures
Fausto Sut, Manager Governance & Risk
Cathryn Bush, Coordinator Governance
Jourdan Di Leo, Manager Property
Craig Dalli, Development Manager
Eli Cowley, Coordinator Strategic Property
Nic Simonovic, Property Project Officer
Tamara Lukic, Governance Officer
Suhradam Patel, IT Service Management Officer

The Chairperson (The Mayor, Councillor Curry) opened the meeting in the Committee Room, Botany Town Hall at 7:42pm.

1 Acknowledgement of Country

The Chairperson affirmed that Bayside Council acknowledges the traditional custodians the Gadigal and Bidjigal people of the Eora nation, and pays respects to Elders past, present and emerging. The people of the Eora nation, their spirits and ancestors will always remain with our waterways and the land, our Mother Earth.

2 Apologies and Attendance via Audio Visual link

Apologies

There were no apologies received.

Attendance Via Audio Visual Link

Committee Recommendation (Councillor Tsounis / Councillor Jansyn)

That Councillor Fardell and Councillor McDougall attendance at tonight's meeting via audio-visual link be granted.

Note: The Mayor, Councillor Curry chaired the meeting on behalf of Councillor McDougall.

3 Disclosures of Interest

There were no disclosures of interest.

4 Minutes of Previous Meetings

CWA23.006 Minutes of the City Works & Assets Committee Meeting - 8 February 2023

Committee Recommendation (Councillor Tsounis / Councillor Jansyn)

That the Minutes of the City Works & Assets Committee meeting held on 8 February 2023 be noted.

5 Items by Exception

There were no Items by Exception.

6 Public Forum

There were no speakers for Public Forum.

7 Reports

CWA23.007 Proposed Closure and Sale - Part of Road Reserve at the rear of 232 and 234 King Street, Mascot

Committee Recommendation (Councillor Jansyn / Councillor McDougall)

- 1 That subject to the outcome of an application under the *Roads Act 1993* for closure and sale of the subject section of road reserve and classification of the site as operational land, Council approves of the sale of part of the road reserve in Hatfield Street, Mascot located at the rear of 234 King Street, Mascot to the owner of 234 King Street, Mascot on the basis of the commercial terms outlined in this report.
- 2 That Council commences the process for an application under the *Roads Act 1993* for consideration of the proposal for closure and sale of the subject section of road reserve and a further report be considered following the public exhibition stage.
- 3 That Council authorises the General Manager to enter into an appropriate Deed of Agreement with the owner of 234 King Street, Mascot to address key issues with the proposal and to confirm his responsibilities for meeting all Council costs in this matter.

8 Confidential Reports / Matters

There were no confidential reports or confidential matters.

9 Conclusion of the Meeting

The Chairperson closed the meeting at 7:54pm.

The next meeting will be held in the Committee Room, Botany Town Hall, on Wednesday, 12 April 2023.

Attachments

Nil.

Council Meeting

22/03/2023

Item No	11.5
Subject	Minutes of the Bayside Traffic Committee Meeting - 8 March 2023
Report by	Peter Barber, Director City Futures
File	SF22/6204

Officer Recommendation

That the Minutes of the Bayside Traffic Committee meeting held on 8 March 2023 be received and the recommendations therein be adopted.

Present

Christina Curry, Mayor (Convenor)
George Perivolarellis, representing State Members for Rockdale and Heffron
Nina Fard, representing Transport for NSW
Constable Jack Carstairs, Eastern Beaches Police Area Command
Traffic Sergeant Adam Neale, St George Police Area Command

Also present

Rino Mucciacciaro, Transdev John Holland
Bryce Spelta, Manager City Infrastructure, Bayside Council
Robert Ristevski, Coordinator Traffic & Road Safety, Bayside Council
Raj Shah, Traffic Engineer, Bayside Council
David Nguyen, Traffic Engineer, Bayside Council
Phoebe Mikhie, Manager Compliance & Community Safety, Bayside Council
Paul Adams, Coordinator Parking & Safety, Bayside Council
Shobna Maharaj, Traffic Committee Administrative Officer, Bayside Council

The Convenor opened the meeting in the Rockdale Town Hall, Pindari Room, Level 1, 448 Princes Highway, Rockdale at 9.15am and affirmed that Bayside Council acknowledges the traditional custodians: the Gadigal and Bidjigal people of the Eora nation, and pays respects to Elders past, present and emerging. The people of the Eora nation, their spirits and ancestors will always remain with our waterways and the land, our Mother Earth.

1 Apologies

The following apologies were received:

Councillor Liz Barlow
Councillor Heidi Lee Douglas
Les Crompton, representing State Member for Kogarah
Traffic Sergeant Jeff Gould, South Sydney Police Area Command
Senior Constable Matthew Chaplin, St George Police Area Command
Peter Barber, Director City Futures, Bayside Council

2 Disclosures of Interest

There were no disclosures of interest.

3 Minutes of Previous Meetings

BTC23.021 Minutes of the Bayside Traffic Committee Meeting - 8 February 2023

Committee Recommendation

That the Minutes of the Bayside Traffic Committee meeting held on 8 February 2023 be confirmed as a true record of proceedings.

Business Arising

The Committee notes that the Minutes of the Bayside Traffic Committee meeting of 8 February 2023 were received and the recommendations therein were adopted by the Council at its meeting of 22 February 2023 with the exception of BTC23.011 which was separately dealt with:

11.6 BTC22.011 Midjuburi Lane, Rockdale - Proposed Parking Restrictions

Minute No. 2023/001

Resolved on the motion of Councillors Barlow and Saravinovski

- 1 That the Traffic Committee recommendation be noted.
- 2 That the existing 102m '2P, 4 pm – 10 pm, Mon – Fri' and '3P, 8:30 am – 6 pm, Sat & Sun' restrictions along the eastern kerb line, south of Midjuburi Lane, be retained.
- 3 That the existing 102m '2P, 4 pm – 10 pm, Mon – Fri' and '3P, 8:30 am – 6 pm, Sat & Sun' restrictions along the eastern kerb line, south of Midjuburi Lane, be extended to Sunbeam Avenue, totalling 303m as indicated in the attachment (see aerial maps below).
- 4 That the existing 10.4m '2P, 4 pm – 10 pm, Mon – Fri' and '3P, 8:30 am – 6 pm, Sat & Sun' restrictions along the western kerb line south of Midjuburi Lane, be retained.
- 5 That the 'No Parking' directly adjacent to the amenities building be retained to assist with pick-up/drop-off activities.
- 6 That Council evaluate the area in 6 months' time to determine whether the new parking restrictions have had an impact and that surrounding streets are investigated for parking opportunities.

4 Reports

BTC23.022 Albyn Street, Bexley - Construction of a pedestrian refuge island

Committee Recommendation

- 1 That a pedestrian refuge island be constructed in Albyn Street, Bexley on the eastern side of the intersection with Harrow Road.
- 2 That in principle support for the proposed refuge island be provided subject to a detailed design being prepared and submitted to TfNSW.

BTC23.023 ANZAC March and Dawn Services 2023 - Botany Road, Mascot & Bay Street, Daphne Street, Ivy Street, Daniel Street, Botany

Committee Recommendation

That the following recommendations be approved subject to a TMP being submitted to the Bayside Traffic Committee for electronic circulation and approval:

- 1 That the ANZAC Day March be designated as a Class 4 Special Event in accordance with the Guide to Traffic and Transport Management for Special Events.
- 2 That Council advise the relevant Police Local Area Commands to note the proposed route and temporary road closures to facilitate the ANZAC Day March event.
- 3 That all relevant agencies not present at the meeting be notified by Council's Events Team.
- 4 That a TMP be submitted to TfNSW for approval of the proposed road closure along the state road network.

BTC23.024 Bestic Street & Francis Avenue Intersection Kyeemagh - Proposed Pedestrian Platform

Committee Recommendation

- 1 That the Report on this proposed Bestic Street Pedestrian Platform be received and noted.
- 2 That in principle support for the proposal to construct a raised pedestrian platform across Bestic Street east of the Francis Avenue Roundabout be provided subject to a detailed design and an RSA submitted to TfNSW.
- 3 That the final design be brought back to the Traffic Committee for review.

BTC23.025 Church Avenue, Mascot – Proposed Modifications to Cycleway**Committee Recommendation**

- 1 That approval be given to remove the 'Give Way' signage outside the vehicular crossing at 42 Church Avenue, Mascot as shown in the attachment.
- 2 That approval be given to install green cycleway markings and green coloured pavement across the vehicular crossing outside 42 Church Avenue, Mascot as shown in the attachment.
- 3 That approval be given to linemark 'TB' Give way and 'C4' dashed line markings outside 42 Church Avenue, Mascot as shown in the attachment.
- 4 That approval be given to green cap over the existing give way 'TBB' lines directly west and east of the vehicular crossing outside 42 Church Avenue, Mascot.
- 5 That the residents/businesses in the vicinity be notified of the works to be implemented.

BTC23.026 M6 Project - Local Area Roadworks**Committee Recommendation**

- 1 That the item be deferred until April Meeting for CGU to present to the Traffic Committee.
- 2 That CGU present and provide information about their community engagement strategy with details of consultation process at the April Committee meeting.

BTC23.027 Riverside Drive, Sans Souci - Proposed changes to parking restrictions along southern kerblane**Committee Recommendation**

- 1 That timed 'No Stopping' restrictions between the hours of 9.00 pm to 5.00 am – 7 days a week, on the southern side of Riverside Drive, Sans Souci, be installed as indicated in the attached locality plan.
- 2 That a review of the timed 'No Stopping' restrictions be undertaken in 6 months.
- 3 That the St George Police Area Command be informed of the changes once endorsed and implemented.

**BTC23.028 St Catherine Greek Orthodox Church, Coward Street, Mascot
- Road Closures for the Easter Service on Friday 14 April
2023 & Saturday 15 April 2023 through to Sunday 16 April
2023**

Committee Recommendation

That the following recommendations be approved subject to a TMP being submitted to the Bayside Traffic Committee for electronic approval:

- 1 That the event be classified as a Class 3 and Class 4 Special Event in accordance with the Guide to Traffic and Transport Management for Special Events.
- 2 That approval be granted for the proposed partial road closures of Oliver Street, Forster Street, Aloha Street, and Coward Street near St Catherine Greek Orthodox Church on Friday, 14 April, 2023 starting from 9:00 pm to 10:30 pm and closure of Coward Street on Saturday, 15 April 2023 from 11 pm – concluding at 2:30 am, Sunday, 16 April 2023 subject to conditions including compliance with relevant and current NSW public health orders at the date of the activity.
- 3 That the Church Management be requested to organise with South Sydney Police Area Command for requirements associated with traffic control of the Class 4 Event and notify public authorities of their event.
- 4 That the Church Management be requested to instruct the participants to keep the noise levels to a minimum when participating in the street procession.
- 5 That Church Management notify affected residents and local businesses in the area of the event at least 5 days prior to the date.

**BTC23.029 Stephen Road, Botany - Provision of part time and full time
Bus Zones and Brighton Street, Botany - Replacing of Give
way with Stop sign**

Committee Recommendation

That the matter be deferred for further investigation.

**BTC23.030 Walz Street, Rockdale Ramadan Festival - Proposed
temporary changes and closures**

Committee Recommendation

- 1 That the proposed street food fair in Walz Street, Rockdale from 7:00 pm to 11.30 pm, proposed on Saturday 15 April 2023, be designated a Class 2 Special Event in accordance with the Guide to Traffic and Transport for Special Events.
- 2 That the event be authorised to proceed subject to relevant conditions.

BTC23.031 Matters referred to the Bayside Traffic Committee by the Chair**Committee Resolution**

That the matters raised by the Chair be considered and noted.

BTC23.033 Matters referred to the Bayside Traffic Committee by the Chair - No Right Turn restriction from O’Riordan Street into Gardeners Road, Mascot (southbound)**Matters raised by Chair, Mayor Curry**

The Chair raised concerns regarding the implementation of the “No Right Turn” restriction from O’Riordan Street into Gardeners Road, Mascot (southbound) by TfNSW. The Chair requested Council Officers write to TfNSW’s Network Efficiency Unit to review the changes given the significant impact this has had on the local residents and for a copy of the correspondence to be provided to the Mayor’s office.

Committee Recommendation

That Council writes to the TfNSW’s Network Efficiency Unit to review the changes given the significant impact this has had on the local residents.

BTC23.032 General Business - Hale Street / Botany Road, Botany**Matter raised by Chair, Mayor Curry**

The Chair enquired about progress on this matter. TfNSW Representative advised that additional signage will be installed at the intersection of Hale Street / Botany Road for vehicles turning left into Hale Street from Botany Road.

Committee Resolution

That TfNSW follow up on the progress of this signage request as a matter of urgency and provide an update to the Committee when available.

Committee Recommendation

That Council investigates further design improvements to the Hale Street entry in order to deter the illegal left turn movement.

The Convenor closed the meeting at 10:07 am.

Attachments

Nil.

Council Meeting

22/03/2023

Item No	11.6
Subject	Minutes of the Audit Risk & Improvement Committee Meeting - 9 February 2023
Report by	Richard Sheridan, Director City Performance
File	SF22/6204

Officer Recommendation

That the Minutes of the Audit Risk & Improvement Committee meeting held on 9 February 2023 be received and the recommendations therein be adopted.

Present

Jennifer Whitten, Independent External Member (Chairperson)
Mark Sercombe, Independent External Member
Sheridan Dudley, Independent External Member
Robert Lagaida, Independent External Member

Also present

Councillor Ann Fardell (Councillor Representative)
Richard Sheridan, Director City Performance
Fausto Sut, Manager Governance & Risk
Umayal Sivanandan, Internal Auditor
Matthew Walker, Chief Financial Officer
Wendy Kloppe, Manager Business Transformation
Lawrissa Chan, Director, Financial Audit Services - Audit Office of New South Wales
Quentin Wong, Audit Leader – Audit Office of New South Wales
Ambrose Tong, Manager - Risk Consulting – Grant Thornton Australia Ltd
Jarrod Lean, Partner - Risk Consulting – Grant Thornton Australia Ltd

The Chairperson opened the meeting in the Yarra Conference Room at 6:40pm.

1 Acknowledgement of Country

The Chairperson affirmed that Bayside Council acknowledges the traditional custodians: the Gadigal and Bidjigal people of the Eora nation, and pays respects to Elders past, present and emerging. The people of the Eora nation, their spirits and ancestors will always remain with our waterways and the land, our Mother Earth.

2 Apologies

The following apologies were received:

Councillor Scott Morrissey (Councillor Representative)
Meredith Wallace (General Manager)

3 Disclosures of Interest

Mark Sercombe declared that he has been appointed as independent member to Audit and Risk Committee (ARC) of the Commonwealth Department of Agriculture, Fisheries & Forestry (DAFF). DAFF's role includes biosecurity at Australia's borders which includes the operations at Sydney airport & the port at Botany. However he does not perceive a reasonable person would see a conflict in his role on the DAFF ARC and his role on the Bayside ARIC.

4 Minutes of Previous Meetings

4.1 Minutes of the Audit Risk & Improvement Committee Meeting - 10 November 2022

Committee Resolution

That the Minutes of the Audit Risk & Improvement Committee meeting held on 10 November 2022 be received and noted.

5 Reports

ARIC23.001 NSW Audit Office - Annual Engagement Plan (AEP) for the Audit of Bayside Council for the Year Ending 30 June 2023

Lawrissa Chan (NSWAO) presented key elements of the Annual Engagement Plan for Bayside Council.

The Committee noted the relevance of the NSW Government Cyber Security Policy for Bayside Council and the recently issued OLG Cyber Security Guidelines for NSW local government (Circular No.22-39).

Committee Resolution

That the Risk & Audit Committee receives and notes the Annual Engagement Plan for the year ending 30 June 2023.

ARIC23.002 FY2021/22 Final Audit Management Letter - NSW Audit Office

Quentin Wong (NSWAO) provided an overview of the findings of the final audit management for Bayside Council.

Some observations noted:

- Current year matters are all rated as low risk.
- Some items remain outstanding from previous years and these should be resolved prior to the next audit.
- Action is being taken to address the audit issue of multiple orders to one supplier.
- Resolution is required of the impasse on the Contracts issue.

Committee Resolution

- 1 That the attachment/s to this report be withheld from the press and public as they are confidential for the following reason:

With reference to Section 10(A) (2) General of the Local Government Act 1993, the attachment relates to the matters in this report are confidential, as it is considered that it is in the public interest that they are not disclosed to the public. In accordance with the Code of Conduct, the matters and the information contained within this report must not be discussed with or disclosed to any person who is not a member of the meeting or otherwise authorised.

- 2 That the Bayside Council 2021/22 Final Audit Management Letters be received and noted.

ARIC23.003 Quarterly Budget Review Statement - Quarter 1 2022/23

The Chief Financial Officer provided a summary of the Quarterly Budget Review.

Some observations noted:

- The reporting assists the Committee in meeting its Charter obligations and is of a high quality
- The timing of the reporting eg February 2023 reporting on 30 September 2022 does not assist the Committee's oversight role and enable it to provide contemporary advice when required.
- A high-level monthly summary being provided to the Committee (out of session) would be useful in filling the gap between formal reporting.

ACTION: The Chief Financial Officer to provide to the Committee members by email monthly, a high level monthly financial summary.

Committee Resolution

That the Quarterly Budget Review Statement for the quarter ended 30 September 2022 be received and noted.

ARIC23.004 Internal Audit Report - Long Term Financial Planning

Jarrod Lean (and Ambrose Tong) of Grant Thornton provided a summary of the key issues arising from the audit of the long-term financial planning (LTFP) process.

Some observations noted:

- Management responses to addressing the high-risk elements of the audit particularly clarifying roles and responsibilities, documenting processes and training.
- The FY22/23 Business Improvement Program lists a desktop review of Council's existing LTFP as part of a suite of service reviews to be conducted.

Committee Resolution

That the Committee receives and notes the internal audit report of the Long-Term Financial Planning process.

ARIC23.005 Six Monthly Independent Verification of Audit Recommendations

Penny Corkill (Centium) provided a summary of the key issues and challenges of the verification audit.

Some observations noted:

- Concerns about the recurring theme of items not being addressed within the timeframes agreed particularly high-risk items and the comments relating to the strategic planning area.
- Management should review and clearly define and quantify risk tolerances
- The Executive Management strategy to hold workshops with relevant managers prior to the commencement of the verification audits to determine whether corrective actions are required.
- Contemporary advice being provided to the Committee on tracking of high-risk items given the timing of reporting back to the Committee on verification audits (ie February 2023 on verifications as at 30 September 2022)

ACTION: That the Manager Governance and Risk provide a status report for the May Meeting on those audit action items due by 30 June 2023.

Committee Resolution

That Committee receives and notes the report.

ARIC23.006 Internal Audit Report - Validation of Minerva Audit Recommendations

Penny Corkill (Centium) provided a summary of the key issues of the Minerva verification audit noting that all recommendations were listed as due by 30 June 2023.

Committee Resolution

That the Committee receive and note the internal audit report into the validation of the Minerva Audit recommendations.

ARIC23.007 Internal Audit Report - Public Domain Works Bonds

Penny Corkill (Centium) provided a summary of the key issues of the Public Domain Works audit.

Some observations noted:

- There seems to be a disconnect between the audit report and comments in the Audit Management letter with regards to the balances of security bonds, deposits, and retentions.
- The role and ownership of actions requires urgent review given the high-risk ratings.
- A status of the high-risk items including workshops should be reported back to the next meeting of the Committee.

ACTION: The Manager Governance & Risk report back to the Committee on the status of the management actions on the high-risk items within the Public Domain Works Bonds Internal Audit report.

Committee Resolution

That the Committee receive and note the internal audit report of Council's public domain works bonds process.

ARIC23.008 Internal Audit Report - Process Review of the Calculation of Pre-Paid Fees & Recovery of Costs (Road Openings & Restorations)

Umayal Sivanandan, Internal Auditor, provided a summary of the key issues of the Road openings and restorations audit.

The following observation was noted:

- Recognise the need to clarify roles and enforcement issues

Committee Resolution

That the Committee receives and notes the Internal Audit Report (final) on the Process Review of the Calculation of Pre-Paid Fees & Recovery of Costs (Road Openings & Restorations).

ARIC23.009 Internal Audit Report - Compliance Review of Councillor Expenses & Facilities

Umayal Sivanandan, Internal Auditor, provided a summary of the key issues of the Road openings and restorations audit

Some observations noted:

- Concern about the breaches of Policy identified
- Remedial action required to monitor and manage compliance
- Management has initiated improvements to improve awareness and monitor and manage compliance

Committee Resolution

That the Committee receives and notes the Internal Audit Report of the Compliance Review of Councillor Expenses & Facilities.

ARIC23.010 Internal Audit Plan FY22/23 - Progress Report

The Manager Governance & Risk provided an overview of the progress report.

Some observations noted:

- Audit scope reduced to Fraud & Corruption Framework and Fraud & Corruption Risk assessment
- Current three-year internal program based on previous five-year strategic internal audit plan.
- Review of current plan to be reported to the next meeting
- Internal Audit Progress table should include the risk rating of completed audits to provide concise critical information.

ACTION: The Manager Governance & Risk to provide an additional column in the progress table to include the risk rating of completed audits.

Committee Resolution

- 1 That the progress report in the status of the current and previous internal audit plans be received and noted.
- 2 That the Committee note the modification to the FY22/23 Internal Plan through change in the scope of one audit ie "Review of the Governance/Fraud Corruption Framework" to "assess Council's fraud and corruption prevention framework against the requirements of the NSW Audit Office Fraud Control Improvement Kit including a Fraud and Corruption Risk Assessment".

ARIC23.011 Business Improvement 2022/2023 Project Schedule

The Manager Business Transformation provided a summary of the Business Improvement Project Schedule.

Some observations noted:

- Very diverse and extensive schedule proposed for implementation
- The Committee would benefit from a program evaluation after a period eg 3 years
- The Committee would benefit from improved information around the description

of the activity, and the expected output and outcome of each including any risk mitigation improvements.

Committee Resolution

That the Audit Risk & improvement Committee noted the project schedule of Business Improvement for the 2022/2023 financial year, including projects currently in progress.

ARIC23.012 Risk Management - Strategic & Operational Risks Review

The Director, City Performance presented on Strategic Risk 12 – Fraud & Corruption

The following observation was noted:

- The committee may be provided with some high-level information around corrupt conduct allegations made and/or reported noting confidentiality of such matters.

Committee Resolution

That the Committee receives and notes the report.

ARIC23.013 Claims Management - Quarterly Report**Committee Resolution**

That the Claims Management report be received and noted.

ARIC23.014 Risk Management & Internal Audit Guidelines Check**Committee Resolution**

That the report on Council's current compliance with the OLG Guidelines for risk management and internal audit frameworks be received and noted.

6 General Business

6.1 Action Items

The following action items were outstanding and/or agreed at this meeting:

Item	Action	Responsible Officer	Status
11/5/22 Item 5.6	A report back to the Committee on the benefit realisation and linkage to CSP outcomes of the completed projects within the Business Improvement Program.	Manager Business Transformation	As part of further reporting on the Program
11/5/22 Item 5.1	A progress report be prepared on the shared service model proposal, and the resourcing of the internal audit function to meet the adopted internal audit program.	Manager Governance & Risk	No further progress and report back will should this matter progress.
9/2/23 Item 5.3	A high level monthly financial summary be provided to members by email monthly	Chief Financial Officer	
9/2/23 Item 5.5	A status report be provided to the May 2023 Meeting on those audit action items due by 30 June 2023.	Manager Governance & Risk	
9/2/23 Item 5.7	A report be provided to the May 2023 Meeting on the status of the management actions on the high-risk items within the Public Domain Works Bonds Internal Audit report	Manager Governance & Risk	
9/2/23 Item 5.10	That the Internal Audit progress table include the risk rating for each completed audit.	Manager Governance & Risk	
9/2/23 Item 6.2	That a report be presented to the May Meeting on the Credit Card Guidelines issued by the Office of Local Government.	Manager Procurement & Fleet	

6.2 Office of Local Government – Credit Card Guidelines

A report on the guidelines will be provided to the next meeting of the Committee

6.3 Committee meeting dates and times

The Committee discussed the issues for the administration with the current meeting schedule and welcomed a report back if changes were considered necessary.

7 Next Meeting

The next ordinary meeting will be held in the Yarra Conference Room at 6.30 pm on Thursday, 11 May 2023.

The Chairperson closed the meeting at 9:15 pm

Attachments

Nil.

12 NOTICES OF MOTION

Council Meeting

22/03/2023

Item No	12.1
Subject	Notice of Motion - Still Gardening Program
Submitted by	Heidi Lee Douglas, Councillor
File	F21/343

Summary

This Motion was submitted by Councillor Douglas and Councillor Barlow.

Motion

That Council, as part of Council's Age Friendly Community Strategy 2022 - 2026:

- 1 Investigates the Still Gardening program, funded by the Australian Government Department of Health.
 - 2 Reports back to the relevant Committee on the outcome of the investigation including whether it may be implemented in our local community and if so how.
-

Background

Supporting Statement by Councillor

The Still Gardening Program, run by the City of Hobart, gives seniors a chance to stay active in their homes and gardens. Still Gardening is funded by the Australian Government Department of Health.

Many seniors are passionate gardeners, but sometimes looking after a garden is too much for them. Gardening is an important way for seniors to keep fit and strong enough to stay living in their own homes. Gardening provides gentle exercise, sunshine, and mental and emotional stimulation. But as we age, some gardening jobs like bending down to weed, getting up again, reaching up to prune and lifting heavy weights become hard.

The City of Hobart Council supports a team of dedicated and inspiring volunteers – Garden Mates – who go out and work one-on-one with seniors in their gardens helping them keep on doing what they love: getting their hands dirty and enjoying the outdoors. Garden Mates offer friendship and support for seniors, they work with them – not for them – and encourage them to look at low maintenance gardening to make it easier to keep enjoying their gardens.

As a Garden Mate you work with a senior person for one or two hours a week in their garden helping them with gardening jobs like weeding, pruning, and lifting heavy weights. By working with a senior person, you help them to feel safe and confident to get outside. You are also a

friendly face with whom they can chat and share their passion for the garden. Attached is the Still Gardening volunteer role description.

The Still Gardening Program provides volunteers with an induction and first aid training, skills-based workshops, toolkits, a tool library, regular lunch catch-ups, reimbursement for travel, free police checks, and free flu and tetanus immunisations.

To participate in the Still Gardening Program, you need to be referred from My Aged Care.

Comment by General Manager:

This Notice of Motion is in order and can be dealt with.

Investigation of this program is not currently included in the Operational Plan or a staff member's work plan. This research will be prioritised and allocated in the 23-24 Operational Plan.

Attachments

Still Gardening Volunteer Role Description [↓](#) .



Supported by the
Australian Government
Department of Health

Role Description: Volunteer Garden Mates

As a volunteer for the Still Gardening Program and the City of Hobart, you give gardening help, working with senior people in their own gardens.

Purpose of Role: Garden Mates volunteer on an on-going basis in the senior person's garden and will help them to find ways to make looking after the garden as easy as possible.

Responsible to: You report to the Garden Mate program officer and Still Gardening coordinator.

Workplace Health & Safety :

You must

- act in a safe manner,
- tell us about health and safety problems,
- take part in safety programs and
- comply with policies.

Expectations:

You must

- carry out gardening jobs as a Garden Mate, alongside a senior person in their garden.
- carry out planting, pruning, hand weeding, mulching and watering tasks as needed, with your senior person
- help the person you work with to find ways to make the garden easy to deal with
- chat with the person you work with to find jobs that can be done together
- look out for any need for a working bee through the program
- give a high level of courtesy, respect and consideration when working with older people
- take on training as needed
- take part in evaluation of Garden Mate match and the Still Gardening Program as a whole

Still Gardening
GPO Box 503 Hobart 7001
Phone 6236 9349





Supported by the
Australian Government
Department of Health

- accept supervision and performance appraisal of your work
- Provide contact hours reporting to Still Gardening staff

Requirements:

You must

- commit to working with senior people
- be able to safely handle and use unpowered gardening tools
- be able to work as part of a team
- like gardening and be open to new ideas
- be able to work outdoors
- be willing to keep in regular contact with the person you garden with and staff of the program
- 18 years or over
- be willing to have a National Police Check and to allow Still Gardening to receive and record the certificate
- be willing to complete First Aid training

Desirable: Current Drivers License

Still Gardening
GPO Box 503 Hobart 7001
Phone 6236 9349



Council Meeting

22/03/2023

Item No	12.2
Subject	Notice of Motion - Gardens for Wildlife
Submitted by	Heidi Lee Douglas, Councillor
File	SF22/354

Summary

This Motion was submitted by Councillor Douglas.

Motion

- 1 That Council Investigates the potential for creating a program like “Gardens for Wildlife”, for the Bayside local Government area.
- 2 That Council brings a report back to the relevant Committee within 3 months, outlining if such a program can be replicated in Bayside.

Background

Supporting Statement by Councillor

Background:

Gardens for Wildlife supports the community to provide an area of habitat in the garden for local wildlife. Whether you have a big backyard, a community garden, a school veggie patch, a green rooftop or pot plants on your balcony, everyone can help promote urban biodiversity. Gardens for Wildlife supports the community to provide an area of habitat in the garden for local wildlife.

The program is extremely popular in Tasmania where you can register and receive information as well as a small sign to host in your front yard. The Tasmanian program inspired a version led by Barung Landcare on the Sunshine Coast:

<https://barunglandcare.org.au/gardens-for-wildlife/>

Gardens for Wildlife Victoria has seeded many affiliate programs in local councils:

<https://gardensforwildlifevictoria.com/affiliates/>

Comment by General Manager:

This Notice of Motion is in order and can be dealt with.

Supporting and protecting biodiversity is a priority in the draft Bayside Resilience Plan. Investigation into the Gardens for Wildlife program and its introduction locally will be actioned in the first year of the implementation of the Resilience Plan (commencing 2023-24)

Attachments

Nil.

Council Meeting

22/03/2023

Item No	12.3
Subject	Notice of Motion - Petition - Synthetic Field Gardiner Park
Submitted by	Greta Werner, Councillor
File	SF20/7054

Summary

This Motion was submitted by Councillor Werner.

Motion

- 1 That Council notes the concerns of residents, in the tabled petition, that synthetic fields in Bayside can become dangerously hot on days over 28 degrees Celsius.
 - 2 That Council provides a report to the relevant Council committee on policy options to protect the public and especially children who play soccer on these fields in both formal and informal settings.
-

Background

Supporting Statement by Councillor

In 2022 heat scientist Dr Sebastian Pfautsch measured the surface temperature of a Bayside synthetic field to be 88 degrees Celsius on a 28 degree day. This is especially concerning as heat stress is Australia's number two natural killer, after pandemic deaths. Heat stress accounts for the deaths of more people than floods, cyclones, bushfires, and storms combined. Heatwaves have killed more Australians than any other extreme weather event (Coates et al. 2014).

The Western Australian Local Government report, *Natural Grass vs Synthetic Turf Study* states:

"synthetic turf surfaces absorb rather than reflect sunlight, causing the emission of heat. These high

temperatures not only impact the surrounding environment, but they can also affect the health and

safety of athletes and children who use the synthetic turf grounds. They can become an uncomfortable

playing surface very quickly..."

Council should be proactive on this issue, as heat waves are predicted to become more frequent and severe. Australia is one of the most vulnerable countries to climate change and the number of hot days, warm nights and heatwaves are all projected to increase over the

21st century (*The silent killer. Climate change and the health impacts of extreme heat*, CLIMATE COUNCIL, 2016.)

References

Climate Council (2016) *The silent killer. Climate change and the health impacts of extreme heat* available at <https://www.climatecouncil.org.au/uploads/b6cd8665c633434e8d02910eee3ca87c.pdf>

Coates, L., Haynes, K., O'Brien, J., McAneney, J., & de Oliveira, F. D. (2014). Exploring 167 years of vulnerability: An examination of extreme heat events in Australia 1844–2010. *Environmental Science & Policy*, 42, 33–44. <https://doi.org/10.1016/j.envsci.2014.05.003>

Coates, L., van Leeuwen, J., Browning, S., Gissing, A., Bratchell, J., & Avci, A. (2022). Heatwave fatalities in Australia, 2001–2018: An analysis of coronial records. *International Journal of Disaster Risk Reduction*, 67, 102671–. <https://doi.org/10.1016/j.ijdrr.2021.102671>

Department of Local Government, Sport and Cultural Industries (2022) *Natural Grass vs Synthetic Turf Study Report* available at: <https://www.dlgsc.wa.gov.au/department/publications/publication/natural-grass-vs-synthetic-turf-study-report>

A copy of the signed petition has been attached with all names, signatures and addresses removed for privacy purposes.

Comment by General Manager:

This Notice of Motion is in order and can be dealt with.

Note: The petition submitted electronically could not be fully downloaded or printed, as notified to the councillor.

The NSW Chief Scientist and Engineer's review into the use of synthetic surfaces for sporting fields and public open space was completed in 2022.

The Final Report investigates the impacts and any alternatives that can be used in public spaces and was informed by stakeholders and current research, scientific, technical, and engineering experts.

The Final Report will support the development of the state's first set of Guidelines. The Department of Planning and Environment has been working with councils, industry and government agencies on the Guidelines to assist decision making on the use of synthetic turf.

The Final Report by the NSW Chief Scientist and Engineer and the Guidelines developed by NSW Department of Planning and Environment will be released together in 2023.

<https://www.chiefscientist.nsw.gov.au/independent-reports/synthetic-turf-in-public-spaces>

Attachments

Nil.

Council Meeting

22/03/2023

Item No	12.4
Subject	Notice of Motion - Bayside Artist in Residence Program
Submitted by	Jo Jansyn, Councillor
File	SF22/7206

Summary

This Motion was submitted by Councillor Jansyn.

Motion

- 1 That Council investigate opportunities to implement an appropriate annual Bayside Artist in Residence Program and present a report to the relevant Committee.
 - 2 That the investigation:
 - a) include an audit of local suitable venues/spaces, and a desk top analysis of non-residential Residency Programs.
 - b) looks at a broad range of artistic genres and benefits for artists which may include residency exhibitions and retail sales and paid creative opportunities in Council programs wherever possible.
 - c) incorporates the inclusion of community benefits of the residency including opportunities for community members to participate in public programs.
 - d) is aligned with and recognises outcomes of key Council Strategic documents where possible, for example the Reflect, Reconciliation Action Plan and the inclusion of artists of diverse backgrounds.
-

Background

Supporting Statement by Councillor

Broadly, Artist in Residence Programs give artists the opportunity to work outside of their usual environments, providing them with time to reflect, research, or produce work. During a residency, artists can explore new locations, different cultures, experiment with different materials and engage with the community.

Artist in Residence Programs can also activate poorly used facilities and spaces and host organisations can learn more about their own communities through engagement activities produced by artists as part of their residencies.

The scope of Artist in Residence programs vary enormously and therefore it is important to create local opportunities that meet the best outcomes for all stakeholders.

Comment by General Manager:

This Notice of Motion is in order and can be dealt with.

Council's Arts and Culture Specialist has commenced development of a Bayside Arts and Cultural Plan which will be included, as an early draft, in the May City Services Committee Meeting agenda. Options for an Artist-in-Residence program is included in the Arts and Cultural Plan.

Attachments

Nil.

Council Meeting

22/03/2023

Item No	12.5
Subject	Notice of Motion - Friends of Gardiner Park
Submitted by	Andrew Tsounis, Councillor
File	SF20/7054

Summary

This Motion was submitted by Councillor Tsounis.

Motion

That legal action be commenced against the incorporated entity of Friends of Gardiner Park and the office bearers.

Background

Supporting Statement by Councillor

This group has cost the community a significant amount and should be brought to account for their actions.

Comment by General Manager:

This Notice of Motion is in order and can be dealt with.
Council may wish to consider the additional costs associated with instigating legal action versus the likelihood of making a significant financial recovery against the group.

Attachments

Nil.

13 QUESTIONS WITH NOTICE

14 CONCLUSION OF THE MEETING